

Texte zu den geplanten neuen EU-Regelungen zur umweltgerechten Produktgestaltung und zur Energieverbrauchs-kennzeichnung in der Beleuchtung – Zusammenstellung <sup>[1]</sup> des Umweltbundesamtes (UBA), Deutschland



Entwürfe vom Januar/Februar 2019

**Entwurf einer Regelung mit Anforderungen an die Produktgestaltung in der Fassung für das Ausschußverfahren <sup>[2]</sup>**

– Ausgangsdokumente: Begründungstext, Haupttext und Anhänge –

*Hinweis: Bitte beachten Sie, daß der angehängte Text nur in Englisch verfaßt ist. Zu Übersetzungsentwürfen von Haupttext und Anhängen in andere Sprachen siehe <sup>[3]</sup>.*

**EN:** Information on the coming EU Lighting Regulations – Ecodesign and Energy Labelling – Compilation <sup>[1]</sup> of the Federal Environment Agency (UBA), Germany

Drafts of January / February 2019

**Draft regulation with requirements on product design in the version for the comitology <sup>[2]</sup>**

– Initial documents: Explanatory memorandum, main text and annexes –

*Please note: This is a text in English. For main text and annexes, draft translations into other languages can be found at <sup>[3]</sup>.*

**FR:** Informations sur les futures réglementations de l'UE concernant l'éclairage – l'écoconception et l'étiquetage énergétique – Compilation <sup>[1]</sup> de l'Agence Fédérale de l'Environnement (UBA), Allemagne

Projets du janvier / février 2019

**Projet de règlement avec exigences de la conception de produits dans la version pour la comitologie <sup>[2]</sup>**

– Documents initiaux : Mémoire explicatif, texte principal et annexes –

*Indication : C'est un texte en anglais. Pour premières traductions du texte principal et des annexes dans d'autres langues, voir <sup>[3]</sup>.*

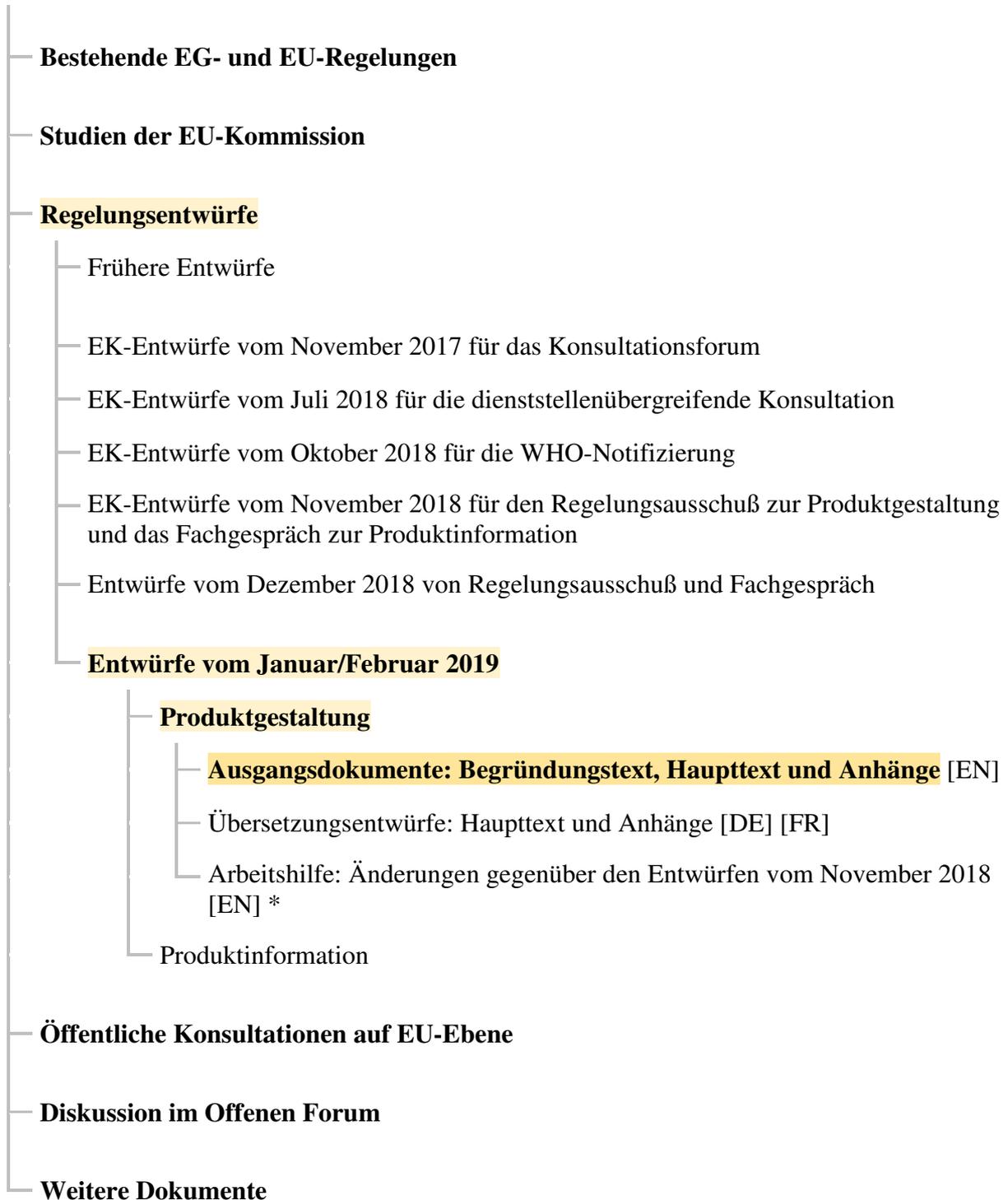
<sup>[1]</sup> <https://www.eup-network.de/de/eup-netzwerk-deutschland/offenes-forum-eu-regelungen-beleuchtung/dokumente/texte/>

<sup>[2]</sup> [https://ec.europa.eu/info/implementing-and-delegated-acts/comitology\\_en](https://ec.europa.eu/info/implementing-and-delegated-acts/comitology_en)

<sup>[3]</sup> [DE] [https://www.eup-network.de/fileadmin/user\\_upload/Lichtquellen\\_EK\\_2019\\_02\\_07\\_PG\\_DE.pdf](https://www.eup-network.de/fileadmin/user_upload/Lichtquellen_EK_2019_02_07_PG_DE.pdf)  
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**Texte im Offenen Forum**

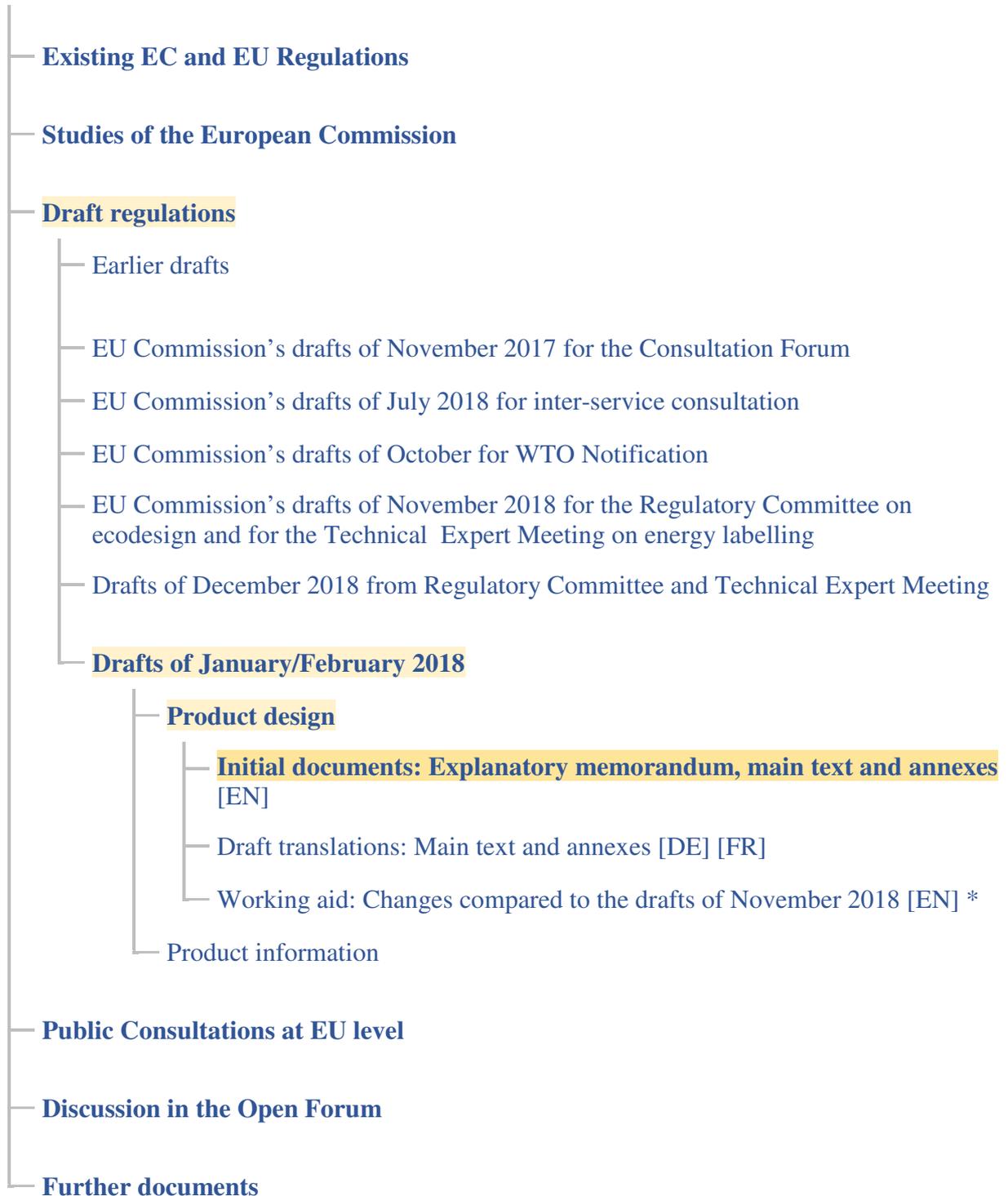
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\* Stand 11. Februar 2019: Dieser Text steht noch nicht zur Verfügung.

**Documents in the Open Forum**

(abc = text at hand)



\* Status as of 11 February 2019: This text is not yet available.

Abbreviations: ● EC = European Communities ● EU = European Union

**Contents list**

In the original documents, page numbers start repeatedly at 1. Differing from that, the following page numbers refer to the continuous page numbering made by the publisher.

- A Explanatory Memorandum ..... 1**
- 1. Context of the proposal..... 2**
  - Grounds for and objectives of the proposal ..... 2
  - General context ..... 4
  - Consistency with other EU policies and objectives ..... 5
- 2. Consultations of interested parties and impact assessment ..... 6**
  - Consultation of interested parties..... 6
    - Methods used, main sectors targeted and general profile of respondents .....6
  - Impact assessment..... 7
  - Collection and use of expertise ..... 8
    - Analysis model MELISA .....8
    - New methodology for setting energy efficiency requirements.....8
    - Flicker and stroboscopic effect.....8
- 3. Legal elements of the proposal ..... 8**
  - Summary of the proposed action ..... 8
    - 1. Definition of the scope of the proposed Regulation .....8
    - 2. Implementation of ecodesign requirements.....9
    - 3. Verification procedure for market surveillance purposes.....11
    - 4. Date for evaluation and possible revision.....11
    - 5. Repeal .....11
  - Legal basis..... 11
  - Subsidiarity principle ..... 11
  - Proportionality principle ..... 12
  - Choice of instrument ..... 12
- 4. Budgetary implication..... 12**
- 5. Additional information ..... 12**
  - Review/revision/sunset clause ..... 12
  - European Economic Area ..... 12

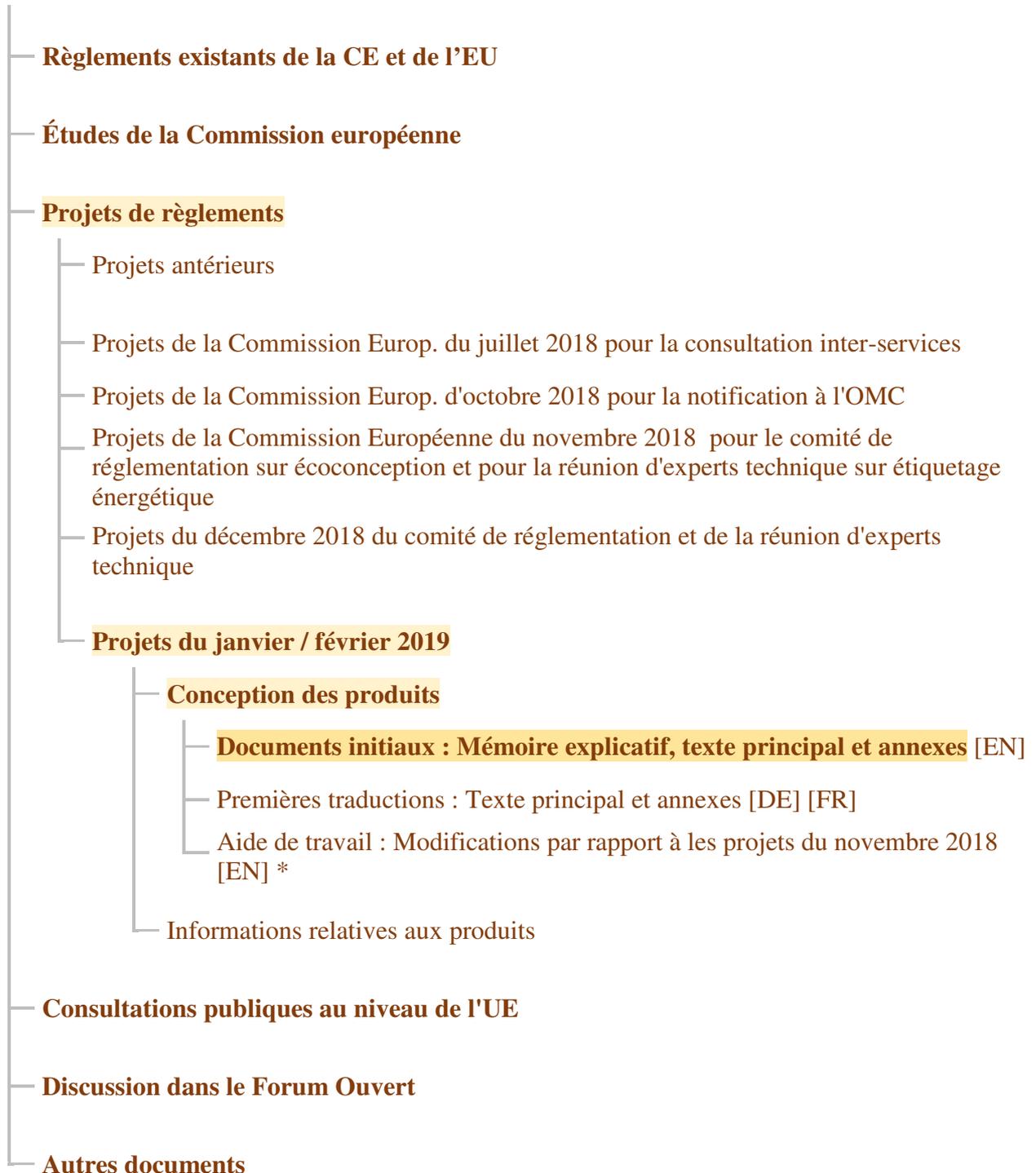
→

<b><i>B Main text</i></b> .....	<b>13</b>
<b>Article 1: Subject matter and scope</b> .....	<b>17</b>
<b>Article 2: Definitions</b> .....	<b>18</b>
<b>Article 3: Ecodesign Requirements</b> .....	<b>20</b>
<b>Article 4: Removal of light sources and separate control gears</b> .....	<b>21</b>
<b>Article 5: Conformity assessment</b> .....	<b>21</b>
<b>Article 6: Verification procedure for market surveillance purposes</b> .....	<b>22</b>
<b>Article 7: Circumvention</b> .....	<b>22</b>
<b>Article 8: Indicative benchmarks</b> .....	<b>22</b>
<b>Article 9: Review</b> .....	<b>22</b>
<b>Article 10: Repeal</b> .....	<b>23</b>
<b>Article 11: Entry into force and application</b> .....	<b>23</b>
<b><i>C Annexes</i></b> .....	<b>24</b>
Note: The table of contents lists only tables 1, 2, 3, 4 and 6. There is no Table 5 in the draft text.	
<b>Annex I: Definitions applicable for the Annexes</b> .....	<b>25</b>
<b>Annex II: Ecodesign Requirements</b> .....	<b>33</b>
1. Energy Efficiency Requirements .....	33
(a) [Light sources].....	33
Table 1: Threshold efficacy ( $\eta$ ) and end loss factor (L) .....	34
Table 2: Correction factor C depending on light source characteristics .....	34
(b) [Separate control gear].....	35
Table 3: Minimum efficiency for separate control gear at full-load.....	35
2. Functional requirements.....	35
Table 4: Functional requirements for light sources .....	36
	→

3. Information requirements.....	36
(a) Information to be displayed on the light source itself.....	36
(b) Information to be visibly displayed on the packaging .....	37
(1) Light sources placed on the market, not in a containing product.....	37
(2) Separate control gear.....	38
(c) Information to be visibly displayed on a free-access website of the manufacturer, importer or authorised representative .....	38
(1) Separate control gear.....	39
(d) Technical documentation.....	39
(1) Separate control gear.....	39
(e) Information for products specified in point 3 of Annex III .....	39
<b>Annex III: Exemptions .....</b>	<b>40</b>
<b>Annexe IV: Verification procedure for market surveillance purposes .....</b>	<b>45</b>
Table 6: Verification tolerances.....	46
<b>Annex V: Functionality after accelerated endurance testing.....</b>	<b>48</b>
(a) Ambient conditions and test setup .....	48
(b) Endurance test method.....	48
<b>Annex VI: Benchmarks .....</b>	<b>49</b>

Documents dans le forum ouvert

(abc = présent document)



\* État au 11 février 2019 : Ce texte n'est pas encore disponible.

