REGULATOR FOR ENERGY AND WATER SERVICES ACT XXV, 2015

BUNKERING (AUTHORISATION) REGULATIONS, SL 545.25

AUTHORISATION FOR THE OPERATION OF A MARINE FUEL STATION THROUGH DISPENSERS OPERATED IN THE PROXIMATE VICINITYOF THE SHORELINE AND OPERATING EXCLUSIVLEY FOR SHIPS

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Authorisation Number: REWS/ BUN/MRS/

PARAGRAPH TO BE USED IN THE CASE OF AN INDIVIDUAL

Authorisation granted by the Regulator for Energy and Water Services under the 'Bunkering (Authorisation) Regulation, 2010 (SL 545.25), hereinafter to be referred to as 'the Regulations' to Name and Surname, holder of Identity Card / Passport Number 123456(M) with the contact address at House name, Street name. Town, Postcode, (hereinafter to be referred to as the 'authorised provider') who is being granted an authorisation for the Operation of a Marine Fuel Retail Station.

PARAGRAPH TO BE USED IN THE CASE OF A COMPANY / LEGAL ORGANISATION

Authorisation granted by the Regulator for Energy and Water Services under the 'Bunkering (Authorisation) Regulation, 2010 (SL 545.25), hereinafter to be referred to as 'the Regulations' to Company or Legal Organisation Name, having Registration Number (Reg No.) with the contact address at House name, Street name. Town, Postcode, (hereinafter to be referred to as the 'authorised provider') who is being granted an authorisation for the Operation of a Marine Fuel Retail Station.

Authorisation is being granted under the attached conditions for the time span declared hereunder. **However, the authorisation fee shall be payable annually and the regulation charge as agreed with the Regulator beforehand and as prescribed by the Regulations.** The Regulator reserves the right to amend, modify, replace add or delete the conditions of the authorisation as prescribed by the aforesaid Regulations. Any changes in the information submitted to the Regulator in relation to the granting of the authorisation must be promptly submitted by the authorised provider to the Regulator.

The fee for applying for this authorisation is of €500 (Five Hundred Euro). The current authorisation fee associated with the operation of a Marine Fuel Retail Station is €500.00 (Five Hundred Euro) and €50.00 per nozzle per annum together with a regulation charge of €0.20 (Twenty Euro cents) per tonne of fuel.

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Validity of the Authorisation: DD/MM/YYYY to 10 years after

_____	_____
Name	**Name**
Chairman	**Chief Executive Officer**

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1.0 **DEFINITIONS**

In this authorisation (except in so far as the context otherwise requires) the definitions of the terms used in this authorisation are the same as those in the Regulator for Energy and Water Services Act (Cap 423), and the Bunkering (Authorisation) Regulations (SL 423.42). For the purposes of this authorisation, the following definitions shall also apply:

1.1. **'Approved Arrangements'** means those arrangements relating to the design, construction and operation of the authorised facility, which are in accordance with the plans and specifications approved by the Regulator for Energy and Water Services, hereinafter referred to as the "Regulator".

1.2. **'Attendant Operated Station'** means a Marine Fuel Retail station where an attendant directly operates and controls the dispensing equipment and the dispensing pumps.

1.3. **'Attended Self-Service Station'** means a Marine Fuel Retail station where a user operates the dispensing equipment which is unsupervised and in an emergency must be shut off by the attendant at the control point..

1.4. **'Fuel supplier'** means a person who has been granted an Authorisation to carry out the activity of importer and, or wholesaler of petroleum in terms of LN 278 of 2007 – '*Petroleum for the Inland (Wholesale) Inland Fuel Market'*

1.5. **'Site Operator'** means an operator approved by and registered with the Regulator possessing adequate qualifications as approved by the Regulator, suitable training and sufficient knowledge, experience and skill to carry out and supervise tasks related to the day to day running of the Marine Fuel Retail station safely and effective

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2.0 **LIMITATIONS, VARIATIONS AND SCOPE**

2.1. **Limitations**

2.1.1. Nothing in this authorisation or the conditions attached thereto should be construed as, and/or should in any way be understood and, or be deemed to exonerate the holder and/or any other person or persons from being obliged to observe, comply with or carry out any requirement or comply with a provision of any law or subsidiary legislation or any other legal requirement for the time being in force.

