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## Legislation

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<sup>(1)</sup> Text with EEA relevance.

# EN

Acts whose titles are printed in light type are those relating to day-to-day management of agricultural matters, and are generally valid for a limited period.

The titles of all other acts are printed in bold type and preceded by an asterisk.



## II

(Non-legislative acts)

## REGULATIONS

## COMMISSION REGULATION (EU) 2021/452

of 15 March 2021

**correcting the Romanian language version of Regulation (EU) No 651/2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty**

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 108(4) thereof,

Having regard to Council Regulation (EU) 2015/1588 of 13 July 2015 on the application of Articles 107 and 108 of the Treaty on the Functioning of the European Union to certain categories of horizontal State aid <sup>(1)</sup>, and in particular Article 1(1) thereof,

After consulting the Advisory Committee on State aid,

Whereas:

- (1) The Romanian language version of Commission Regulation (EU) No 651/2014 <sup>(2)</sup> contains errors in the first sentence of Article 2(18)(a) and in the first sentence of Article 2(18)(b) that alter the meaning of the provisions.
- (2) The Romanian language version of Regulation (EU) No 651/2014 should therefore be corrected accordingly. The other language versions are not affected,

HAS ADOPTED THIS REGULATION:

*Article 1*

*(does not concern the English language)*

<sup>(1)</sup> OJ L 248, 24.9.2015, p. 1.

<sup>(2)</sup> Commission Regulation (EU) No 651/2014 of 17 June 2014 declaring certain categories of aid compatible with the internal market in application of Articles 107 and 108 of the Treaty (OJ L 187, 26.6.2014, p. 1).

*Article 2*

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

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

Done at Brussels, 15 March 2021.

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

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**COMMISSION IMPLEMENTING REGULATION (EU) 2021/453****of 15 March 2021****laying down implementing technical standards for the application of Regulation (EU) No 575/2013 of the European Parliament and of the Council with regard to the specific reporting requirements for market risk****(Text with EEA relevance)**

THE EUROPEAN COMMISSION,

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

Having regard to Regulation (EU) No 575/2013 of 26 June 2013 of the European Parliament and of the Council on prudential requirements for credit institutions and investment firms and amending Regulation (EU) No 648/2012 <sup>(1)</sup>, and in particular Article 430b(6) thereof,

Whereas:

- (1) In 2019, the Basel Committee on Banking Supervision (BCBS) published the revised 'Minimum capital requirements for market risk', which addressed the weaknesses in the prudential treatment of banks' trading book activities and introduced, amongst others, the requirement for a risk-sensitive standardised approach for market risk, which is designed and calibrated to serve as a credible fall-back to the internal models approach.
- (2) Regulation (EU) 2019/876 of the European Parliament and of the Council <sup>(2)</sup> amended Regulation (EU) No 575/2013 to introduce into the prudential framework of the Union the requirement for institutions to report information on the own funds requirements under that alternative, risk-sensitive standardised approach.
- (3) Uniform reporting requirements regarding the own funds under that alternative standardised approach in relation to the reporting to competent authorities in accordance with Article 430b of Regulation (EU) No 575/2013 and in accordance with the delegated act referred to in Article 461a of that Regulation should be laid down.
- (4) According to Article 430b(1) of Regulation (EU) No 575/2013, the specific reporting requirements for market risk set out in that Article should apply as of the date of application of the delegated act referred to in Article 461a of that Regulation. It is therefore appropriate that the date of application of this Regulation is streamlined with the date of application of that delegated act.
- (5) This Regulation is based on the draft implementing technical standards submitted to the Commission by the European Banking Authority (EBA).
- (6) The EBA has conducted open public consultations on the draft implementing technical standards on which this Regulation is based, analysed the potential related costs and benefits and requested the advice of the Banking Stakeholder Group established in accordance with Article 37 of Regulation (EU) No 1093/2010 of the European Parliament and of the Council <sup>(3)</sup>,

<sup>(1)</sup> OJ L 176, 27.6.2013, p. 1.

<sup>(2)</sup> Regulation (EU) 2019/876 of the European Parliament and of the Council of 20 May 2019 amending Regulation (EU) No 575/2013 as regards the leverage ratio, the net stable funding ratio, requirements for own funds and eligible liabilities, counterparty credit risk, market risk, exposures to central counterparties, exposures to collective investment undertakings, large exposures, reporting and disclosure requirements, and Regulation (EU) No 648/2012 (OJ L 150, 7.6.2019, p. 1).

<sup>(3)</sup> Regulation (EU) No 1093/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Banking Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/78/EC (OJ L 331, 15.12.2010, p. 12).