Abréviations : ● CE = Communauté européenne ● UE = Union européenne

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Es folgt ein Originaltext, der vom Herausgeber zur besseren Orientierung durch einen Fußzeilentext sowie eine durchgehende Seitennumerierung ergänzt wurde. Zwecks Unterscheidung wurden diese Ergänzungen in **{roter Schrift}** vorgenommen. Dabei verwendete Abkürzungen: • EK-Ew = Entwürfe der EU-Kommission • PG = Produktgestaltung • A = Begründungstext • B = Haupttext • C = Anhang

**EN:** The following is an original text that has been supplemented by the publisher for better orientation by a footer text and a continuous page numbering. For purposes of distinction, these additions have been made in **{red}**. Here used abbreviations:

- EK-Ew = EU Commission's drafts
- PG = Product design
- A = Explanatory memorandum
- B = Main text
- C = Annex

**FR:** Ce qui suit est un texte original, complété par l'éditeur pour une meilleure orientation par un texte de pied de page et une pagination continue. À des fins de distinction, ces ajouts ont été faits en **{rouge}**. Abréviations utilisées dans ce cadre :

- EK-Ew = Projets de la Commission européenne
  - PG = Conception des produits
  - A = mémoire explicatif
  - B = texte principal
  - C = annexe
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Brussels, **XXX**  
[...](2019) **XXX** draft

**Explanatory Memorandum to**

**COMMISSION REGULATION (EU) .../...**

**of **XXX****

**laying down ecodesign requirements for light sources and separate control gears pursuant to Directive 2009/125/EC of the European Parliament and of the Council and repealing Commission Regulations (EC) No 244/2009, (EC) No 245/2009 and (EU) No 1194/2012**

## EXPLANATORY MEMORANDUM

### 1. CONTEXT OF THE PROPOSAL

#### Grounds for and objectives of the proposal

The Ecodesign Directive 2009/125/EC<sup>1</sup> establishes a framework for the setting of ecodesign requirements for energy-related products at EU level. It is a central piece of legislation through which the EU can improve the energy efficiency and other aspects of the environmental performance of products being sold in the single market.

Currently there are three Commission Regulations implementing Directive 2009/125/EC for the ecodesign of lighting products:

- Commission Regulation (EC) No 244/2009<sup>2</sup>, as amended by Commission Regulation (EC) No 859/2009 and Commission Regulation (EU) 2015/1428, for non-directional household lamps, covering e.g. compact fluorescent lamps with integrated ballast (CFLi), halogen lamps (HL) and incandescent lamps (GLS). The requirements of this Regulation resulted in removing incandescent light bulbs from the market.
- Commission Regulation (EC) No 245/2009<sup>3</sup>, as amended by Commission Regulation (EU) No 347/2010 and Commission Regulation (EU) 2015/1428, for lamps mainly used in office and street lighting, covering linear fluorescent lamps (LFL), compact fluorescent lamps without integrated ballast (CFLni) and high-intensity discharge lamps (HID). The requirements of this Regulation resulted in the removal of e.g. high-pressure mercury lamps from the market and also set requirements for control gears (ballasts).
- Commission Regulation (EU) No 1194/2012<sup>4</sup>, as amended by as amended by Commission Regulation (EU) 2015/1428, for directional lamps (spots), including light emitting diodes (LED).

The review of these regulations has been performed according to the respective revision clauses (Article (7) or (8) depending on the Regulation) during several studies: the 2013 ‘Stage 6 review study’<sup>5</sup>, the 2014 ‘Omnibus study’<sup>6</sup>, the 2015 ‘Market assessment on directional lamps’<sup>7</sup> and the 2015 ‘Lot 8/9/19 Preparatory study’<sup>8</sup>, which integrates the results of the previous studies.

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<sup>1</sup> Directive 2009/125/EC of the European Parliament and of the Council establishing a framework for the setting of ecodesign requirements for energy-related products (OJ L 285, 31.10.2009, p. 10).

<sup>2</sup> Commission Regulation (EC) No 244/2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for non-directional household lamps, OJ L76/3, 24.3.2009

<sup>3</sup> Commission Regulation (EC) No 245/2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts and luminaires able to operate such lamps, and repealing Directive 2000/55/EC of the European Parliament and of the Council, OJ L76/17

<sup>4</sup> Commission Regulation (EU) No 1194/2012 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for directional lamps, light emitting diode lamps and related equipment, OJ L342/1, 14.12.2012

<sup>5</sup> Review study on the stage 6 requirements of Commission Regulation (EC) No 244/2009, final report, VHK/VITO for the European Commission, 14.6.2013

<sup>6</sup> ‘Omnibus’ Review Study on Cold Appliances, Washing Machines, Dishwashers, Washer-Driers, Lighting, Set-top Boxes and Pumps, consortium of VHK, VITO, Viegand Maagøe, Wuppertal Institut für Klima, Umwelt, Energie for the European Commission, DG ENER-C3, Brussels/Delft, April 2014.

<sup>7</sup> Market Overview on Directional Mains-Voltage Lamps related to stage 3 of Commission Regulation (EU) No 1194/2012, VHK for the European Commission, 3 September 2015

The Ecodesign Working Plan 2016-2019<sup>9</sup> established by the Commission in application of Article 16(1) of Directive 2009/125/EC sets out the working priorities under the ecodesign and energy labelling framework for the period 2016-2019. The Working Plan identifies the energy-related product groups to be considered as priorities for the undertaking of preparatory studies and eventual adoption of implementing measures, as well as the review of the current regulations.

Measures from the Working Plan have an estimated potential to deliver a total in excess of 260 TWh of annual final energy savings in 2030, which is equivalent to reducing greenhouse gas emissions by approximately 100 million tonnes per year in 2030. Lighting is one of the product groups listed in the Working Plan, with an estimated 41,9 TWh of annual final energy savings in 2030 (combined effect of ecodesign and energy labelling).

In addition there are new policies that require the revision to look beyond the strict scope mentioned in the review articles of the existing implementing acts for lighting products: a renewed effort in carbon emission abatement through the Paris climate agreement<sup>10</sup>, the Commission's Circular Economy Action Plan<sup>11</sup>, the Better Regulation policy aiming at more efficient and effective legislation<sup>12</sup>, the need to address possible circumvention of testing standards<sup>13</sup>, etc.

Following the conclusions of the 2015 preparatory study, the main objectives of this proposal are to:

- Simplify the ecodesign regulations for lighting products by integrating the three existing Regulations into one and unifying the way in which requirements are set. This is expected to reduce the administrative burden for the Commission and for industry and to facilitate market surveillance.
- Further facilitate compliance verification by market surveillance authorities by improving definitions for scope and exemptions (reduce risk of circumvention of the Regulation), clarifying the parameters to be tested and reducing number of test samples and test duration where possible.
- Increase the minimum required energy efficiency of light sources to reflect technological progress made in recent years, in particular for LED technology. This will have as an effect to remove from the market some of the remaining less efficient light source types, thus capturing significant energy savings at EU-level and bringing economic advantages for users.
- Ensure that fully integrated luminaires (from which the light source cannot be removed) are in scope and that light sources contained in a product (e.g. mirrors, shelves...) can be accessible for verification.
- Align the verification procedure with the common approach used in Commission Regulation (EU) 2016/2282<sup>14</sup> and redefine the tolerances to be used during verification by market surveillance authorities.

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<sup>8</sup> Preparatory Study on Light Sources for Ecodesign and/or Energy Labelling Requirements ('Lot 8/9/19'), Task reports 0-7, VHK for the European Commission, October 2015. <http://ecodesign-lightsources.eu/documents>

<sup>9</sup> COM(2016) 773 final, Brussels, November 2016.

<sup>10</sup> [http://ec.europa.eu/clima/policies/international/negotiations/future/index\\_en.htm](http://ec.europa.eu/clima/policies/international/negotiations/future/index_en.htm)

<sup>11</sup> Closing the loop - An EU action plan for the Circular Economy". COM(2015) 614

<sup>12</sup> [http://ec.europa.eu/smart-regulation/better\\_regulation/key\\_docs\\_en.htm#\\_br](http://ec.europa.eu/smart-regulation/better_regulation/key_docs_en.htm#_br)

<sup>13</sup> <http://www.europarl.europa.eu/committees/en/emis/home.html>

<sup>14</sup> OJ L 346, 20.12.2016, p.51.

## General context

In 2015, around 1,7 billion light sources were sold in EU-28, of which approximately 22 % based on LED technology. In the same year, around 11,4 billion light sources were operating in EU-28, of which 6,5 % LED. These light sources consumed a total of 336 TWh/a of electricity, covering 12,4 % of the overall EU-28 electricity use. This corresponded to greenhouse gas (GHG) emissions of 132 megatons of CO<sub>2</sub> equivalent per year (MtCO<sub>2</sub>eq/a), i.e. 2,8 % of the overall EU-28 GHG-emission.

Without the current Regulations, in 2015 the electricity consumption of light sources in scope would have been 41 TWh higher (377 TWh instead of 336 TWh), equivalent to the total final electricity consumption of Denmark and Lithuania together.

The evaluation of the impact of the Regulations also showed that electricity savings due to the existing requirements were expected to be 110 TWh in 2020, but according to the last estimation they will be limited to 70 TWh. The evaluation showed that the gap in energy savings is the result of:

- (1) insufficient market surveillance by Member States;
- (2) too many parameters to verify by market surveillance, and too expensive/long verification testing required (e.g. 6000 h test for lumen maintenance);
- (3) unclear definitions for exempted lamp types ("special purpose lamps", as defined in the current legislation), using a description of intended use rather than measurable parameters;
- (4) tolerances intended for use by market surveillance during verification that have been used also by manufacturers in the declaration of lamp characteristics, with the result to introduce on the market products with an efficacy that is lower than the minimum required one;
- (5) recent appearance on the market of 'fully-integrated luminaires' from which the light source cannot be removed for compliance verification.

Moreover, incandescent lamps, which the ecodesign legislation phased-out from 2009, were expected to be mainly replaced by compact fluorescent lamps. However, many consumers preferred the less energy-efficient halogen lamps. Fluorescent lamps have not been adopted as expected because of (real or perceived) sub-standard performance (e.g. colour rendering and temperature, ignition time, mercury hazards).

The review is the occasion to tackle the above-mentioned problems. Moreover, technology for light sources keeps evolving, thereby improving energy efficiency. LED technology, which is for almost all applications the most energy efficient lighting technology that exists, has had a rapid uptake on the EU market: from 0 % of sold lamps in 2008 to 22 % in 2015 with models on the market often being replaced by updated versions every six months to one year. In addition the average energy efficiency of LEDs quadrupled between 2009 and 2015, and prices dropped significantly: compared to 2010, in 2017 a typical LED lamp for household use was 75 % cheaper and a typical LED lamp for offices 60 % cheaper. Without requirements adapted to technological progress, light sources used in the EU are expected to be less energy efficient than they could be, and EU consumers will lose out from buying slightly cheaper but more energy consuming products, because the lifecycle costs, which include energy consumption, will be higher. Without improved legislation, the potential to save energy would not be reached in time to contribute to achieving the EU's energy and greenhouse gas emissions reductions goals for 2030.

## Consistency with other EU policies and objectives

The Ecodesign Framework Directive 2009/125/EC is an important instrument for achieving the Union's energy efficiency target set in Directive 2012/27/EU on energy efficiency. Energy efficiency is a crucial element of the EU Climate and Energy Policy Framework and is key to moderate energy demand.

The provisions of this Regulation are without prejudice to Directive 2011/65/EU<sup>15</sup> (RoHS Directive), with regard to the content of hazardous substances in light sources, in particular mercury.

The provisions of Commission Regulation (EU) 2016/2282<sup>16</sup> with regard to the use of tolerances in verification procedures of the measured parameters by Member State authorities for lighting products have to be added to this Regulation.

As for circular economy aspects, a main concern is the growth on the market of luminaires with non-dismountable light sources. In 2017, the Commission checked the possibility to have mandatory removability of light sources from luminaires, but there are technological drawbacks: many non-dismountable luminaires contain LED light sources and are manufactured so that LED light sources are tightly mechanically integrated to optimise thermal management and for protection purposes. The unsealing and resealing of LED lights in the luminaire (e.g. by an end user to replace the light source) may deteriorate their energy efficiency. At the same time there is evidence of the long lifetime of LED light sources (which can reach 10-15 years), which could translate into no real need to replace the light source during the time that the luminaire is used. In short, today the most important issue as regards non-dismountable luminaires is that their energy performance is clear and verifiable.

What the review does is thus to clarify that when a luminaire is not dismountable, it must be treated as a light source: that luminaire should comply with all the requirements set out for a light source, as explained in section 3.1 of this memorandum. This approach will stimulate manufacturers to find innovative solutions and design and prepare the ground for the next review of the legislation to investigate mandatory removability of light sources from luminaires.

Even though the mandatory removability of light sources from luminaires cannot be required at this stage, the proposed requirements for non-dismountable luminaires are in the spirit of a circular economy, because they will: (i) resolve the problem that market surveillance authorities have to test light sources when these are not accessible (thus improving the verification of energy efficiency requirements); (ii) resolve the issue of an unlevelled playing field for industry when the same light source type is accessible; and (iii) support consumers in their conscious choice when buying luminaires.

As for end of life, the producers of the lighting equipment in scope of the Waste of Electrical and Electronic Equipment Directive 2012/19/EU<sup>17</sup> (WEEE Directive) are in charge of meeting recycling and recovery targets that increase over time. The WEEE Directive introduced in August 2018 new recovery and recycling targets, including for lighting products. Because of the new WEEE requirements, this Regulation does not introduce further requirements for the recyclability of lighting products.

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<sup>15</sup> OJ L 174, 1.7.2011, p. 88, and amendments.

<sup>16</sup> OJ L 346, 20.12.2016, p. 51.

<sup>17</sup> OJ L 197, 24.7.2012, p. 38

The proposed Regulation is developed in parallel with the proposed delegated act for energy labelling of lighting products.

## **2. CONSULTATION OF INTERESTED PARTIES AND IMPACT ASSESSMENT**

### **Consultation of interested parties**

#### *Methods used, main sectors targeted and general profile of respondents*

There was extensive consultation of stakeholders during the review studies, and before and after the Consultation Forum meetings. Further external expertise was collected and analysed during this process.

Stakeholders (industry, Member States, NGOs) were consulted during the Lot 8/9/19 review study in two occasions. A 1<sup>st</sup> stakeholder meeting was held on 5 February 2015 on the MEErP<sup>18</sup> Task 0, 1, 2 and 3 reports; a 2<sup>nd</sup> meeting was held on 17 June 2015 on the Task 4, 5 and 6 reports.

Study reports were updated to reflect stakeholders' comments. Importantly, the future projections for LED prices and LED efficiencies used in the analysis of the MELISA model were agreed with industry. Stakeholder comments were also taken into account when preparing the Commission Working Document (WD) for the Ecodesign Consultation Forum (ECF) of 7 December 2015.