2.1.2. The obligations and conditions deriving from this Authorisation are without prejudice to any other legislation or regulations, codes of practice, conditions or requirements imposed by any other competent Regulator, including, but not limited to, the Malta Environment and Planning Authority, the Occupational Health and Safety Authority, Transport Malta and the Civil Protection Department.

2.2. **Variations and Amendments**

2.2.1. Special authorisation conditions may be attached to this authorisation upon its granting and subsequent to that time thereof. The continuing validity of this authorisation shall also be subject to adherence to such special authorisation conditions.

2.2.2. Any special condition, exemption or variation shall be read together with, and construed as being part of these conditions, unless otherwise specified.

2.2.3. Any general condition in 3.0 (**GENERAL CONDITIONS**) or special condition in 4.0 (**SPECIAL CONDITIONS OF THE AUTHORISATION**) of this authorisation may be amended or varied, or new general and special conditions added, at the discretion of the Regulator

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for Energy and Water Services, according to applicable laws and Regulations, giving where practicable due notice to the authorised provider.

2.2.4. Any change in the data provided in the application form submitted to the Regulator for the issue of this authorisation shall be properly notified to the Regulator in the form and manner as required by the Regulator.

2.2.5. The authorised provider shall inform the Regulator of any changes relating to his activity which may result in the conditions for his authorisation no longer being met. The creation of subsidiaries of the authorised provider whose activities fall within the scope of this authorisation shall require the prior approval of the Regulator.

2.2.6. This authorisation shall remain valid as long as the authorised provider continues to operate in a "bona fide" manner in accordance with laws, regulations and good practice.

2.2.7. This authorisation shall be automatically suspended and may be subsequently revoked if the authorised provider is insolvent, or makes a general assignment or other arrangements for the benefit of creditors, or appoints a liquidator.

2.3. **Scope**

2.3.1. This authorisation permits the authorised provider to operate a Marine Fuel Retail station as detailed in Annex 1 of these conditions and to store and retail petroleum products and, or biofuels, conforming to national legislation. **The storage and retail of Liquefied Petroleum Gas or Autogas is not covered by this authorisation.**

2.3.2. This authorisation supersedes and revokes any existing permits related to fuel dispensing issued by the Regulator for Energy and Water Services at this authorised site.

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3.0 **GENERAL CONDITIONS**

3.1. **Compliance**

3.1.1. The authorised provider shall comply with the Regulations, Policies, Codes of Practice and other applicable legislation / regulations in force at the time.

3.1.2. The authorised provider and all persons employed by him shall execute the regulated operations, activities and practices in accordance with the conditions associated with the authorisation and must comply with the guidelines, policies, decisions and directions which may be issued by the Regulator from time to time. The authorised provider undertakes to accept directions in the form of letters, emails, standards, guidelines, policies, Codes of Practice or rules given by the Regulator, intended to explain or amplify the conditions associated with this authorisation or otherwise to improve the general conduct of activities regulated by this authorisation.

3.2. **Requirements and Obligations**

3.2.1. This authorisation shall not exempt the authorised provider from a requirement under any other law requiring the holding or obtaining of any other authorisation.

