Commission Implementing Regulation (EU) 2019/661 of 25 April 2019 ensuring the smooth functioning of the electronic registry for quotas for placing hydrofluorocarbons on the market (Text with EEA relevance)

## Article 3

## Information requirements for registration in the registry

1 Undertakings established in the Union shall provide the following information to the Commission for the purposes of becoming registered in the registry:

- a name and legal form of the undertaking as it appears in relevant official documents in line with national laws and practices;
- b the undertaking's full address, including street name and building number, postal code, name of city and country;
- c the undertaking's telephone number, including the international dialling code;
- d the undertaking's VAT number;
- e the undertaking's Economic Operators Registration and Identification (EORI) number, if applicable;
- f the full name of one contact person who satisfies the conditions in points (i) and (ii), and an individual electronic address used for professional purposes by that person containing, if available, a clear link to the undertaking.:
  - (i) he or she is either a beneficial owner of, or is employed by, the undertaking;
  - (ii) he or she is authorised to perform all obligations and relevant activities relating to the registry on behalf of the undertaking such that they become legally binding on the undertaking;
- g a description of the undertaking's business activities;
- h written confirmation of the undertaking's intention to register in the registry signed by a beneficial owner or employee of the undertaking who is authorised to make legally binding statements on behalf of the undertaking;
- i the undertaking's bank account details validated by means of a document signed by a bank representative or else an original official bank statement relating to a bank account in the Union that is used by the undertaking for its business activities and covers a period within the last 3 months.

2 Undertakings established outside the Union that have mandated an only representative as referred to in Article 16(5) of Regulation (EU) No 517/2014 shall provide the following information to the Commission for the purposes of becoming registered in the registry:

- a the information listed in points (a), (b) and (c) of paragraph 1, but with respect to both the undertaking and the only representative, and accompanied, in the case of the information listed in point (a), a relevant official document on which the name and legal form appears in each case, together with a certified translation of that document in English;
- b the information listed in points (d), (e) and (i) of paragraph 1, but with respect to the only representative rather than the undertaking;
- c the full name of one contact who satisfies the conditions in points (i) and (ii), and an individual electronic address used for professional purposes by that person containing, if available, a clear link to the only representative:

**Changes to legislation:** There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2019/661. Any changes that have already been made to the legislation appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (i) he or she is either a beneficial owner of, or is employed by, the only representative;
- (ii) he or she is authorised to perform all obligations and relevant activities relating to the registry on behalf of the undertaking and the only representative such that they become legally binding on both the undertaking and the only representative;
- d an electronic address for the only representative;
- e a description of the undertaking's business activities;
- f the written confirmation listed in point (h) of paragraph 1 but signed additionally by a beneficial owner or employee of the only representative who is authorised to make legally binding statements on behalf of the only representative;

3 In order to be eligible for submitting a declaration pursuant to Article 16(2) or 16(4) of Regulation (EU) No 517/2014 for a given year, the deadlines for submitting and for completing an application to register in the registry shall be as specified in the notice to be issued by the Commission under the third subparagraph of Article 16(2) of that Regulation.

4 Undertakings already registered before the entering into force of this Regulation shall submit the information pursuant to paragraphs 1 or 2, whichever is applicable, within 3 months from entering into force of this Regulation, unless it has already been submitted in the registry.

## **Changes to legislation:**

There are outstanding changes not yet made to Commission Implementing Regulation (EU) 2019/661. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

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## Changes and effects yet to be applied to :

- Art. 3(1) words substituted by S.I. 2021/543 reg. 3(3)(a)(i)
- Art. 3(2) words substituted by S.I. 2021/543 reg. 3(3)(b)
- Art. 3(3) words substituted by S.I. 2021/543 reg. 3(3)(c)
- Art. 3(4) words substituted by S.I. 2021/543 reg. 3(3)(d)(i)
- Art. 3(4) words substituted by S.I. 2021/543 reg. 3(3)(d)(ii)

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

- Signature words omitted by S.I. 2021/543 reg. 3(10)
- Art. 3(1)(a) words substituted by S.I. 2021/543 reg. 3(3)(a)(ii)
- Art. 3(1)(a)(i) words substituted by S.I. 2021/543 reg. 3(3)(a)(iii)