

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 (Text with EEA relevance)

CHAPTER II

CONTAINMENT

Article 10 **E+S+N.I.**

Training and certification

1 [F¹The appropriate authority] shall, on the basis of the minimum requirements referred to in paragraph 5, [F²enable the establishment or adaptation of] certification programmes, including evaluation processes. [F¹The appropriate authority] shall ensure that training is available for natural persons carrying out the following tasks:

- a installation, servicing, maintenance, repair or decommissioning of the equipment listed in the points (a) to (f) of Article 4(2);
- b leak checks of the equipment referred to in points (a) to (e) of Article 4(2), as provided for in Article 4(1);
- c recovery of fluorinated greenhouse gases as provided for in Article 8(1).

2 [F³The appropriate authority] shall ensure that training programmes for natural persons recovering fluorinated greenhouse gases from air-conditioning equipment in motor vehicles falling within the scope of [F⁴the Motor Vehicles (Refilling of Air Conditioning Systems by Service Providers) Regulations 2009] are available, on the basis of the minimum requirements referred to in paragraph 5.

3 The certification programmes and training provided for in paragraphs 1 and 2 shall cover the following:

- a applicable regulations and technical standards;
- b emission prevention;
- c recovery of fluorinated greenhouse gases;
- d safe handling of equipment of the type and size covered by the certificate;
- e information on relevant technologies to replace or to reduce the use of fluorinated greenhouse gases and their safe handling.

4 Certificates under the certification programmes provided for in paragraph 1 shall be subject to the condition that the applicant has successfully completed an evaluation process established in accordance with paragraphs 1, 3 and 5.

5 The minimum requirements for certification programmes are those laid down in Regulations (EC) No 303/2008 to (EC) No 306/2008 and under paragraph 12. The minimum requirements for training attestations are those laid down in Regulation (EC) No 307/2008 and under paragraph 12. Those minimum requirements shall specify, for each type of equipment referred to in paragraphs 1 and 2, the required practical skills and theoretical knowledge, where appropriate, differentiating between different activities to be covered, as well as the conditions for mutual recognition of certificates and training attestations.

Status: There are multiple versions of this provision on screen. These apply to different geographical extents. Skip to: E+S+N.I. - England, Scotland and Northern Ireland extent W - Wales extent

Changes to legislation: This version of this Regulation was derived from EUR-Lex on IP completion day (31 December 2020 11:00 p.m.). It has not been amended by the UK since then. Find out more about legislation originating from the EU as published on legislation.gov.uk. (See end of Document for details)

6 [F5The appropriate authority shall enable the establishment or adaptation of] certification programmes on the basis of the minimum requirements referred to in paragraph 5 for undertakings carrying out installation, servicing, maintenance, repair or decommissioning of the equipment listed in points (a) to (d) of Article 4(2) for other parties.

7 Existing certificates and training attestations issued in accordance with Regulation (EC) No 842/2006 shall remain valid, in accordance with the conditions under which they were originally issued.

8 [F6The appropriate authority] shall ensure that all natural persons holding certificates under certification programmes provided for in paragraphs 1 and 7 have access to information regarding each of the following:

- a technologies referred to point (e) of paragraph 3; and
- b existing regulatory requirements for working with equipment containing alternative refrigerants to fluorinated greenhouse gases.

9 [F7The appropriate authority] shall ensure the availability of training for natural persons who wish to update their knowledge in relation to the matters referred to in paragraph 3.

[F810 Certificates and training attestations issued in any part of the United Kingdom, or issued in a member State in accordance with Article 10 of Regulation (EU) No 517/2014 as it has effect in EU law and as amended from time to time, [F9or certificates and training attestations issued by a specified state that are equivalent to those issued in any part of the United Kingdom,] shall be valid in any part of Great Britain.]

11 Any undertaking which assigns a task referred to in paragraph 1 to another undertaking shall take reasonable steps to ascertain that the latter holds the necessary certificates for the required tasks pursuant to this Article.

12 In the event that it appears necessary for the purposes of the application of this Article, [F10the appropriate authority shall, by regulations,] adapt and update the minimum requirements as to the skills and knowledge to be covered, specify the modalities of the certification or attestation and the conditions for mutual recognition and repeal acts adopted pursuant to Article 5(1) of Regulation (EC) No 842/2006. F11... When exercising the power conferred [F12by this paragraph, the appropriate authority] shall take into account relevant existing qualification or certification schemes.

