

# DECISIONS

## COMMISSION IMPLEMENTING DECISION (EU) 2021/913

of 3 June 2021

### on the harmonised standards for household dishwashers drafted in support of Regulation (EU) 2019/2022 and Delegated Regulation (EU) 2019/2017

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1025/2012 of the European Parliament and of the Council of 25 October 2012 on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council<sup>(1)</sup>, and in particular Article 10(6) thereof,

Whereas:

- (1) In accordance with Article 9(2) of Directive 2009/125/EC of the European Parliament and of the Council<sup>(2)</sup>, Member States are to regard a product for which harmonised standards have been applied, the reference numbers of which have been published in the *Official Journal of the European Union*, as conforming to all the relevant requirements of the applicable implementing measure to which such standards relate. Article 4 of Commission Regulation (EU) 2019/2022<sup>(3)</sup> and Annex III thereto lay down the relevant measurement and calculation requirements for household dishwashers.
- (2) In accordance with Article 13 of Regulation (EU) 2017/1369 of the European Parliament and of the Council<sup>(4)</sup>, after the adoption of a delegated act pursuant to Article 16 of that Regulation setting specific labelling requirements, the Commission is to publish references to the harmonised standards that satisfy the relevant measurement and calculation requirements of the delegated act in the *Official Journal of the European Union*. Where such harmonised standards are applied during the conformity assessment of a product, the model is to be presumed to be in conformity with the relevant measurement and calculation requirements of the delegated act. Article 3 of Commission Delegated Regulation (EU) 2019/2017<sup>(5)</sup> and Annex IV thereto lay down measurement and calculation requirements for household dishwashers.
- (3) By Implementing Decision C(2020) 4329<sup>(6)</sup>, the Commission made a request to the European Committee for Standardization (CEN), the European Committee for Electrotechnical Standardization (Cenelec) and the European Telecommunications Standards Institute (ETSI) to revise existing harmonised standards on household dishwashers, household washing machines and household washer-dryers in support of Regulations (EU) 2019/2022 and (EU) 2019/2023 and Delegated Regulations (EU) 2019/2017 and (EU) 2019/2014.

<sup>(1)</sup> OJ L 316, 14.11.2012, p. 12.

<sup>(2)</sup> Directive 2009/125/EC of the European Parliament and of the Council of 21 October 2009 establishing a framework for the setting of ecodesign requirements for energy-related products (OJ L 285, 31.10.2009, p. 10).

<sup>(3)</sup> Commission Regulation (EU) 2019/2022 of 1 October 2019 laying down ecodesign requirements for household dishwashers pursuant to Directive 2009/125/EC of the European Parliament and of the Council amending Commission Regulation (EC) No 1275/2008 and repealing Commission Regulation (EU) No 1016/2010 (OJ L 315, 5.12.2019, p. 267).

<sup>(4)</sup> Regulation (EU) 2017/1369 of the European Parliament and of the Council of 4 July 2017 setting a framework for energy labelling and repealing Directive 2010/30/EU (OJ L 198, 28.7.2017, p. 1).

<sup>(5)</sup> Commission Delegated Regulation (EU) 2019/2017 of 11 March 2019 supplementing Regulation (EU) 2017/1369 of the European Parliament and of the Council with regard to energy labelling of household dishwashers and repealing Commission Delegated Regulation (EU) No 1059/2010 (OJ L 315, 5.12.2019, p. 134).

<sup>(6)</sup> Commission Implementing Decision C(2020)4329 of 1 July 2020 on a standardisation request to the European Committee for Standardisation, the European Committee for Electrotechnical Standardisation and the European Telecommunications Standards Institute as regards ecodesign and energy labelling requirements for household dishwashers, household washing machines and household washer-dryers in support of Commission Regulations (EU) 2019/2022 and (EU) 2019/2023 and Commission Delegated Regulations (EU) 2019/2017 and (EU) 2019/2014.

