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STATUTORY INSTRUMENTS

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**2019 No. 550**

**The Road Vehicle Emission Performance Standards (Cars and Vans) (Amendment) (EU Exit) Regulations 2019**

**PART 3**

Amendment of retained direct EU legislation: vans

**CHAPTER 2**

Amendment of tertiary legislation made pursuant to Regulation (EU) No 510/2011

**Amendment of Commission Implementing Regulation (EU) No 293/2012**

**30.**—(1) Commission Implementing Regulation (EU) No 293/2012 of 3 April 2012 on monitoring and reporting of data on the registration of new light commercial vehicles pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council is amended as follows.

- (2) In Article 1, omit point (b).
- (3) In Article 2, at the end insert—
  - “(4) ‘Secretary of State’ includes any person authorised by the Secretary of State to carry out functions under this Regulation on behalf of the Secretary of State”.
- (4) Omit Article 3.
- (5) In Article 4—
  - (a) in paragraph 1, for “Member States” substitute “The Secretary of State”,
  - (b) in paragraph 4, for “Member State shall report the manufacturer of the base vehicle” substitute “the manufacturer of the base vehicle is treated deemed to be the manufacturer”,
  - (c) in paragraph 6—
    - (i) for “In reporting” substitute “When including”,
    - (ii) for “competent authority shall provide” substitute “Secretary of State shall consider”,
  - (d) in paragraph 7—
    - (i) for “competent authority shall report” substitute “Secretary of State shall use”,
    - (ii) omit point (b) and the second subparagraph,
  - (e) in paragraph 8, for “Member State shall report” substitute “Secretary of State shall use”,
  - (f) in paragraph 9, for “Member States” substitute “Secretary of State”.
- (6) In Article 5—
  - (a) for “Member States” substitute “Secretary of State”,
  - (b) for “, verification and transmission” substitute “and verification”.
- (7) In Article 6—
  - (a) in the heading, for “Member States” substitute “the Secretary of State”,

- (b) in the first subparagraph, for “Member States” substitute “the Secretary of State”,
- (c) for the second subparagraph substitute—
  - “Notwithstanding the detailed data parameters referred to in Annex 2 of Regulation (EU) No 510/2011, the Secretary of State shall ensure that all detailed monitoring data specified in Annex 2 is monitored and compiled.”.
- (8) In Article 8—
  - (a) in the first paragraph—
    - (i) for “Member States shall inform the Commission of” substitute “the Secretary of State shall calculate”,
    - (ii) for “their territory” substitute “the United Kingdom”,
  - (b) in the second paragraph—
    - (i) for “competent authority” substitute “Secretary of State”,
    - (ii) for “Member State” substitute “United Kingdom”,
    - (iii) omit “reporting” in both places in which it occurs.
- (9) In Article 9—
  - (a) in paragraph 1—
    - (i) for “Commission” in each place where it appears substitute “Secretary of State”,
    - (ii) for “1 June 2012” substitute “15 December 2019”,
  - (b) in paragraph 2—
    - (i) for “competent authority” substitute “Secretary of State”,
    - (ii) omit “taken from the list that is to be drawn up by the Commission on the basis of the names”,
    - (iii) for “That list” substitute “A list of those names”,
    - (iv) for “1 September 2010” substitute “31 December 2019”,
  - (c) in paragraph 3, for “competent authority” substitute “Secretary of State”.
- (10) In Article 10—
  - (a) for “Commission” in each place where it appears substitute “Secretary of State”,
  - (b) for “1 June 2012” substitute “31 May each year”.
- (11) In Article 10a—
  - (a) in paragraph 1—
    - (i) in the first subparagraph, for “Commission” substitute “Secretary of State”,
    - (ii) in the second subparagraph, for “EC” substitute “UK”,
    - (iii) in the fourth subparagraph, for “Member State” substitute “Secretary of State”,
  - (b) in paragraph 2, for “Commission” substitute “Secretary of State”,
  - (c) in paragraph 3—
    - (i) omit “to the Data Repository referred to in Article 10(3), in other cases it shall be submitted”,
    - (ii) for the words “European Commission” to the end substitute—
      - “The Environment Strategy Team,
      - The Department for Transport,

Great Minster House,  
33 Horseferry Road,  
Westminster,  
London SW1P 4DR.

An electronic copy of the notification shall be sent for information to the following email address:

[Environmental.Strategy@dft.gov.uk](mailto:Environmental.Strategy@dft.gov.uk).

(12) Omit Article 11.

(13) After Article 11, omit the sentence beginning “This Regulation shall be binding”.

### **Amendment of Commission Delegated Regulation (EU) No 114/2013**

**31.**—(1) Commission Delegated Regulation (EU) No 114/2013 of 6 November 2012 supplementing Regulation (EU) No 510/2011 of the European Parliament and of the Council with regard to rules for the application for a derogation from the specific CO<sub>2</sub> emissions targets for new light commercial vehicles is amended as follows.

(2) In Article 4, in point (b) for “Union” substitute “United Kingdom”.

(3) In Article 5—

- (a) in paragraph 1 omit “, unless the average specific CO<sub>2</sub> emissions for that year are listed in Annex III”,
- (b) in paragraph 5, in point (b) of the unnumbered subparagraph for “Union” substitute “United Kingdom”.

