

**Notice to producers and importers of hydrofluorocarbons and to new undertakings intending to place hydrofluorocarbons in bulk on the market in the European Union in 2015**

(2014/C 153/07)

1. This Notice is addressed to undertakings that are concerned by the 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<sup>(1)</sup> (hereafter 'the Regulation');

- a) **producers and importers** that intend to place at least 100 tonnes of CO<sub>2</sub> equivalent of hydrofluorocarbons on the Union market in 2015 and later years, which have reported in compliance with Regulation (EC) No 842/2006 to have placed more than 1 metric tonne of hydrofluorocarbons on the Union market from 2009 to 2012;
- b) undertakings that **intend to place** at least 100 tonnes of CO<sub>2</sub> equivalent of hydrofluorocarbons on the Union market in 2015, not having reported under Regulation (EC) No 842/2006 to have placed more than 1 metric tonne of hydrofluorocarbons on the Union market from 2009 to 2012.

2. Hydrofluorocarbons means substances, listed in section 1 of Annex I of the Regulation, or mixtures containing any of these substances:

HFC-23, HFC-32, HFC-41, HFC-125, HFC-134, HFC-134a, HFC-143, HFC-143a, HFC-152, HFC-152a, HFC-161, HFC-227ea, HFC-236cb, HFC-236ea, HFC-236fa, HFC-245ca, HFC-245fa, HFC-365mfc, HFC-43-10mee.

3. Any placing on the market of these substances, except for the uses listed in Article 15(2) points (a) to (e) of the Regulation, needs to be accounted for in the quota system laid down in Article 15 and 16 of the Regulation.

4. Furthermore, placing on the market of hydrofluorocarbons by each undertaking is subject to quantitative limits.

The Commission allocates quota for the undertakings listed in points 1 a) and b) of this Notice. The quota allocation is determined:

- in accordance with Article 16(1), (4) and (5) as well as Annexes V and VI of the Regulation for producers and importers referred to in point 1 a) of this Notice;
- in accordance with Article 16(2) and (5) as well as Annexes V and VI of the Regulation for undertakings referred to in point 1 b) of this Notice.

**For producers and importers that have reported to have placed hydrofluorocarbons on the market from 2009 to 2012, as referred to in point 1 a) of this Notice, only**

5. Any such undertaking that in 2015 intends to place hydrofluorocarbons on the Union market needs to follow the procedure described in points 6 to 11 of this Notice.

6. The undertaking needs to register in the registry, at the latest by **1 July 2014**. The European Commission will send the contact details contained in the European Environment Agency's BDR database where the yearly company reporting on fluorinated gases mandated by Regulation (EC) No 842/2006 was made. Undertakings are asked to update their contact details, if necessary, and to submit the duly completed 'registration forms' to [CLIMA-HFC-REGISTRY@ec.europa.eu]. The blank templates are also available on the European Commission website ([http://ec.europa.eu/clima/policies/f-gas/reporting/index\\_en.htm](http://ec.europa.eu/clima/policies/f-gas/reporting/index_en.htm)). Timely registration by the above deadline is a prerequisite for being eligible to receive a quota.

7. In view of the calculation of reference values that requires the exclusion of quantities of hydrofluorocarbons for uses referred to in Article 15(2) of the Regulation, on the basis of available data, the undertaking is invited to inform the European Commission about hydrofluorocarbons placed on the market from 2009 to 2012 for the uses listed in Article 15(2) points (a) to (e), for each category of use and substance and for each year from 2009 to 2012.

This information, containing at least the elements in the template related to 'exempted uses' available on the website ([http://ec.europa.eu/clima/policies/f-gas/reporting/index\\_en.htm](http://ec.europa.eu/clima/policies/f-gas/reporting/index_en.htm)), should be submitted to the European Commission by e-mail to [CLIMA-HFC-REGISTRY@ec.europa.eu], before **1 July 2014**.

<sup>(1)</sup> OJ L 150, 20.5.2014, p. 319.

8. If the undertaking intends to place additional quantities of hydrofluorocarbons on the **market pursuant to Article 16(4) of the Regulation, the undertaking must complete** and submit the 'declaration on quota need for 2015' available online on the website of the European Commission ([http://ec.europa.eu/clima/policies/f-gas/reporting/index\\_en.htm](http://ec.europa.eu/clima/policies/f-gas/reporting/index_en.htm)). The duly completed form should be sent to [CLIMA-HFC-REGISTRY@ec.europa.eu].

9. Only duly completed 'declaration on quota need for 2015' that are free of errors received by **1 July 2014** will be considered as valid by the Commission.

10. Undertakings are encouraged to submit their 'registration forms', information on the placing on the market for 'exempted uses' and 'declaration' together and as soon as possible to allow for potential corrections and resubmissions before the deadline.

11. The submission of 'registration forms' or a 'declaration on quota need for 2015' by itself does not give any right to place on the market hydrofluorocarbons from 2015 and onwards.

**For undertakings that have not reported to have placed hydrofluorocarbons on the market from 2009 to 2012, as referred to in point 1 b) of this Notice, only**

12. Any undertaking that in 2015 wishes to place on the market hydrofluorocarbons needs to follow the procedure described in points 13 to 17 of this Notice.

13. The undertaking needs to register in the registry by **1 July 2014**. Registration takes place by sending the duly completed registration forms to [CLIMA-HFC-REGISTRY@ec.europa.eu]. The templates are available on the European Commission website ([http://ec.europa.eu/clima/policies/f-gas/reporting/index\\_en.htm](http://ec.europa.eu/clima/policies/f-gas/reporting/index_en.htm)). Only duly completed registration forms that are free of errors received by **1 July 2014** will be considered as valid by the Commission.

14. Furthermore, the undertaking needs to complete the 'declaration on intention to place hydrofluorocarbons on the market' available online on the website of the European Commission ([http://ec.europa.eu/clima/policies/f-gas/reporting/index\\_en.htm](http://ec.europa.eu/clima/policies/f-gas/reporting/index_en.htm)) and send it to [CLIMA-HFC-REGISTRY@ec.europa.eu].

15. Only duly completed 'declaration on intention to place hydrofluorocarbons on the market' that are free of errors received by **1 July 2014** will be considered as valid by the Commission.

16. Undertakings are encouraged to submit their 'registration forms' and 'declaration on intention to place hydrofluorocarbons on the market' together and as soon as possible to allow for potential corrections and resubmissions before the deadline.

17. The submission of 'registration forms' or a 'declaration on intention to place hydrofluorocarbons on the market' by itself does not give any right to place hydrofluorocarbons on the market in 2015.

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