The comments on the 2015 WD showed a lack of consensus among stakeholders on the general approach, the level of ambition and on many details, especially on the ecodesign part. To resolve this situation following the 2015 ECF, between Spring 2016 and Spring 2017 further stakeholder meetings took place in an attempt to address the different comments. The MELISA model was extensively discussed with industry experts and adapted accordingly.

A second ECF took place on 7 December 2017.

An online public consultation (OPC) took place from 12 February to 7 May 2018, with the aim to collect stakeholders' views on issues such as the expected effect of potential legislative measures on business and on energy consumption trends.

The OPC contained a common part on Ecodesign and Energy labelling, followed by product specific questions on (i) refrigerators, (ii) dishwashers, (iii) washing machines, (iii) televisions, (iv) electronic displays and (v) lighting.

1230 responses were received of which 67 % were consumers and 19 % businesses (of which three quarters were SMEs and one-quarter large companies). NGOs made up 6 % of respondents, and 7 % were "other" categories. National or local governments were under 1 % of respondents, and 0,25 % came from national Market Surveillance Authorities.

The countries of residence of the participants were predominantly the UK (41 %) and Germany (26 %), with a second group of Austria, Belgium, France, the Netherlands and Spain comprising together some 17 %. Nine other Member States comprised another 9,5 % of replies, but residents in 12 EU Member States gave either zero or a negligible number of responses. Non-EU respondents comprised around 5 % of replies.

Almost all respondents (1229 out of 1230) answered the questions on lighting products. 719 participants (58 %) replied only to lighting.

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<sup>18</sup> MEErP is the methodology that the European Commission applies to make studies for ecodesign of energy-related products.

Inception impact assessments for the regulatory measures on the review of ecodesign and energy labelling requirements for this product group were published on 26 January 2018 for feedback until 23 February 2018. In total 17 comments were received for the ecodesign measure and 16 for the energy labelling measure.

In general, all stakeholders are in favour of Ecodesign and Energy labelling requirements for lighting products. The submitted feedback commented amongst others on the strictness of Ecodesign requirements, the quality of light, the blue light content, possible exemptions and requirements that would make light sources easily replaceable/repairable in containing products.

### **Impact assessment**

An Impact Assessment is required when the expected economic, environmental or social impacts of EU action are likely to be significant. The Impact Assessment for the review of regulations (EC) No 874/2012 and No 244/2009, No 245/2009 and No 1194/2012 was carried out between May 2017 and March 2018.

The data collected in the review studies served as a basis for the Impact Assessment. Additional data and information was collected and discussed by the Impact Assessment study team with industry and experts, and other stakeholders including Member States. During this process, several meetings were organised with industry and Member State experts. The additional data and information collection focused on:

- additional market data on energy efficiency for the period 2015-2017;
- update on lighting catalogues for the availability of LED replacements;
- fine-tuning of the requirements;
- fine-tuning of definitions;
- investigation of various options for the phase out of T8 lamps;
- sensitivity analysis regarding electricity tariffs;
- extended information on SMEs, possible impacts;
- extended information on specific sectors using T8 lamps.

The impact assessment report was submitted to the Regulatory Scrutiny Board (RSB) on 16 May 2018. Following a meeting on 13 June 2018, on 18 June 2018 the RSB delivered a positive opinion with reservations. The draft impact assessment was subsequently improved, based on the RSB's Opinion<sup>19</sup> and the horizontal and specific technical comments that the RSB sent prior to the meeting of 13 June 2018. Their main considerations and how these considerations were taken into account are outlined below:

- (a) RSB: the report does not sufficiently analyse current exemptions, i.e. explain what they cover, why they remain relevant, alternative ways to close loopholes, and the associated impacts.

Action: an annex was added to compare exemptions in the current legislation with the exemptions proposed with this review.

- (b) RSB: the report does not integrate circular economy aspects comprehensively and in a way which is consistent across ecodesign products. It does not assess them either.

Action: text was added to give a better explanation.

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<sup>19</sup> Ref. Ares(2018)3220771 - 18/06/2018

- (c) RSB: The report should better present supporting evidence from the evaluation of the existing legislation. It should also clarify what expectations were of the original legislation, how outcomes have been different from what was expected, and what lessons to draw from this.

Action: a specific section and clarifications in an annex were added.

- (d) RSB: the limitations and risks of the methodology behind assessing the impacts of the proposed measures should be better described.

Action: text was added to give a better explanation.

## **Collection and use of expertise**

### Analysis model MELISA

The ‘Model for European Light Sources Analysis, MELISA’ was first developed during the Lot 8/9/19 preparatory study. Following the 2015 ECF it was extensively discussed with industry experts and adapted accordingly.

### New methodology for setting energy efficiency requirements

In unifying the three existing ecodesign regulations for lighting products into a single regulation, a central element was the development of a unified method for setting energy efficiency requirements for all light source types. The result was a maximum power formula containing two parameters (a threshold efficacy and an end-loss factor), and bonus factors for special circumstances. Extensive work has been performed with industry experts to determine the values of the parameters and of the bonus factors (for each light source type) such that requirements using the new maximum power formula could be considered to be equivalent to the requirements in the existing regulations. Consensus was reached on these parameter values, which were used as the basis for proposing a higher level of ambition, i.e. to set more stringent energy efficiency requirements.

### Flicker and stroboscopic effects

Experts from industry and from standardisation organisations have been consulted specifically on so-called ‘temporal lighting artefacts’ (TLA), including the flicker and stroboscopic effects. This is an important issue for users, being potentially related to health problems or discomfort. Intensive contacts are also being maintained with consultants for the Australian government and with experts working at NEMA – the US standardisation body, in an attempt to align regulations internationally on this point. Mainly based on expert advice, preliminary requirements on flicker and stroboscopic effects have been included in the proposed Regulation. The research and testing on this topic is very dynamic and the requirements will be reassessed during the revision of the Regulation.

## **3. LEGAL ELEMENTS OF THE PROPOSAL**

### **Summary of the proposed action**

By 2030, compared to a business-as-usual scenario, the proposed action will result extra energy savings of 41,9 TWh/yr and greenhouse gas emission savings of 14,3 MtCO<sub>2</sub>eq./a, i.e. 2,88 % of the Commission’s 2030 target for final energy consumption savings and 1,34 % of the Commission’s 2030 target for greenhouse gas emissions savings.

#### 1. Definition of the scope of the proposed Regulation

The scope of the measures are light sources and separate control gears, where ‘separate’ indicates control gears that are marketed as separate products, not integrated in the light

source. Light sources and separate control gears as defined by this Regulation are always in scope, even when they are parts of ‘containing products’ such as luminaires, mirrors or shelves. However, the containing products themselves are not in scope of this Regulation (although they may be in scope of other ecodesign regulations). Containing products (including luminaires) that cannot be taken apart (i.e. without permanent mechanical damage and commonly available tools) to replace the contained light source(s) and/or control gear(s) can only be placed on the market if manufacturers provide a technical justification related to the functionality of the product. The contained light source(s) and/or control gear(s) shall in any case be removable without permanent damage to the light source and/or control gear for compliance verification. If this is not possible, the entire containing products shall be considered a light source.

The possibility to have more stringent resource efficiency requirements will be reassessed during the review of the Regulation. The scope of this Regulation covers all lighting technologies, including incandescent, halogen, fluorescent, high-intensity discharge and light-emitting diodes (both inorganic LED and organic OLED). This means that the proposed single lighting regulation will replace the three existing ecodesign regulations for lighting products.

To avoid that too many exemptions would have to be made for light sources with special characteristics or for use in special applications (increasing the risk of circumvention of the Regulation), the term ‘light source’ has been intentionally defined with the following limitations:

- emitting white light within specified chromaticity coordinates: this excludes from the scope e.g. coloured, ultraviolet (blue), infrared (red, gold), horticulture (purple), collagen (pink) lamps;
- density of light emission less than 1000 lumen per square millimetre, excluding from the scope e.g. light guidance applications, laser sources, photographic flash tubes, etc.;
- emitting between 60 and 82000 lumen of light. The lower boundary excludes from the scope a huge variety of dashboard-, status-display or other pilot-lights as well as purely decorative lamps. The burden to verify compliance of these numerous small lamps would outweigh the small energy savings that could be obtained. The upper limit excludes very powerful lamps for e.g. sports lighting, theatre-, stage- and studio-lighting, and some outdoor and industrial applications. Higher efficiency (LED) lamps are not (yet) readily available for these high power lamps, while users tend to be professionals that already pay attention to energy efficiency;
- colour rendering index larger than zero. This excludes from the scope e.g. monochrome lasers and low pressure sodium lamps.

In addition to this limitation of the scope, exemptions have been made, following the precautionary principle, for light sources that are related to health and safety (e.g. explosive atmospheres, emergency lighting, nuclear installations, military installations and equipment, applications in medicine, lights for signalling, and lights in or on means of transport for persons and goods).

Other exemptions regard light sources with special characteristics (e.g. very small LFL, HID with special features, spots with very concentrated light, lights for ovens, lights for theatre and entertainment applications), light sources already covered by regulations for other products (e.g. electronic displays, imaging equipment), and light sources where inclusion in scope would not be worthwhile (e.g. bicycle lights).

## 2. Implementation of ecodesign requirements

Ecodesign requirements of the new proposed Regulation will apply from September 2021. Until then, the requirements of the three existing regulations will continue to apply. This gives suppliers sufficient time to prepare for the new requirements and allows a smooth transition.

Energy efficiency requirements are now formulated for all light source types in a uniform manner, using a formula defining the maximum allowed power for a light source in function of the quantity of light emitted. This formula contains two parameters (threshold efficacy and end-loss factor) than can be set differently for each light source type where necessary. In addition power bonuses apply for special circumstances (presence or not of a control gear inside the light source, directional or non-directional light, light sources connected in a network, special features of the light).

For light sources typically used in households, a single efficiency requirement applies to all types. The level of this requirement is such that most LED lighting products can meet it, while halogen light sources (HL) and compact fluorescent light sources (CFLi) cannot, and thus would no longer be able to enter the market. High-efficiency LED products are already available to replace these HL and CFLi, or will be by the application of the Regulation. The only exception are linear double-capped HL with R7s caps with a light output below 2700 lm, so for these light sources this Regulation maintains the existing requirements, allowing them to remain on the market for the time being.

For light sources typically used in offices, industrial applications and street lighting, a diversified approach has been adopted. For T8 linear fluorescent light sources (LFL T8, often used in offices), energy efficiency requirements have been set at the same level as those for LED lighting products, but from 1 September 2023 onwards.

Manufacturers and importers that have recently invested in T5 linear fluorescent light sources (LFL T5) operating on electronic control gear, replacing less efficient T8 fluorescent light sources operating on less efficient electromagnetic control gear in e.g. their office lighting, should be given time for their investment to payback. The same applies for users that have recently invested in high-pressure sodium light sources (HPS) or metal-halide light sources (MH), replacing less efficient high-pressure mercury light sources (HPM) in e.g. street lighting, industrial lighting and sports lighting, because HPM were no longer on the market following the effects of Commission Regulation (EC) No 245/2009. For compact fluorescent light sources without integrated control gear (CFLni) no higher-efficiency (LED) light sources are (yet) available that are functionally comparable and cost-effective. Hence, for LFL T5, HPS, MH and CFLni, the proposed regulation maintains the energy efficiency requirements of the existing regulations, implying that these light source types are allowed on the market also after 2020.

The requirements for halogen G9, G4 and GY6.35 light sources will also apply from 1 September 2023 onwards.

For separate control gears, the energy efficiency requirements are essentially the same as those in the existing regulations. The requirements for LED and OLED separate control gears are also not particularly ambitious.

This Regulation aims to reduce the burden for industry and for market surveillance authorities. Most importantly, an endurance test has been included for LED and OLED products, to ensure that they maintain a minimum quality even with the higher energy efficiency limits. The duration of this test is significantly shorter than the 6000h test that is in place under the current regulations.

Other functional requirements regard colour rendering, colour consistency, disturbance of the electricity grid and flicker and stroboscopic effects of LED and OLED light sources.

### 3. Verification procedure for market surveillance purposes

The procedure to be used by market surveillance authorities to verify the compliance of light sources and separate control gears in scope of this Regulation has been changed compared to the formulation in the three existing regulations. In general, the procedure has been aligned with the common approach used in Commission Regulation (EU) 2016/2282<sup>20</sup>, which is based on verification of parameter values declared by suppliers. In addition, the required number of samples has been reduced to 10. This will facilitate market surveillance activities and remove some ambiguities.

As regards verification tolerances, the approach has been diversified, using different tolerances for different parameters, and making them more realistic.

### 4. Date for evaluation and possible revision

The Regulation is to be reviewed no later than 5 years after its entry into force. The topics to be at least considered during the revision are indicated in Article 9 of the proposed Regulation.

### 5. Repeal

The existing ecodesign regulations for lighting products (Commission Regulation (EC) No 244/2009, Commission Regulation (EC) No 245/2009 and Commission Regulation (EU) No 1194/2012) will be repealed with effect from 1 September 2021. The new requirements of this Regulation will apply from that day.

### **Legal basis**

The legal basis of Directive 2009/125/EC on the Ecodesign of Energy-related Products is Article 114 TFEU (ex Article 95 TEC)<sup>21</sup>. The article mentions specifically amongst others *'the establishment and functioning of the internal market'* (Art. 114.1) and a high level of protection for *'health, safety, environmental protection and consumer protection, will take as a base'*(Art.114.3).

The proposed Regulation is an implementing measure adopted pursuant to Directive 2009/125/EC, in particular Article 15(1) thereof. The legal basis for the review of the existing ecodesign regulations for lighting products is the review clause of those regulations (Article (7) or (8) depending on the Regulation).

In the Commission's Ecodesign Working Plan 2016-2019 the revision of the implementing acts for lighting products is mentioned as a major energy saving opportunity.

### **Subsidiarity principle**

Light sources and separate control gears are global products for which it is appropriate to have the same requirements at least in the entire EU. The adoption of ecodesign measures by individual Member States, through their national legislation, would create obstacles to the free movement of goods within the EU. The three existing ecodesign regulations for lighting products have successfully avoided this. The proposed substitution of these three regulations by a single Regulation for light sources and separate control gears is a simplification that reduces the administrative burden for industry and that facilitates compliance verification by

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<sup>20</sup> OJ L 346, 20.12.2016, p.51.

<sup>21</sup> The Treaty on the European Communities (TEC) was replaced by the Treaty on the Functioning of the European Union (TFEU) entering into force 1.12.2009, following the Lisbon Treaty of 13.12.2007. This led to the transposition of various articles, e.g. Article 95 TEC was moved to Article 114 TFEU. Ecodesign directive 2009/125/EC was defined under the TEC, whereas the recast of the Energy Labelling Directive 2010/20/EU was defined under the TFEU.

market surveillance. In line with the principle of subsidiarity, it is thus appropriate for the measures in question to be adopted at EU level.

### **Proportionality principle**

In accordance with the principle of proportionality, this measure does not go beyond what is necessary in order to achieve the objective which is to set harmonised ecodesign requirements for light sources and separate control gears. As clarified by the above description of the scope and the exemptions, the Regulation does not apply to many small lamps (below 60 lm light output, light sources in portable battery-operated equipment, light sources on bicycles and similar) where the administrative burden for industry and the verification burden for market surveillance would outweigh the small energy savings that could be obtained.

### **Choice of instrument**

The proposed form of action is a directly applicable Commission Regulation implementing Directive 2009/125/EC. This continues the current practice of the existing three ecodesign regulations for lighting products.

## **4. BUDGETARY IMPLICATION**

The proposal has no implications for the EU budget.

## **5. ADDITIONAL INFORMATION**

### **Review/revision/sunset clause**

The proposal includes a review clause.

### **European Economic Area**

The proposed Regulation concerns an EEA matter and should therefore extend to the European Economic Area.



