

# Market surveillance in Denmark

Ecodesign and energy labelling in practice  
– experiences, challenges, regulation and impact  
Aarhus, Denmark November 2016

# Market surveillance in Denmark



Secretariat for  
**Ecodesign and  
Energy Labelling**  
of Products

Secretariat established by the Danish Energy Agency to handle tasks regarding administration and co-ordination of market surveillance activities



## Main tasks for the secretariat

1. conducting market surveillance of energy related products regulated by energy labelling and/or ecodesign
2. inspecting energy labelling in shops, both physical shops and web shops
3. inspecting energy labelling information in sales material, i.e. advertisements
4. handling enquiries in general – from producers, importers, retailers, consumers and other interested parties





# Responsibility of Manufacturer

<b>Ecodesign directive</b> (2009/125/EC)	<b>Energy labelling directive</b> (2010/30/EC)
Regulations i.e.  (EU) 813/2013 (EU) 814/2013 (EU) 1253/2014	Regulations i.e.  (EU) 811/2013 (EU) 812/2013 (EU) 1254/2014



# Energy labelling regulations

## - a general introduction

- Article 1 – subject matter and scope
- Article 2 – definitions
- Article 3 – responsibility of suppliers (and timetable)
- Article 4 – responsibilities of dealers
- Article 5 – measurement and calculation methods
- Article 6 – verification procedure for market surveillance purposes





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# Ecodesign regulations

## - a general introduction

- Article 1 – subject matter and scope
  - Article 2 – definitions
  - Article 3 – Ecodesign requirements and timetable
  - Article 4 – Conformity assessment
  - Article 5 – verification procedure
- 
- Annexes – all the demands are outlined in here



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# Responsibility of Manufacturer

<b>Ecodesign directive</b>	<b>Energy labelling directive</b>
<ul style="list-style-type: none"><li>• Assess the product conformity with requirements</li><li>• Prepare CE-declaration of conformity</li><li>• Affix the CE-mark</li><li>• Elaborate technical documentation</li></ul>	<ul style="list-style-type: none"><li>• Supply the energy label(s) and a product fiche</li> <li>• Elaborate technical documentation</li></ul>





# Responsibility of Manufacturer

## General overall demands

- documentation has to be elaborated before the first model is placed on the market
- documentation shall be made available within 10 days of receipt of a request from authorities
- the manufacturer shall keep documentation relating to the conformity assessment available for authorities for a period of 10 years after the last of that product has been manufactured







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# Market surveillance

Overall annual plan by the Danish Energy Agency

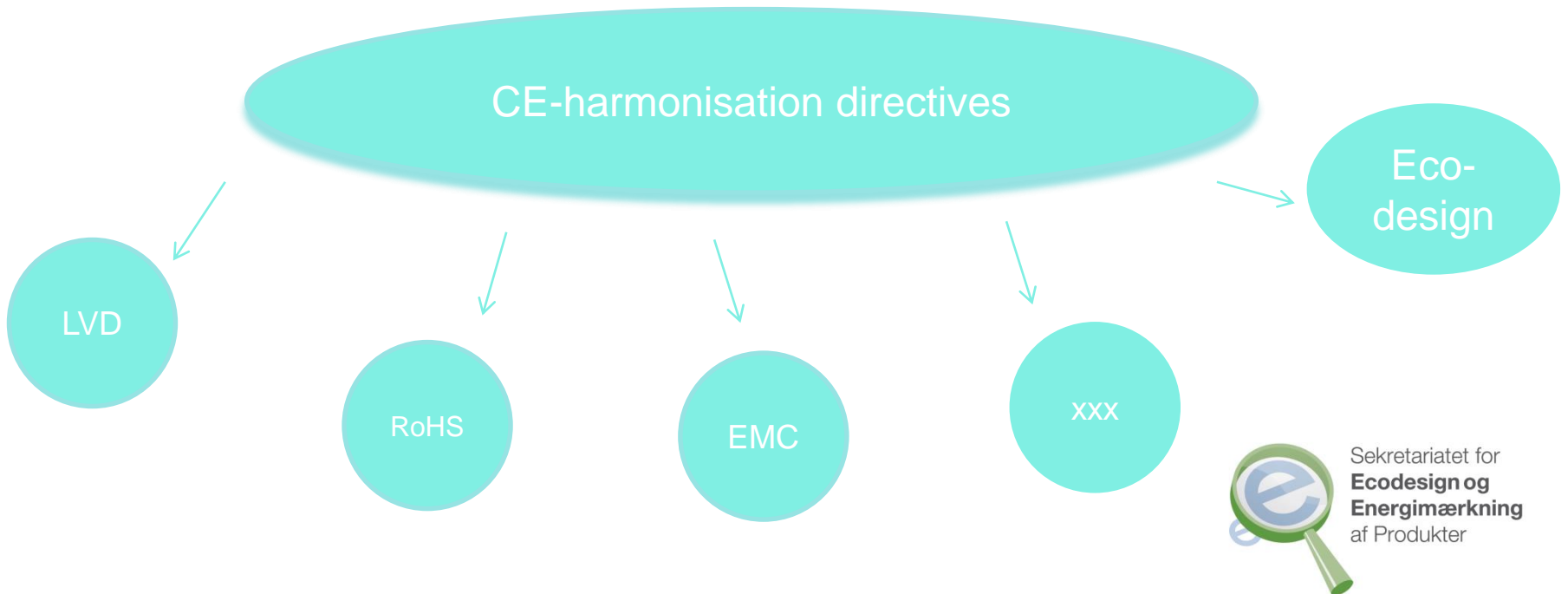
- Types of inspection
- Product categories and focus areas
- Campaigns