3.2.2. The authorised provider shall:

3.2.2.1. pay any authorisation fee due to the Regulator;

3.2.2.2. be compliant with all other relevant permits and authorisations, however so described, issued by any other public authority or Government Department;

3.2.2.3. be capable of ensuring safety conditions, in the context of this authorisation;

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3.2.2.4. be of private and professional integrity;

3.2.2.5. protect the health and safety of the employees;

3.2.2.6. protect the environment;

3.2.2.7. have a record of compliance with the Regulations and any other relevant laws;

3.2.2.8. ensure an operational set-up compliant with regards to security, health, safety, hazardous substances, environment, land use and planning requirements,

3.2.2.9. ensure an operational set-up that satisfies the need for facilities and services provided for customers at the facility concerned, and that is capable of serving the interests of customers;

3.2.2.10. act in a manner which does not impede the orderly provision, and, or distribution and, or retail of petroleum in Malta;

3.2.2.11. act in a manner which does not impede the public interest; and.

3.2.2.12. be compliant with the requirements contained in the Authorisations (Suspension, Refusal and Revocation) Regulations, SL 423.30.

3.3. **Operational Conditions**

3.3.1. The authorised provider may not store and, or operate the authorised facility with petroleum products and, or fuels other than those listed in Annex I of these conditions. As per 2.2.4 the authorised provider may request for changes to the list of petroleum products, and or biofuels to be stored and, or retailed in the authorised facility.

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3.3.2. The quantity of petroleum and, or biofuels kept at any one time on the authorised facility, excluding petroleum and, or biofuel in the tanks of motor vehicles used for their own propulsion and stationary plant (e.g. generators etc.) shall not exceed the amount specified in this authorisation.

3.3.3. The Marine Fuel Retail station **shall always operate as an "attendant operated"** and during such periods the authorised facility and all operations occurring at the authorised facility shall be under the responsibility of a site operator registered with the Regulator who shall not be under the age of 18 years. Other employees or persons working at the authorised facility shall work under the supervision of the site operator. Without prejudice to the foregoing, at all times, or unattended, the authorised provider shall be responsible for the safe operation of the Marine Fuel Retail station.

3.3.4. The authorised provider shall take all reasonably practicable steps to prevent persons under the age of 16 from having access to petroleum and, or biofuel on the authorised facility or any equipment associated with the dispensing of fuel.

3.3.5. The authorised provider shall be responsible to provide to the Regulator the names and detailed particulars of the site operator/s responsible at the authorised facility. The authorised provider shall also be responsible to promptly inform the Regulator whenever there is a change in the site operator/s.

3.3.6. The authorised provider shall be responsible at all times to ensure that the quality of petroleum and biofuel products retailed is in compliance with any applicable legislation. The authorised provider shall ensure that adequate records are kept to ensure the traceability of consignments. Such records are to be made fully and promptly available to the Regulator upon request.

3.3.7. The authorised provider must provide assistance and facilitate the work of all official authorities, in so far as, and in the carrying out of their duties in

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accordance with their legislative remit and relevance to the authorisation concerned.

3.3.8. The authorised provider shall make available to persons working at the authorised facility, written procedures for normal operating and emergency procedures as approved by the Regulator. All operational and emergency procedures shall be reviewed regularly by the authorised provider. They shall be amended to take into account any changes in local circumstances, any alterations or modifications to the plant or equipment at the authorised facility and as a result of any practical experience gained from suspected or actual leaks, spills or other incidents.

3.4. **Dispensing of product**

3.4.1. Except as otherwise instructed by the Regulator, petroleum and, or biofuel **shall only be dispensed into the fuel tanks of sea craft**, or into a suitable container, which has been designed and constructed for the holding of petroleum and, or biofuel and which fuel will be used solely for refuelling sea-craft. . Any container used for this purpose shall immediately be securely closed and removed from the authorised facility or kept in a safe place.

3.4.2. The authorised provider shall ensure that all sea–craft engines are switched off during re-fuelling. A notice displaying this requirement shall be affixed at a prominent place visible from the sea-craft.

3.5. **Material Alterations**

3.5.1. The authorised facility must at all times be in compliance with the Regulations, Policies, Codes of Practice and other applicable legislation / regulations in force at the time.

3.5.2. The authorised provider shall, as may be required by the Regulator, upgrade his authorised facility up to approved standards, guidelines and, or

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Codes of Practice.

