

EU biogas and biomethane inventory of regulatory framework



Number of legislative act with a link			Arrêté du 19 mai 2011 biogaz last amended 08/08/2013
Name of legislative act			Order on the eligibility requirements for biogas plants
Date of Publication			19/05/2011
Date of implementation			20/05/2011
Purpose			Establishing technology-specific criteria for the feed-in tariff. Moreover, this order suspended the Order of 10 July 2006 on the eligibility requirements for biogas plants (Arrêté du 10 juillet 2006 biogaz).
Relevance to the biomethane sector			The order aims to promote biogas through a feed-in tariff. This order replaces the Order of 10 July 2006, which has been rendered ineffective. However, under certain conditions plants may still be subject to the feed-in tariff requirements as defined in the Order of 10 July 2006.
Relation to EU legislation			n.a.
Scope			Art 1: This Order establishes the conditions of purchase of the electricity produced by: 1. Facilities that use, primarily, the energy released by the combustion or explosion of gas resulting from the decomposition or fermentation products, waste and residues from agriculture (including vegetal and animal substances), forestry and related industries (including the food industry) or water treatment, as referred to in 5° of Article 2 of the Decree of 6 December 2000 referred to above; 2. Facilities that value, using biogas, municipal waste or the like mentioned in articles L. 2224-13 and L. 2224-14 of the general code of local authorities, mentioned in point 1 of Article 10 of the Law of 10 February 2000 referred to above.
Specification of a legislative act	Targets		n.a.
		Subsidies	n.a.
		Feed in Tariffs	Art 3: A request for purchase contract must be made by the producer to the buyer concerned. This is considered complete when it includes a copy of the receipt mentioned in Article R. 423-3 of the Urban Code, a copy of a document issued by the public network to which the facility manager is connected that displays the full date of application for connection, the copy of the receipt mentioned in Article 4 and the elements defined in Article 2 of this Order. The tariffs on the energy provided by the installation subject of the application are those defined in the Appendix to this Order indexed by applying the coefficient K defined below: K = 0.5 ICHTrev - TS1 / ICHTrev - TSO + 0.5 FMDABE0000 / FMDABE0000 wherein: 1 ICHTrev-TS1 is the last known final value at 1 January of the year of the full application of the index connecting the hourly cost of the revised work (all employees) in mechanical and electrical industries; 2. FMDABE0000 is the last known final value at 1 January of the year of the full application connection price index for production of French industry for the French market - total industry - A10 BE - works price; 3. ICHTrev-TS10 and FMDABE0000 are the latest known final values at the date of publication of this Order. The value of K applicable to connected systems or who submitted a complete application for connection to 1 January 2012 is equal to 1. A connection request is considered complete when it contains the elements specified in the reference technical documentation of the public network operator to which the system is connected.
		Premiums	n.a.
		Tax exemption	n.a.
		Subsidies	n.a.
		Feed in Tariffs	n.a.
		Premiums	n.a.
		Tax exemption	n.a.
		Sustainability	No
		Non-discriminatory access to the grid	No
		Mass-balance	No
		Transport	No
	Emissions	No	
	Biowaste	No	
	Digestate	Yes	