

II

(Non-legislative acts)

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2021/553

of 29 March 2021

granting derogations to Greece, Spain and Malta as regards the provision of statistics pursuant to Regulation (EC) No 1099/2008 of the European Parliament and of the Council on energy statistics

(notified under document C(2021) 1937)

(Only the English, Greek, Maltese and Spanish texts are authentic)

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EC) No 1099/2008 of the European Parliament and of the Council of 22 October 2008 on energy statistics ⁽¹⁾, and in particular Article 5(4) thereof,

Whereas:

- (1) Commission Regulation (EU) 2019/2146 ⁽²⁾ requires the Member States to transmit more disaggregated annual statistics on final energy consumption in industry.
- (2) Greece, Spain and Malta have requested derogations from that requirement for certain disaggregations and reference years, as they would need to modify their data collection methods, develop new studies and methodologies, or find new administrative sources. On the basis of the information they have provided to the Commission, it appears that the requests are justified, as the collection of such statistics would lead to an excessive burden on respondents in those Member States.
- (3) The requested derogations should be granted to Greece, Spain and Malta.
- (4) The measures provided for in this Decision are in accordance with the opinion of the European Statistical System Committee established by Article 7 of Regulation (EC) No 223/2009 of the European Parliament and of the Council ⁽³⁾,

⁽¹⁾ OJ L 304, 14.11.2008, p. 1.

⁽²⁾ Commission Regulation (EU) 2019/2146 of 26 November 2019 amending Regulation (EC) No 1099/2008 of the European Parliament and of the Council on energy statistics, as regards the implementation of updates for the annual, monthly and short-term monthly energy statistics (OJ L 325, 16.12.2019, p. 43).

⁽³⁾ Regulation (EC) No 223/2009 of the European Parliament and of the Council of 11 March 2009 on European statistics and repealing Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities, Council Regulation (EC) No 322/97 on Community Statistics, and Council Decision 89/382/EEC, Euratom establishing a Committee on the Statistical Programmes of the European Communities (OJ L 87, 31.3.2009, p. 164).

HAS ADOPTED THIS DECISION:

Article 1

The derogations set out in the Annex are granted to the Member States listed therein.

Article 2

This Decision is addressed to the Hellenic Republic, the Kingdom of Spain and the Republic of Malta.

Done at Brussels, 29 March 2021.

For the Commission
Paolo GENTILONI
Member of the Commission

ANNEX

Derogations from Regulation (EC) No 1099/2008Member State: **Greece**

Annex A Paragraph (identifying product concerned)	Annex B Paragraph (identifying industry concerned)	Derogation period	Coverage of derogation
3.2, 3.1.13 3.4	7.1.1.1.1, 7.1.1.1.2, 7.1.1.1.3 7.1.1.2.1, 7.1.1.2.2, 7.1.1.2.3 7.1.1.5.1, 7.1.1.5.1.1, 7.1.1.5.1.2, 7.1.1.5.2 7.1.1.6.1, 7.1.1.6.2 7.1.1.7.1, 7.1.1.7.2, 7.1.1.7.3 7.1.1.9.1, 7.1.1.9.2 7.1.1.10.1, 7.1.1.10.2, 7.1.1.10.3, 7.1.1.10.4 7.1.1.12.1, 7.1.1.12.2, 7.1.1.12.3	1 year	Transmission of all elements of detailed final energy consumption in industry for gas and for oil and petroleum products.
3.5 (except 3.5.8.1 and 3.5.8.2)	7.1.1.1.1, 7.1.1.1.2, 7.1.1.1.3 7.1.1.2.1, 7.1.1.2.2, 7.1.1.2.3 7.1.1.5.1, 7.1.1.5.1.1, 7.1.1.5.1.2, 7.1.1.5.2 7.1.1.6.1, 7.1.1.6.2 7.1.1.7.1, 7.1.1.7.2, 7.1.1.7.3 7.1.1.9.1, 7.1.1.9.2 7.1.1.10.1, 7.1.1.10.2, 7.1.1.10.3, 7.1.1.10.4 7.1.1.12.1, 7.1.1.12.2, 7.1.1.12.3	2 years	Transmission of all elements of detailed final energy consumption in industry for renewable energy and waste, with the exception of solid biofuels and biogases.
3.3.1	7.1.1.5.1.1, 7.1.1.5.1.2	3 years	Transmission of 'Manufacture of pulp' and 'Other paper and paper products' elements for electricity.

Member State: **Spain**

Annex A Paragraph (identifying product concerned)	Annex B Paragraph (identifying industry concerned)	Derogation period	Coverage of derogation
3	7.1.1.1.1, 7.1.1.1.2, 7.1.1.1.3 7.1.1.2.1, 7.1.1.2.2, 7.1.1.2.3 7.1.1.5.1, 7.1.1.5.1.1, 7.1.1.5.1.2, 7.1.1.5.2 7.1.1.6.1, 7.1.1.6.2 7.1.1.7.1, 7.1.1.7.2, 7.1.1.7.3 7.1.1.9.1, 7.1.1.9.2 7.1.1.10.1, 7.1.1.10.2, 7.1.1.10.3, 7.1.1.10.4 7.1.1.12.1, 7.1.1.12.2, 7.1.1.12.3	2 years	Transmission of all elements of detailed final energy consumption in industry for all fuels.

Member State: **Malta**

Annex A Paragraph (identifying product concerned)	Annex B Paragraph (identifying industry concerned)	Derogation period	Coverage of derogation
3.3.1	7.1.1.9.1, 7.1.1.9.2	1 year	Transmission of 'Aluminium production' and 'Other non-ferrous metal industries' elements for electricity.
3.4	7.1.1.12.1, 7.1.1.12.2, 7.1.1.12.3	3 years	Transmission of 'Manufacture of rubber and plastic products', 'Manufacture of furniture' and 'Other manufacturing' elements for oil and petroleum products.