

Commission Implementing Directive (EU) 2018/1581 of
19 October 2018 amending Council Directive 2009/119/EC as
regards the methods for calculating stockholding obligations

Article 1

Directive 2009/119/EC is amended as follows:

- (1) in Article 2, point (i) is replaced by the following:
 - (i) “oil stocks” means stocks of the energy products listed in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008;
- (2) in Article 3, paragraph (3) is replaced by the following:
 3. However, notwithstanding paragraph 2, the daily averages of net imports and inland consumption, as referred to in that paragraph, shall be determined, as regards the period from 1 January to 30 June of each calendar year, on the basis of the quantities imported or consumed during the last year but one before the calendar year in question.;
- (3) in Article 6, the second sentence of paragraph (1) is replaced by the following:

That register shall contain, in particular, information needed to pinpoint the depot, refinery or storage facility where the stocks in question are located, as well as the quantities involved, the owner of the stocks and their nature, with reference to the categories identified in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008.;
- (4) in Article 9, the first sentence of paragraph (2) is replaced by the following:
 2. Specific stocks can only be composed of one or more of the following product categories, as defined in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008.;
- (5) in Article 9, the third subparagraph of paragraph (3) is replaced by the following:

The crude oil equivalents referred to in the first and second subparagraphs are calculated by multiplying by a factor of 1,2 the sum of the aggregate “observed gross inland deliveries”, as defined in Section 3.2.2.11 of Annex C to Regulation (EC) No 1099/2008, for the products included in the categories used or concerned. International marine bunkers are not included in the calculation;
- (6) in Annex II, the second subparagraph is replaced by the following:

Inland consumption is the sum of the aggregate “observed gross inland deliveries”, as defined in Section 3.2.2.11 of Annex C to Regulation (EC) No 1099/2008, of the following products only: motor gasoline, aviation gasoline, gasoline-type jet fuel (naphtha-type jet fuel or JP4), kerosene-type jet fuel, other kerosene, gas/diesel oil (distillate fuel oil) and fuel oil (high sulphur content and low sulphur content) as defined in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008.;
- (7) in Annex III, point (a) of the sixth subparagraph is replaced by the following:
 - (a) include all other stocks of the petroleum products identified in Chapter 3.4 of Annex A to Regulation (EC) No 1099/2008 and calculate the crude oil equivalent by multiplying the quantities by a factor of 1,065; or.

(8) Annex I is replaced by the text in the Annex to this Directive.

Article 2

1 Member States shall adopt and publish, by 19 October 2019 at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions.

They shall apply those provisions from 1 January 2020.

When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

2 Member States shall communicate to the Commission the text of the main provisions of national law which they adopt in the field covered by this Directive.

Article 3

This Directive shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

Article 4

This Directive is addressed to the Member States.

Done at Brussels, 19 October 2018.

For the Commission

The President

Jean-Claude JUNCKER