

DECISIONS

COMMISSION IMPLEMENTING DECISION (EU) 2023/1759

of 11 September 2023

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

THE EUROPEAN COMMISSION,

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

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

Whereas:

- (1) In accordance with Article 9(2) of Directive 2009/125/EC of the European Parliament and of the Council ⁽²⁾, Member States are to regard a product for which harmonised standards have been applied, the reference numbers of which have been published in the *Official Journal of the European Union*, as conforming to all the relevant requirements of the applicable implementing measure to which such standards relate. Article 4 of Commission Regulation (EU) 2019/2022 ⁽³⁾ and Annex III thereto lay down the relevant measurement and calculation requirements for household dishwashers. Annex III to Regulation (EU) 2019/2022 was amended by Commission Regulation (EU) 2021/341 ⁽⁴⁾.
- (2) In accordance with Article 13 of Regulation (EU) 2017/1369 of the European Parliament and of the Council ⁽⁵⁾ after the adoption of a delegated act pursuant to Article 16 of that Regulation setting specific labelling requirements the Commission is to publish references to the harmonised standards that satisfy the relevant measurement and calculation requirements of the delegated act in the *Official Journal of the European Union*. Where such harmonised standards are applied during the conformity assessment of a product, the model is to be presumed to be in conformity with the relevant measurement and calculation requirements of the delegated act. Article 3 of Commission Delegated Regulation (EU) 2019/2017 ⁽⁶⁾ and Annex IV thereto lay down measurement and calculation requirements for household dishwashers. Annex IV to Delegated Regulation (EU) 2019/2017 was amended by Commission Delegated Regulation (EU) 2021/340 ⁽⁷⁾.

⁽¹⁾ OJ L 316, 14.11.2012, p. 12.

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

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

⁽⁴⁾ Commission Regulation (EU) 2021/341 of 23 February 2021 amending Regulations (EU) 2019/424, (EU) 2019/1781, (EU) 2019/2019, (EU) 2019/2020, (EU) 2019/2021, (EU) 2019/2022, (EU) 2019/2023 and (EU) 2019/2024 with regard to ecodesign requirements for servers and data storage products, electric motors and variable speed drives, refrigerating appliances, light sources and separate control gears, electronic displays, household dishwashers, household washing machines and household washer-dryers and refrigerating appliances with a direct sales function (OJ L 68, 26.2.2021, p. 108).

⁽⁵⁾ 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).

⁽⁶⁾ Commission Delegated Regulation (EU) 2019/2017 of 11 March 2019 supplementing Regulation (EU) 2017/1369 of the European Parliament and of the Council with regard to energy labelling of household dishwashers and repealing Commission Delegated Regulation (EU) No 1059/2010 (OJ L 315, 5.12.2019, p. 134).

⁽⁷⁾ Commission Delegated Regulation (EU) 2021/340 of 17 December 2020 amending Delegated Regulations (EU) 2019/2013, (EU) 2019/2014, (EU) 2019/2015, (EU) 2019/2016, (EU) 2019/2017 and (EU) 2019/2018 with regard to energy labelling requirements for electronic displays, household washing machines and household washer-dryers, light sources, refrigerating appliances, household dishwashers, and refrigerating appliances with a direct sales function (OJ L 68, 26.2.2021, p. 62).

