



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs

Industrial Transformation and Advanced Value Chains
Automotive and Mobility Industries
Head of Unit

Brussels, 28.09.15
GROW C4/SPR/cdp(2015)4412266

Mr Petar Stoychev
7 Slavianska str.
8231, Nessebar
Bulgaria

Sent by email to:
ask+request-2243-3fde0283@asktheeu.org

Subject: Request for access to documents – GESTDEM No. 2015/4700

Dear Mr Stoychev,

Thank you for your e-mail dated 31 August 2015 which was registered at the Mobility and Transport Directorate-General of the European Commission on 7 September 2015, requesting access to documents under Regulation (EC) No 1049/2001 regarding public access to European Parliament, Council and Commission documents (OJ L145, 31 May 2001, page 43 and following).

Subsequently your e-mail was forwarded on 14 September to the Internal Market, Industry, Entrepreneurship and SMEs Directorate-General.

1. SCOPE OF YOUR REQUEST

Your e-mail requested access to documents containing the following information:

"documents relative to the terms in the European Certificate of Conformity (type approval) for vehicles registration;

more specifically the point 27.1 of the ECOC which states in some certificates "net power", but in other "net power (internal combustion engine);

amendments of this regulation, changing or explaining in details what "net power" in this point of the ECOC is".

2. NO DOCUMENTS IDENTIFIED

Further to your request with reference No. GESTDEM 2015/4700, we regret to inform you that no documents were found that would correspond to the description given in your application.

Indeed, as specified in Article 2(3) of Regulation 1049/2001, the right of access as defined in that regulation applies only to existing documents in the possession of the institution.

Given that no such documents have been identified, the Commission is not in a position to handle your access to documents request.

In accordance with Article 7(2) of Regulation 1049/2001, you are entitled to make a confirmatory application requesting the Commission to review this position.

Such a confirmatory application should be addressed within 15 working days upon receipt of this letter to the Secretary-General of the Commission at the following address:

European Commission
Secretary-General
Transparency unit SG-B-4
BERL 5/327
B-1049 Bruxelles

or by email to: sg-acc-doc@ec.europa.eu

As no documents have been identified, your request has been treated as an access to information request, in accordance with the Code of Good Administrative Behaviour.

3. INFORMATION

The template of the EC Certificate of Conformity is defined in Annex IX of the Directive 2007/46/EC of the European Parliament and of the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive).

In the original version of the Directive the entry concerning net power is as follows:

26. Maximum net power: ... kW at ... min⁻¹

The Directive has over the years been amended several times. Entries in Annex IX concerning net power have been amended as follows.

1) Commission Regulation (EC) No 385/2009 of 7 May 2009 replacing Annex IX to Directive 2007/46/EC of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive)

In this Regulation the entry concerning net power of vehicle category M₁ is modified as follows:

27. Maximum net power (2): kW at min⁻¹ or maximum continuous rated power
(electric motor) kW (1)

(²) For hybrid electric vehicles, indicate both power outputs.

(¹) Delete where not applicable

Manufacturers were required to use the template specified in this Regulation for all CoCs delivered after 29 April 2010.

2) Commission Regulation (EU) No 136/2014 of 11 February 2014 amending Directive 2007/46/EC of the European Parliament and of the Council, Commission Regulation (EC) No 692/2008 as regards emissions from light passenger and commercial vehicles (Euro 5 and Euro 6) and Commission Regulation (EU) No 582/2011 as regards emissions from heavy duty vehicles (Euro VI)

In this Regulation the entry concerning net power of vehicle category M₁ is modified as follows:

(i) point 27 of 'SIDE 2 VEHICLE CATEGORY M₁ (complete and completed vehicles)' is replaced by the following:

27. Maximum power

27.1. Maximum net power (²): kW at min⁻¹ (internal combustion engine) (¹)

27.2. Maximum hourly output: kW (electric motor) (¹)

27.3. Maximum net power: kW (electric motor) (¹)

27.4. Maximum 30 minutes power: kW (electric motor) (¹);

As the Regulation does not modify the explanatory notes, the explanatory note for point (g) specified in Directive 2007/46/EC is still valid:

(²) For hybrid electric vehicles, indicate both power outputs.

Manufacturers are required to use the template specified in this Regulation for all CoCs delivered after 1 January 2015.

Thus for hybrid electric vehicles the manufacturer should indicate both power outputs in the Certificate of Conformity.

You can find the full text of Directive 2007/46/EC (in all official EU languages) and the full list of amendments on the web site

http://ec.europa.eu/growth/sectors/automotive/legislation/motor-vehicles-trailers/directive-2007-46-ec/index_en.htm.

Yours sincerely,



Joanna Szychowska