



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Single Market Enforcement

Notification of Regulatory Barriers

Notification Number : 2023/0464/DE (Germany)

Second Ordinance amending the Ordinance on the Quality and Labelling of Fuels (Tenth Ordinance Implementing the Federal Immission Control Act - 10th BImSchV)

Date received : 26/07/2023

End of Standstill : 27/10/2023 (closed)

Message

Message 001

Communication from the Commission - TRIS/(2023) 2243

Directive (EU) 2015/1535

Notification: 2023/0464/DE

Notification of a draft text from a Member State

Notification – Notificación – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Ne zahajuje prodlení - Fristerne indledes ikke - Καμμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késéset - Non fa decorrere la mora - Atidējimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħ il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20232243.EN

1. MSG 001 IND 2023 0464 DE EN 26-07-2023 DE NOTIF

2. Germany

3A. Bundesministerium für Wirtschaft und Klimaschutz, Referat E B 3,
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3B. Bundesministerium für Umwelt, Naturschutz, nukleare Sicherheit und Verbraucherschutz, Referat C I 6, 3175 Bonn,
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4. 2023/0464/DE - N40E - Petroleum products

5. Second Ordinance amending the Ordinance on the Quality and Labelling of Fuels (Tenth Ordinance Implementing the Federal Immission Control Act - 10th BImSchV)



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6. Ordinance amending the Tenth Ordinance Implementing the Federal Immission Control Act (Ordinance on the Quality and Labelling of Fuels – 10th BImSchV). The notification concerns fuels [...]

7.

8. Transposition of the DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directive (EU) 2018/2001 of the European Parliament and of the Council, Regulation (EU) 2018/1999 of the European Parliament and of the Council, and Directive 98/70/EC of the European Parliament and of the Council as regards the promotion of energy from renewable sources, and repealing Council Directive (EU) 2015/652:

- Introduction of B10 diesel
- Introduction of B7 protection grade

Adaptation of the law to the REGULATION (EU) OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the deployment of alternative fuels infrastructure and repealing Directive 2014/94/EU:

- Directive 2014/94/EU established EU-wide requirements for the deployment of infrastructure for alternative fuels supply. The rules laid down in Article 7(1), (2) and (5) of this Directive concern the labelling requirements for vehicle/fuel compatibility. These rules were transposed into national law by the 10th BImSchV, together with the rules on the purity of hydrogen as a fuel under Article 5(2) in conjunction with point 2.2 of Annex II to the Directive. The labelling requirements for vehicle/fuel compatibility are now laid down in Article 19(1) and (2) in conjunction with points 10.1 and 10.2 of Annex II, and the rules on the purity of hydrogen as a fuel are laid down in Article 21 in conjunction with point 3.2 of Annex II to the REGULATION (EU) OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the deployment of alternative fuels infrastructure and repealing Directive 2014/94/EU. This Ordinance extends these minimum requirements under European law to include the existing national requirements of the 10th BImSchV currently in force.

Furthermore, paraffinic diesel fuel (XTL) from synthesis or hydrogenation processes in accordance with DIN EN 15940 is to be permitted as a pure fuel in the 10th BImSchV.

- References to standards in the 10th BImSchV are being updated:

The references to the requirements standards for diesel fuel, vegetable oil fuels, autogas and hydrogen as a fuel are being brought in line with the current standards DIN EN 590, May 2022 edition, DIN 51605, November 2020 edition, DIN 51623, November 2020 edition, DIN EN 589, April 2022 edition and DIN EN 17124, December 2022 edition.

9. In order to transpose European law requirements, adjustments are required in the secondary national legislative framework provided by the Federal Immission Control Act. To this end, the Ordinance on the Quality and Labelling of Fuels (10th BImSchV) is being amended.

The Ordinance on the Quality and Labelling of Fuels (10th BImSchV) serves to transpose the Fuel Quality Directive (98/70/EC) and the Sulphur Directive (2016/802/EU).

The amendment to the 10th BImSchV also serves to bring German law in line with the REGULATION (EU) OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the deployment of alternative fuels infrastructure and repealing Directive 2014/94/EU.

10. Reference to the basic texts:

B-2023-0464-DE-01



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11. No

12.

13. No

14. No

15. Yes

16.

TBT aspects:

The draft is a technical regulation or a conformity assessment

SPS aspects: No

European Commission

Contact point Directive (EU) 2015/1535

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