

Commission Implementing Regulation (EU) 2017/1153 of 2 June 2017 setting out a methodology for determining the correlation parameters necessary for reflecting the change in the regulatory test procedure and amending Regulation (EU) No 1014/2010 (Text with EEA relevance)

*Article 5*

**Application of Article 5a of Regulation (EC) No 443/2009 — super-credits**

Where the measured NEDC CO<sub>2</sub> value of a new passenger car is less than 50 g CO<sub>2</sub>/km, the manufacturer shall, for the purpose of the application of Article 5a of Regulation (EC) No 443/2009, record that value in the certificate of conformity of the vehicles concerned until 31 December 2022.

With effect from 1 January 2021:

- (a) the specific emissions of those vehicles shall be calculated in accordance with Article 5a of that Regulation, using the WLTP CO<sub>2</sub> values of those vehicles;
- (b) the 7,5 g CO<sub>2</sub>/km cap provided for in Article 5a of that Regulation shall be taken into account as follows:

$$\text{Cap}_{n,r} = \left( \frac{7,5 - \text{SC}_{n,2020}}{7,5} \right)$$

$$\text{Cap}_w = \text{Cap}_{n,r} \cdot \left( \frac{\text{SC}_{w,2020} \times 7,5}{\text{SC}_{n,2020}} \right)$$

Where:

Cap <sub>n,r</sub>	is the proportion of the remaining cap on NEDC in 2020;
SC <sub>n,2020</sub>	is the super-credit savings on NEDC in 2020;
SC <sub>w,2020</sub>	is the super-credit savings on WLTP in 2020;
Cap <sub>w</sub>	is the remaining super-credit savings cap to be taken into account for the calculation of the average specific emissions in 2021 and 2022.

**Changes to legislation:**

There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2017/1153. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulation revoked by [S.I. 2023/1394 art. 115](#)

**Changes and effects yet to be applied to the whole legislation item and associated provisions**

- Art. 2(a)(b) and words inserted by [S.I. 2022/1361 reg. 11\(2\)](#)
- Art. 5(b) word substituted by [S.I. 2020/1418 reg. 5\(3\)\(a\)](#)
- Art. 5(b) word substituted by [S.I. 2020/1418 reg. 5\(3\)\(b\)](#)
- Art. 7a(1)(c) words omitted by [S.I. 2020/1418 reg. 5\(4\)\(a\)\(ii\)](#)
- Art. 7a(1)(c) words substituted by [S.I. 2020/1418 reg. 5\(4\)\(a\)\(i\)](#)