- (3) By Implementing Decision C(2020) 4329 ⁽⁸⁾, the Commission made a request to the European Committee for Standardization (CEN), the European Committee for Electrotechnical Standardization (Cenelec) and the European Telecommunications Standards Institute (ETSI) to revise existing harmonised standards on household dishwashers, household washing machines and household washer-dryers in support of Regulation (EU) 2019/2022 and Commission Regulation (EU) 2019/2023 ⁽⁹⁾, Delegated Regulation (EU) 2019/2017 and Commission Delegated Regulation (EU) 2019/2014 ⁽¹⁰⁾.
- (4) On the basis of the request set out in Implementing Decision C(2020) 4329, Cenelec revised the harmonised standard EN 60436:2020 as amended by EN 60436:2020/A11:2020 and corrected by EN 60436:2020/AC:2020-06 in order to take account of the technical and scientific progress, bring editorial changes, and align rounding of reported numbers in alignment with amendments made by Regulation (EU) 2021/341 and Delegated Regulation (EU) 2021/340. This resulted in the adoption of amendment EN 60436:2020/A12:2022 to that harmonised standard.
- (5) The Commission, together with Cenelec, has assessed whether amendment EN 60436:2020/A12:2022 to the harmonised standard EN 60436:2020 as amended by EN 60436:2020/A11:2020 and corrected by EN 60436:2020/AC:2020-06 complies with the request set out in Implementing Decision C(2020) 4329.
- (6) The harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and EN 60436:2020/A12:2022 and corrected by EN 60436:2020/AC:2020-06, satisfies the requirements which it aims to cover and which are set out in Regulation (EU) 2019/2022 and Delegated Regulation (EU) 2019/2017.
- (7) It is therefore appropriate to publish the reference of harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and EN 60436:2020/A12:2022 and corrected by EN 60436:2020/AC:2020-06 in the *Official Journal of the European Union*.
- (8) Harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and EN 60436:2020/A12:2022 and corrected by EN 60436:2020/AC:2020-06 replaces harmonised standard EN 60436:2020, as amended by EN 60436:2020/A11:2020 and corrected by EN 60436:2020/AC:2020-06. It is therefore necessary to withdraw the reference of that standard from the *Official Journal of the European Union*.
- (9) The references of harmonised standards drafted in support of Delegated Regulation (EU) 2019/2017 and Regulation (EU) 2019/2022 are currently published by Commission Implementing Decision (EU) 2021/913 ⁽¹¹⁾ with restrictions. In view of the amendment EN 60436:2020/A12:2022 those restrictions are no longer necessary.
- (10) Since a number of substantial amendments are to be made to Implementing Decision (EU) 2021/913, it should be replaced in the interest of clarity.

⁽⁸⁾ Commission Implementing Decision C(2020)4329 of 1 July 2020 on a standardisation request to the European Committee for Standardisation, the European Committee for Electrotechnical Standardisation and the European Telecommunications Standards Institute as regards ecodesign and energy labelling requirements for household dishwashers, household washing machines and household washer-dryers in support of Commission Regulations (EU) 2019/2022 and (EU) 2019/2023 and Commission Delegated Regulations (EU) 2019/2017 and (EU) 2019/2014.

⁽⁹⁾ Commission Regulation (EU) 2019/2023 of 1 October 2019 laying down ecodesign requirements for household washing machines and household washer-dryers pursuant to Directive 2009/125/EC of the European Parliament and of the Council, amending Commission Regulation (EC) No 1275/2008 and repealing Commission Regulation (EU) No 1015/2010 (OJ L 315, 5.12.2019, p. 285).

⁽¹⁰⁾ Commission Delegated Regulation (EU) 2019/2014 of 11 March 2019 supplementing Regulation (EU) 2017/1369 of the European Parliament and of the Council with regard to energy labelling of household washing machines and household washer-dryers and repealing Commission Delegated Regulation (EU) No 1061/2010 and Commission Directive 96/60/EC (OJ L 315, 5.12.2019, p. 29).

⁽¹¹⁾ Commission Implementing Decision (EU) 2021/913 of 3 June 2021 on the harmonised standards for household dishwashers drafted in support of Regulation (EU) 2019/2022 and Delegated Regulation (EU) 2019/2017 (OJ L 199, 7.6.2021, p. 13).

- (11) Compliance with a harmonised standard confers a presumption of conformity with the corresponding requirements set out in Union harmonisation legislation from the date of publication of the reference of such standard in the *Official Journal of the European Union*. This Decision should therefore enter into force on the date of its publication,

HAS ADOPTED THIS DECISION:

Article 1

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

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

Article 2

Implementing Decision (EU) 2021/913 is repealed.

Article 3

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

Done at Brussels, 11 September 2023.

For the Commission
The President
Ursula VON DER LEYEN

ANNEX I

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

EN 60436:2020

Electric dishwashers for household use – Methods for measuring the performance

EN 60436:2020/A11:2020

EN 60436:2020/AC:2020-06

EN 60436:2020/A12:2022

ANNEX II

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

EN 60436:2020

Electric dishwashers for household use – Methods for measuring the performance

EN 60436:2020/A11:2020

EN 60436:2020/AC:2020-06

EN 60436:2020/A12:2022