Commission Implementing Regulation (EU) No 1191/2014 of 30 October 2014 determining the format and means for submitting the report referred to in Article 19 of Regulation (EU) No 517/2014 of the European Parliament and of the Council on fluorinated greenhouse gases

COMMISSION IMPLEMENTING REGULATION (EU) No 1191/2014

of 30 October 2014

determining the format and means for submitting the report referred to in Article 19 of Regulation (EU) No 517/2014 of the European Parliament and of the Council on fluorinated greenhouse gases

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 Regulation (EC) No 1493/2007[(2)] established the format for the report to be submitted by producers, importers and exporters of certain fluorinated greenhouse gases in accordance with Regulation (EC) No 842/2006 of the European Parliament and of the Council[(3)]. Regulation (EC) No 842/2006 has since been repealed by Regulation (EU) No 517/2014. Article 19 of Regulation (EU) No 517/2014 establishes new reporting obligations concerning the production, import, export, feedstock use and destruction of the substances listed in Annex I and II of Regulation (EU) No 517/2014. This Regulation should therefore replace Regulation (EC) No 1493/2007.

(2) With a view to ensuring uniformity and coherency in the collection of data and to limiting administrative burden, undertakings should submit the information required under Article 19 of Regulation (EU) No 517/2014 by means of an electronic reporting tool containing the relevant forms for their individual activities provided by the European Environmental Agency, accessible from the website of the European Commission.

(3) Data on quantities of HFCs exported in equipment that is manufactured in the EU for this purpose, although not relevant for the reference value and quota calculation, provided on a voluntary basis, may be useful for the monitoring of the economic impacts of the reduction of the quantities of HFCs placed on the market.

(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 outstanding changes not yet made to Commission Implementing Regulation (EU) No 1191/2014. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

[F1 Article 1

1 The reports required in accordance with Article 19 of Regulation (EU) No 517/2014 shall be submitted electronically using the reporting tool based on the format set out in the Annex to this Regulation which is made available on the website of the Commission for that purpose.

2 Prior to carrying out the activities to be reported under Article 19 of Regulation (EU) No 517/2014, any undertaking shall register on the website of the Commission for using the electronic reporting tool.**]**

Textual Amendments

F1 Substituted by Commission Implementing Regulation (EU) 2017/1375 of 25 July 2017 amending Implementing Regulation (EU) No 1191/2014 determining the format and means for submitting the report referred to in Article 19 of Regulation (EU) No 517/2014 of the European Parliament and of the Council on fluorinated greenhouse gases.

Article 2

Regulation (EC) No 1493/2007 is repealed.

Article 3

This Regulation shall enter into force on the 20th 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 the Member States.

***Changes to legislation:** There are outstanding changes not yet made to Commission Implementing Regulation (EU) No 1191/2014. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

ANNEX

GENERAL EXPLANATIONS

Unless otherwise stated in the reporting sections of this Annex, the reported data shall cover the activities of the undertaking during the calendar year for which the report is submitted.

The units of measurement, the gases covered, the level of detail and an indication of the year in which activities are to be reported for the first time are specified separately in each reporting section.

The general format of the reporting tool is set out in the following reporting sections. The numbering of the sections presented below has no relevance with the numbering of Regulation (EU) No 517/2014 or the electronic reporting tool, but is used in the formulas for the automatic calculation of certain values.

Reporting sections

Section 1:

To be filled in by producers of gases — Article 19(1) and (2) of Regulation (EU) No 517/2014 and point 1(a) and (c) of Annex vii to Regulation (EU) No 517/2014

Applicable for the first time to reporting on activities carried out in 2014 (by 31 March 2015 at the latest).

Quantities shall be reported in metric tonnes with accuracy to the third decimal place, separately for each gas listed in Annex I or Annex II of Regulation (EU) No 517/2014. Quantities of mixtures containing those substances placed on the market shall be reported, also indicating the amounts used as components of these mixtures from other sources than own production.

	[F2INFORMATION 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

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				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 have been destroyed in the facilities prior to the placing on the market	Reports from producers which carry out destruction on the total quantities destroyed shall be made in reporting Section 8
		1C	— thereof: Quantity of production from facilities in the Union consisting of recovered by-production or unwanted products where that by-production or those products have been handed over to other undertakings for destruction and had not been placed on the market previously	The undertaking carrying out the destruction shall be identified

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	1C_a	— thereof: Amounts of hydrofluorocarbons produced for feedstock uses within the Union		The Member State where feedstock use will take place shall be indicated
		1C_a1	— thereof: Without prior capture	Only to be reported for HFC-23
	AUTOMATICALLY CALCULATED QUANTITIES			
		1C_a2	— thereof: After prior capture	1C_a2 = 1C_a – 1C_a1; To be calculated only for HFC-23
	INFORMATION TO BE REPORTED			
	1C_b	— thereof: Amount of hydrofluorocarbons produced for uses within the Union exempted under the Montreal Protocol		The type of exempted use shall be specified
	AUTOMATICALLY CALCULATED QUANTITIES			
		1D	— thereof: Total quantity of own production captured and destroyed which has not been placed on the market previously	1D = 1B + 1C
1E		Production available for sale or feedstock use		1E = 1A – 1D – 1A_a]

Textual Amendments

F2 Substituted by 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.