



Brussels, **XXX**
[...] (2024) **XXX** draft

COMMISSION IMPLEMENTING REGULATION (EU) .../...

of XXX

establishing, pursuant to Regulation (EU) 2024/573 of the European Parliament and of the Council, minimum requirements for training attestations of natural persons and the conditions for the mutual recognition of such training attestations as regards certain mobile equipment containing fluorinated greenhouse gases and repealing Commission Regulation (EC) No 307/2008

(Text with EEA relevance)

This draft has not been adopted or endorsed by the European Commission. Any views expressed are the preliminary views of the Commission services and may not in any circumstances be regarded as stating an official position of the Commission.

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establishing, pursuant to Regulation (EU) 2024/573 of the European Parliament and of the Council, minimum requirements for training attestations of natural persons and the conditions for the mutual recognition of such training attestations as regards certain mobile equipment containing fluorinated greenhouse gases and repealing Commission Regulation (EC) No 307/2008

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union, [REDACTED]

Having regard to Regulation (EU) 2024/573 of the European Parliament and of the Council of 7 February 2024 on fluorinated greenhouse gases, amending Directive (EU) 2019/1937 and repealing Regulation (EU) No 517/2014¹, and in particular Article 10(8) thereof,

Whereas:

- (1) Regulation (EU) 2024/573 includes obligations regarding training attestations of natural persons to carry out certain activities concerning the mobile equipment: motor vehicles falling within the scope of Directive 2006/40/EC and air-conditioning equipment and heat pumps in heavy duty vehicles, vans, non-road mobile machinery used in agriculture, mining and construction operations, trains, metros as well as refrigerated light-duty vehicles and intermodal containers involving fluorinated greenhouse gases or relevant alternatives to fluorinated greenhouse gases, including natural refrigerants.
- (2) The training attestation rules under Regulation (EU) 2024/573 cover an extended list of mobile equipment as well substances contained in that equipment, including alternatives to fluorinated greenhouse gases.
- (3) Requirements for the content of the training and attestation programmes should ensure safe handling of the relevant equipment containing flammable or toxic gases or operating at higher pressures.
- (4) Improving the quality of installation, maintenance or servicing of equipment is essential for optimising and maintaining their energy efficiency, which is another objective of the training and attestation obligations.
- (5) It is therefore necessary, pursuant to Article 10 of Regulation (EU) 2025/573, to update the minimum requirements for the training attestations of natural persons in relation to the skills and knowledge to be covered regarding the relevant equipment

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¹ OJ L 2024/573, 20.2.2024, ELI: <http://data.europa.eu/eli/reg/2024/573/oj>.

and to specify the rules for the attestations and the conditions for mutual recognition of attestations.

- (6) Regulation (EU) 2024/573 replaced Regulation (EU) No 517/2014 of the European Parliament and of the Council² and introduced new rules regarding training attestation obligations. Commission Regulation (EC) No 307/2008³ should therefore be repealed.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the Committee on fluorinated greenhouse gases, established by Article 34(1) of Regulation (EU) 2024/573,

HAS ADOPTED THIS REGULATION:

Article 1

Scope

1. This Regulation shall apply to natural persons carrying out the following activities:
 - (a) maintenance, servicing or repair of air-conditioning equipment in motor vehicles falling within the scope of Directive 2006/40/EC and of air-conditioning equipment and heat pumps in heavy duty vehicles, vans, non-road mobile machinery used in agriculture, mining and construction operations, trains, metros and trams containing fluorinated greenhouse gases and relevant alternative substances;
 - (b) leak checks of air-conditioning equipment and heat pumps in heavy duty vehicles, vans, non-road mobile machinery used in agriculture, mining and construction operations, trains, metros, trams containing substances listed in Annex I and Section I of Annex III to Regulation (EU) 2024/573;
 - (c) recovery of fluorinated greenhouse gases from the cooling circuits of refrigeration units of refrigerated light-duty vehicles, intermodal containers, train wagons and from the cooling circuits of air conditioning and heat pumps in heavy duty vehicles, vans, non-road mobile machinery used in agriculture, mining and construction operations, trains, metros, and trams;
 - (d) recovery of fluorinated greenhouse gases listed in Annex I and in Section I of Annex II to Regulation (EU) 2024/573 from air-conditioning equipment in road vehicles falling outside the scope of Directive 2006/40/EC and of fluorinated greenhouse gases from air-conditioning equipment in road vehicles falling within the scope of Directive 2006/40/EC.
2. This Regulation shall not apply to any manufacturing activity undertaken at the site of the manufacturer of the concerned equipment.

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² 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 (OJ L 150, 20/05/2014, p. 195, ELI: <http://data.europa.eu/eli/reg/2014/517/oj>).