Brussels, **XXX**  
D059564/02  
[...](2019) **XXX** draft

**COMMISSION REGULATION (EU) .../...**

**of **XXX****

**laying down ecodesign requirements for light sources and separate control gears pursuant to Directive 2009/125/EC of the European Parliament and of the Council and repealing Commission Regulations (EC) No 244/2009, (EC) No 245/2009 and (EU) No 1194/2012**

(Text with EEA relevance)

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

of **XXX**

**laying down ecodesign requirements for light sources and separate control gears pursuant to Directive 2009/125/EC of the European Parliament and of the Council and repealing Commission Regulations (EC) No 244/2009, (EC) No 245/2009 and (EU) No 1194/2012**

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to Article 114 of the Treaty on the Functioning of the European Union,

Having regard to 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<sup>1</sup>, and in particular Article 15(1) thereof,

Whereas:

- (1) Pursuant to Directive 2009/125/EC the Commission should set ecodesign requirements for energy-related products which account for significant volumes of sales and trade in the Union and which have a significant environmental impact and presenting significant potential for improvement through design in terms of their environmental impact, without entailing excessive costs.
- (2) The Ecodesign Working Plan 2016-2019<sup>2</sup> established by the Commission in application of Article 16(1) of Directive 2009/125/EC sets out the working priorities under the ecodesign and energy labelling framework for the period 2016-2019. The Working Plan identifies the energy-related product groups to be considered as priorities for the undertaking of preparatory studies and eventual adoption of implementing measures, as well as the review of the current regulations.
- (3) Measures from the Working Plan have an estimated potential to deliver a total in excess of 260 TWh of annual final energy savings in 2030, which is equivalent to reducing greenhouse gas emissions by approximately 100 million tonnes per year in 2030. Lighting is one of the product groups listed in the Working Plan, with an estimated 41.9 TWh of annual final energy savings in 2030.
- (4) The Commission established ecodesign requirements for lighting products in Commission Regulations (EC) No 244/2009<sup>3</sup>, (EC) No 245/2009<sup>4</sup> and (EU)

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<sup>1</sup> OJ L 285, 31.10.2009, p. 10.

<sup>2</sup> COM(2016) 773 final of 30.11.2016.

<sup>3</sup> Commission Regulation (EC) No 244/2009 of 18 March 2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for non-directional household lamps (OJ L 76, 24.3.2009, p. 3).

<sup>4</sup> Commission Regulation (EC) No 245/2009 of 18 March 2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts and luminaires able

No 1194/2012<sup>5</sup>. Pursuant to those Regulations the Commission should review them in the light of technological progress.

- (5) The Commission has reviewed those Regulations and analysed the technical, environmental and economic aspects of lighting products as well as real-life user behaviour. The review was carried out in close cooperation with stakeholders and interested parties from the Union and third countries. The results of the review were made public and presented to the Consultation Forum established by Article 18 of Directive 2009/125/EC.
- (6) The review shows the benefit of updating the requirements for lighting products and the benefit of simplifying the requirements to be applied to lighting products, in particular by having one single regulation for this product group. This is in line with the Commission's 'Better Regulation' policy and should decrease the administrative burden for manufacturers and importers, and to facilitate verification by market surveillance authorities, inter alia by better defining the scope and exemptions, reducing the number of parameters for compliance testing and decreasing the time of some test procedures.
- (7) In accordance with the review, broadly, all lighting products that fall within the scope of the three existing regulations should be covered by this Regulation. Furthermore, a uniform formula should be set to calculate the energy efficiency of such lighting products.
- (8) The annual electricity consumption of products subject to this Regulation in the Union was estimated at 336 TWh in 2015. This covers 12.4 % of the overall use of electricity by the 28 Member States and corresponds to 132 million tonnes of CO<sub>2</sub> equivalent greenhouse gas emissions. The energy consumption of lighting products in a business-as-usual scenario is projected to decrease by 2030. However, this reduction is expected to slow down unless the existing ecodesign requirements are updated.
- (9) The environmental aspects of lighting products that have been identified as significant for the purposes of this Regulation are energy consumption in the use phase along with mercury content.
- (10) The use of hazardous substances, including mercury in light sources, is governed by Directive 2011/65/EU of the European Parliament and of the Council (RoHS)<sup>6</sup>. No specific ecodesign requirements on mercury content should therefore be set in this Regulation.
- (11) The Commission Communication on the circular economy<sup>7</sup> and the Working Plan underline the importance of using the ecodesign framework to support the move towards more resource efficient and circular economy. Directive 2012/19/EU<sup>8</sup> of the European Parliament and of the Council refers to Directive 2009/125/EC and indicates that ecodesign requirements should facilitate the re-use, dismantling and recovery of waste

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to operate such lamps, and repealing Directive 2000/55/EC of the European Parliament and of the Council (OJ L 76, 24.3.2009, p. 17).

<sup>5</sup> Commission Regulation (EU) No 1194/2012 of 12 December 2012 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for directional lamps, light emitting diode lamps and related equipment (OJ L 342, 14.12.2012, p. 1).

<sup>6</sup> Directive 2011/65/EU of the European Parliament and of the Council of 8 June 2011 on the restriction of the use of certain hazardous substances in electrical and electronic equipment (OJ L 174, 1.7.2011, p. 88, and amendments).

<sup>7</sup> COM/2015/0614 final of 02.12/2015.

<sup>8</sup> Directive 2012/19/EU of the European Parliament and of the Council of 4 July 2012 on waste electrical and electronic equipment (OJ L 197, 24.7.2012, p. 38).

of electrical and electronic equipment (WEEE) by tackling the issues upstream. The WEEE Directive sets requirements for separate collection and recycling of lighting products, with new provisions from August 2018. This Regulation should therefore not lay down further requirements for this. At the same time, this Regulation supports the reparability of products containing light sources.

- (12) In view of the need to promote the circular economy and the ongoing work for material efficiency standardisation in relation to energy-related products, future standardisation work should also address the modularisation of LED lighting products, including aspects such as luminous flux, radiation spectrum and light distribution.
- (13) Specific requirements for the standby and networked standby electric power demand of lighting products should be laid down. Therefore, the requirements of Commission Regulation (EC) No 1275/2008<sup>9</sup> should not apply to lighting products covered by the scope of this Regulation.
- (14) Mandatory ecodesign requirements apply to products placed on the Union market wherever they are installed or used and should therefore not be made dependent on the application in which the product is used.
- (15) Exemptions from the requirements set out in this Regulation should be made for light sources with special technical features for use in specific applications, including those related to health and safety, and for which higher energy efficiency alternatives are not available or not cost-effective.
- (16) The relevant product parameters should be measured using reliable, accurate and reproducible methods. Those methods should take into account recognised state-of-the-art measurement methods, including, where available, harmonised standards adopted by the European standardisation organisations, as listed in Annex I to Regulation (EU) No 1025/2012 of the European Parliament and of the Council<sup>10</sup>.
- (17) In accordance with Article 8 of Directive 2009/125/EC, this Regulation should specify the applicable conformity assessment procedures.
- (18) To facilitate compliance checks, manufacturers, importers or authorised representatives should provide information in the technical documentation referred to in Annexes IV and V to Directive 2009/125/EC in so far as that information relates to the requirements laid down in this Regulation. The parameters of the technical documentation in accordance with this Regulation which are identical to the parameters of the product information sheet in accordance with Commission Delegated Regulation (EU) 2019/XXX<sup>11</sup> *[OP please insert the references of the Regulation with regard to energy*

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<sup>9</sup> Commission Regulation (EC) No 1275/2008 of 17 December 2008 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for standby and off mode electric power consumption of electrical and electronic household and office equipment (OJ L 339, 18.12.2008, p 45).

<sup>10</sup> 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 (OJ L 316, 14.11.2012, p. 12).

<sup>11</sup> Commission Delegated Regulation (EU) *[OP please enter the number of the Energy Labelling Regulation for light sources]* of *[OP please enter the date of adoption]* supplementing Regulation (EU) 2017/1369 of the European Parliament and of the Council with regard to energy labelling of light sources and repealing Commission Delegated Regulation (EU) No 874/2012 (*[OP please enter the references to the OJ]*).

*labelling of light sources]* and which have been entered in the product database established by Regulation (EU) 2017/1369<sup>12</sup> should no longer be included in the technical documentation of this Regulation.

- (19) This Regulation should specify tolerance values for lighting parameters taking into account the approach to information declaration laid down in Commission Regulation (EU) 2016/2282<sup>13</sup>.
- (20) To improve the effectiveness of this Regulation and to protect consumers, products that automatically alter their performance in test conditions to improve the declared parameters should be prohibited.
- (21) In addition to the legally binding requirements laid down in this Regulation, indicative benchmarks for best available technologies should be identified to make information on products' environmental performance over their life cycle subject to this Regulation widely available and easily accessible, in accordance with Directive 2009/125/EC, Annex 1, part 3, point 2.
- (22) A review of this Regulation should assess the appropriateness and effectiveness of its provisions in achieving its goals. The timing of the review should allow for all provisions to be implemented and show an effect on the market.
- (23) Regulations (EC) No 244/2009, (EC) No 245/2009 and (EU) No 1194/2012 should therefore be repealed.
- (24) The measures provided for in this Regulation are in accordance with the opinion of the Committee established by Article 19(1) of Directive 2009/125/EC.

HAS ADOPTED THIS REGULATION:

#### *Article 1*

#### **Subject matter and scope**

1. This Regulation establishes ecodesign requirements for the placing on the market of
  - (a) light sources;
  - (b) separate control gears.The requirements also apply to light sources and separate control gears placed on the market in a containing product.
2. This Regulation shall not apply to light sources and separate control gears specified in points 1 and 2 of Annex III.
3. Light sources and separate control gears specified in point 3 of Annex III shall comply only with the requirements of point 3(e) of Annex II.

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<sup>12</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>13</sup> Commission Regulation (EU) 2016/2282 of 30 November 2016 amending Regulations (EC) No 1275/2008, (EC) No 107/2009, (EC) No 278/2009, (EC) No 640/2009, (EC) No 641/2009, (EC) No 642/2009, (EC) No 643/2009, (EU) No 1015/2010, (EU) No 1016/2010, (EU) No 327/2011, (EU) No 206/2012, (EU) No 547/2012, (EU) No 932/2012, (EU) No 617/2013, (EU) No 666/2013, (EU) No 813/2013, (EU) No 814/2013, (EU) No 66/2014, (EU) No 548/2014, (EU) No 1253/2014, (EU) 2015/1095, (EU) 2015/1185, (EU) 2015/1188, (EU) 2015/1189 and (EU) 2016/2281 with regard to the use of tolerances in verification procedures (OJ L 346, 20.12.2016, p. 51).

## *Article 2* **Definitions**

For the purpose of this Regulation, the following definitions shall apply:

- (1) ‘light source’ means an electrically operated product intended to emit, or, in the case of a non-incandescent light source, intended to be possibly tuned to emit, light, or both, with all of the following optical characteristics:
- (a) chromaticity coordinates  $x$  and  $y$  in the range  
 $0,270 < x < 0,530$  and  
 $-2,3172 x^2 + 2,3653 x - 0,2199 < y < -2,3172 x^2 + 2,3653 x - 0,1595$ ;
  - (b) a luminous flux  $< 500$  lumen per  $\text{mm}^2$  of projected light-emitting surface area as defined in Annex I;
  - (c) a luminous flux between 60 and 82 000 lumen;
  - (d) a colour rendering index (CRI)  $> 0$ ;

using incandescence, fluorescence, high-intensity discharge, inorganic light emitting diodes (LED) or organic light emitting diodes (OLED), or their combinations as lighting technology, and that can be verified as a light source according to the procedure of Annex IV.

High-pressure sodium (HPS) light sources that do not fulfil condition (a) are considered light sources for the purposes of this Regulation.

Light sources do not include:

- (a) LED dies or LED chips;
  - (b) LED packages;
  - (c) products containing light source(s) from which these light source(s) can be removed for verification;
  - (d) light-emitting parts contained in a light source from which these parts cannot be removed for verification as a light source;
- (2) ‘control gear’ means one or more devices, that may or may not be physically integrated in a light source, intended to prepare the mains for the electric format required by one or more specific light sources within boundary conditions set by electric safety and electromagnetic compatibility. It may include transforming the supply and starting voltage, limiting operational and preheating current, preventing cold starting, correcting the power factor and/or reducing radio interference.

The term ‘control gear’ does not include power supplies within the scope of Commission Regulation (EC) No 278/2009<sup>14</sup>. The term also does not include lighting control parts and non-lighting parts (as defined in Annex I), although such parts may be physically integrated with a control gear or marketed together as a single product.

A Power over Ethernet (PoE) switch is not a control gear in the sense of this Regulation. ‘Power-over-Ethernet switch’ or ‘PoE switch’ means equipment for

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<sup>14</sup> Commission Regulation (EC) No 278/2009 of 6 April 2009 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for no-load condition electric power consumption and average active efficiency of external power supplies (OJ L 93, 7.4.2009, p. 30J L93, 7.4.2009, p.3).

power-supply and data-handling that is installed between the mains and office equipment and/or light sources for the purpose of data transfer and power supply;

- (3) 'separate control gear', means a control gear that is not physically integrated with a light source and is placed on the market as a separate product or as a part of a containing product;
- (4) 'containing product' means a product containing one or more light sources, or separate control gears, or both. Examples of containing products are luminaires that can be taken apart to allow separate verification of the contained light source(s), household appliances containing light source(s), furniture (shelves, mirrors, display cabinets) containing light source(s). If a containing product cannot be taken apart for verification of the light source and separate control gear, the entire containing product is to be considered a light source;
- (5) 'light' means electromagnetic radiation with a wavelength between 380 nm and 780 nm;
- (6) 'mains' or 'mains voltage' (MV) means the electricity supply of 230 ( $\pm 10$  %) volt of alternating current at 50 Hz;
- (7) 'LED die' or 'LED chip' means a small block of light-emitting semiconducting material on which a functional LED circuit is fabricated;
- (8) 'LED package' means a single electric part comprising principally at least one LED die. It does not include a control gear or parts of it, a cap or active electronic components and is not connected directly to the mains voltage. It can include one or more of the following: optical elements, light converters (phosphors), thermal, mechanical and electric interfaces or parts to address electrostatic discharge concerns. Any light-emitting devices that are intended to be used directly in an LED luminaire, are considered to be light sources;
- (9) 'chromaticity' means the property of a colour stimulus defined by its chromaticity coordinates (x and y);
- (10) 'luminous flux' or 'flux' ( $\Phi$ ), expressed in lumen (lm), means the quantity derived from radiant flux (radiant power) by evaluating the electromagnetic radiation in accordance with the spectral sensitivity of the human eye. It refers to the total flux emitted by a light source in a solid angle of  $4\pi$  steradians under conditions (e.g. current, voltage, temperature) specified in applicable standards. It refers to the initial flux for the undimmed light source after a short operating period, unless it is clearly specified that the flux in a dimmed condition or the flux after a given period of operation is intended. For light sources that can be tuned to emit different light spectra and/or different maximum light intensities, it refers to the flux in the 'reference control settings' as defined in Annex I;
- (11) 'colour rendering index' (CRI) means a metric quantifying the effect of an illuminant on the colour appearance of objects by conscious or subconscious comparison with their colour appearance under the reference illuminant and is the average Ra of the colour rendering for the first 8 test colours (R1-R8) defined in standards;
- (12) 'incandescence' means the phenomenon where light is produced from heat, in light sources typically produced through a threadlike conductor ('filament') which is heated by the passage of an electric current;
- (13) 'halogen light source' means an incandescent light source with a threadlike conductor made from tungsten surrounded by gas containing halogens or halogen compounds;

- (14) ‘fluorescence’ or ‘fluorescent light source’ (FL) means the phenomenon or a light source using an electric gas discharge of the low-pressure mercury type in which most of the light is emitted by one or more layers of phosphors excited by the ultraviolet radiation from the discharge. Fluorescent light sources may have one (‘single-capped’) or two (‘double-capped’) connections (‘caps’) to their electricity supply. For the purposes of this Regulation, magnetic induction light sources are also considered as fluorescent light sources;
- (15) ‘high intensity discharge’ (HID) means an electric gas discharge in which the light-producing arc is stabilised by wall temperature and the arc chamber has a bulb wall loading in excess of 3 watts per square centimetre. HID light sources are limited to metal halide, high-pressure sodium and mercury vapour types, as defined in Annex I;
- (16) ‘gas discharge’ means a phenomenon where light is produced, directly or indirectly, by an electric discharge through a gas, plasma, metal vapour or mixture of gases and vapours;
- (17) ‘inorganic light emitting diode’ (LED) means a technology in which light is produced from a solid state device embodying a p-n junction of inorganic material. The junction emits optical radiation when excited by an electric current;
- (18) ‘organic light emitting diode’ (OLED) means a technology in which light is produced from a solid state device embodying a p-n junction of organic material. The junction emits optical radiation when excited by an electric current;
- (19) ‘high-pressure sodium light source’ (HPS) means a high intensity discharge light source in which the light is produced mainly by radiation from sodium vapour operating at a partial pressure of the order of 10 kilopascals. HPS light sources may have one (‘single-ended’) or two (‘double-ended’) connectors to their electricity supply.
- (20) ‘equivalent model’ means a model with the same technical characteristics relevant for the ecodesign requirements, but that is placed on the market or put into service by the same manufacturer or importer as another model with a different model identifier;
- (21) ‘model identifier’ means the code, usually alphanumeric, which distinguishes a specific product model from other models with the same trade mark or the same manufacturer’s or importer’s name;
- (22) ‘end-user’ means a natural person buying or expected to buy a product for purposes which are outside his trade, business, craft or profession.

