

APPLICATION FOR BIOFUEL LICENCE
UNDER THE MALAYSIAN BIOFUEL INDUSTRY ACT 2007

INTRODUCTION

The Malaysian Biofuel Industry Act 2007 (Act 666) was enacted with the purpose of providing legislation for the mandatory use of biofuel, licensing of activities relating to biofuel and for matters connected therewith and incidental thereto. The Act was enforced on 1 August 2008, while the licensing activities under the Act as stipulated under the Malaysian Biofuel Industry (Licensing) Regulations 2008 was enforced on 1 November 2008.

2. According to Section 5, Malaysian Biofuel Industry Act 2007 (Act 666), activities that need to be licensed are as follows:

(a) Production of biofuel:

- commence to construct any biofuel plant or biofuel blending plant;
- produce any biofuel; or
- blend any biofuel with any other fuel or biofuel.

(b) Trading of biofuel:

- export any biofuel, biofuel blended with any other fuel or biofuel blended with any other biofuel;
- import any biofuel, biofuel blended with any other fuel or biofuel blended with any other biofuel;
- transport any biofuel, biofuel blended with any other fuel or biofuel blended with any other biofuel; or
- store any biofuel, biofuel blended with any other fuel or biofuel blended with any other biofuel.

- (c) Biofuel Services:
- survey any biofuel, biofuel blended with any other fuel or biofuel blended with any other biofuel; or
 - test any biofuel, biofuel blended with any other fuel or biofuel blended with any other biofuel.

3. Under Section 5(3), Malaysian Biofuel Industry Act 2007 (Act 666), anybody who conduct the activities relating to biofuel without a valid licence, shall, on conviction, be liable to a fine not exceeding two hundred and fifty thousand ringgit or to imprisonment for a term not exceeding three years or to both.

CONDITIONS TO BE FULFILLED

4. In principle, the Government has agreed to consider applications for biofuel licence on a limited basis until 31 December 2009, subject to the fulfilment of the following conditions:

- (a) applying companies, including new applicants are required to show proof that they have secured financial position as well as stable feedstock to commence operations; and
- (b) applying companies are undertaking capacity enhancement and have been in operation since 31 December 2007; or
- (c) applying companies produce phytonutrients from oil palm products as well as methyl ester as primary product or byproduct through the Biofuel Manufacturing Licence.

5. For the existing biofuel manufacturing licence holders, all applications shall be treated as a fresh application and not as an application for renewal of a

licence. This is in accordance with Section 56(1), Malaysian Biofuel Industry Act 2007 (Act 666). According to the Section also, applications must be made within six months from the date of the coming into operation of this Act. Hence, the closing date for the application of the existing biofuel manufacturing licence holders is 30 April 2009.

6. With regard to companies that had applied for the biofuel manufacturing licence which had been frozen since 29 June 2006, they need to reapply for the licence on activities related to biofuel as stipulated under Section 5 Malaysian Biofuel Industry Act 2007 (Act 666).

APPLICATION FORM FOR BIOFUEL LICENCE

7. Application form for biofuel licence can be downloaded from the Ministry of Plantation Industries and Commodities website, www.kppk.gov.my and also at Malaysian Palm Oil Board (MPOB) website, www.mpob.gov.my.

8. Application for the biofuel licence can be made by using the prescribed forms as below:

- Application Form for Production of Biofuel
 - commence to construct any biofuel plant or biofuel blending plant;
 - produce; or
 - blend.
- Application Form for Biofuel Services
 - survey; or
 - test
- Application Form for Trading of Biofuel
 - export;
 - import;
 - transport; or
 - store

SUBMISSION OF BIOFUEL LICENCE APPLICATION FORM

9. Completed application forms need to be submitted to:

Secretary General
Ministry of Plantation Industries and Commodities
Biofuel Licensing Task Force
No. 15, Level 6, Persiaran Perdana, Presint 2
Pusat Pentadbiran Kerajaan Persekutuan
62654 PUTRAJAYA, MALAYSIA
No. Tel : 03-88878366/ 03-88878368/ 03-88878369
No. Faks : 03-88878373

10. To facilitate the form submission process, there is a free parking area situated next to the building of Ministry of Plantation Industries and Commodities.

Location Map of Ministry of Plantation Industries and Commodities

11. Further information pertaining to biofuel licensing can be accessed through the following links:

- [Malaysian Biofuel Industry Act 2007 \(Act 666\)](#)
- [Malaysian Biofuel Industry \(Licensing\) Regulations 2008](#)
- [Guidelines for Biofuel Licensing Application](#)

12. Any further query can be made by contacting the following officers:

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*Biofuel Licensing Task Force
Ministry of Plantation Industries and Commodities Malaysia
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