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15 Nothing in this Article shall prevent [F14the appropriate authority from enabling] further certification and training programmes in respect of equipment other than that referred to in paragraph 1.

[F1516 For the purposes of this Article, a ‘specified state’ means one of the states specified in Schedule 1 to the Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023.]

Extent Information

E1 This version of this provision applies to England, Scotland and Northern Ireland only; a separate version has been created for Wales only

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Textual Amendments

- F1** Words in Art. 10(1) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(2)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F2** Words in Art. 10(1) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F3** Words in Art. 10(2) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(3)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F4** Words in Art. 10(2) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(3)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F5** Words in Art. 10(6) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(4)**; 2020 c. 1, Sch. 5 para. 1(1)
- F6** Words in Art. 10(8) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(5)**; 2020 c. 1, Sch. 5 para. 1(1)
- F7** Words in Art. 10(9) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(5)**; 2020 c. 1, Sch. 5 para. 1(1)
- F8** Art. 10(10) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(6)** (as amended by S.I. 2020/1616, regs. 1(2), **2(21)**); 2020 c. 1, **Sch. 5 para. 1(1)**
- F9** Words in Art. 10(10) inserted (E.S.N.I.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023 (S.I. 2023/1286), reg. 1, **Sch. 3 para. 6(2)(a)** (with reg. 2 (as amended by S.I. 2023/1294, regs. 1, **14(2)**))
- F10** Words in Art. 10(12) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(7)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F11** Words in Art. 10(12) omitted (31.12.2020) by virtue of The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(7)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F12** Words in Art. 10(12) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(7)(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F13** Art. 10(13)(14) omitted (31.12.2020) by virtue of The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(8)**; 2020 c. 1, Sch. 5 para. 1(1)
- F14** Words in Art. 10(15) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(9)**; 2020 c. 1, Sch. 5 para. 1(1)
- F15** Art. 10(16) inserted (E.S.N.I.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Amendment) Regulations 2023 (S.I. 2023/1286), reg. 1, **Sch. 3 para. 6(2)(b)** (with reg. 2 (as amended by S.I. 2023/1294, regs. 1, **14(2)**))

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Article 10 W

Training and certification

1 ^[F16]The appropriate authority] shall, on the basis of the minimum requirements referred to in paragraph 5, ^[F17]enable the establishment or adaptation of] certification programmes, including evaluation processes. ^[F16]The appropriate authority] shall ensure that training is available for natural persons carrying out the following tasks:

- a installation, servicing, maintenance, repair or decommissioning of the equipment listed in the points (a) to (f) of Article 4(2);
- b leak checks of the equipment referred to in points (a) to (e) of Article 4(2), as provided for in Article 4(1);
- c recovery of fluorinated greenhouse gases as provided for in Article 8(1).

2 ^[F18]The appropriate authority] shall ensure that training programmes for natural persons recovering fluorinated greenhouse gases from air-conditioning equipment in motor vehicles falling within the scope of ^[F19]the Motor Vehicles (Refilling of Air Conditioning Systems by Service Providers) Regulations 2009] are available, on the basis of the minimum requirements referred to in paragraph 5.

3 The certification programmes and training provided for in paragraphs 1 and 2 shall cover the following:

- a applicable regulations and technical standards;
- b emission prevention;
- c recovery of fluorinated greenhouse gases;
- d safe handling of equipment of the type and size covered by the certificate;
- e information on relevant technologies to replace or to reduce the use of fluorinated greenhouse gases and their safe handling.

4 Certificates under the certification programmes provided for in paragraph 1 shall be subject to the condition that the applicant has successfully completed an evaluation process established in accordance with paragraphs 1, 3 and 5.

5 The minimum requirements for certification programmes are those laid down in Regulations (EC) No 303/2008 to (EC) No 306/2008 and under paragraph 12. The minimum requirements for training attestations are those laid down in Regulation (EC) No 307/2008 and under paragraph 12. Those minimum requirements shall specify, for each type of equipment referred to in paragraphs 1 and 2, the required practical skills and theoretical knowledge, where appropriate, differentiating between different activities to be covered, as well as the conditions for mutual recognition of certificates and training attestations.

6 ^[F20]The appropriate authority shall enable the establishment or adaptation of] certification programmes on the basis of the minimum requirements referred to in paragraph 5 for undertakings carrying out installation, servicing, maintenance, repair or decommissioning of the equipment listed in points (a) to (d) of Article 4(2) for other parties.