For the purposes of the Annexes, additional definitions are set out in Annex I.

### *Article 3*

#### **Ecodesign requirements**

The ecodesign requirements set out in Annex II shall apply from the dates indicated therein.

#### *Article 4*

### **Removal of light sources and separate control gears**

1. Manufacturers, importers or authorised representatives of containing products shall ensure that light sources and separate control gears can be replaced with the use of common available tools and without permanent damage to the containing product, unless a technical justification related to the functionality of the containing product is provided in the technical documentation explaining why the replacement of light sources and separate control gear is not appropriate.

The technical documentation shall also provide instructions on how light sources and separate control gears can be removed without being permanently damaged for verification purposes by market surveillance authorities.

2. Manufacturers, importers or authorised representatives of containing products shall provide information about the replaceability or non-replaceability of light sources and control gears by end-users or qualified persons without permanent damage to the containing product. Such information shall be available on a free-access website. For products sold directly to end-users, this information shall be on the packaging, at least in the form of a pictogram, and in the user instructions.
3. Manufacturers, importers or authorised representatives of containing products shall ensure that light sources and separate control gears can be dismantled from containing products at end of life. Dismantling instructions shall be available on a free access website.

#### *Article 5*

### **Conformity assessment**

1. The conformity assessment procedure referred to in Article 8 of Directive 2009/125/EC shall be the internal design control system set out in Annex IV to that Directive or the management system set out in Annex V to that Directive.
2. For the purposes of the conformity assessment pursuant to Article 8 of Directive 2009/125/EC, the technical documentation shall contain the information set out in point 3(d) of Annex II to this Regulation and the details and the results of the calculations in accordance with points 1 and 2 of Annex II, and Annex V to this Regulation.
3. Where the information included in the technical documentation for a particular model has been obtained:
  - (a) from a model that has the same technical characteristics relevant for the technical information to be provided but is produced by a different manufacturer, or
  - (b) by calculation on the basis of design or extrapolation from another model of the same or a different manufacturer, or both,

the technical documentation shall include details of such calculations or extrapolations, the assessment carried out by the manufacturer to verify the accuracy of the calculations and, where appropriate, the declaration of identity between the models of different manufacturers.

The technical documentation shall include a list of all equivalent models, including the model identifiers.

4. The technical documentation shall include the information in the order and as set out in Annex VI of Regulation (EU) *[OP - Please insert here references of the energy labelling regulation for light sources]*. For market surveillance purposes, manufacturers, importers or authorised representatives may, without prejudice to Annex IV, point 2(g) of Directive 2009/125/EC, refer to the technical documentation uploaded to the product database which contains the same information laid down in Regulation (EU) *[OP - Please insert here references of the energy labelling regulation for light sources]*.

#### *Article 6*

### **Verification procedure for market surveillance purposes**

Member States shall apply the verification procedure laid down in Annex IV to this Regulation when performing the market surveillance checks referred to in point 2 of Article 3 of Directive 2009/125/EC.

#### *Article 7*

### **Circumvention**

The manufacturer, importer or authorised representative shall not place on the market products designed to be able to detect they are being tested (e.g. by recognising the test conditions or test cycle), and to react specifically by automatically altering their performance during the test with the aim of reaching a more favourable level for any of the parameters declared by the manufacturer, importer or authorised representative in the technical documentation or included in any of the documentation provided.

The energy consumption of the product and any of the other declared parameters shall not deteriorate after a software or firmware update when measured with the same test standard originally used for the declaration of conformity, except with explicit consent of the end-user prior to the update.

#### *Article 8*

### **Indicative benchmarks**

The indicative benchmarks for the best-performing products and technologies available on the market at the time of adopting this Regulation are set out in Annex VI.

#### *Article 9*

### **Review**

The Commission shall review this Regulation in the light of technological progress and shall present the results of this review, including, if appropriate, a draft revision proposal, to the Consultation Forum no later than *[OP – please insert date - five years after its entry into force]*.

This review shall in particular assess the appropriateness of:

- (a) setting more stringent energy efficiency requirements for all light source types, in particular for non-LED light source types, and for separate control gears;
- (b) setting requirements on lighting control parts;
- (c) setting more stringent requirements on flicker and stroboscopic effects, while extending them to separate control gears;

- (d) setting requirements on dimming, including the interaction with flicker;
- (e) setting more stringent requirements on (networked) standby power;
- (f) lowering or abolishing the power bonus for colour-tuneable light sources and removing the exemption for high colour purity;
- (g) setting lifetime requirements;
- (h) setting improved information requirements concerning lifetime, including for control gears;
- (i) substituting the CRI colour rendering metric by a more adequate metric;
- (j) verifying the adequacy of lumen as a stand-alone metric for the quantity of visible light;
- (k) the exemptions;
- (l) setting additional resource efficiency requirements for products in accordance with the principles of the circular economy, especially concerning the removability and exchangeability of light sources and control gears.

#### *Article 10*

#### **Repeal**

Regulations (EC) No 244/2009, (EC) No 245/2009 and (EU) No 1194/2012 are repealed with effect from 1 September 2021.

#### *Article 11*

#### **Entry into force and application**

This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

It shall apply from 1 September 2021. However, Article 7 shall apply from *[OP – please insert the day of entry into force of this Regulation]*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

*For the Commission*  
Jean-Claude JUNCKER  
*The President*



EUROPEAN  
COMMISSION

Brussels, **XXX**  
D059564/02  
[...](2019) **XXX** draft

ANNEXES 1 to 6

## **ANNEXES**

**to the**

**COMMISSION REGULATION (EU) .../...**

**laying down ecodesign requirements for light sources and separate control gears  
pursuant to Directive 2009/125/EC of the European Parliament and of the Council**

**repealing Commission Regulations (EC) No 244/2009, (EC) No 245/2009 and (EU) No  
1194/2012**

**ANNEX I**  
**Definitions applicable for the Annexes**

The following definitions shall apply:

- (1) ‘mains light source (MLS)’ means a light source that can be operated directly on the mains electricity supply. Light sources that operate directly on the mains, and can also operate indirectly on the mains using a separate control gear, shall be considered to be mains light sources;
- (1) ‘non-mains light source (NMLS)’ means a light source that requires a separate control gear to operate on the mains;
- (2) ‘directional light source’ (DLS) means a light source having at least 80 % of total luminous flux within a solid angle of  $\pi$  sr (corresponding to a cone with angle of 120°);
- (3) ‘non-directional light source’ (NDLS) means a light source that is not a directional light source;
- (4) ‘connected light source’ (CLS) means a light source including data-connection parts that are physically or functionally inseparable from the light emitting parts to maintain the ‘reference control settings’. The light source can have physically integrated data-connection parts in a single inseparable housing, or the light source can be combined with physically separate data-connection parts placed on the market together with the light source as a single product;
- (5) ‘connected separate control gear’ (CSCG) means a separate control gear including data-connection parts that are physically or functionally inseparable from the actual control gear parts to maintain the ‘reference control settings’. The separate control gear can have physically integrated data-connection parts in a single inseparable housing, or the separate control gear can be combined with physically separate data-connection parts placed on the market together with the control gear as a single product;
- (6) ‘data-connection parts’ means parts that perform any one of the following functions:
  - (a) reception or transmission of wired or wireless data signals and the processing thereof (used to control the light emission function and possibly otherwise);
  - (b) sensing and processing of the sensed signals (used to control the light emission function and possibly otherwise);
  - (c) a combination of these;
- (7) ‘colour-tuneable light source’ (CTLS) means a light source that can be set to emit light with a large variety of colours outside the range defined in Article 2 but can also be set to emit white light inside the range defined in Article 2 for which the light source is within the scope of this Regulation.

Tuneable-white light sources that can only be set to emit light, with different correlated colour temperatures, within the range defined in Article 2, and dim-to-warm light sources that shift their white light output to lower correlated colour temperature when dimmed, simulating the behaviour of incandescent light sources, are not considered CTLS;
- (8) ‘excitation purity’ means a percentage computed for a CTLS set to emit light of a certain colour, using a procedure further defined in standards, by drawing a straight

line on an (x and y) colour space graph from a point with colour coordinates  $x=0,333$  and  $y=0,333$  (achromatic stimulus point), going through the point representing the (x and y) colour coordinates of the light source (point 2), and ending on the outer border of the colour space (locus; point 3). The excitation purity is computed as the distance between points 1 and 2 divided by the distance between points 1 and 3. The full length of the line represents 100 % colour purity (point on the locus). The achromatic stimulus point represents 0 % colour purity (white light);

- (9) ‘high-luminance light source’ (HLLS) means a LED light source with an average luminance greater than 30 cd/mm<sup>2</sup> in the direction of peak intensity;
- (10) ‘luminance’ (in a given direction, at a given point of a real or imaginary surface) means the luminous flux transmitted by an elementary beam passing through the given point and propagating in the solid angle containing the given direction divided by the area of a section of that beam containing the given point (cd/m<sup>2</sup>);
- (11) ‘average luminance’ (Luminance-HLLS) for a LED light source means the average luminance over a light-emitting area where the luminance is more than 50 % of the peak luminance (cd/mm<sup>2</sup>);
- (12) ‘lighting control parts’ means parts that are integrated in a light source or in a separate control gear, or physically separated but marketed together with a light source or separate control gear as a single product, that are not strictly necessary for the light source to emit light at full-load, or for the separate control gear to supply the electric power that enables light source(s) to emit light at full-load, but that enable manual- or automatic-, direct- or remote-, control of luminous intensity, chromaticity, correlated colour temperature, light spectrum and/or beam angle. Dimmers shall also be considered as lighting control parts.

The term also includes data-connection parts, but the term does not include products within the scope of Commission Regulation (EC) No 1275/2008<sup>1</sup>;

- (13) ‘non-lighting parts’ means parts that are integrated in a light source, or in a separate control gear, or physically separated but marketed together with a light source or separate control gear as a single product, that are not necessary for the light source to emit light at full-load, or for the separate control gear to supply the electric power that enables light source(s) to emit light at full-load, and that are not lighting control parts. Examples include, but are not limited to: speakers (audio), cameras, repeaters for communication signals to extend the range (e.g. WiFi), parts supporting grid balance (switching to own internal batteries when necessary), battery charging, visual notification of events (mail arriving, door bell ringing, alert), use of Light Fidelity (Li-Fi, a bidirectional, high-speed and fully networked wireless communication technology).

The term also includes data-connection parts used for other functions than to control the light emission function;

- (14) ‘useful luminous flux’ ( $\Phi_{\text{use}}$ ), means the part of the luminous flux of a light source that is considered when determining its energy efficiency:

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<sup>1</sup> Commission Regulation (EC) No 1275/2008 of 17 December 2008 implementing Directive 2005/32/EC of the European Parliament and of the Council with regard to ecodesign requirements for standby and off mode electric power consumption of electrical and electronic household and office equipment (OJ L 339, 18.12.2008, p. 45).

- for non-directional light sources it is the total flux emitted in a solid angle of  $4\pi$  sr (corresponding to a  $360^\circ$  sphere);
  - for directional light sources with beam angle  $\geq 90^\circ$  it is the flux emitted in a solid angle of  $\pi$  sr (corresponding to a cone with angle of  $120^\circ$ );
  - for directional light sources with beam angle  $< 90^\circ$  it is the flux emitted in a solid angle of  $0.586\pi$  sr (corresponding to a cone with angle of  $90^\circ$ );
- (15) ‘beam angle’ of a directional light source means the angle between two imaginary lines in a plane through the optical beam axis, such that these lines pass through the centre of the front face of the light source and through points at which the luminous intensity is 50 % of the centre beam intensity, where the centre beam intensity is the value of luminous intensity measured on the optical beam axis.
- For light sources that have different beam angles in different planes, the largest beam angle shall be the one taken into account.
- For light sources with user-controllable beam angle, the beam angle corresponding to the ‘reference control setting’ shall be the one taken into account;
- (16) ‘full-load’ means:
- the condition of a light source, within the declared operating conditions, in which it emits the maximum (undimmed) luminous flux; or
  - the operating conditions and loads of the control gear under efficiency measurement as specified in the relevant standards;
- (17) ‘no-load mode’ means the condition of a separate control gear in which its input is connected to the mains power source and its output is intentionally disconnected from light sources, and, if applicable, from lighting control parts and non-lighting parts. If these parts cannot be disconnected, they shall be switched off and their power consumption shall be minimised following the manufacturer’s instructions. No-load mode only applies to a separate control gear for which the manufacturer or importer has declared in the technical documentation that it has been designed for this mode;
- (18) ‘standby mode’ means the condition of a light source or of a separate control gear, where it is connected to the power supply but the light source is intentionally not emitting light, and the light source or control gear is awaiting a control signal to return to a state with light emission. Lighting control parts enabling the standby function shall be in their control mode. Non-lighting parts shall be disconnected or switched off or their power consumption shall be minimised following manufacturer’s instructions;
- (19) ‘networked standby mode’ means the condition of a CLS or a CSCG where it is connected to the power supply but the light source is intentionally not emitting light or the control gear does not supply the electric power that enables light source(s) to emit light, and is awaiting a remotely initiated trigger to return to a state with light emission. Lighting control parts shall be in their control mode. Non-lighting parts shall be disconnected or switched off or their power consumption shall be minimised following manufacturer’s instructions;
- (20) ‘control mode’ means the condition of lighting control parts where they are connected to the light source and/or to the separate control gear and performing their functions in such a way that a control signal can be internally generated or a remotely

initiated trigger can be received, by wire or wireless, and processed to lead to a change in the light emission of the light source or to a corresponding desired change in the power supply by the separate control gear;

- (21) ‘remotely initiated trigger’ means a signal that comes from outside the light source or separate control gear via a network;
- (22) ‘control signal’ means an analogue or digital signal transmitted to the light source or separate control gear wirelessly or wired either via voltage modulation in separate control cables or via a modulated signal in the supply voltage. The signal transmission is not through a network but e.g. from an internal source or from a remote control delivered with the product;
- (23) ‘network’ means a communication infrastructure with a topology of links, an architecture, including the physical components, organisational principles, communication procedures and formats (protocols);
- (24) ‘on-mode power’ ( $P_{on}$ ), expressed in watt, means the electric power consumption of a light source in full-load with all lighting control parts and non-lighting parts disconnected. If these parts cannot be disconnected, they shall be switched off or their power consumption shall be minimised following the manufacturer’s instructions. In case of a NMLS that requires a separate control gear to operate,  $P_{on}$  can be measured directly on the input to the light source, or  $P_{on}$  is determined using a control gear with known efficiency, whose electric power consumption is subsequently subtracted from the measured mains power input value;
- (25) ‘no-load power’ ( $P_{no}$ ), expressed in watt, is the electric power consumption of a separate control gear in no-load mode;
- (26) ‘standby power’ ( $P_{sb}$ ), expressed in watt, is the electric power consumption of a light source or of a separate control gear in standby mode;
- (27) ‘networked standby power’ ( $P_{net}$ ), expressed in watt, is the electric power consumption of a CLS or of a CSCG in networked standby mode;
- (28) ‘reference control settings’ (RCS) means a control setting or a combination of control settings that is used to verify compliance of a light source with this Regulation. These settings are relevant for light sources that allow the end-user to control, manually or automatically, directly or remotely, the luminous intensity, colour, correlated colour temperature, spectrum, and/or beam angle of the emitted light.

In principle, the reference control settings shall be those predefined by the manufacturer as factory default values and encountered by the user at first installation (out-of-the-box values). If the installation procedure provides for an automatic software update during first installation, or if the user has the option to perform such an update, the resulting change in settings (if any) shall be taken into account.

If the out-of-the-box value is deliberately set differently from the reference control setting (e.g. at low power for safety purposes), the manufacturer shall indicate in the technical documentation how to recall the reference control settings for compliance verification and provide a technical justification why the out-of-the-box value is set different from the reference control setting.

The light source manufacturer shall define the reference control settings such that:

- the light source is within the scope of this Regulation according to Article 1 and none of the conditions for exemption applies;
- lighting control parts and non-lighting parts are disconnected or switched-off or, in case this is not possible, the power consumption of these parts is minimal;
- the full-load condition is obtained;
- when the end-user opts to reset factory defaults, the reference control settings are obtained.