- (4) On the basis of the request set out in Implementing Decision C(2020)4329, Cenelec drafted the harmonised standard EN 60436:2020 in order to take account of the technical and scientific progress. Cenelec also adopted amendment EN 60436:2020/A11:2020 and corrigendum EN 60436:2020/AC:2020-6 to that standard.
- (5) The Commission together with Cenelec, has assessed whether the harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and corrected by EN 60436:2020/AC:2020-6, complies with the request set out in Implementing Decision C(2020)4329.
- (6) The harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and corrected by EN 60436:2020/AC:2020-6, satisfies the requirements which it aims to cover and which are set out in Regulation (EU) 2019/2022 and Delegated Regulation (EU) 2019/2017.
- (7) It is necessary to clarify which versions of standards referred to in clause '3 Modification of Clause 2 "Normative references"' of standard EN 60436:2020 are to be applied for the purposes of presumption of conformity.
- (8) The column 'Remarks/Notes\*' of Table ZZA.1 in standard EN 60436:2020 for the purposes of Delegated Regulation (EU) 2019/2017 and the column 'Remarks/Notes\*' to Table ZZB.1 in standard EN 60436:2020 for the purposes of Regulation (EU) 2019/2022 should be excluded from publication due to inconsistency of those columns with requirements in the main normative body of the standard and due to legal uncertainty resulting from the interpretation of the legal effect of presumption of conformity included in the footnote to those columns.
- (9) It is therefore appropriate to publish the reference of harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and corrected by EN 60436:2020/AC:2020-6 in the *Official Journal of the European Union* with restriction.
- (10) Harmonised standard EN 60436:2020 replaces harmonised standard EN 50242:2016, published by Commission communication 2016/C 416/05 <sup>(7)</sup>. It is therefore appropriate to repeal that Communication.
- (11) Compliance with a harmonised standard confers a presumption of conformity with the corresponding requirements set out in Union harmonisation legislation from the date of publication of the reference of such standard in the *Official Journal of the European Union*. This Decision should therefore enter into force on the date of its publication,

HAS ADOPTED THIS DECISION:

#### Article 1

The reference to harmonised standard for energy labelling of household dishwashers drafted in support of Delegated Regulation (EU) 2019/2017 and listed in Annex I to this Decision is hereby published in the *Official Journal of the European Union* with restriction.

The reference to harmonised standard on ecodesign of household dishwashers drafted in support of Regulation (EU) 2019/2022 and listed in Annex II to this Decision is hereby published in the *Official Journal of the European Union* with restriction.

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<sup>(7)</sup> Commission communication in the framework of the implementation of Commission Regulation (EU) No 1016/2010 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for household dishwashers and of Commission Delegated Regulation (EU) No 1059/2010 supplementing Directive 2010/30/EU of the European Parliament and of the Council with regard to energy labelling of household dishwashers (Publication of titles and references of harmonised standards under Union harmonisation legislation) (OJ C 416, 11.11.2016, p. 14).

*Article 2*

Communication 2016/C 416/05 is repealed.

*Article 3*

This Decision shall enter into force on the day of its publication in the *Official Journal of the European Union*.

Done at Brussels, 3 June 2021.

*For the Commission*  
*The President*  
Ursula VON DER LEYEN

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## ANNEX I

**Reference of the harmonised standard drafted in support of Delegated Regulation (EU) 2019/2017**

EN 60436:2020

Electric dishwashers for household use – Methods for measuring the performance

EN 60436:2020/A11:2020

EN 60436:2020/AC:2020-6

Restrictions:

(a) for the purposes of clause '2 Normative references' the following versions of harmonised standards apply:

- (i) EN 50564:2011;
- (ii) EN 50643:2018 as amended by EN 50643:2018/A1:2020;
- (iii) EN 60704-2-3:2019;
- (iv) EN 60704-2-3:2019 as amended by EN 60704-2-3:2019/A11:2019;
- (v) EN 60705:2015 as amended by EN 60705:2015/A2:2018;
- (vi) EN 60734:2012;
- (vii) ISO 607:1980.

(b) this publication does not cover the column 'Remarks/Notes\*' to Table ZZA.1.

## ANNEX II

**Reference of the harmonised standard drafted in support of Regulation (EU) 2019/2022**

EN 60436:2020

Electric dishwashers for household use – Methods for measuring the performance

EN 60436:2020/A11:2020

EN 60436:2020/AC:2020-6

Restrictions:

(a) for the purposes of clause '2 Normative references' the following versions of harmonised standards apply:

- (i) EN 50564:2011;
- (ii) EN 50643:2018 as amended by EN 50643:2018/A1:2020;
- (iii) EN 60704-2-3:2019;
- (iv) EN 60704-2-3:2019 as amended by EN 60704-2-3:2019/A11:2019;
- (v) EN 60705:2015 as amended by EN 60705:2015/A2:2018;
- (vi) EN 60734:2012;
- (vii) ISO 607:1980.

(b) this publication does not cover the column 'Remarks/Notes\*' to Table ZZB.1.

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