7 Existing certificates and training attestations issued in accordance with Regulation (EC) No 842/2006 shall remain valid, in accordance with the conditions under which they were originally issued.

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8 [F²¹The appropriate authority] shall ensure that all natural persons holding certificates under certification programmes provided for in paragraphs 1 and 7 have access to information regarding each of the following:

- a technologies referred to point (e) of paragraph 3; and
- b existing regulatory requirements for working with equipment containing alternative refrigerants to fluorinated greenhouse gases.

9 [F²²The appropriate authority] shall ensure the availability of training for natural persons who wish to update their knowledge in relation to the matters referred to in paragraph 3.

[F²³10 Certificates and training attestations issued in any part of the United Kingdom, or issued in a member State in accordance with Article 10 of Regulation (EU) No 517/2014 as it has effect in EU law and as amended from time to time, [F²⁴or certificates and training attestations issued by an EEA EFTA state that are equivalent to those issued in any part of the United Kingdom,] shall be valid in any part of Great Britain.]

11 Any undertaking which assigns a task referred to in paragraph 1 to another undertaking shall take reasonable steps to ascertain that the latter holds the necessary certificates for the required tasks pursuant to this Article.

12 In the event that it appears necessary for the purposes of the application of this Article, [F²⁵the appropriate authority shall, by regulations,] adapt and update the minimum requirements as to the skills and knowledge to be covered, specify the modalities of the certification or attestation and the conditions for mutual recognition and repeal acts adopted pursuant to Article 5(1) of Regulation (EC) No 842/2006.^{F26}... When exercising the power conferred [F²⁷by this paragraph, the appropriate authority] shall take into account relevant existing qualification or certification schemes.

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15 Nothing in this Article shall prevent [F²⁹the appropriate authority from enabling] further certification and training programmes in respect of equipment other than that referred to in paragraph 1.

[F³⁰16 For the purposes of this Article, an ‘EEA EFTA state’ means—

- a Norway,
- b Iceland, or
- c Liechtenstein.]

Extent Information

E2 This version of this provision applies to Wales only; a separate version has been created for England, Scotland and Northern Ireland only

Textual Amendments

F16 Words in Art. 10(1) substituted (31.12.2020) by [The Ozone-Depleting Substances and Fluorinated Greenhouse Gases \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/583\)](#), regs. 1, **43(2)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

F17 Words in Art. 10(1) substituted (31.12.2020) by [The Ozone-Depleting Substances and Fluorinated Greenhouse Gases \(Amendment etc.\) \(EU Exit\) Regulations 2019 \(S.I. 2019/583\)](#), regs. 1, **43(2)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

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- F18** Words in Art. 10(2) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(3)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F19** Words in Art. 10(2) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(3)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F20** Words in Art. 10(6) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(4)**; 2020 c. 1, Sch. 5 para. 1(1)
- F21** Words in Art. 10(8) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(5)**; 2020 c. 1, Sch. 5 para. 1(1)
- F22** Words in Art. 10(9) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(5)**; 2020 c. 1, Sch. 5 para. 1(1)
- F23** Art. 10(10) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(6)** (as amended by S.I. 2020/1616, regs. 1(2), **2(21)**); 2020 c. 1, Sch. 5 para. **1(1)**
- F24** Words in Art. 10(10) inserted (W.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Wales) (Amendment etc.) Regulations 2023 (S.I. 2023/1294), reg. 1, **Sch. 3 para. 4(2)(a)**
- F25** Words in Art. 10(12) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(7)(a)**; 2020 c. 1, Sch. 5 para. 1(1)
- F26** Words in Art. 10(12) omitted (31.12.2020) by virtue of The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(7)(b)**; 2020 c. 1, Sch. 5 para. 1(1)
- F27** Words in Art. 10(12) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(7)(c)**; 2020 c. 1, Sch. 5 para. 1(1)
- F28** Art. 10(13)(14) omitted (31.12.2020) by virtue of The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(8)**; 2020 c. 1, Sch. 5 para. 1(1)
- F29** Words in Art. 10(15) substituted (31.12.2020) by The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019 (S.I. 2019/583), regs. 1, **43(9)**; 2020 c. 1, Sch. 5 para. 1(1)
- F30** Art. 10(16) inserted (W.) (1.12.2023) by The Recognition of Professional Qualifications and Implementation of International Recognition Agreements (Wales) (Amendment etc.) Regulations 2023 (S.I. 2023/1294), reg. 1, **Sch. 3 para. 4(2)(b)**

Status:

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