However, if there exists a severe safety hazard, the authorised provider shall of his own motion remove such hazard, and thereafter notify the Regulator of such removal.

3.5.3. Any material alterations carried out on the authorised facility have to be in accordance to the Regulations and the Regulator informed beforehand of these changes.

3.6. **Inspection, Testing and Certification by the Competent Person**

3.6.1. The authorised facility must be inspected by a Competent Person, in the manner and frequency as required by the Regulator.

3.6.2. The Authorised provider shall submit to the MRA, or give his unconditional permission to the Competent Person to submit on his behalf, not later than thirty days from when the inspection date on the authorised facility is due, the relevant documentation, in the form and manner that may be required by the Regulator, to prove that the authorised facility has been inspected by a Competent Person.

3.6.3. The Authorised provider shall implement any corrective actions arising from the inspection by the Competent Person on the authorised facility in the specified time frames as indicated on the report compiled by the Competent Person.

3.6.4. The authorised provider shall submit to the Regulator or give his unconditional permission to the Competent Person to submit on his behalf, in the form and manner that may be required by the Regulator, the necessary proof of the successful implementation of the corrective actions arising from the inspections of the Competent Person.

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3.7. **Insurance**

3.7.1. The authorised provider shall insure and keep insured throughout its service, the authorised facility against loss or damage, including malicious damage resulting from fire and/or explosion, to third parties and third party property. The authorised provider may be asked by the Regulator to alter or increase the insurance cover associated with the activity being carried out under this authorisation.

3.7.2. The authorised provider shall submit to the Regulator a copy of the insurance policy of the authorised facility. The authorised provider is obliged to inform the Regulator in the event of the renewal of such insurance policy and also in respect of any changes which may be effected to an existing insurance policy.

3.8. **Maintenance and Emergency Service**

3.8.1. The authorised facility shall be maintained in such a condition that all approved arrangements, including all relevant safety-related features remain in place and function effectively.

3.8.2. Whenever maintenance on the authorised facility is being carried out, the relevant section being maintained must be sectioned off and signs are to be placed to show any possible hazard. Similarly dispensers being maintained must be switched off.

3.8.3. The authorised provider shall make sure that the Marine Fuel Retail station is covered by a maintenance agreement which is to include the provision for an emergency service.

3.8.4. Disused tanks must be either removed from the authorised facility or else properly de-commissioned.

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3.9. **Safety and Emergency Procedures**

3.9.1. The authorised provider is to make sure that all practicable steps necessary to prevent fires, explosions, leaks and spills at the authorised facility are taken and shall take all practicable steps necessary to prevent:

3.9.1.1. any fire or explosion;

3.9.1.2. the escape of petroleum and, or biofuels;

3.9.1.3. any petroleum and, or biofuels entering any drain, sewer, public road, shore-line or the sea;

3.9.1.4. any naked light, fire, flame or any other source conducive to the ignition of flammable vapour occurring or present within a hazardous area; and

3.9.1.5. smoking taking place in any hazardous area where petroleum and, or biofuels is stored, handled or exposed;

3.9.1.6. the operation of radio transmitting equipment and mobile phones within the precincts of the authorised facility

3.9.1.7. the dispensing of petroleum and, or biofuels unless the safe operation of the authorised facility can be ensured.

3.9.2. No electric light, electrical apparatus or appliance likely to ignite surrounding flammable vapour shall be used in any hazardous area where petroleum and, or biofuels is stored, handled or exposed unless the apparatus is specifically designed for explosive atmospheres.

3.9.3. Save as otherwise approved by the Regulator, no substance of a flammable, corrosive or explosive nature shall be kept at a distance of less than 4 metres near a place where petroleum products and, or biofuel are kept, handled or exposed. Goods which may cause fires and explosions by

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petroleum and, or biofuels shall not be offered for sale at the authorised facility.

