



Notification Number: 2012/349/UK

The Hydrocarbon Oil (Marking) (Amendment) Regulations 2012

Date received : 31/05/2012

End of Standstill : 03/09/2012

Message

Message 001

Communication from the Commission - SG(2012) D/51447

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2012/0349/UK - Notificare.

No abre el plazo - Nezahtuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201201447.EN)

1. Structured Information Line

MSG 001 IND 2012 0349 UK EN 31-05-2012 UK NOTIF

2. Member State

UK

3. Department Responsible

Department for Business, Innovation and Skills
Innovation & Enterprise Group
1 Victoria Street, London, SW1H 0ET.

Email: 9834@bis.gsi.gov.uk.

3. Originating Department

HM Revenue & Customs

4. Notification Number



2012/0349/UK - C00C

5. Title

The Hydrocarbon Oil (Marking) (Amendment) Regulations 2012

6. Products Concerned

CI Solvent Red 24 as described in the Colour Index. The Colour Index, compiled by the Society of Dyers and Colourists and the American Association of the Textile Chemists and Colourists, published 1997, ISBN 0 90195 671 6.

7. Notification Under Another Act

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8. Main Content

The Hydrocarbon Oil (Marking) Regulations 2002 are being amended to increase the amount of one ingredient (Solvent Orange 2 or SO2) included in the current red dye (Solvent Red 24) that must be added to gas oil and bioblend before they can qualify for the reduced or rebated rate of excise duty. The relevant regulation currently says:

Part II - Requirement to mark
Prescribed Markers and the colouring substance

"3(3) The colouring substance is solvent red added in the proportion of not less than 4 kilograms per 1,000,000 litres of oil"

We are now proposing a change to the following:

Part II – Requirement to Mark
Prescribed Markers and the colouring substance

....

3(3) The colouring substance is solvent red added in proportion of not less than 4 kilograms per 1,000,000 litres of oil and containing between 0.4 and 0.8 kilograms per million litres of 1- [(2-Methylphenyl) azo]-2-naphthol."

9. Brief Statement of Grounds

The purpose of this is to develop a stronger version of the present UK marker dye that is more resistant to laundering. HMRC has found that by increasing the presence of an impurity found in versions of the current substance, it has been able to make the marker stronger. This improved version of the current marker is more difficult to remove from rebated fuel. By improving the marker HMRC aims to make laundering less attractive to fraudsters who engage in this type of illegal activity.

HMRC has produced the new regulation in order to ensure that producers of the current marker have a legal definition for the revised specification.

10. Reference Documents - Basic Texts

No Basic Text exists



11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

Yes

16. TBT and SPS aspects

TBT aspect

No - The draft has no significant impact on international trade

SPS aspect

No - The draft is not a sanitary or phytosanitary measure

Catherine Day
General Secretary
European Commission

Contact point Directive 98/34
Fax: (32-2) 296 76 60
email: dir83-189-central@ec.europa.eu