HAS ADOPTED THIS REGULATION:

*Article 1*

**Reference dates and reporting dates**

1. Institutions shall report the information referred to in Articles 430b, 94(1) and 325a(1) of Regulation (EU) No 575/2013 to competent authorities on a quarterly basis as this information stands on 31 March, 30 June, 30 September and 31 December.
2. Institutions shall report the information referred to in paragraph 1 by close of business of the following days: 12 May, 11 August, 11 November and 11 February.
3. Where the day referred to in paragraph 2 is not a working day in the Member State of the competent authority to which the information is to be reported, or is a Saturday or a Sunday, the information shall be submitted by close of business of the following working day.
4. Institutions shall provide the competent authorities with any corrections to the reported information without undue delay.

*Article 2*

**Reporting on thresholds set out in Articles 94(1) and 325a(1) of Regulation (EU) No 575/2013**

Institutions shall report information on the size of their on- and off-balance-sheet business that is subject to market risk, and on the size of their trading book, on an individual basis or on a consolidated basis, as applicable, by using template 90 of Annex I and in accordance with the instructions of Section 1 of Part II of Annex II to this Regulation.

*Article 3*

**Reporting on the alternative standardised approach**

Institutions shall report the results of the calculations based on the alternative standardised approach as referred to in Article 430b(1) of Regulation (EU) No 575/2013 on an individual basis or on a consolidated basis, as applicable, by using template 91 of Annex I to this Regulation and in accordance with the instructions of Section 2 of Part II of Annex II to this Regulation.

*Article 4*

**Data exchange formats and information associated with submissions**

1. Institutions shall report the information referred to in Articles 2 and 3 of this Regulation in the data exchange formats and representations specified by their competent authority and shall respect the data point definition of the data point model and the validation formulae laid down in Annex III.
2. Information that is not required or not applicable shall not be included in the data submission.
3. Numeric values shall be submitted as follows:
  - (a) data points with the data type 'Monetary' shall be reported using a minimum precision equivalent to thousands of units;
  - (b) data points with the data type 'Percentage' shall be expressed per unit with a minimum precision equivalent to four decimals;
  - (c) data points with the data type 'Integer' shall be reported using no decimals and a precision equivalent to units.

4. Institutions shall be identified solely by their Legal Entity Identifier (LEI). Legal entities and counterparties other than institutions shall be identified by their LEI where available.
5. The information reported by institutions shall be associated with the following:
  - (a) reporting reference date and reference period;
  - (b) reporting currency;
  - (c) accounting standard;
  - (d) Legal Entity Identifier (LEI) of the reporting institution;
  - (e) scope of consolidation.

*Article 5*

**Entry into force and date of 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 5 October 2021.

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

Done at Brussels, 15 March 2021

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

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## SPECIFIC REPORTING REQUIREMENTS FOR MARKET RISK

COREP TEMPLATES			
Template number	Template code	Name of the template /group of templates	Short name
		<b>Thresholds</b>	
90	C 90.00	TRADING BOOK AND MARKET RISK THRESHOLDS	TBT
		<b>Alternative Standardised Approach for market risk</b>	
91	C 91.00	OWN FUNDS REQUIREMENTS	MKR ASA SUM

**C 90.00 Trading book and market risk thresholds (TBT)**

		On- and off-balance sheet business subject to market risk						in % of total assets	Total assets
		Breakdown by regulatory book				Positions subject to foreign exchange risk	Positions subject to Commodities risk		
		Trading book		Non-trading book					
		of which: Trading book business for the purposes of Article 94 CRR		Total	in % of total assets				
		0010	0020			0030	0040		
0050	0060	0070	0080						
0010	Month 3								
0020	Month 2								
0030	Month 1								

C 91.00 Alternative Standardised Approach: Summary (MKR ASA SUM)

		Positions subject to sensitivities-based method													
		Unweighted delta sensitivities			Own funds requirements under the different scenarios										
					Low correlation scenario				Medium correlation scenario				High correlation scenario		
		Positive	Negative	Net sensitivities per risk class	Delta Risk	Vega Risk	Curvature Risk	Total	Delta Risk	Vega Risk	Curvature Risk	Total	Delta Risk	Vega Risk	Curvature Risk
0010	0020	0030	0040	0050	0060	0070	0080	0090	0100	0110	0120	0130	0140	0150	
0010	Total (Alternative standardised approach)														
0020	Sensitivity-based method	General interest rate risk (GIRR)													
0030		Credit spread risk for non-securitisations (CSR)													
0040		Credit spread risk for securitisation not included in the alternative correlation trading portfolio (non-ACTP CSR)													
0050		Credit spread risk for securitisation included in the alternative correlation trading portfolio (ACTP CSR)													
0060		Equity risk (EQU)													
0070		Commodity risk (COM)													
0080		Foreign exchange risk (FX)													
0090		Default risk	Non-securitisations												
0100	Securitisation not included in the alternative correlation trading portfolio (non-ACTP)														
0110	Securitisation included in the alternative correlation trading portfolio (ACTP)														
0120	Residual risk	Exotic underlyings													
0130		Other residual risks													

