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COVER NOTE

From:	Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director
date of receipt:	1 June 2021
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union

No. Cion doc.:	C(2021) 3582 final
Subject:	COMMISSION DELEGATED REGULATION (EU) .../... of 31.5.2021 amending Regulation (EU) 2018/956 of the European Parliament and of the Council as regards the data on new heavy-duty vehicles to be monitored and reported by Members States

Delegations will find attached document C(2021) 3582 final.

Encl.: C(2021) 3582 final



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COMMISSION DELEGATED REGULATION (EU) .../...

of 31.5.2021

amending Regulation (EU) 2018/956 of the European Parliament and of the Council as regards the data on new heavy-duty vehicles to be monitored and reported by Member States

(Text with EEA relevance)

EXPLANATORY MEMORANDUM

CONTEXT OF THE DELEGATED ACT

This Delegated Act amends Annex I to Regulation (EU) 2018/956 such that the information recorded in position 51 of the Certificate of Conformity of a newly registered heavy-duty vehicle is annually reported to the Commission by Member States. This information is necessary to identify heavy-duty vehicles registered as ‘special purpose vehicles’ as defined in Annex I, Part A, point 2.2. to Regulation (EU) 2018/858 in order to determine the average specific CO₂ emissions of a manufacturer for the purposes of Regulation (EU) 2019/1242.

CONSULTATIONS PRIOR TO THE ADOPTION OF THE ACT

The Commission sought feedback from stakeholders through:

- (a) 4-week public on-line consultation on the “Have your say” better regulation portal, from 18.2.2021 until 18.3.2021; it received one comment praising a plant oil as alternative to fossile diesel fuel.
- (b) consultation with the Expert Group of CO₂ from motor vehicles, including Member State authorities, vehicle manufacturers, suppliers and NGOs on 23.2.2021.

LEGAL ELEMENTS OF THE DELEGATED ACT

The Commission is empowered to adopt this Delegated Act by Article 11(1)(a) of Regulation (EU) 2018/956.

COMMISSION DELEGATED REGULATION (EU) .../...

of 31.5.2021

amending Regulation (EU) 2018/956 of the European Parliament and of the Council as regards the data on new heavy-duty vehicles to be monitored and reported by Member States

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) 2018/956 of the European Parliament and of the Council of 28 June 2018 on the monitoring and reporting of CO₂ emissions from and fuel consumption of new heavy-duty vehicles¹, and in particular Article 11(1)(a) thereof,

Whereas:

- (1) In order to provide for a thorough analysis in accordance with Article 10 of Regulation (EU) 2018/956 data is necessary that allow to identify heavy-duty vehicles registered as ‘special purpose vehicles’ as defined in Annex I, Part A, point 2.2. to Regulation (EU) 2018/858 of the European Parliament and of the Council² and to determine the average specific CO₂ emissions of a manufacturer for the purposes of Regulation (EU) 2019/1242 of the European Parliament and of the Council³. Such data is recorded in position 51 of the certificate of conformity of a newly registered heavy-duty vehicle. It is therefore necessary to adjust the data requirements specified in Annex I, Part A to Regulation (EU) 2018/956 on data to be monitored and reported by Member States.
- (2) Regulation (EU) 2018/956 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1
Amendment to Regulation (EU) 2018/956

In Annex I, Part A to Regulation (EU) 2018/956 the following point (o) is added:

¹ OJ L 173, 9.7.2018, p. 1.

² Regulation (EU) 2018/858 of the European Parliament and of the Council of 30 May 2018 on the approval and market surveillance of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles, amending Regulations (EC) No 715/2007 and (EC) No 595/2009 and repealing Directive 2007/46/EC (OJ L 151, 14.6.2018, p. 1).

³ Regulation (EU) 2019/1242 of the European Parliament and of the Council of 20 June 2019 setting CO₂ emission performance standards for new heavy-duty vehicles and amending Regulations (EC) No 595/2009 and (EU) 2018/956 of the European Parliament and of the Council and Council Directive 96/53/EC (OJ L 198, 25.7.2019, p. 202).

‘(o) for special purpose vehicles registered until 30 June 2021, where available, and for special purpose vehicles registered from 1 July 2021, in all cases, their designation as specified in entry 51 of the certificate of conformity.’.

Article 2
Entry into force

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, 31.5.2021

For the Commission
The President
Ursula VON DER LEYEN