3.9.4. Reasonable and efficient fire-fighting equipment, as the Regulator may require, being not less than two dry powder extinguishers and two foam extinguishers, together with means for summoning the Civil Protection Department, shall be provided at all times by the authorised provider. All such equipment shall be situated in an appropriate location on the forecourt and shall be accessible and unobstructed at all times, The equipment shall be maintained in good condition and shall be capable of efficient operation at all times and in all weather conditions.

3.9.5. The authorised provider shall immediately take all steps necessary to remedy any defect or condition likely to cause accident, fire, explosion or leaks and to investigate and report to the Regulator any fire, explosion, any actual or suspected leak or loss of petroleum and. or biofuels or any other significant incident arising from the activity being carried out under this authorisation, and thereafter within seven (7) days from noticing the condition, he shall at his own expense commission a competent person to do such tests and works of demolition, alteration, extraction, retrieval or construction as may be required by the Regulator.

3.9.6. The authorised provider shall immediately notify the Regulator and confirm in writing the details of any fire, explosion, significant spillage of petroleum or biofuel at the authorised facility, any actual or suspected leak or loss of petroleum or biofuel at the authorised facility, any actual or suspected leak or loss of petroleum or biofuel from the storage tanks and pipe-work installation at the authorised facility, or any other significant incident. Adequate and unobstructed means of escape from all parts of the authorised facility shall be provided and maintained at all times.

3.9.7. The Marine Fuel Retail station must be equipped with a pump dispenser shut off switch, which must be clearly marked, accessible at all times and within reach in case of emergency.

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3.9.8. The authorised facility when left unattended, shall have all electrical power to the dispensing equipment switched off and the dispensers, all petroleum and, or biofuel storage tanks and associated equipment adequately secured to prevent unauthorised access.

3.10. Environmental Considerations

3.10.1. The authorised provider shall take all reasonable steps to protect the environment in the course of operations associated with this authorisation, including but not only, those specified in environmental legislation currently in force and not specifically related to Marine Fuel retail stations.

3.10.2. Appropriate steps shall be taken to protect the environment and to prevent leaks and spills and to detect the sources of any leaks, including leaks resulting from the monitoring of petroleum and, or biofuel stocks. Excessive odours emanating from petroleum and, or biofuels at or in the vicinity of the authorised facility are prohibited The operator shall maintain an oil spill contingency plan which is to be approved by the CPD and available to all site personnel at all times.. Any leaks or spills shall be prevented from escaping from the confines of the authorised facility. Small leaks or spills shall be cleared up promptly by the application of dry sand or other absorbent material to prevent escape to drain, surface water, land or sea.

3.10.3. The operator shall have in storage an adequate supply of containment booms and suitable absorbent material to absorb any spillage. Kits for the collection of liquid and powder spills shall be available on site at sensitive locations.

3.10.4. The discharge of any type of effluent to land, stormwater drains or sea is prohibited, unless specifically approved under a permit issued by the Malta Environment and Planning Authority.

3.10.5. All sand or other material used for clearing or containing leaks or spills shall not be exposed to a source of ignition and shall be disposed

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appropriately. Sand or other absorbent material soaked by petroleum products is considered to be a 'hazardous waste' and must be handled as such.

3.10.6. The authorised provider is obliged to participate in any scheme approved by the Regulator or any other Competent Authority meant to collect waste or spent petroleum products.

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3.11. Inspections by the Regulator

3.11.1. The authorised provider shall accept at all reasonable times inspections carried out by officers of the Regulator or persons on its behalf for the purposes of ascertaining operational standards or compliance with any of its requirements.

3.11.2. Every inspector of the Regulator shall at all reasonable times be allowed unrestricted access to the authorised facility for the purpose of ascertaining whether the Regulations or the conditions attached to this authorisation are being duly observed and to take samples for the testing of any petroleum or fuel found or contained therein. No compensation shall be due to the authorised provider in regard to samples lifted. The authorised provider and all persons employed by him shall give all reasonable assistance which such inspector may require for that purpose.