For light sources that allow the manufacturer of a containing product to make implementation choices that influence light source characteristics (e.g. definition of the operating current(s); thermal design), and that cannot be controlled by the end-user, the reference control settings need not be defined. In that case the nominal test conditions as defined by the light source manufacturer apply;

- (29) ‘high-pressure mercury light source’ means a high intensity discharge light source in which the major portion of light is produced, directly or indirectly, by radiation from predominantly vaporised mercury operating at a partial pressure in excess of 100 kilopascals;
- (30) ‘metal halide light source’ (MH) means a high intensity discharge light source in which the light is produced by radiation from a mixture of metallic vapour, metal halides and the products of the dissociation of metal halides. MH light sources may have one (‘single-ended’) or two (‘double-ended’) connectors to their electricity supply. The material for the arc tube of MH light sources can be quartz (QMH) or ceramic (CMH);
- (31) ‘compact fluorescent light source’ (CFL) means a single-capped fluorescent light source with a bent-tube construction designed to fit in small spaces. CFLs may be primarily spiral-shaped (i.e. curly forms) or primarily shaped as connected multiple parallel tubes, with or without a second bulb-like envelope. CFLs are available with (CFLi) or without (CFLni) a physically integrated control gear;
- (32) ‘T2’, ‘T5’, ‘T8’, ‘T9’ and ‘T12’ means a tubular light source with a diameter of approximately 7, 16, 26, 29 and 38 mm respectively, as defined in standards. The tube can be straight (linear) or bent (e.g. U-shaped, circular);
- (33) ‘LFL T5-HE’ means a high-efficiency linear fluorescent T5 light source with driving current lower than 0,2 A;
- (34) ‘LFL T5-HO’ means a high-output linear fluorescent T5 light source with driving current higher than or equal to 0,2 A;
- (35) ‘LFL T8 2-foot’, ‘LFL T8 4-foot’ or ‘LFL T8 5-foot’ means a linear T8 fluorescent light source with a length of approximately 600 mm (2 feet), 1200 mm (4 feet) or 1500 mm (5 feet) respectively, as defined in standards;
- (36) ‘magnetic induction light source’ means a light source using fluorescent technology, where energy is transferred to the gas discharge by means of an induced high-frequency magnetic field, instead of using electrodes placed inside the gas discharge. The magnetic inductor can be external or internal to the shape of the discharge tube;
- (37) ‘G4’, ‘GY6.35’ and ‘G9’ means an electrical interface of a light source consisting of two small pins at distances of 4, 6,35 and 9 mm respectively, as defined in standards;

- (38) 'HL R7s' means a mains-voltage, double-capped, linear halogen light source with a cap diameter of 7 mm;
- (39) 'K39d' means an electrical interface for a light source consisting of 2 wires with eyelets that can be fixed with screws;
- (40) 'G9.5', 'GX9.5', 'GY9.5', 'GZ9.5', 'GZX9.5', 'GZY9.5', 'GZZ9.5', 'G9.5HPL', 'G16', 'G16d', 'GX16d', 'GY16', 'G22', 'G38', 'GX38' and 'GX38Q' means an electrical interface of a light source consisting of two pins at distances of 9,5, 16, 22 and 38 mm respectively, as defined in standards. 'G9.5HPL' includes a heatsink of specific dimensions as used on high-performance halogen lamps, and may include additional pins for grounding purposes;
- (41) 'P28s', 'P40s', 'PGJX28', 'PGJX36' and 'PGJX50' means an electrical interface of a light source that uses a flange contact to correctly position (pre-focus) the light source in a reflector, as defined in standards;
- (42) 'QXL (Quick eXchange Lamp)' means an electrical interface of a light source consisting, on the light source side, of two lateral tabs including the electrical contact surfaces and, on the opposite (rear) side, of a central protrusion allowing the light source to be grabbed with two fingers. It is specifically designed for use in a specific type of stage lighting luminaires, in which the light source is inserted from the rear of the luminaire using a one quarter turn rotation to fix or unfix it;
- (43) 'battery-operated' means a product that operates only on direct current (DC) supplied from a source contained in the same product, without being connected directly or indirectly to the mains electricity supply;
- (44) 'second envelope' means a second outer envelope on an HID light source that is not required for the production of light, such as an external sleeve for preventing mercury and glass release into the environment in case of lamp breakage. In determining the presence of a second envelope, the HID arc tubes shall not count as an envelope;
- (45) 'non-clear envelope' for an HID light source means a non-transparent outer envelope or outer tube in which the light producing arc tube is not visible;
- (46) 'anti-glare shield' means a mechanical or optical reflective or non-reflective impervious baffle designed to block direct visible radiation emitted from the light emitter in a directional light source, in order to avoid temporary partial blindness (disability glare) if viewed directly by an observer. It does not include surface coating of the light emitter in the directional light source;
- (47) 'control gear efficiency' means the output power that supplies a light source divided by the input power of a separate control gear using the conditions and methods defined in standards. Any lighting control parts and non-lighting parts are disconnected, switched off or set to minimum power consumption according to manufacturer's instructions and subtracting this power consumption from the overall input power;
- (48) 'functionality after endurance testing' means the functionality of a LED or OLED light source after endurance testing as defined in Annex V;
- (49) 'flicker' means the perception of visual unsteadiness induced by a light stimulus, the luminance or spectral distribution of which fluctuates with time, for a static observer in a static environment. The fluctuations can be periodic and non-periodic and may be induced by the light source itself, the power source or other influencing factors.

The metric for flicker used in this Regulation is the parameter ‘Pst LM’, where ‘st’ stands for short term and ‘LM’ for light flickermeter method, as defined in standards. A value Pst LM=1 means that the average observer has a 50 % probability of detecting flicker;

- (50) ‘stroboscopic effect’ means a change in motion perception induced by a light stimulus, the luminance or spectral distribution of which fluctuates with time, for a static observer in a non-static environment. The fluctuations can be periodic and non-periodic and may be induced by the light source itself, the power source or other influencing factors.

The metric for the stroboscopic effect used in this Regulation is the ‘SVM’ (stroboscopic visibility measure), as defined in standards. SVM = 1 represents the visibility threshold for an average observer;

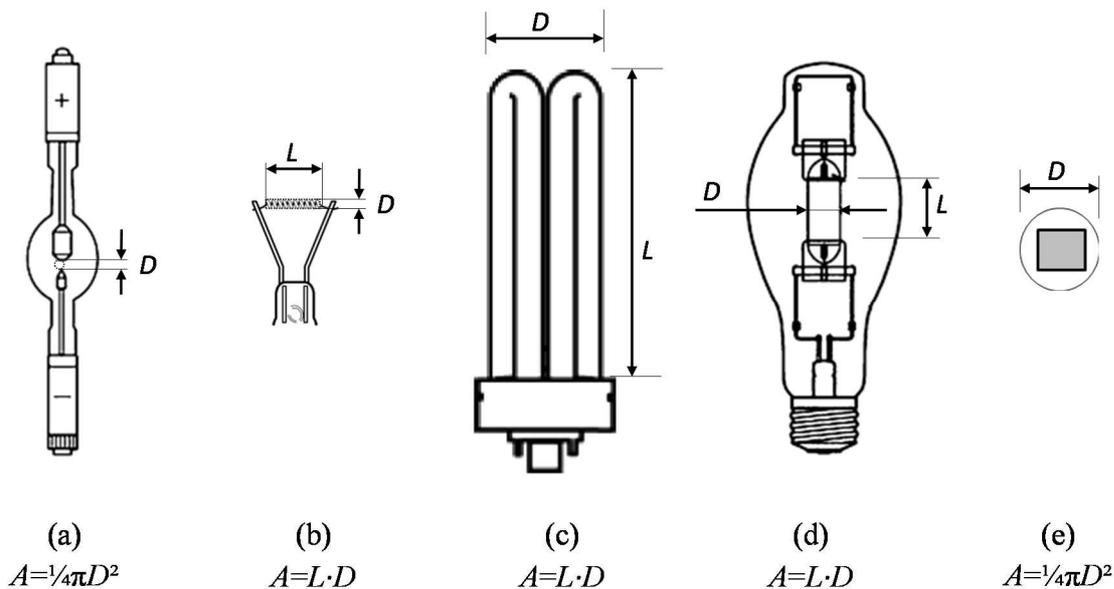
- (51) ‘declared value’ for a parameter means the value given by the manufacturer or importer in the technical documentation pursuant to point 2 of Annex IV to Directive 2009/125/EC;
- (52) ‘specific effective radiant ultraviolet power’ (mW/klm) means the effective power of the ultraviolet radiation of a light source weighted according to the spectral correction factors and related to its luminous flux;
- (53) ‘luminous intensity’ (candela or cd) means the quotient of the luminous flux leaving the source and propagated in the element of solid angle containing a given direction, by the element of solid angle;
- (54) ‘correlated colour temperature’ (CCT [K]) means the temperature of a Planckian (black body) radiator whose perceived colour most closely resembles that of a given stimulus at the same brightness and under specified viewing conditions;
- (55) ‘colour consistency’ means the maximum deviation of the initial (after a short period of time), spatially averaged chromaticity coordinates (x and y) of a single light source from the chromaticity centre point (cx and cy) declared by the manufacturer or the importer, expressed as the size (in steps) of the MacAdam ellipse formed around the chromaticity centre point (cx and cy);
- (56) ‘displacement factor (cos  $\phi_1$ )’ means the cosine of the phase angle  $\phi_1$  between the fundamental harmonic of the mains supply voltage and the fundamental harmonic of the mains current. It is used for mains light sources using LED- or OLED-technology. The displacement factor is measured at full-load, for the reference control settings where applicable, with any lighting control parts in control mode and non-lighting parts disconnected, switched off or set to minimum power consumption according to the manufacturer’s instructions;
- (57) ‘lumen maintenance factor’ ( $X_{LMF}$ ) means the ratio of the luminous flux emitted by a light source at a given time in its life to the initial luminous flux;
- (58) ‘survival factor’ (SF) means the defined fraction of the total number of light sources that continue to operate at a given time under defined conditions and switching frequency;
- (59) ‘lifetime’ for LED and OLED light sources means the time in hours between the start of their use and the moment when for 50 % of a population of light sources the light output has gradually degraded to a value below 70 % of the initial luminous flux. This is also referred to as the  $L_{70B50}$  lifetime;

- (60) 'photosensitive patients' means people with a specific condition causing photosensitive symptoms and who experience adverse reactions to natural and/or certain forms of artificial lighting technology;
- (61) 'projected light-emitting surface area (A)' is the surface area in mm<sup>2</sup> (square millimetres) of the view in an orthographic projection of the light-emitting surface from the direction with the highest light intensity, where the light-emitting surface area is the surface area of the light source that emits light with the declared optical characteristics, such as the approximately spherical surface of an arc (a), cylindrical surface of a filament coil (b) or a gas discharge lamp (c, d), flat or semi-spherical envelope of a light-emitting diode (e).

For light sources with a non-clear envelope or with anti-glare shield, the light-emitting surface area is the entire area through which light leaves the light source.

For light sources containing more than one light emitter, the projection of the smallest gross volume enveloping all emitters shall be taken as the light-emitting surface.

For HID light sources definition (a) applies, unless the dimensions defined in (d) apply with  $L > D$ , where  $L$  is the distance between the electrode tips and  $D$  the inner diameter of the arc tube.



## ANNEX II

### Ecodesign requirements

For the purposes of compliance and verification of compliance with the requirements of this Regulation, measurements and calculations shall be made using harmonised standards the reference numbers of which have been published for this purpose in the *Official Journal of the European Union*, or other reliable, accurate and reproducible methods, which take into account the generally recognised state-of-the-art.

#### 1. Energy efficiency requirements:

- (a) From 1 September 2021, the declared power consumption of a light source  $P_{on}$  shall not exceed the maximum allowed power  $P_{onmax}$  (in  $W$ ), defined as a function of the declared useful luminous flux  $\Phi_{use}$  (in  $lm$ ) and the declared colour rendering index CRI (-) as follows:

$$P_{onmax} = C \cdot (L + \Phi_{use} / (F \cdot \eta)) \cdot R;$$

where:

- The values for threshold efficacy ( $\eta$  in  $lm/W$ ) and end loss factor ( $L$  in  $W$ ) are specified in Table 1, depending on the light source type. They are constants used for computations and do not reflect true parameters of light sources. The threshold efficacy is not the minimum required efficacy; the latter can be computed by dividing the useful luminous flux by the computed maximum allowed power.
- Basic values for correction factor ( $C$ ) depending on light source type, and additions to  $C$  for special light source features are specified in Table 2.
- Efficacy factor ( $F$ ) is:
  - 1,00 for non-directional light sources (NDLS, using total flux)
  - 0,85 for directional light sources (DLS, using flux in a cone)
- CRI factor ( $R$ ) is:
  - 0,65 for  $CRI \leq 25$ ;
  - $(CRI+80)/160$  for  $CRI > 25$ , rounded to two decimals.

**Table 1 — Threshold efficacy ( $\eta$ ) and end loss factor (L)**

<b>Light source description</b>	<b><math>\eta</math></b>	<b>L</b>
	[lm/W]	[W]
LFL T5-HE	<b>98,8</b>	<b>1,9</b>
LFL T5-HO, $4000 \leq \Phi \leq 5000$ lm	<b>83,0</b>	<b>1,9</b>
LFL T5-HO, other lm output	<b>79,0</b>	<b>1,9</b>
FL T5 circular	<b>79,0</b>	<b>1,9</b>
FL T8 (including FL T8 U-shaped)	<b>89,7</b>	<b>4,5</b>
From 1 September 2023, for FL T8 of 2-, 4- and 5-foot	<b>120,0</b>	<b>1,5</b>
Magnetic induction light source, any length/flux	<b>70,2</b>	<b>2,3</b>
CFLni	<b>70,2</b>	<b>2,3</b>
FL T9 circular	<b>71,5</b>	<b>6,2</b>
HPS single-ended	<b>88,0</b>	<b>50,0</b>
HPS double-ended	<b>78,0</b>	<b>47,7</b>
MH $\leq 405$ W single-ended	<b>84,5</b>	<b>7,7</b>
MH $> 405$ W single-ended	<b>79,3</b>	<b>12,3</b>
MH ceramic double-ended	<b>84,5</b>	<b>7,7</b>
MH quartz double-ended	<b>79,3</b>	<b>12,3</b>
Organic light-emitting diode (OLED)	<b>65,0</b>	<b>1,5</b>
Until 1 September 2023: HL G9, G4 and GY6.35	<b>19,5</b>	<b>7,7</b>
HL R7s $\leq 2700$ lm	<b>26,0</b>	<b>13,0</b>
Other light sources in scope not mentioned above	<b>120,0</b>	<b>1,5*</b>

\* For connected light sources (CLS) a factor L=2,0 shall be applied.

**Table 2 — Correction factor C depending on light source characteristics**

<b>Light source type</b>	<b>Basic C value</b>
Non-directional (NDLS) not operating on mains (NMLS)	1,00
Non-directional (NDLS) operating on mains (MLS)	1,08
Directional (DLS) not operating on mains (NMLS)	1,15
Directional (DLS) operating on mains (MLS)	1,23
<b>Special light source feature</b>	<b>Bonus on C</b>
FL or HID with CCT $> 5000$ K	+0,10
FL with CRI $> 90$	+0,10
HID with second envelope	+0,10
MH NDLS $> 405$ W with non-clear envelope	+0,10
DLS with anti-glare shield	+0,20
Colour-tuneable light source (CTLS)	+0,10
High luminance light sources (HLLS)	$+ 0,0058 \cdot \text{Luminance-HLLS} - 0,0167$

Where applicable, bonuses on correction factor C are cumulative.

The bonus for HLLS shall not be combined with the basic C-value for DLS (basic C-value for NDLS shall be used for HLLS).

Light sources that allow the end-user to adapt the spectrum and/or the beam angle of the emitted light, thus changing the values for useful luminous flux, colour rendering index (CRI) and/or correlated colour temperature (CCT), and/or changing the directional/non-directional status of the light source, shall be evaluated using the reference control settings.

The standby power  $P_{sb}$  of a light source shall not exceed 0,5 W.

The networked standby power  $P_{net}$  of a connected light source shall not exceed 0,5 W.

The allowable values for  $P_{sb}$  and  $P_{net}$  shall not be added together.