³ Commission Regulation (EC) No 306/2008 of 2 April 2008 establishing, pursuant to Regulation (EC) No 842/2006 of the European Parliament and of the Council, minimum requirements and the conditions for mutual recognition for the certification of personnel recovering certain fluorinated greenhouse gas-based solvents from equipment (OJ L 92, 3.4.2008, p. 21, ELI: <http://data.europa.eu/eli/reg/2008/306/oj>).

Article 2

Training of natural persons

1. Natural persons carrying out the activities referred to in Article 1(1) shall hold a training attestation of the type set out in paragraph 2. Member States may allow for the issuance of separate attestation types or an attestation combining any of the attestation types, identifying the activities it covers.
2. Training attestations referred to in paragraph 1 attesting that the holder has completed a training course covering the minimum skills and knowledge set out in Annex I, shall be of the following types:
 - (a) Attestation A, attesting that holders may carry out the activities provided for in Articles 1, points (a), (b), (c) and (d) in relation to fluorinated greenhouse gases and the relevant alternatives;
 - (b) Attestation B, attesting that holders may carry out the activities provided in Article 1, point (b), provided that such activity does not entail breaking the refrigeration circuit containing fluorinated greenhouse gases;
 - (c) Attestation C, attesting that holders may carry out the activities provided for in Article 1, points (c) and (d), in relation to fluorinated greenhouse gases.
3. Natural persons undertaking one of the activities referred to in Article 1(1) shall not be subject to the requirement laid down in paragraph 1 of this Article, provided they meet the following conditions:
 - (a) they are enrolled in a training course for the purpose of obtaining an attestation covering the relevant activity and;
 - (b) they carry out the activity under the supervision of a person holding an attestation covering that activity who is fully responsible for the correct execution of the activity.

The derogation provided for in the first subparagraph shall apply for the duration of periods spent carrying out the activities referred to in Article 1(1) not exceeding 24 months in total.

Article 3

Issuance of training attestations to natural persons

1. An attestation body as referred to in Article 4 shall issue a training attestation to natural persons who have completed a training course covering the minimum skills and knowledge set out in Annex I.
2. The training attestation shall contain at least the following:
 - (a) the name of the attestation body, the full name of its holder and a registration number;
 - (b) the type of training attestation as specified in Article 2(2) and the specification of the activities which the holder of that type of training attestation is entitled to perform as well as the type of equipment concerned;
 - (c) the issuing date and issuer's signature.

3. Member States may allow attestation bodies to exempt natural persons from the requirement of following a training course referred to in Article 3(1), where the natural person previously acquired skills and knowledge equivalent to those listed in Annex I.

Member States may allow attestation bodies to require applicants only to pass a supplementary examination where the applicant's previously acquired skills and knowledge are partly covered under those listed in Annex I.

Article 4

Attestation body

1. Member States shall specify in national law or designate the authority or authorities competent to designate an attestation body authorised to issue a training attestation to natural persons who have completed a training course covering the minimum skills and knowledge set out in Annex I.

The attestation body shall be independent and impartial in carrying out its activities.

2. Trainings shall be planned and structured in a manner which ensures that the minimum skills and knowledge set out in Annex I are covered. The attestation body shall provide the place of training that ensure safety of the applicants, notably when they conduct activities involving refrigerants which are flammable.
3. The attestation body shall establish and apply procedures for the issuance of training attestations and shall retain records that allow verifying the issuance of such attestations kept for a minimum period of 5 years.

Article 5

Conditions for mutual recognition

1. Mutual recognition of training attestations between Member States shall only apply to training attestations issued in accordance with Article 3 for the activities specified in these attestations.
2. Member States shall not impose any evaluation or other type of assessment procedures or disproportionate administrative requirements on holders of training attestations issued by another Member State for the purpose of the recognition of those attestations or for allowing access to employment of the holders of those attestations for the activities specified therein.
3. Member States may require holders of a training attestation issued in another Member State to provide a translation of the attestation into another official language of the Union.

Article 6

Existing training attestations, refresher training courses or evaluation processes

1. Member States shall ensure that the refresher training courses as required under Article 10(9) of Regulation (EU) 2024/573, provide proof of the natural persons'

practical and theoretical knowledge and skills as specified in Annex I of this Regulation.

2. Member States shall ensure that holders of the existing training attestation under Article 3 of Commission Regulation (EC) 307/2008 are only allowed to continue using that attestation if they update their skills and knowledge to the level of the skills and knowledge required for the training attestation referred to in Article 3 of this Regulation and specified in Annex I thereto.

Article 7

Repeal

1. Regulation (EC) No 307/2008 is repealed.
2. References to the repealed Regulation shall be construed as references to this Regulation and read in accordance with the correlation table in Annex II.

Article 8

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,

For the Commission
The President
[...]

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