3.12. Records and Supply of Data

3.12.1. The authorised provider shall maintain, in a form acceptable to the Regulator and to be submitted to it upon being requested, records of the last two years documenting the details of all maintenance, calibration, repair, staff training and audit inspections relevant to the operations of the authorised facility.

3.12.2. The authorised provider shall undertake and record, in a manner and to a level of accuracy acceptable to the Regulator, the monitoring and reconciliation of all stocks of petroleum and, or biofuel. Daily records of the Litres Totaliser and Money Totaliser of each dispensing outlet together with daily dips or gauge readings from every tank at the authorised facility must be accurately kept. These records shall be retained for at least 3 years and shall be made available to the Regulator upon demand. The authorised provider shall notify the Regulator forthwith of any apparent losses or gains of petroleum identified, which are outside normal operational patterns.

3.13. Bank Guarantee

3.13.1. At any time during the course of this authorisation, the Regulator may require the Authorised Provider to issue and to maintain valid for the required time by the Regulator a Bank Guarantee in favour of the Regulator.

3.14. Customer Complaints

3.14.1. The authorised provider shall maintain a customer complaint register and procedures, in a form approved by the Regulator, which shall be submitted to the Regulator upon demand.

3.15. Biofuels

3.15.1. If the authorised facility is authorised to retail biofuel, then the specification of the biofuel retailed shall be in compliance with MSA EN 14214 for biodiesel and MSA EN 15376 for bio-ethanol.

3.16. Fuel Deliveries

3.16.1. There shall be no dispensing of petroleum and, or biofuel during periods when there is unloading of fuel from a fuel distributor vehicle.

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3.17. **Notices**

3.17.1. The authorised provider shall keep displayed a notice setting out the conditions of the Marine Fuel Retail station authorisation to be observed by persons employed or working at the authorised facility. The notice shall be placed at a location on the premises where it is readily accessible and easily readable by all persons employed or working at the authorised facility.

3.18. **Franchising**

3.18.1. An authorised provider, exclusively supplied by a single fuel supplier, shall have the trade-mark of the aforesaid fuel supplier fixed/suspended at a conspicuous site in his authorised facility. Otherwise an authorised provider who is not exclusively supplied by one single fuel supplier shall fix/suspend a sign reading 'Independent Marine Fuel Retail station'. Such signs must be visible upon entry of sea-craft into the Marine Fuel Retail station:

3.18.2. In the case of an 'Independent Marine Fuel Retail station', petroleum and biofuels consignments from different fuel wholesalers must be kept in separate and distinct tanks. Where petroleum and, or biofuels are sourced from different authorised wholesalers, each such consignment must be unloaded in a separate tank pertaining to the wholesaler in question. Fuel stocks sourced from a wholesaler may not be commingled with stocks sourced from other wholesalers. In case of retailing of neat biofuel or biofuel blended product the specific dispenser is to clearly identify the supplier of the product.

3.19. **Pricing**

3.19.1. Prices showing the cost of the petroleum products and, or biofuel shall be displayed at all entries to the authorised facility and on each and every pump

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as required by law. Signs at station are to be clearly legible from the sea-craft.

3.20. **Pump Marking**

3.20.1. The dispensers retailing MSA EN 590 as amended and MSA EN 228 as amended shall have markings clearly, visible on their front and rear façade, as stated in the National Annex to MSA EN 590 as amended and MSA EN 228 as amended. The Gas Oil dispenser shall be labelled with Gas Oil 0,1%. Additionally dispensers shall also have markings as indicated in Annex II of those standards thereof.

