



17 March 2023

(23-1965)

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Committee on Technical Barriers to Trade

Original: English

### NOTIFICATION

The following notification is being circulated in accordance with Article 10.6

<b>1. Notifying Member:</b> <u>EUROPEAN UNION</u> <b>If applicable, name of local government involved (Article 3.2 and 7.2):</b>
<b>2. Agency responsible:</b> European Commission  <b>Name and address (including telephone and fax numbers, email and website addresses, if available) of agency or authority designated to handle comments regarding the notification shall be indicated if different from above:</b>  European Commission, EU-TBT Enquiry Point, Fax: +(32) 2 299 80 43, E-mail: <a href="mailto:grow-eu-tbt@ec.europa.eu">grow-eu-tbt@ec.europa.eu</a> Website: <a href="http://ec.europa.eu/growth/tools-databases/tbt/en/">http://ec.europa.eu/growth/tools-databases/tbt/en/</a>
<b>3. Notified under Article 2.9.2 [X], 2.10.1 [ ], 5.6.2 [ ], 5.7.1 [ ], 3.2 [ ], 7.2 [ ], other:</b>
<b>4. Products covered (HS or CCCN where applicable, otherwise national tariff heading. ICS numbers may be provided in addition, where applicable):</b> local space heaters
<b>5. Title, number of pages and language(s) of the notified document:</b> Draft Commission Regulation implementing Directive 2009/125/EC of the European Parliament and of the Council as regards ecodesign requirements for local space heaters and repealing Commission Regulation (EU) 2015/1188 (10 pages, in English), (33 pages, in English)
<b>6. Description of content:</b> This draft Commission Regulation covers local space heaters to be placed on the EU market.  The draft regulation lays down minimum energy performance requirements, in particular on power demand in active mode and for the low power modes of local space heaters; The draft regulation extends and clarifies the scope of ecodesign requirements by removing the exemption for slave heaters, which will now come in the scope of ecodesign rules, and by including energy efficiency targets for towel rails. It also lays down appropriate requirements contributing to circular economy objectives in particular, requirements on resource efficiency including availability of necessary spare parts and maximum delivery time thereof, access to repair and maintenance information, requirements for disassembly for the purpose of repair and for material recovery and recycling, and information requirements. In accordance with the Ecodesign Directive 2009/125/EC, local space heaters not meeting these requirements will not be allowed to be placed on the EU market. The draft Regulation is based on the findings of technical, environmental and economic studies and takes into account the opinions of the different stakeholders.

7.	<p><b>Objective and rationale, including the nature of urgent problems where applicable:</b> The aim of the draft Regulation is to address regulatory and market failures existing in the local space heaters sector in the EU. The Commission has reviewed Regulation (EU) 2015/1188 in the light of technological progress. The review study analysed technical, environmental and economic aspects of local space heaters as well as the real-life user behaviour. The study was developed in consultation with stakeholders and interested parties from the European Union and third countries. The results of the study have been made publicly available and presented to the Consultation Forum established by Article 18 of Directive 2009/125/EC. The study concluded that there was a need to extend and clarify the scope of ecodesign requirements for local space heaters in order to close the different loopholes that made many products to be declared as out of the scope of Regulation (EU) 2015/1188, and to introduce energy consumption limits for low power modes. Existing EU measures addressing energy efficiency of local space heaters need therefore to be adapted in order to capture energy savings from product subgroups which inclusion in the ecodesign requirements was not fully clear under the current scope. Moreover, the Review study and the consultation with stakeholders have identified poor "circular economy" performance. The proposed regulation addresses a number of identified failures hindering the full realisation of the existing energy and carbon emissions savings potential and the move towards a more resource efficient and circular economy; Protection of the environment</p>
8.	<p><b>Relevant documents:</b></p> <p><a href="#">Directive 2009/125/EC</a> of the European Parliament and of the Council of 21 October 2009 establishing a framework for the setting of ecodesign requirements for energy-related products, <i>Official Journal L 285</i> , 31 October 2009, P. 010.</p> <p><a href="http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:285:0010:0035:en:PDF">http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2009:285:0010:0035:en:PDF</a></p> <p>COMMISSION REGULATION (EU) 2015/1188 of 28 April 2015 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for local space heaters</p> <p><a href="https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32015R1188&amp;from=EN">https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32015R1188&amp;from=EN</a></p>
9.	<p><b>Proposed date of adoption:</b> June 2023</p> <p><b>Proposed date of entry into force:</b> 20 days from publication in the Official Journal of the EU. The provisions shall apply from 1 July 2025</p>
10.	<p><b>Final date for comments:</b> 60 days from notification</p>
11.	<p><b>Texts available from: National enquiry point [ ] or address, telephone and fax numbers and email and website addresses, if available, of other body:</b></p> <p>European Commission, EU-TBT Enquiry Point, Fax: + (32) 2 299 80 43, E-mail: <a href="mailto:grow-eu-tbt@ec.europa.eu">grow-eu-tbt@ec.europa.eu</a></p> <p>The text is available on the EU-TBT Website : <a href="http://ec.europa.eu/growth/tools-databases/tbt/en/">http://ec.europa.eu/growth/tools-databases/tbt/en/</a></p> <p><a href="https://members.wto.org/crnattachments/2023/TBT/EEC/23_2089_00_e.pdf">https://members.wto.org/crnattachments/2023/TBT/EEC/23_2089_00_e.pdf</a></p> <p><a href="https://members.wto.org/crnattachments/2023/TBT/EEC/23_2089_01_e.pdf">https://members.wto.org/crnattachments/2023/TBT/EEC/23_2089_01_e.pdf</a></p>