

Regulatory Instrument issued in terms of Annex 5 of the Air Navigation Act, Chapter 641 of the Laws of Malta

Instrument No.:	001/2025
Title	ReFuelEU Aviation Regulation
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Version:	1

This Regulatory Instrument promotes the increased use of sustainable aviation fuels and the setting up of a Penalty System.

Civil Aviation Directorate

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1.0 Background

ReFuelEU Aviation promotes the increased use of sustainable aviation fuels (SAF) as the single most powerful tool to decrease aviation CO₂ emissions. It sets requirements for aviation fuel suppliers to gradually increase the share of SAF blended into the conventional aviation fuel supplied at EU airports. SAF includes blended aviation fuels which are fully compatible with the current technology and certified to reach a SAF blend of up to 50%.

Regulation (EU) 2023/2405 of the European Parliament and of the Council of 18 October, 2023, shall be adhered to by giving accurate and correct information about the characteristics of SAF as this is of major importance for the proper functioning of this Regulation. The information should be reported in the Union database established in accordance with Directive (EU) 2018/2001. Aviation fuel suppliers that have been proven to have provided misleading or inaccurate information regarding the characteristics or origin of the SAF they supply should be subject to a penalty.

2.0 Enforcement

Member States shall lay down the rules on penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that they are implemented. The Civil Aviation Directorate within the Authority for Transport in Malta is responsible for enforcing the Regulation and imposing fines for aircraft operators if found non-compliant.

3.0 Penalties for non-fulfilment of the obligations under the ReFuelEU Regulation:

Minimum fines for Aviation Fuel Suppliers:

2 x [Difference SAF or synthetic aviation fuel price - conventional kerosene price per tonne]
multiplied by the quantity of aviation fuel not complying with the quota

Sample calculation with assumed prices:

Conventional kerosene price	1,000 €/tonne
SAF/synthetic aviation fuel price	2,500 €/tonne
Minimum fine	3,000 €/tonne (70 €/GJ)

EU Airports: Fines shall range between €100 and €1000 per day.

Minimum fines for Aircraft Operators:

2 x yearly average price of aviation fuel per tonne multiplied by the yearly non-tanked quantity.

Sample calculation with assumed price:

Yearly average price of aviation fuel	Minimum fine
1,000 €/tonne	2,000 €/tonne (46.5 €/GJ)



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