3.20.2. Where biofuel blends are sold with bio-content exceeding the maximum limit in MSA EN 228 as amended, or MSA EN 590 as amended, the dispensers must:

3.20.2.1. have a clear indication of the percentage by volume of biofuel in the blend, and

3.20.2.2. have a notice for the customer to check whether his sea-craft is biofuel-compliant to a percentage of more than that specified in MSA EN 228 as amended or MSA EN 590 as amended prior to re-filling the sea-craft;

3.20.3. Such information referred to 3.20.2 is to be clearly labelled according to national standards or Regulations, and in the absence of such standards or Regulations the labels are to be placed on the front and rear of the dispenser and shall be designed as indicated in Annex III to this Authorisation.

3.20.4. Dispensers retailing neat biodiesel shall have markings clearly visible on their front and rear façade, as instructed in the National Annex to MSA EN 14214.

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3.21. **Transfer of Authorisation**

3.21.1. This authorisation shall remain the property of the Regulator.

3.21.2. This authorisation shall not be validly transferred *inter vivos* or transmitted *causa mortis* unless the criteria as listed in the Regulations are complied with.

3.21.3. The Regulator shall treat an application for the transfer of this authorisation as a new application for the purposes of Schedule 1 of the Regulations.

3.22. **Transfer of location of the Authorised Facility**

3.22.1. In case the authorised provider wants to transfer the authorised facility to a new site/location the authorised provider must:

3.22.1.1. inform the Regulator in writing and submit a copy of the approval or permit from the Regulator responsible for development planning;

3.22.1.2. submit the proposed new address;

3.22.1.3. indicate the last date of operation of the existing site;

3.22.1.4. submit a decommissioning plan, also indicating how the equipment present at the existing site, including the storage tanks are going to be disposed of;

3.22.1.5. follow any other guidelines, policies, Codes of Practice, decisions and directions which may be issued by the Regulator on this matter.

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3.23. **Termination of the Authorisation**

3.23.1. When the authorised provider, decides either to suspend or terminate this authorisation, he shall promptly notify the Regulator in the form and manner prescribed by the Regulator, to notify such a termination or suspension.

3.23.2. Upon acknowledgment by the Regulator to the authorised provider of the notification for the suspension or termination of the authorisation, the authorisation shall be considered to have ceased to be in force and with immediate effect from the date of such acknowledgment the operation of the authorised facility in terms of this authorisation, shall be deemed to be unauthorised.

3.23.3. Notwithstanding any notification for the termination or suspension of an authorisation, the authorised provider shall remain liable for the payment of any authorisation fees due to the Regulator.

3.24. **Suspension, revocation or cancellation of the Authorisation**

3.24.1. At any time in the course of the period for which this authorisation is valid, the authorised provider may have his authorisation suspended, revoked or cancelled where the Regulator is satisfied that:

3.24.1.1. the authorised provider has failed or is failing to abide by any conditions of this authorisation or to abide by the Regulations; and, or

3.24.1.2. the authorised provider does not possess all other relevant permits and authorisations that are issued by any other public authority; and, or

3.24.1.3. the authorised provider is contravening any requirement imposed by law; and, or

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3.24.1.4. the authorised provider fails to comply with any directive given by the Regulator as to such matters as are specified in the authorisation or are of a description so specified; and, or

3.24.1.5. any information submitted in the application for an authorisation or the application for renewal of an authorisation and for which the authorisation has been issued or renewed, as the case may be, or any other information given to the Regulator is determined to be false; and, or

3.24.1.6. the authorised provider, wilfully or through negligence, fails to inform the Regulator of any changes related with the original details as submitted in the application form intended for this authorisation or fails to inform the Regulator with further changes to subsequent changes; and, or

3.24.1.7. the authorised provider does not meet the criteria in respect of one or more of the criteria referred to in clause 3.2; and, or

3.24.1.8. the authorised provider fails to pay the necessary annual authorisation fees and, or any debt and, or any sum due to the Regulator within the stipulated time frames; and, or

3.24.1.9. the authorised provider fails to comply with any of the requirements contained in the Authorisations (Suspensions, Refusal and Revocation) Regulations (SL 423.30).

