

EU biogas and biomethane inventory of regulatory framework



Number of legislative act with a link			BiokraftNachV, BGBl. I S. 3182, 2009, http://www.gesetze-im-internet.de/bundesrecht/biokraft-nachv/gesamt.pdf
Name of legislative act			BioKraft-NachV: Biokraftstoffnachhaltigkeitsverordnung (Biofuel Sustainability Ordinance)
Date of Publication			30/09/2009, last amended 31/08/2015
Date of implementation			02/11/2009, parts of it 01/01/2010
Purpose			This ordinance is intended to ensure that all biomass used as transport fuel is produced in compliance with binding sustainability criteria.
Relevance to the biomethane sector			Only if compliance with this ordinance is given, biomethane as transport fuel is counted for fulfilling the national quota obligation or for receiving tax exemptions.
Relation to EU legislation			The ordinance translates EU law in national law and specifies the requirements of the renewable energy directive for the German market.
Scope			The ordinance is result of growing concern about the sustainability of biomass. Issues like competition between food and fuel, land use change and indirect land use change, growing acidification and eutrophication of soil lead to the decision to counteract negative developments with specified legal requirements.
Specification of a legislative act	Targets		National target: from 2015 onwards, reduction of greenhouse gases through biofuels must be 3,5% , since 2017 4 % and since 2020 6% / year. EU target: Only biofuels produced by the requirements specified in this ordinance are counted towards the 10% biofuels in 2020 goal.
	Support Systems for Biogas	Subsidies	No
		Feed in Tarrifs	No
		Premiums	No
		Tax exemption	No
	Support Systems for Biomethane	Subsidies	No
		Feed in Tarrifs	No
		Premiums	No
		Tax exemption	Yes
	Sustainability		Yes
	Non-discriminatory access to the grid		No
	Mass-balance		Yes
	Transport		Yes
Emissions		Yes	
Biowaste		Yes	
Digestate		No	