Commission Implementing Regulation (EU) 2019/522 of 27 March 2019 amending Implementing Regulation (EU) No 1191/2014 as regards the reporting of data on production and on imports and exports of polyols containing hydrofluorocarbons pursuant to Article 19 of Regulation (EU) No 517/2014

COMMISSION IMPLEMENTING REGULATION (EU) 2019/522

of 27 March 2019

amending Implementing Regulation (EU) No 1191/2014 as regards the reporting of data on production and on imports and exports of polyols containing hydrofluorocarbons pursuant to Article 19 of Regulation (EU) No 517/2014

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 517/2014 of the European Parliament and of the Council of 16 April 2014 on fluorinated greenhouse gases and repealing Regulation (EC) No 842/2006[(1)], and in particular Article 19(7) thereof,

Whereas:

(1) Commission Implementing Regulation (EU) No 1191/2014[(2)] specifies the means and format for the report to be submitted pursuant to Article 19 of Regulation (EU) No 517/2014, in relation to the use of certain fluorinated greenhouse gases as feedstock or where products or equipment which contain those gases are placed on the market by producers, importers and exporters of those gases and by undertakings that destroy those gases.

(2) Decision XXX/10[(3)] of the Parties to the Montreal Protocol on substances that deplete the ozone layer to the Vienna Convention for the Protection of the Ozone Layer[(4)] (Montreal Protocol) sets out the revised reporting forms to be used for reporting on controlled substances, including on hydrofluorocarbon-23 (HFC-23) by-production and imports and exports of polyols containing hydrofluorocarbons following the global entry into force of the Kigali Amendment to that Protocol regarding the phase-down of hydrofluorocarbons (HFCs) on 1 January 2019[(5)].

(3) The reporting format set out in the Annex to Implementing Regulation (EU) No 1191/2014 should be amended in order to align it with the reporting format set out in Decision XXX/10 used by the Parties to the Montreal Protocol. This would enable the Union to comply with its reporting obligations under the Montreal Protocol.

(4) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 24(1) of Regulation (EU) No 517/2014,

HAS ADOPTED THIS REGULATION:

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/522. (See end of Document for details)*

Article 1

The Annex to Implementing Regulation (EU) No 1191/2014 is amended in accordance with the Annex to this Regulation.

Article 2

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

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 27 March 2019.

For the Commission

The President

Jean-Claude JUNCKER

***Changes to legislation:** There are currently no known outstanding effects for the Commission Implementing Regulation (EU) 2019/522. (See end of Document for details)*

ANNEX

The Annex to Regulation (EU) No 1191/2014 is amended as follows:

(1) In Section 1, the table is replaced by the following:

	INFORMATION TO BE REPORTED			**COMMENTS**
1A	Total quantity of production from facilities in the Union			
	1Aa	— thereof: Amounts not captured		
		1A_a	— thereof: Amounts destroyed	If the in-line destruction is carried out by another undertaking, the latter should be specified Reports from producers which carry out destruction on the total quantities destroyed shall be made in reporting Section 8
	AUTOMATICALLY CALCULATED QUANTITIES			
	1Ab	— thereof: Total amount generated and captured		1Ab = 1A - 1Aa
	INFORMATION TO BE REPORTED			
		1B	— thereof: Quantity of production from facilities in the Union consisting of recovered by-production or unwanted products where that by-production or those products	Reports from producers which carry out destruction on the total quantities destroyed shall be made in reporting Section 8