3.24.2. The breach of any of the conditions contained in this authorisation shall be subject to the punishments and fines as established in the Regulatorfor Energy and Water Services Act or by means of any subsidiary legislation issued thereunder.

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3.24.3. Without prejudice to any other law, this authorisation may be revoked or suspended when justified for reasons relating to public policy, public interest, public security, public health or the protection of the environment.

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4.0 **SPECIAL CONDITIONS OF THE AUTHORISATION**

4.1. The validity of this authorisation is subject to the implementation of any alterations, upgrades or improvements to the authorised facility being hereby authorised within the prescribed timeframes as required by the Regulator.

4.2. .This Authorisation is subject to the issue of a Bunkering Operating Permit as issued by Transport Malta on a yearly basis. Failure to obtain a yearly bunkering operator permit will automatically revoke this authorisation.

4.3. This Authorisation is subject to the issue of an Environmental Permit as issued by Malta Environment and Planning Authority. Failure to obtain such a permit will automatically revoke this authorisation.

4.4. This Authorisation prohibits the sale of fuel to road vehicles.

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5.0 **ANNEX 1**

5.1. Details of the Authorised Facility (Two Tables)

5.1.1. Table 1 (To be filled in as per respective applicant)

Address where Facility is located:						Total Number of Nozzles:	
Tank No.:	**Fuel Type**	**Tank Capacity (Litres)**	**Storage Location**	**Single / Double Skin**	**Tank year of manufacture**	**Tank Installation Date**	**Dispenser No(s):**
1							
2							
3							
4							
5							
6							
7							
8							
9							
10							
11							
12							

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5.1.2. Table 2 (To be filled in as per respective applicant)

Dispenser No:	No of Nozzles:	Manufacturer:	Model No:	Serial No:

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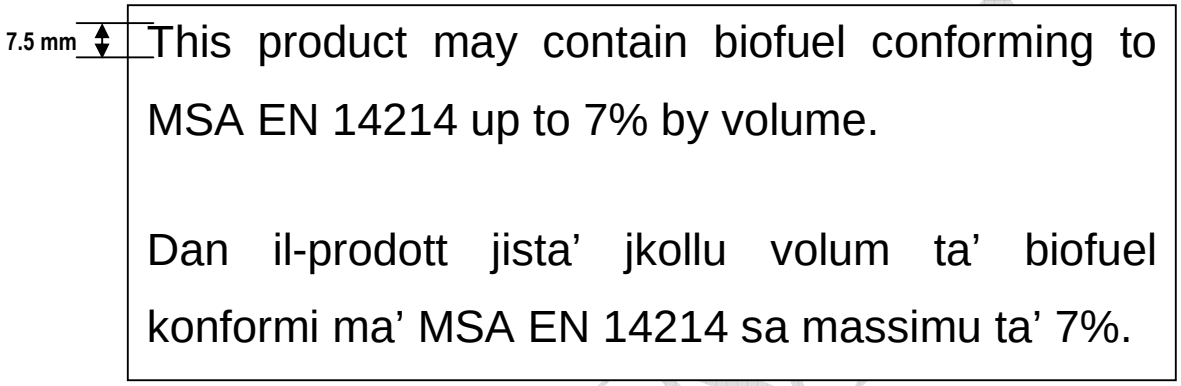
6.0 **ANNEX II**

6.1. Pump marking label details (two labels)



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7.0 **ANNEX III**

7.1. BioFuel marking label details (two labels)

7.5 mm

This fuel has a blend of __%, by volume of biodiesel conforming to MSA EN 14214.

Dan il-karburant għandu volum ta’__% biodiesel konformi ma’ MSA EN 14214 imħallat miegħu.

7.5 mm

Fuel not suitable for all Seacraft . Consult your Sea-craft engine manufacturer.

Dan il-karburant jista’ ma jkunx kompatibbli mal-magna tal-opra tal-baħar tiegħek. Ħu parir mingħand il-manifattur tal- magna tal-opra tal-baħar tiegħek.

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