- (b) From 1 September 2021, the values set in Table 3 for the minimum energy efficiency requirements of a separate control gear operating at full-load shall apply:

**Table 3 — Minimum energy efficiency for separate control gear at full-load**

<b>Declared output power of the control gear (<math>P_{cg}</math>) or declared power of the light source (<math>P_{ls}</math>) in W, as applicable</b>	<b>Minimum energy efficiency</b>
<u>Control gear for HL light sources</u> all wattages $P_{cg}$	0,91
<u>Control gear for FL light sources</u> $P_{ls} \leq 5$ $5 < P_{ls} \leq 100$ $100 < P_{ls}$	0,71 $P_{ls} / (2 \cdot \sqrt{(P_{ls} / 36) + 38 / 36} \cdot P_{ls} + 1)$ 0,91
<u>Control gear for HID light sources</u> $P_{ls} \leq 30$ $30 < P_{ls} \leq 75$ $75 < P_{ls} \leq 105$ $105 < P_{ls} \leq 405$ $405 < P_{ls}$	0,78 0,85 0,87 0,90 0,92
<u>Control gear for LED or OLED light sources</u> all wattages $P_{cg}$	$P_{cg}^{0,81} / (1,09 \cdot P_{cg}^{0,81} + 2,10)$

Multi-wattage separate control gears shall comply with the requirements in Table 3 according to the maximum declared power on which they can operate.

The no-load power  $P_{no}$  of a separate control gear shall not exceed 0,5 W. This applies only to separate control gear for which the manufacturer or importer has declared in the technical documentation that it has been designed for no-load mode.

The standby power  $P_{sb}$  of a separate control gear shall not exceed 0,5 W.

The networked standby power  $P_{net}$  of a connected separate control gear shall not exceed 0,5 W. The allowable values for  $P_{sb}$  and  $P_{net}$  shall not be added together.

## 2. Functional requirements

From 1 September 2021, the functional requirements specified in Table 4 shall apply for light sources:

**Table 4 — Functional requirements for light sources**

Colour rendering	CRI $\geq 80$ (except for HID with $\Phi_{\text{use}} > 4 \text{ klm}$ and for light sources intended for use in outdoor applications, industrial applications or other applications where lighting standards allow a CRI $<80$ , when a clear indication to this effect is shown on the light source packaging and in all relevant printed and electronic documentation)
Displacement factor (DF, $\cos \phi_1$ ) at power input $P_{\text{on}}$ for LED and OLED MLS	No limit at $P_{\text{on}} \leq 5 \text{ W}$ , DF $\geq 0,5$ at $5 \text{ W} < P_{\text{on}} \leq 10 \text{ W}$ , DF $\geq 0,7$ at $10 \text{ W} < P_{\text{on}} \leq 25 \text{ W}$ DF $\geq 0,9$ at $25 \text{ W} < P_{\text{on}}$
Lumen maintenance factor (for LED and OLED)	The lumen maintenance factor $X_{\text{LMF}}\%$ after endurance testing according to Annex V shall be at least $X_{\text{LMF,MIN}}\%$ calculated as follows: $X_{\text{LMF,MIN}}\% = 100 * e^{-\frac{(3\ 000 * \ln(0.7))}{L_{70}}}$ where $L_{70}$ is the declared $L_{70}B_{50}$ lifetime (in hours) If the calculated value for $X_{\text{LMF,MIN}}$ exceeds 96,0 %, an $X_{\text{LMF,MIN}}$ value of 96,0 % shall be used
Survival factor (for LED and OLED)	Light sources should be operational as specified in row “Survival factor (for LED and OLED)” of Annex IV, Table 6, following the endurance testing given in Annex V.
Colour consistency for LED and OLED light sources	Variation of chromaticity coordinates within a six-step MacAdam ellipse or less.
Flicker for LED and OLED MLS	$P_{\text{st LM}} \leq 1,0$ at full-load
Stroboscopic effect for LED and OLED MLS	$SVM \leq 0,4$ at full-load (except for HID with $\Phi_{\text{use}} > 4 \text{ klm}$ and for light sources intended for use in outdoor applications, industrial applications or other applications where lighting standards allow a CRI $<80$ )

### 3. Information requirements

From 1 September 2021 the following information requirements shall apply:

#### (a) Information to be displayed on the light source itself

For all light sources, except CTLS, LFL, CFLni, other FL, and HID, the value and physical unit of the useful luminous flux ( $lm$ ) and correlated colour temperature ( $K$ ) shall be displayed in a legible font on the surface if, after the inclusion of safety-related information, there is sufficient space available for it without unduly obstructing the light emission.

For directional light sources, the beam angle ( $^\circ$ ) shall also be indicated.

If there is room for only two values, the useful luminous flux and the correlated colour temperature shall be displayed. If there is room for only one value, the useful luminous flux shall be displayed.

(b) Information to be visibly displayed on the packaging

(1) Light source placed on the market, not in a containing product

If a light source is placed on the market, not in a containing product, in a packaging containing information to be visibly displayed at a point-of-sale prior to its purchase, the following information shall be clearly and prominently displayed on the packaging:

- (a) the useful luminous flux ( $\Phi_{\text{use}}$ ) in a font at least twice as large as the display of the on-mode power ( $P_{\text{on}}$ ), clearly indicating if it refers to the flux in a sphere ( $360^\circ$ ), in a wide cone ( $120^\circ$ ) or in a narrow cone ( $90^\circ$ );
- (b) the correlated colour temperature, rounded to the nearest 100 K, also expressed graphically or in words, or the range of correlated colour temperatures that can be set;
- (c) the beam angle in degrees (for directional light sources), or the range of beam angles that can be set;
- (d) electrical interface details, e.g. cap- or connector-type, type of power supply (e.g. 230 V AC 50 Hz, 12 V DC);
- (e) the  $L_{70}B_{50}$  lifetime for LED and OLED light sources, expressed in hours;
- (f) the on-mode power ( $P_{\text{on}}$ ), expressed in W;
- (g) the standby power ( $P_{\text{sb}}$ ), expressed in W and rounded to the second decimal. If the value is zero, it may be omitted from the packaging;
- (h) the networked standby power ( $P_{\text{net}}$ ) for CLS, expressed in W and rounded to the second decimal. If the value is zero, it may be omitted from the packaging;
- (i) the colour rendering index, rounded to the nearest integer, or the range of CRI-values that can be set;
- (j) if  $\text{CRI} < 80$ , and the light source is intended for use in outdoor applications, industrial applications or other applications where lighting standards allow a  $\text{CRI} < 80$ , a clear indication to this effect. For HID light sources with useful luminous flux  $> 4000$  lm, this indication is not mandatory;
- (k) if the light source is designed for optimum use in non-standard conditions (such as ambient temperature  $T_a \neq 25^\circ\text{C}$  or specific thermal management is necessary): information on those conditions;
- (l) a warning if the light source cannot be dimmed or can be dimmed only with specific dimmers or with specific wired or wireless dimming methods. In the latter cases a list of compatible dimmers and/or methods shall be provided on the manufacturer's website;
- (m) if the light source contains mercury: a warning of this, including the mercury content in mg rounded to the first decimal place;
- (n) if the light source is within the scope of Directive 2012/19/EU, without prejudice to marking obligations pursuant to Article 14(4) of Directive 2012/19/EU, or contains mercury: a warning that it shall not be disposed of as unsorted municipal waste.

Items (a) to (d) shall be displayed on the packaging in the direction meant to face prospective buyer; for other items this is also recommended, if space permits.

For light sources that can be set to emit light with different characteristics, the information shall be reported for the reference control settings. In addition, a range of obtainable values may be indicated.

The information does not need to use the exact wording on the list above. Alternatively, it may be displayed in the form of graphs, drawings or symbols.

(2) Separate control gears:

If a separate control gear is placed on the market as a stand-alone product and not as a part of a containing product, in a packaging containing information to be visibly displayed to potential buyers, prior to their purchase, the following information shall be clearly and prominently displayed on the packaging:

- (a) the maximum output power of the control gear (for HL, LED and OLED) or the power of the light source for which the control gear is intended (for FL and HID);
- (b) the type of light source(s) for which it is intended;
- (c) the efficiency in full-load, expressed in percentage;
- (d) the no-load power ( $P_{no}$ ), expressed in W and rounded to the second decimal, or the indication that the gear is not intended to operate in no-load mode. If the value is zero, it may be omitted from the packaging but shall nonetheless be declared in the technical documentation and on websites;
- (e) the standby power ( $P_{sb}$ ), expressed in W and rounded to the second decimal. If the value is zero, it may be omitted from the packaging but shall nonetheless be declared in the technical documentation and on websites;
- (f) where applicable, the networked standby power ( $P_{net}$ ), expressed in W and rounded to the second decimal. If the value is zero, it may be omitted from the packaging but shall nonetheless be declared in the technical documentation and on websites;
- (g) a warning if the control gear is not suitable for dimming of light sources or can be used only with specific types of dimmable light sources or using specific wired or wireless dimming methods. In the latter cases, detailed information on the conditions in which the control gear can be used for dimming shall be provided on the manufacturer's or importer's website;
- (h) a QR-code redirecting to a free-access website of the manufacturer, importer or authorised representative, or the internet address for such a website, where full information on the control gear can be found.

The information does not need to use the exact wording on the list above. Alternatively, it may be displayed in the form of graphs, drawings or symbols.

- (c) Information to be visibly displayed on a free-access website of the manufacturer, importer or authorised representative

(1) Separate control gears:

For any separate control gear that is placed on the EU market, the following information shall be displayed on at least one free-access website:

- (a) the information specified in point 3(b)(2), except 3(b)(2)(h);
- (b) the outer dimensions in mm;
- (c) the mass in grams of the control gear, without packaging, and without lighting control parts and non-lighting parts, if any and if they can be physically separated from the control gear;
- (d) instructions on how to remove lighting control parts and non-lighting parts, if any, or how to switch them off or minimise their power consumption during control-gear testing for market surveillance purposes;
- (e) if the control gear can be used with dimmable light sources, a list of minimum characteristics that the light sources should have to be fully compatible with the control gear during dimming, and possibly a list of compatible dimmable light sources;
- (f) recommendations on how to dispose of it at the end of its life in line with Directive 2012/19/EU<sup>2</sup>.

The information does not need to use the exact wording in the list above. Alternatively, it may be displayed in the form of graphs, drawings or symbols.

(d) Technical documentation

(1) Separate control gears:

The information specified in point 3(c)(2) of this Annex shall also be contained in the technical documentation file drawn up for the purposes of conformity assessment pursuant to Article 8 of Directive 2009/125/EC.

(e) Information for products specified in point 3 of Annex III

For the light sources and separate control gears specified in point 3 of Annex III the intended purpose shall be stated in the technical documentation for compliance assessment as per Article 5 of this Regulation and on all forms of packaging, product information and advertisement, together with an explicit indication that the light source or separate control gear is not intended for use in other applications.

The technical documentation file drawn up for the purposes of conformity assessment, in accordance with Article 5 of this Regulation shall list the technical parameters that make the product design specific to qualify for the exemption.

In particular for light sources indicated in point 3(p) of Annex III it shall be stated: 'This light source is only for use by photo sensitive patients. Use of this light source will lead to increased energy cost compared to an equivalent more energy efficient product.'

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<sup>2</sup> Directive 2012/19/EU of the European Parliament and of the Council of 4 July 2012 on waste electrical and electronic equipment (WEEE) (OJ L 197, 24.7.2012, p. 38).

### **ANNEX III**

#### **Exemptions**

1. This Regulation shall not apply to light sources and separate control gears specifically tested and approved to operate:
  - (a) in potentially explosive atmospheres, as defined in Directive 2014/34/EU<sup>3</sup>;
  - (b) for emergency use, as set out in Directive 2014/35/EU<sup>4</sup>;
  - (c) in radiological and nuclear medicine installations, as defined in Article 3 of Directive 2009/71/EURATOM<sup>5</sup>;
  - (d) in or on military or civil defence establishments, equipment, ground vehicles, marine equipment or aircraft, as set out in Member States' regulations or in documents issued by the European Defence Agency;
  - (e) in or on motor vehicles, their trailers and systems, interchangeable towed equipment, components and separate technical units as set out in Regulation (EC) No 661/2009<sup>6</sup>, Regulation (EU) No 167/2013<sup>7</sup> and Regulation (EU) No 168/2013<sup>8</sup>;
  - (f) in or on non-road mobile machinery as set out in Regulation (EU) 2016/1628<sup>9</sup> and in or on their trailers;
  - (g) in or on interchangeable equipment as set out in Directive 2006/42/EC<sup>10</sup> intended to be towed or to be mounted and fully raised from the ground or that cannot articulate around a vertical axis when the vehicle to which it is attached is in use on a road by vehicles as set out in Regulation (EU) No 167/2013<sup>11</sup>;
  - (h) in or on civil aviation aircraft, as set out in Commission Regulation (EU) No 748/2012<sup>12</sup>;

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<sup>3</sup> Directive 2014/34/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to equipment and protective systems intended for use in potentially explosive atmospheres (recast) (OJ L 96, 29.3.2014, p. 309).

<sup>4</sup> Directive 2014/35/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of electrical equipment designed for use within certain voltage limits (OJ L 96, 29.3.2014, p. 357).

<sup>5</sup> Council Directive 2009/71/Euratom of 25 June 2009 establishing a Community framework for the nuclear safety of nuclear installations (OJ L 172, 2.7.2009, p. 18).

<sup>6</sup> Regulation (EC) No 661/2009 of the European Parliament and of the Council of 13 July 2009 concerning type-approval requirements for the general safety of motor vehicles, their trailers and systems, components and separate technical units intended therefor (OJ L 200, 31.7.2009, p. 1).

<sup>7</sup> Regulation (EU) No 167/2013 of the European Parliament and of the Council of 5 February 2013 on the approval and market surveillance of agricultural and forestry vehicles (OJ L 60, 2.3.2013, p. 1).

<sup>8</sup> Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles (OJ L 60, 2.3.2013, p. 52).

<sup>9</sup> Regulation (EU) 2016/1628 of the European Parliament and of the Council of 14 September 2016 on requirements relating to gaseous and particulate pollutant emission limits and type-approval for internal combustion engines for non-road mobile machinery, amending Regulations (EU) No 1024/2012 and (EU) No 167/2013, and amending and repealing Directive 97/68/EC (OJ L 252, 16.9.2016, p. 53).

<sup>10</sup> Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC (recast) (OJ L 157, 9.6.2006, p. 24).

<sup>11</sup> Regulation (EU) No 167/2013 of the European Parliament and of the Council of 5 February 2013 on the approval and market surveillance of agricultural and forestry vehicles (OJ L 60, 2.3.2013, p. 1).

<sup>12</sup> Commission Regulation (EU) No 748/2012 of 3 August 2012 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations (OJ L 224, 21.8.2012, p. 1).

- (i) in railway vehicle lighting, as set out in Directive 2008/57/EC<sup>13</sup>;
- (j) in marine equipment, as set out in Directive 2014/90/EU<sup>14</sup>;
- (k) in medical devices, as set out in Council Directive 93/42/EEC<sup>15</sup> or Regulation (EU) 2017/745<sup>16</sup> and in vitro medical devices as set out in Directive 98/79/EC<sup>17</sup>.

For the purpose of this point, ‘specifically tested and approved’ means that the light source or separate control gear:

- has been specifically tested for the mentioned operating condition or application, according to the European legislation mentioned or related implementing measures, or relevant European or international standards, or, in the absence of these, according to relevant Member States legislation; and
- is accompanied by evidence, to be included in the technical documentation, in the form of a certificate, a type approval mark, a test report, that the product has been specifically approved for the mentioned operating condition or application; and
- is placed on the market specifically for the mentioned operating condition or application, as evidenced at least by the technical documentation, and except for point (d), information on the packaging and any advertising or marketing materials.

2. In addition, this Regulation shall not apply to:

- (a) double-capped fluorescent T5 light sources with power  $P \leq 13$  W;
- (b) electronic displays (e.g. televisions, computer monitors, notebooks, tablets, mobile phones, e-readers, game consoles), including displays within the scope of Commission Regulation (EU) 2019/XXX<sup>18</sup> *[OP please insert here references of the new regulation on ecodesign requirements for electronic displays]*, Commission Regulation (EU) No 617/2013<sup>19</sup>;
- (c) light sources and separate control gears in battery-operated products, including but not limited to e.g. torches, mobile phones with an integrated torch light, toys including light sources, desk lamps operating only on batteries, armband lamps for cyclists, solar-powered garden lamps;

<sup>13</sup> Directive 2008/57/EC of the European Parliament and of the Council of 17 June 2008 on the interoperability of the rail system within the Community (Recast) (OJ L 191, 18.7.2008, p. 1).

<sup>14</sup> Directive 2014/90/EU of the European Parliament and of the Council of 23 July 2014 on marine equipment and repealing Council Directive 96/98/EC (OJ L 257, 28.8.2014, p. 146).

<sup>15</sup> Council Directive 93/42/EEC of 14 June 1993 concerning medical devices (OJ L 169, 12.7.1993, p. 1).

