

L.N. 156 of 2019

**REGULATOR FOR ENERGY AND WATER SERVICES ACT
(CAP. 545)**

**Maintenance of Minimum Stocks of Crude Oil and, or Petroleum
Products (Amendment) Regulations, 2019**

IN EXERCISE of the powers conferred by article 37(1) of the Regulator for Energy and Water Services Act, the Minister for Energy and Water Management, after consultation with the Regulator for Energy and Water Services, has made the following regulations:-

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| Citation. | 1. (1) The title of these regulations is the Maintenance of Minimum Stocks of Crude Oil and, or Petroleum Products (Amendment) Regulations, 2019 and these regulations shall be read and construed as one with the Maintenance of Minimum Stocks of Crude Oil and, or Petroleum Products Regulations, hereinafter referred to as "the principal regulations". |
| S.L. 545.09. | |
| Commencement. | (2) These regulations shall come into force on the 1 st January 2020. |
| | (3) These regulations transpose Commission Implementing Directive (EU) 2018/1581 of 19 October 2018 amending Council Directive 2009/119/EC as regards the methods for calculating stock-holding obligations. |
| Amends regulation 2 of the principal regulations | 2. In regulation 2 of the principal regulations, the definition "oil stocks" shall be substituted by the following new definition:

" "oil stocks" means stocks of the energy products listed in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008;". |
| Amends regulation 3 of the principal regulations. | 3. In sub-regulation (3) of regulation 3 of the principal regulations, the words "31st March" shall be substituted by the words "30th June". |
| Amends regulation 6 of the principal regulations. | 4. In sub-regulation (1) of regulation 6 of the principal regulations, the words "in the first paragraph of Section 3.1 of Annex C to Regulation (EC) No 1099/2008." shall be substituted by the words "in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008.". |
| Amends regulation 9 of the principal regulations. | 5. Regulation 9 of the principal regulations shall be amended as follows:

(a) in sub-regulation (2) thereof, the words "Section 4 of |

Annex B to Regulation (EC) No 1099/2008" shall be substituted by the words "Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008"; and

(b) in sub-regulation (4) thereof, the words "Section 3.2.1 of Annex C to Regulation (EC) No 1099/2008" shall be substituted by the words "Section 3.2.2.11 of Annex C to Regulation (EC) No 1099/2008".

6. The First Schedule to the principal regulations shall be substituted by the following:

Substitutes the First Schedule to the principal regulations

"First Schedule
Regulation 3

METHOD FOR CALCULATING THE CRUDE OIL EQUIVALENT
OF IMPORTS OF PETROLEUM PRODUCTS

The crude oil equivalent of imports of petroleum products, as referred to in regulation 3, must be calculated using the following method:

1. The sum of net imports of crude oil, natural gas liquids (NGL), refinery feedstocks and other hydrocarbons, as defined in Annex A, Chapter 3.4 of Regulation (EC) No 1099/2008 (*), shall be calculated and adjusted to take account of any stock changes. From the resulting figure, one of the following figures shall be deducted for naphtha yield:

- (a) 4 %;
- (b) the average naphtha yield;
- (c) the net actual naphtha consumption.

2. The sum of the net imports of all other petroleum products, as defined in Annex A, Chapter 3.4 of Regulation (EC) No 1099/2008, excluding naphtha, shall be calculated and adjusted to take account of stock changes and shall be multiplied by a factor of 1,065.

The sum of the figures resulting from items 1 and 2, represents the crude oil equivalent.

International marine bunkers shall not be included in the calculation.

(*) As modified by Commission Regulation (EU) 2017/2010 of 9 November 2017."

Amends the
Second
Schedule to the
principal
regulations.

7. The Second Schedule to the principal regulations shall be amended as follows:

(a) the words "Section 3.2.1 of Annex C to Regulation (EC) No 1099/2008" thereof, shall be substituted by the words "Section 3.2.2.11 of Annex C to Regulation (EC) No 1099/2008"; and

(b) the words "Section 4 of Annex B to Regulation (EC) No 1099/2008" thereof, shall be substituted by the words "Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008".

Amends the
Third Schedule
to the principal
regulations.

8. In the Third Schedule to the principal regulations, the words "the first paragraph of Section 3.1 of Annex C to Regulation (EC) No 1099/2008" shall be substituted by the words "Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008."