(4) In Article 6—

- (a) in the heading, for “Commission” substitute “Secretary of State”,
- (b) in paragraph 1, for “Commission” substitute “Secretary of State”,
- (c) in paragraph 2, for “the Secretariat-General of the European Commission, 1049 Brussels, Belgium” substitute “The Environment Strategy Team, The Department for Transport, Great Minster House, 33 Horseferry Road, Westminster, London SW1P 4DR”.

(5) Omit Article 7.

(6) Omit Article 8.

(7) After Article 8, omit the sentence beginning “This Regulation shall be binding”.

(8) In Annex 1—

- (a) in the text preceding point 1, for “[EC-CO2-LDV-IMPLEMENTATION@ec.europa.eu](mailto:EC-CO2-LDV-IMPLEMENTATION@ec.europa.eu)” substitute “[Environmental.Strategy@dft.gov.uk](mailto:Environmental.Strategy@dft.gov.uk)”,
- (b) in point 2, for “EU” each place where it appears substitute “United Kingdom”,
- (c) in point 3.3, for “Union” substitute “United Kingdom”,
- (d) in points 3.3.1, 3.3.2 and 3.3.3, for “EU” in each place where it appears substitute “United Kingdom”,
- (e) in point 3.5, for “Union” substitute “United Kingdom”,
- (f) in points 3.5.1, 3.5.2 and 3.5.3, for “EU” in each place where it appears substitute “United Kingdom”,
- (g) in point 6.1, omit “if not included in Annex III”,

- (h) in point 7, for “Union” substitute “United Kingdom”,
  - (i) in point 8.3, for “Union” substitute “United Kingdom”,
  - (j) in points 9.2.1, 9.2.2 and 9.2.3, for “Union” in each place where it appears substitute “United Kingdom”.
- (9) Omit Annex 3.

### **Amendment of Commission Implementing Regulation (EU) No 427/2014**

**32.**—(1) Commission Implementing Regulation (EU) No 427/2014 of 25 April 2014 establishing a procedure for the approval and certification of innovative technologies for reducing CO<sub>2</sub> emissions from light commercial vehicles pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council is amended as follows.

- (2) In Article 2—
- (a) in paragraph 2, in point (b) for “[Directive 2007/46/EC](#)” substitute “the Road Vehicles (Approval) Regulations 2009”,
  - (b) in paragraph 3, for “EC” substitute “UK”.
- (3) In Article 3—
- (a) in paragraph (2), for “Union” substitute “United Kingdom”,
  - (b) in paragraph (4), for “Commission” substitute “Secretary of State”,
  - (c) in paragraph (5)—
    - (i) the words from “a category” to “Article 41(6) of that Directive” become point (a),
    - (ii) at the end of point (a) insert—
      - “(b) the Secretary of State; or
      - (c) any person designated for this purpose by the Secretary of State”.
- (4) In Article 4—
- (a) for “Commission” in each place where it appears substitute “Secretary of State”.
  - (b) in paragraph 2(f)(ii) omit “as referred to in Article 12(2)(c) of Regulation (EU) No 510/2011 and”.
- (5) In Article 6, in paragraph 2 for “Commission” substitute “Secretary of State”.
- (6) In Article 9, in paragraph 3, in the second subparagraph for “Union” substitute “United Kingdom”.
- (7) In Article 10—
- (a) for “Commission” in each place where it appears substitute “Secretary of State”,
  - (b) in paragraph 2, in the second subparagraph omit “, subject to the application of the exceptions to the right to public access to documents specified in Regulation ([EC](#)) No [1049/2001](#)”.
- (8) In Article 11—
- (a) in paragraph 1—
    - (i) for “an approval authority within the meaning of [Directive 2007/46/EC](#) for an EC” substitute “the Secretary of State for a UK”,
    - (ii) for “Article 6 of [Directive 2007/46/EC](#)” substitute “the Road Vehicles (Approval) Regulations 2009”,
    - (iii) for “Commission” substitute “Secretary of State”,

- (b) in paragraph 2, for “[Directive 2007/46/EC](#)” substitute “the Road Vehicles (Approval) Regulations 2009”.
- (9) In Article 12, for “Commission” in each place where it appears substitute “Secretary of State”.
- (10) In Article 12a—
  - (a) for “Commission” in each place where it appears substitute “Secretary of State”,
  - (b) in paragraph 4 omit “, subject to the application of the exceptions to the right to public access to documents specified in Regulation ([EC](#)) No 1049/2001”.
- (11) Omit Article 13.
- (12) Omit Article 14.
- (13) After Article 14, omit the sentence beginning “This Regulation shall be binding”.

### **Amendment of Commission Implementing Decision (EU) 2018/1876**

**33.**—(1) Commission Implementing Decision (EU) 2018/1876 of 29 November 2018 on the approval of the technology used in 12 Volt efficient alternators for use in conventional combustion engine powered light commercial vehicles as an innovative technology for reducing CO<sub>2</sub> emissions from light commercial vehicles pursuant to Regulation (EU) No 510/2011 of the European Parliament and of the Council is amended as follows.

- (2) Omit Article 5.