<sup>16</sup> Regulation (EU) 2017/745 of the European Parliament and of the Council of 5 April 2017 on medical devices, amending Directive 2001/83/EC, Regulation (EC) No 178/2002 and Regulation (EC) No 1223/2009 and repealing Council Directives 90/385/EEC and 93/42/EEC (OJ L 117, 5.5.2017, p. 1).

<sup>17</sup> Directive 98/79/EC of the European Parliament and of the Council of 27 October 1998 on in vitro diagnostic medical devices (OJ L331, 7.12.1998, p. 1).

<sup>18</sup> Commission Regulation (EU) *[OP please enter the number of the Ecodesign Regulation for electronic displays]* of *[OP please enter the date of adoption]* laying down ecodesign requirements for electronic displays 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 (EC) 642/2009 *([OP please enter the references to the OJ])*.

<sup>19</sup> Commission Regulation (EU) No 617/2013 of 26 June 2013 implementing Directive 2009/125/EC of the European Parliament and of the Council with regard to ecodesign requirements for computers and computer servers (OJ L 175, 27.6.2013, p. 13).

- (d) light sources for spectroscopy and photometric applications, such as for example UV-VIS spectroscopy, molecular spectroscopy, atomic absorption spectroscopy, nondispersive infrared (NDIR), fourier-transform infrared (FTIR), medical analysis, ellipsometry, layer thickness measurement, process monitoring or environmental monitoring;
  - (e) light sources and separate control gears on bicycles and other non-motorised vehicles.
3. Any light source or separate control gear within the scope of this Regulation shall be exempt from the requirements of this Regulation, with the exception of the information requirements set out in point 3(e) of Annex II, if they are specifically designed and marketed for their intended use in at least one of the following applications:
- (a) signalling (including, but not limited to, road-, railway-, marine- or air traffic-signalling, traffic control or airfield lamps);
  - (b) image capture and image projection (including, but not limited to, photocopying, printing (directly or in pre-processing), lithography, film and video projection, holography);
  - (c) light sources with specific effective ultraviolet power  $>2$  mW/klm and intended for use in applications requiring high UV-content;
  - (d) light sources with a peak radiation around 253,7 nm and intended for germicidal use (destruction of DNA);
  - (e) light sources emitting 5 % or more of total radiation power of the range 250-800 nm in the range of 250-315 nm and/or 20 % or more of total radiation power of the range 250-800 nm in the range of 315-400 nm, and intended for disinfection or fly trapping;
  - (f) light sources with the primary purpose of emitting radiation around 185,1 nm and intended to be used for the generation of ozone;
  - (g) light sources emitting 40 % or more of total radiation power of the range 250-800 nm in the range of 400-480 nm, and intended for coral zooxanthellae symbioses;
  - (h) FL light sources emitting 80 % or more of total radiation power of the range 250-800 nm in the range of 250-400 nm, and intended for sun-tanning;
  - (i) HID light sources emitting 40 % or more of total radiation power of the range 250-800 nm in the range of 250-400 nm, and intended for sun-tanning;
  - (j) light sources with a photosynthetic efficacy  $>1.2$   $\mu\text{mol/J}$ , and/or emitting 25 % or more of total radiation power of the range 250-800 nm in the range of 700-800 nm, and intended for use in horticulture;
  - (k) HID light sources with correlated colour temperature CCT  $> 7\ 000$  K and intended for use in applications requiring such a high CCT;
  - (l) light sources with a beam angle of less than  $10^\circ$  and intended for spot-lighting applications requiring a very narrow light beam;
  - (m) halogen light sources with cap-type G9.5, GX9.5, GY9.5, GZ9.5, GZX9.5, GZY9.5, GZZ9.5, K39d, G9.5HPL, G16d, GES/E40 (low voltage (24V) silver crown only), GX16, GX16d, GY16, G22, G38, GX38, GX38Q, P28s, P40s,

PGJX28, PGJX 36, PGJX50, R7s with a luminous flux > 12 000 lm, QXL, designed and marketed specifically for scene-lighting use in film studios, TV studios, and photographic studios, or for stage-lighting use in theatres, discos and during concerts or other entertainment events;

- (n) colour-tuneable light sources that can be set to at least the colours listed in this point and which have for each of these colours, measured at the dominant wavelength, a minimum excitation purity of:

Blue 440nm — 490nm 90 %

Green 520nm — 570nm 65 %

Red 610nm — 670nm 95 %

and are intended for use in applications requiring high-quality coloured light;

- (o) light sources accompanied by an individual calibration certificate detailing the exact radiometric flux and/or spectrum under specified conditions, and intended for use in photometric calibration (of e.g. wavelength, flux, colour temperature, colour rendering index), or for laboratory use or quality control applications for the evaluation of coloured surfaces and materials under standard viewing conditions (e.g. standard illuminants);
- (p) light sources provided specifically for use by photosensitive patients, to be sold in pharmacies and other authorised selling points (e.g. suppliers of disability products), upon presentation of a medical prescription;
- (q) incandescent light sources (not including halogen light sources) fulfilling all of the following conditions: power  $\leq 40$  W, length  $\leq 60$  mm, diameter  $\leq 30$  mm, declared suitable for operation at ambient temperature  $\geq 300$  °C, and intended for use in high temperature applications such as ovens;
- (r) halogen light sources fulfilling all of the following conditions: cap-type G4, GY6.35 or G9, power  $\leq 60$  W, declared suitable for operation at ambient temperature  $\geq 300$  °C, and intended for use in high temperature applications such as ovens;
- (s) halogen light sources with blade contact-, metal lug-, cable-, litz wire- or non-standard customised electrical interface, specifically designed and marketed for industrial or professional electro-heating equipment (e.g. stretch blow-moulding process in PET-Industry, 3D-printing, gluing, inks, paint and coating hardening);
- (t) halogen light sources fulfilling all of the following conditions: R7s cap, CCT  $\leq 2\,500$  K, length not in the ranges 75-80 mm and 110-120 mm, specifically designed and marketed for industrial or professional electro-heating equipment (e.g. stretch blow-moulding process in PET-Industry, 3D-printing, gluing, inks, paint and coating hardening);
- (u) single capped fluorescent lamps (CFLni) having a diameter of 16 mm (T5), 2G11 4 pin base, with CCT = 3 200 K and chromaticity coordinates  $x=0,415$   $y=0,377$ , or with CCT=5 500 K and chromaticity coordinates  $x=0,330$   $y=0,335$ , specifically designed and marketed for studio and video applications for traditional filmmaking;

(v) LED or OLED light sources, complying with the definition of 'original works of art' as defined in Directive 2001/84/EC<sup>20</sup>, made by the artist him/herself in a limited number below 10 pieces;

(w) white light sources which

(1) are designed and marketed specifically for scene-lighting use in film-studios, TV-studios and locations, and photographic-studios and locations, or for stage-lighting use in theatres, during concerts or other entertainment events;

and which:

(2) provide two or more of the following specifications:

(a) LED with high CRI > 90;

(b) GES/E40, K39d socket with changeable Colour Temperature down to 1800 K (undimmed), used with low voltage power supply;

(c) LED rated at 180W and greater and arranged to direct output to an area smaller than the light emitting surface;

(d) DWE lamp type which is a tungsten lamp defined by its wattage (650 W) voltage (120 V) and terminal type (pressure screw terminal);

(e) white bi-colour LED sources;

(f) fluorescent tubes: Min BI Pin T5 and Bi Pin T12 with CRI  $\geq$  85 and CCT 2 900, 3 000, 3 200, 5 600 or 6 500 K.

4. CLS and CSCG designed and marketed specifically for scene-lighting use in film-studios, TV-studios and locations, and photographic studios and locations, or for stage-lighting use in theatres, discos and during concerts or other entertainment events, for connection to high speed control networks (utilising signalling rates of 250,000 bits per second and higher) in always-listening mode, shall be exempt from the requirements on standby ( $P_{sb}$ ) and on networked standby ( $P_{net}$ ) of points 1(a) and 1(b) of Annex II.

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<sup>20</sup> Directive 2001/84/EC of the European Parliament and of the Council of 27 September 2001 on the resale right for the benefit of the author of an original work of art (OJ L 272, 13.10.2001, p. 32).

## *ANNEX IV*

### **Verification procedure for market surveillance purposes**

The verification tolerances defined in this Annex relate only to the verification of the measured parameters by Member State authorities. These tolerances shall not be used by the manufacturer, importer or authorised representative as an allowed tolerance to establish the values in the technical documentation or in interpreting these values with a view to achieving compliance or to communicate better performance by any means.

Where a model has been designed to be able to detect it is being tested (e.g. by recognising the test conditions or test cycle), and to react specifically by automatically altering its performance during the test with the objective of reaching a more favourable level for any of the parameters specified in this Regulation or included in the technical documentation or included in any of the documentation provided, the model and all equivalent models shall be considered not compliant.

When verifying the compliance of a product model with the requirements laid down in this Regulation pursuant to Article 3(2) of Directive 2009/125/EC, the authorities of the Member States shall apply the following procedure:

1. The Member State authorities shall verify one single unit of the model for points 2(a) and 2(b) of this Annex.

The Member State authorities shall verify 10 units of the light source model or 3 units of the separate control gear model. The verification tolerances are laid down in Table 6 of this Annex.

2. The model shall be considered to comply with the applicable requirements if:
  - (a) the values given in the technical documentation pursuant to point 2 of Annex IV to Directive 2009/125/EC (declared values), and, where applicable, the values used to calculate these values, are not more favourable for the manufacturer, importer or authorised representative than the results of the corresponding measurements carried out pursuant to paragraph (g) thereof; and
  - (b) the declared values meet any requirements laid down in this Regulation, and any required product information published by the manufacturer, importer or authorised representative does not contain values that are more favourable for the manufacturer, importer or authorised representative than the declared values; and
  - (c) when the authorities of the Member State test the units of the model, the determined values comply with the respective verification tolerances as given in Table 6 of this Annex, where ‘determined value’ means the arithmetic mean over the tested units of the measured values for a given parameter or the arithmetic mean of parameter values calculated from measured values.
3. If the results referred to in point 2(a), (b) or (c) are not achieved, the model and all equivalent models shall be considered not to comply with this Regulation.
4. The authorities of the Member State shall provide all relevant information to the authorities of the other Member States and to the Commission without delay after a decision is taken on the non-compliance of the model in accordance with point 3 of this Annex.

The authorities of the Member State shall only apply the verification tolerances that are set out in Table 6 and shall use only the procedure described in this Annex. For the parameters in Table 6, no other tolerances, such as those set out in harmonised standards or in any other measurement method, shall be applied.

**Table 6 Verification tolerances**

Parameter	Sample size	Verification tolerances
<b>Full-load on-mode power <math>P_{on}</math> [W]:</b>		
$P_{on} \leq 2W$	10	The determined value shall not exceed the declared value by more than 0,20 W.
$2W < P_{on} \leq 5W$	10	The determined value shall not exceed the declared value by more than 10 %.
$5W < P_{on} \leq 25W$	10	The determined value shall not exceed the declared value by more than 5 %.
$25W < P_{on} \leq 100W$	10	The determined value shall not exceed the declared value by more than 5 %.
$100W < P_{on}$	10	The determined value shall not exceed the declared value by more than 2,5 %.
<b>Displacement factor [0-1]</b>	10	The determined value shall not be less than the declared value minus 0,1 units.
<b>Useful luminous flux <math>\Phi_{use}</math> [lm]</b>	10	The determined value shall not be less than the declared value minus 10 %.
<b>No-load power <math>P_{no}</math>, Standby power <math>P_{sb}</math> and Networked standby power <math>P_{net}</math> [W]</b>	10	The determined value shall not exceed the declared value by more than 0,10 W.
<b>CRI [0-100]</b>	10	The determined value shall not be less than the declared value by more than 2,0 units.
<b>Flicker [<math>P_{st}</math> LM] and stroboscopic effect [SVM]</b>	10	The determined value shall not exceed the declared value by more than 10 %.
<b>Colour consistency [MacAdam ellips steps]</b>	10	The determined number of steps shall not exceed the declared number of steps. The centre of the MacAdam ellipse shall be the centre declared by the supplier with a tolerance of 0,005 units.
<b>Beam angle (degrees)</b>	10	The determined value shall not deviate from the declared value by more than 25 %.
<b>Control gear efficiency [0-1]</b>	3	The determined value shall not be less than the declared value minus 0,05 units.
<b>Lumen maintenance factor (for LED and OLED)</b>	10	The determined $X_{LMF}\%$ of the sample following the test in Annex V of this Regulation shall not be less than $X_{LMF, MIN}\%^{21}$ .
<b>Survival factor (for LED and OLED)</b>	10	At least 9 light sources of the test sample must be operational after completing the test in Annex V of this Regulation.
<b>Excitation purity [%]</b>	10	The determined value shall not be less than the declared value minus 5 %.
<b>Correlated colour temperature [K]</b>	10	The determined value shall not deviate from the declared value by more than 10 %.

<sup>21</sup> There is no tolerance associated with this metric, as it is a fixed requirement and it is up to the manufacturer to declare an  $L_{70}B_{50}$  value to meet it.

For light sources with linear geometry which are scalable but of very long length, such as LED strips or strings, verification testing of market surveillance authorities shall consider a length of 50 cm, or, if the light source is not scalable there, the nearest value to 50 cm. The light source manufacturer or importer shall indicate which separate control gear is suitable for this length.

When verifying if a product is a light source, market surveillance authorities shall compare the measured values for chromaticity coordinates (x and y), luminous flux, luminous flux density, and colour rendering index directly with the limit values set out in the definition for light source of Article 2 of this Regulation, without applying any tolerances. If any of the 10 units in the sample satisfies the conditions for being a light source, the product model shall be considered to be a light source.

Light sources that allow the end-user to control, manually or automatically, directly or remotely, the luminous intensity, colour, correlated colour temperature, spectrum, and/or beam angle of the emitted light shall be evaluated using the reference control settings.

**ANNEX V**  
**Functionality after endurance testing**

Models of LED- and OLED- light sources shall undergo endurance testing to verify their lumen maintenance and survival factor. This endurance testing consists of the test method outlined below. The authorities of a Member State shall test 10 units of the model for this test.

The endurance test for LED and OLED light sources shall be conducted as follows:

- (a) Ambient conditions and test setup:
  - (i) The switching cycles are to be conducted in a room with an ambient temperature of  $25 \pm 10$  °C and an average air velocity of less than 0,2 m/s.
  - (ii) The switching cycles on the sample shall be conducted in free air in a vertical base-up position. However, if a manufacturer or importer has declared the light source suitable for use in a specific orientation only, then the sample shall be mounted in that orientation.
  - (iii) The applied voltage during the switching cycles shall have a tolerance within 2 %. The total harmonic content of the supply voltage shall not exceed 3 %. Standards provide guidance on the supply voltage source. Light sources designed to be operated on mains voltage shall be tested at 230 V, 50 Hz supply, even if the products are able to be operated on variable supply conditions.
- (b) Endurance test method:
  - (i) Initial flux measurement: measure the luminous flux of the light source prior to starting the endurance test switching cycle.
  - (ii) Switching cycles: operate the light source for 1 200 cycles of repeated, continuous switching cycles without interruption. One complete switching cycle consists of 150 minutes of the light source switched ON at full power followed by 30 minutes of the light source switched OFF. The hours of operation recorded (i.e. 3 000 hours) include only the periods of the switching cycle when the light source was switched ON, i.e. the total test time is 3 600 hours.
  - (iii) Final flux measurement: at the end of the 1 200 switching cycles, note if any light sources have failed (see ‘Survival factor’ in Annex IV, Table 6 of this Regulation) and measure the luminous flux of the light sources that have not failed.
  - (iv) For each of the units in the sample which have not failed, divide the measured final flux by the measured initial flux. Average the resulting values over all the units that did not fail to compute the determined value for the lumen maintenance factor  $X_{LMF}$  %.

## *ANNEX VI*

### **Benchmarks**

For the environmental aspects that were considered significant and are quantifiable, the best available technology on the market, at the time of entry into force of this Regulation, is indicated below.

The best available technology on the market for light sources in terms of their efficacy based on useful luminous flux was identified as follows:

- Mains voltage non-directional light sources: 120-140 lm/W
- Mains voltage directional light sources: 90-100 lm/W
- Directional light sources not operating on the mains: 85- 95 lm/W
- Linear light sources (tubes): 140-160 lm/W

The best available technology on the market for separate control gears has an energy efficiency of 95 %.

Features required in certain applications, e.g. a high colour rendering, might prevent products offering those features from achieving these benchmarks.

The best available technology on the market for light sources and separate control gears do not have any mercury content.