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COMMISSION IMPLEMENTING REGULATION (EU) 2021/133

of 4 February 2021

implementing Regulation (EU) 2018/858 of the European Parliament and of the Council as regards the basic format, structure and the means of exchange of the data of the certificate of conformity in electronic format

(OJ L 42, 5.2.2021, p. 1)

Amended by:

		Official Journal		
		No	page	date
►**M1**	Commission Implementing Regulation (EU) 2024/1061 of 10 April 2024	L 1061	1	11.4.2024

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COMMISSION IMPLEMENTING REGULATION (EU) 2021/133

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implementing Regulation (EU) 2018/858 of the European Parliament and of the Council as regards the basic format, structure and the means of exchange of the data of the certificate of conformity in electronic format

Article 1

The means of exchange of data

1. The manufacturer shall make available an electronic version of the certificate of conformity in accordance with the format and structure of the data elements and standardised messages set out in Article 2 through any national access point of the European Vehicle and Driving Licence Information System (EUCARIS) in the Union to the type-approval authority that has granted the whole-vehicle type-approval.

2. The approval authority shall use EUCARIS as the means of exchange of data of the certificate of conformity as structured data in electronic format referred to in point (c) of Article 37(8) of Regulation (EU) 2018/858.

Article 2

Basic format and structure of the data elements and standardised messages

1. The format and structure of the data elements of the certificates of conformity in electronic format and the messages used in the exchange, referred to in point (a) of Article 37(8) of Regulation (EU) 2018/858, shall be based on Extensible Markup Language (XML) schema structure and principles.

2. The manufacturer and the approval authority shall use the standardised Initial Vehicle Information (IVI) messages developed by the EUCARIS nominated party for operation, for the exchange of the certificates of conformity as structured data in electronic format.

3. The IVI messages shall include all data elements of the certificate of conformity in paper format referred to in Article 36(1) of Regulation (EU) 2018/858.

Article 3

Procedure for amending the data elements

1. After consulting the Forum for Exchange of Information on Enforcement (‘the Forum’) referred to in Article 11 of Regulation (EU) 2018/858, the Commission shall inform the EUCARIS nominated party for operation of the amendments to the specifications of the data elements for the certificate of conformity in paper format referred to in Article 36(1) of Regulation (EU) 2018/858.

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2. The EUCARIS nominated party for operation shall make the necessary amendments referred to in paragraph 1 in the IVI messages within 3 months of the publication date in the *Official Journal of the European Union* of the amendments to the certificate of conformity in paper format referred to in Article 36(1) of Regulation (EU) 2018/858.

3. The EUCARIS nominated party for operation shall plan the release date or dates of the amended version of the IVI messages established in accordance with paragraph 2 in an annual overview and inform the Forum and the Commission thereof at the beginning of each year. The number of releases of the IVI messages shall be limited to two per year.

4. The Commission shall communicate to the Forum the amended version of the IVI messages and EUCARIS's annual planned release dates.

5. The approval authorities, market surveillance authorities, registration authorities of the Member States and the manufacturers shall implement the amended version of the IVI messages in their respective systems within 12 months of the publication date in the *Official Journal of the European Union* of the amendments to the certificate of conformity in paper format referred to in Article 36(1) of Regulation (EU) 2018/858.

6. The certificate of conformity that the manufacturer makes available in accordance with Article 1(1) shall be based on the most recent IVI messages reflecting the latest amendments to the certificate of conformity in paper format referred to in Article 36(1) of Regulation (EU) 2018/858.

7. The Commission shall determine the dates of application of the amendments to the certificate of conformity in paper format referred to in Article 36(1) of Regulation (EU) 2018/858 by taking into consideration the annual planned release dates of the IVI messages.

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Article 3a

Exemption for manufacturers of particular vehicle categories and types of vehicle that are produced in small series

By way of derogation from Articles 1 and 2, for manufacturers of particular vehicle categories and types of vehicle that are produced in small series, it shall be sufficient to make available the data elements of the electronic version of the certificate of conformity by means of manual input or through the upload of an IVI XML file.

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Article 4

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 January 2023.

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