



National Greenhouse and Energy Reporting Amendment (2023 Measures No. 1) Regulations 2023

I, General the Honourable David Hurley AC DSC (Retd), Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulations.

Dated 19 June 2023

David Hurley
Governor-General

By His Excellency's Command

Chris Bowen
Minister for Climate Change and Energy

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1 Name

This instrument is the *National Greenhouse and Energy Reporting Amendment (2023 Measures No. 1) Regulations 2023*.

2 Commencement

- (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

Commencement information		
Column 1	Column 2	Column 3
Provisions	Commencement	Date/Details
1. Sections 1 to 4 and anything in this instrument not elsewhere covered by this table	The day after this instrument is registered.	23 June 2023
2. Schedule 1	1 July 2023.	1 July 2023
3. Schedule 2	The later of: (a) the day after this instrument is registered; and (b) the day on which the <i>National Greenhouse and Energy Reporting (Measurement) Amendment (2023 Update) Determination 2023</i> commences. However, the provisions do not commence at all if the event mentioned in paragraph (b) does not occur.	1 July 2023 (paragraph (b) applies)

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

- (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

This instrument is made under the *National Greenhouse and Energy Reporting Act 2007*.

4 Schedules

Each instrument that is specified in a Schedule to this instrument is amended or repealed as set out in the applicable items in the Schedule concerned, and any other item in a Schedule to this instrument has effect according to its terms.

Schedule 1—Amendments commencing 1 July 2023

National Greenhouse and Energy Reporting Regulations 2008

1 Regulation 1.03

Insert:

biodiesel means a biofuel that:

- (a) is produced by esterification of oils derived from biomass; and
- (b) consists mainly of esters; and
- (c) is suitable for use as a blending component substitute for diesel oil.

renewable aviation kerosene means a biofuel that:

- (a) is produced through a process such as gasification, Fischer-Tropsch synthesis, hydrothermal conversions or hydroprocessing; and
- (b) consists mainly of alkanes and other hydrocarbons; and
- (c) is either or both of the following:
 - (i) a synthetic blending component within the meaning of the American Society for Testing and Materials Standard *ASTM D7566: Standard Specification for Aviation Turbine Fuel Containing Synthesized Hydrocarbons*, published by ASTM International, as in force or existing from time to time;
 - (ii) a synthetic blending component permitted in aviation turbine fuel that meets the requirements set out in the United Kingdom Defence Standard *Def Stan 91-091: Turbine Fuel, Kerosene Type, Jet A-1; NATO CODE: F-35; Joint Service Designation: AVTUR*, published by UK Defence Standardization, as in force or existing from time to time.

Note 1: In 2023, ASTM D7566 could be:

- (a) purchased (in printed or digital form) from <http://www.astm.org>; or
- (b) viewed (in printed form), by appointment, at the Department's office in Canberra.

Note 2: In 2023, Def Stan 91-091 could be obtained from <http://www.jig.org>.

renewable diesel means a biofuel that:

- (a) is produced through a process such as gasification, Fischer-Tropsch synthesis, hydrothermal conversions or hydroprocessing; and
- (b) consists mainly of alkane and other hydrocarbons; and
- (c) is suitable for use as:
 - (i) a substitute for diesel oil; or
 - (ii) a blending component substitute for diesel oil.

2 In the appropriate position in Part 7

Insert:

**Division 7.10—Application provisions relating to the National
Greenhouse and Energy Reporting Amendment (2023
Measures No. 1) Regulations 2023**

7.21 Application of amendments

The amendments of these Regulations made the *National Greenhouse and Energy Reporting Amendment (2023 Measures No. 1) Regulations 2023* apply in relation to a report under Part 3, 3E, 3F or 3G of the Act for:

- (a) the financial year beginning on 1 July 2023; and
- (b) each later financial year.

3 Schedule 1 (after table item 53)

Insert:

53A	Renewable diesel	Primary
53B	Renewable aviation kerosene	Primary

4 Schedule 1 (table item 54)

Omit “items 52 to 53”, substitute “items 52 to 53B”.

Schedule 2—Amendments relating to scope 2 emissions

National Greenhouse and Energy Reporting Regulations 2008

1 After Subdivision 4.4.3

Insert:

Subdivision 4.4.3A—Scope 2 emissions from the consumption of purchased or acquired electricity

4.17B Emissions from purchased or acquired electricity

- (1) This regulation applies in relation to scope 2 emissions released from electricity referred to in subsection 7.4(1) of the Measurement Determination.
- (2) The report must include the matters set out in Part 7 of Schedule 4 to the Measurement Determination.