# Documentary checks consists of ..

<b>Control of documentation</b>			
<b>Energy labelling</b>	<b>Common for Energy labelling and Ecodesign</b>	<b>Ecodesign Regulations</b>	
Inspection of data sheets  Advertises	Inspection of technical documentation	Inspection of CE declarations	Inspection of product information requirements Website, user manual, rating plate,

# Focus at ecodesign market surveillance

Conformity assessment





# CE declaration of conformity



Article 5 of the Ecodesign directive (EU) 125/2009:

*3. The EC declaration of conformity shall contain the elements specified in Annex VI and shall refer to the appropriate **implementing measure***

Annex VI states:

The EC declaration of conformity must contain the following elements:

1. the name and address of the manufacturer or of its authorised representative;
2. a description of the model sufficient for its unambiguous identification;
3. where appropriate, the references of the harmonised standards applied;
4. where appropriate, the other technical standards and specification used;
5. where appropriate, the reference to other Community legislation providing for the affixing of the CE mark that is applied; and
6. the identification and signature of the person empowered to bind the manufacturer or its authorised representative.





# Technical documentation

Ecodesign directive 2009/125/EC

*Annex IV Internal design control* (referred to in Article 8(2))

- 2. A technical documentation file *making possible an assessment of the conformity of the product with the requirements* of the applicable implementing measure must be compiled by the manufacturer.
- The documentation must contain, in particular:
- (a) a general description of the product and of its intended use;
- (g) the results of measurements on the ecodesign requirements carried out, including details of the conformity of these measurements as compared with the ecodesign requirements set out in the applicable implementing measure.

Energy labelling: directive 2010/30/EC

*Article 5 Responsibilities of suppliers*

- (iii) test reports, where available, including those carried out by relevant notified organisations as defined under other Union legislation



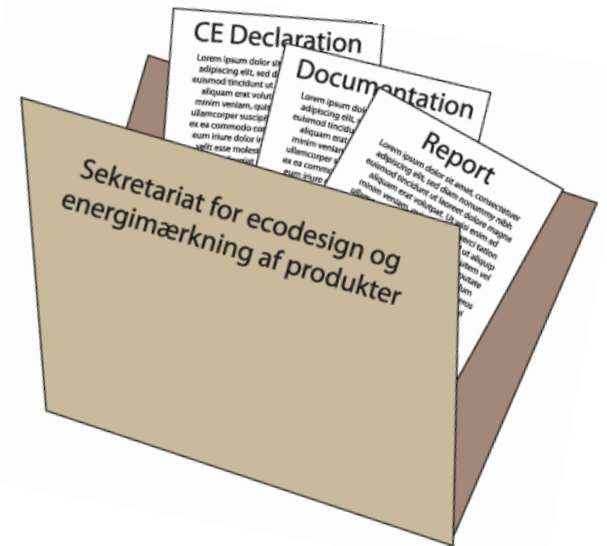


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# Technical documentation

All the declared/supplied data about the product must be substantiated by the manufacturer

