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STATUTORY INSTRUMENTS

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**2019 No. 583**

**EXITING THE EUROPEAN UNION  
ENVIRONMENTAL PROTECTION**

**The Ozone-Depleting Substances and Fluorinated Greenhouse  
Gases (Amendment etc.) (EU Exit) Regulations 2019**

*Made - - - - 14th March 2019*

*Coming into force in accordance with regulation 1*

**THE OZONE-DEPLETING SUBSTANCES  
AND FLUORINATED GREENHOUSE GASES  
(AMENDMENT ETC.) (EU EXIT) REGULATIONS 2019**

PART 1

Introduction

1. Citation, commencement and extent

PART 2

Ozone-depleting substances

SECTION 1

*Amendment of subordinate legislation*

2. The Ozone-Depleting Substances Regulations 2015

SECTION 2

*Amendment and saving of retained direct EU legislation*

3. Regulation (EC) No 1005/2009
4. Article 3 (definitions)
5. Insertion of new Articles 3A and 3B
6. Article 7 (production, placing on the market and use of controlled substances as feedstock)
7. Article 8 (production, placing on the market and use of controlled substances as process agents)

**Changes to legislation:** There are currently no known outstanding effects for the The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019. (See end of Document for details)

8. Article 9 (placing on the market of controlled substances for destruction or reclamation and of products and equipment containing or relying on controlled substances for destruction)
9. Article 10 (essential laboratory and analytical uses of controlled substances other than hydrochlorofluorocarbons)
10. Article 11 (production, placing on the market and use of hydrochlorofluorocarbons and placing on the market of products and equipment containing or relying on hydrochlorofluorocarbons)
11. Article 12 (quarantine and pre-shipment applications and emergency uses of methyl bromide)
12. Article 13 (critical uses of halons and decommissioning or equipment containing halons)
13. Article 14 (transfer of rights and industrial rationalisation)
14. Article 15 (imports of controlled substances or of products and equipment containing or relying on controlled substances)
15. Article 16 (release for free circulation in the Community of imported controlled substances)
16. Article 17 (export of controlled substances or of products and equipment containing or relying on controlled substances)
17. Article 18 (licensing of imports and exports)
18. Article 19 (measures for monitoring of illegal trade)
19. Article 20 (trade with a State not party to the Protocol and a territory not covered by the Protocol)
20. Article 21 (list of products and equipment containing or relying on controlled substances)
21. Article 22 (recovery and destruction of used controlled substances)
22. Article 23 (leakages and emissions of controlled substances)
23. Article 24 (new substances)
24. Amendment of heading for Chapter 7
25. Article 25 (committee)
26. Article 26 (reporting by the Member States)
27. Article 27 (reporting by undertakings)
28. Article 28 (inspection)
29. Article 29 (penalties)
30. Words after Article 31 (entry into force)
31. Commission Decision 2010/372/EU
32. Commission Regulation (EU) No 291/2011
33. Commission Regulation (EU) No 537/2011
34. The EEA agreement

### PART 3

#### Fluorinated greenhouse gases

#### SECTION 1

*Amendment of subordinate legislation applying in England, Wales and Scotland*

35. The Fluorinated Greenhouse Gases Regulations 2015

#### SECTION 1A

*Amendment of subordinate legislation applying in Northern Ireland*

- 35A The Fluorinated Greenhouse Gases Regulations 2015

## SECTION 2

### *Amendment of retained direct EU legislation*

36. Regulation (EU) No 517/2014
  37. Article 2 (definitions)
  38. Insertion of new Articles 2A and 2B
  39. Article 4 (leak checks)
  40. Article 6 (record keeping)
  41. Article 8 (recovery)
  42. Article 9 (producer responsibility schemes)
  43. Article 10 (training and certification)
  44. Article 11 (restrictions on the placing on the market)
  45. Article 12 (labelling and product and equipment information)
  46. Article 14 (pre-charging of equipment with hydrofluorocarbons)
  47. Article 15 (reduction of the quantity of hydrofluorocarbons placed on the market)
  48. Article 16 (allocation of quotas for placing hydrofluorocarbons on the market)
  49. Article 17 (registry)
  50. Article 18 (transfer of quotas and authorisation to use quotas for the placing on the market of hydrofluorocarbons in imported equipment)
  51. Article 19 (reporting on production, import, export, feedstock use and destruction of the substances listed in Annexes 1 or 2)
  52. Article 20 (collection of emissions data)
  53. Article 21 (review)
  54. Article 22 (exercise of the delegation)
  55. Article 23 (consultation forum)
  56. Article 24 (committee procedure)
  57. Article 25
  58. Words after Article 27 (entry into force and date of application)
  59. Annex 5 (calculation of the maximum quantity, reference values and quotas for placing hydrofluorocarbons on the market)
  60. Annex 7 (data to be reported pursuant to Article 19)
  61. Commission Regulation (EC) No 1497/2007
  62. Commission Regulation (EC) No 1516/2007
  63. Commission Regulation (EC) No 304/2008
  64. Commission Regulation (EC) No 306/2008
  65. Commission Regulation (EC) No 307/2008
  66. Commission Implementing Regulation (EU) No 1191/2014
  67. Commission Implementing Regulation (EU) 2015/2065
  68. Commission Implementing Regulation (EU) 2015/2066
  69. Commission Implementing Regulation (EU) 2015/2067
  70. Commission Implementing Regulation (EU) 2015/2068
  71. Commission Implementing Regulation (EU) 2016/879
  72. Commission Implementing Decision (EU) 2017/1984
  73. The EEA agreement
- Signature  
Explanatory Note

**Changes to legislation:**

There are currently no known outstanding effects for the The Ozone-Depleting Substances and Fluorinated Greenhouse Gases (Amendment etc.) (EU Exit) Regulations 2019.