Minimum demands from ecodesign – and other required product information



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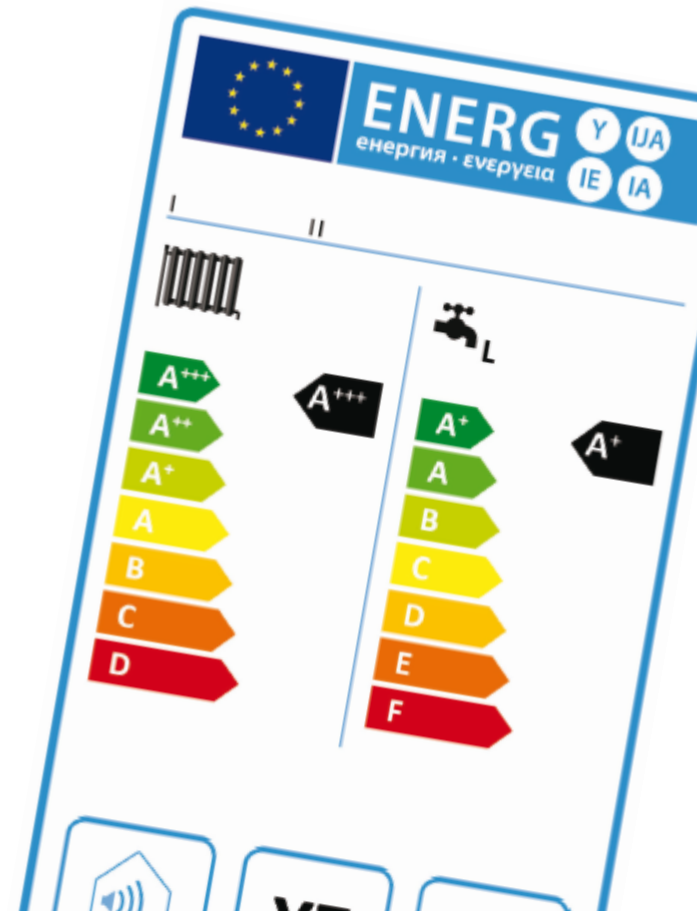
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# Technical documentation

Energy label information verification

- Energy class
- Sound power level
- Consumption of resources

Values stated in product fiche,  
advertisements, webshops ...





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# Technical documentation -ecodesign requirements

As described in Regulation 813/2013 (annex II)

## 5. REQUIREMENTS FOR PRODUCT INFORMATION

From 26 September 2015 the following product information on heaters shall be provided:

(a) the instruction manuals for installers and end-users, and free access websites of manufacturers, their authorised representatives and importers shall contain the following elements:

- And continues

(b) the technical documentation for the purposes of conformity assessment pursuant to Article 4 shall contain the following elements:

— the elements specified in point (a);



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# Technical documentation - ecodesign requirements

Verifying the requirements:

Seasonal space heating/useful efficiency

Sound power level

Water heating efficiency, if applicable

Emission of  $\text{NO}_x$ , if applicable

Table 7  
Technical parameters for boiler space heaters, boiler combination heaters and cogeneration space heaters

Model(s): [information identifying the model(s) to which the information relates]			
Condensing boiler: [yes/no]			
Low-temperature (**) boiler: [yes/no]			
B11 boiler: [yes/no]			
Cogeneration space heater: [yes/no]		If yes, equipped with a supplementary heater: [yes/no]	
Combination heater: [yes/no]			
Item	Symbol	Value	Unit
Rated heat output	$P_{rated}$	x	kW
For boiler space heaters and boiler combination heaters:			
Useful heat output			
At rated heat output and high-temperature regime (*)	$P_4$	x,x	kW
At 30 % of rated heat output and low-temperature regime (**)	$P_1$	x,x	kW
For cogeneration space heaters: Useful heat output			
At rated heat output of cogeneration space heater with supplementary heater disabled	$P_{CHP100}^{+Sup0}$	x,x	kW
At rated heat output of cogeneration space heater with supplementary heater enabled	$P_{CHP100}^{+Sup100}$	x,x	kW
For cogeneration space heaters: Electrical efficiency			
At rated heat output of cogeneration space heater with supplementary heater disabled	$\eta_{el,CHP100}^{+Sup0}$	x,x	%
At rated heat output of cogeneration space heater with supplementary heater enabled	$\eta_{el,CHP100}^{+Sup100}$	x,x	%
Auxiliary electricity consumption			
At full load	$e_{dmax}$	x,x	kW
Seasonal space heating energy efficiency			
Useful efficiency			
At rated heat output and high-temperature regime (*)	$\eta_4$	x,x	%
At 30 % of rated heat output and low-temperature regime (**)	$\eta_1$	x,x	%
For cogeneration space heaters: Useful efficiency			
At rated heat output of cogeneration space heater with supplementary heater disabled	$\eta_{CHP100}^{+Sup0}$	x,x	%
At rated heat output of cogeneration space heater with supplementary heater enabled	$\eta_{CHP100}^{+Sup100}$	x,x	%
Supplementary heater			
Rated heat output	$P_{sup}$	x,x	kW
Type of energy input			
Other items			
Standby heat loss			

## The issue of tolerances

- When authorities perform market surveillance by testing a product a defined tolerance must be granted on the result
- However, when a producer declares values for a product, they are not allowed use any addition to actual measured values
- Transversal regulations for clarification on the purpose of tolerances have been issued





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## Selection of products

- reasonable doubt
- performance history
- market share
- low price segment
- Danish importers of products with origin outside EU
  
- widespread inspection on newly regulated product categories



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# Document inspection - the procedure

Requesting  
documentation

Guidance and  
evaluation / possibly  
a reminder

Results of  
inspection

Case  
ending/possibly  
transferral to the  
DEA



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# Verification testing

## Physical testing of product in laboratory:

- Fulfilment of minimum requirements (or maximum) from ecodesign
- Deviation from declared values on energy label and product fiche

2. The model shall be considered to comply with the applicable requirements if:

- (a) for heaters, packages of space heater, temperature control and solar device, and packages of combination heater, temperature control and solar device, the seasonal space heating energy efficiency  $\eta_s$  is not more than 8 % lower than the declared value at the rated heat output of the unit;
- (b) for combination heaters and packages of combination heater, temperature control and solar device, the water heating energy efficiency  $\eta_{wh}$  is not more than 8 % lower than the declared value at the rated heat output of the unit;
- (c) for heaters, the sound power level  $L_{WA}$  is not more than 2 dB higher than the declared value of the unit;
- (d)...
- (e)...
- (f)...

Regulation (EU) 811/2013,  
annex VIII



# Verification testing

The settings of the appliance to be tested are to be specified by the manufacturer

Will be requested directly from the laboratory

# Costs for inspection?

Danish law states that manufacturers shall make a specimen available to the DEA for verification testing

Further, the cost for the case handling and laboratory testing falls to the manufacturer, if the test result shows non-compliance

If a manufacturer cannot supply sufficient documentation for the product, the cost also falls to the manufacturer





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# Guidance of manufacturers and importers are prioritised in Danish market surveillance

- written guidelines
- customised tutorial sessions
- focus on reaching SMEs

Closer contact to MSA results in higher awareness at manufacturers

- and the overall aim is a fair market with energy efficient products



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# Establishing compliance

## Methods and calculation

### Supplementary to the regulations

Commission communication in the framework of the implementation of Commission Regulation (EU) No 813/2013 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for space heaters and combination heaters and of Commission Delegated Regulation (EU) No 811/2013 supplementing Directive 2010/30/EU of the European Parliament and of the Council with regard to the energy labelling of space heaters, combination heaters, packages of space heater, temperature control and solar device and packages of combination heater, temperature control and solar device

(2014/C 207/02)



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# Establishing documentation

## Methods and calculation

Supplementary to the regulations also

The image shows the cover of a document from the European Commission. At the top, there is a stylized graphic of the European Parliament building with the European Union flag in the center. Below this, the text reads: "Guidelines accompanying" in a large font, followed by "Regulations (EU) No 811 & 812/2013 with regard to energy labelling of space heaters, combination heaters, packages of space heater, temperature control" in a smaller font. An orange circular stamp on the right side of the cover indicates the date "September 2015".



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# Questions?

Please do not hesitate to contact the secretariat if you have questions relating to ecodesign and/or energy labelling



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