		Positions subject to default risk		Positions subject to residual risk	Own funds requirements	Total risk exposure amount
		Gross jump-to-default (JTD) amounts		Gross notional value		
		Long	Short			
		0160	0170	0180		
0010	<b>Total (Alternative standardised approach)</b>					
0020	<b>Sensitivity-based method</b>	<b>General interest rate risk (GIRR)</b>				
0030		<b>Credit spread risk for non-securitisations (CSR)</b>				
0040		<b>Credit spread risk for securitisation not included in the alternative correlation trading portfolio (non-ACTP CSR)</b>				
0050		<b>Credit spread risk for securitisation included in the alternative correlation trading portfolio (ACTP CSR)</b>				
0060		<b>Equity risk (EQU)</b>				
0070		<b>Commodity risk (COM)</b>				
0080		<b>Foreign exchange risk (FX)</b>				
0090	<b>Default risk</b>	<b>Non-securitisations</b>				
0100		<b>Securitisation not included in the alternative correlation trading portfolio (non-ACTP)</b>				
0110		<b>Securitisation included in the alternative correlation trading portfolio (ACTP)</b>				
0120	<b>Residual risk</b>	<b>Exotic underlyings</b>				
0130		<b>Other residual risks</b>				

## ANNEX II

**INSTRUCTIONS FOR FILLING IN THE TEMPLATES IN ANNEX I ON SPECIFIC REPORTING REQUIREMENTS  
FOR MARKET RISK****PART I: GENERAL INSTRUCTIONS**

## 1. Structure and conventions

## 1.1. Structure

1. For the purposes of reporting information in accordance with this Implementing Regulation, institutions are required to fill in two separate templates:
  - (a) a template for reporting the information on the thresholds set out in Articles 94 and 325a of Regulation (EU) No 575/2013, and
  - (b) a template for reporting the summary of the positions and theoretical own funds requirements based on the alternative standardised approach.

## 1.2. Numbering convention

2. The following conventions are used to refer to the columns, rows and cells of the templates in these instructions and the validation rules used to validate the reported information:
  - (a) the following general notation is followed in the instructions: {Template;Row;Column};
  - (b) in the case of references or validation rules inside a template, which refer to or use only data points of that template, the template is not specified: {Row;Column};
  - (c) in the case of templates with only one column, only rows are referred to: {Template;Row};
  - (d) an asterisk sign is used to express that the reference or validation rule applies for the rows or columns specified before.

## 1.3. Sign convention

3. Any amount that increases the own funds or the own funds requirements shall be reported as a positive figure. Any amount that reduces the total own funds or the own funds requirements shall be reported as a negative figure. Where there is a negative sign (-) preceding the label of an item, no positive figure is expected to be reported for that item.

## 1.4. Abbreviations

For the purposes of this Annex, Regulation (EU) No 575/2013 is referred to as 'CRR'.

**PART II: TEMPLATE RELATED INSTRUCTIONS**

## 1. C 90.00 – Trading book and market risk thresholds

## 1.1. General remarks

4. The information provided in this template shall reflect the result of the calculation referred to in Article 94 CRR (derogation for small trading book business), and the size of an institutions' on- and off-balance sheet business subject to market risk calculated in accordance with Article 325a CRR. That information determines whether the obligation to report information on the 'alternative standardised approach' or the 'alternative internal models approach' referred to in Article 430 CRR applies.

## 1.2. Instructions concerning specific positions

5. The result of the calculation referred to in Article 94 CRR and the information on the size of an institutions' on- and off-balance sheet business subject to market risk calculated in accordance with Article 325a CRR shall be reported separately for each month-end in the quarter the report refers to in rows 0010 to 0030.

Row	Legal references and instructions
0010	<b>Month 3</b> Data as of the end of the third month of the quarter the report refers to
0020	<b>Month 2</b> Data as of the end of the second month of the quarter the report refers to
0030	<b>Month 1</b> Data as of the end of the first month of the quarter the report refers to

Column	Legal references and instructions
0010	<b>On- and off-balance sheet business subject to market risk</b> Article 325a(2) CRR Institutions shall report the absolute amount reflecting the institution's on- and off-balance sheet business subject to market risk calculated in accordance with Article 325a(2) CRR.
0020 – 0060	<b>Breakdown by regulatory book</b> On- and off-balance sheet business subject to market risk shall be broken down by trading book and non-trading book.
0020	<b>Trading book</b> Points (a), (c) and (f) of Article 325a(2) CRR
0030 – 0040	<b>of which: Trading book business for the purposes of Article 94 CRR</b> Article 94(3) CRR As required by point (b) of Article 94(3) CRR, institutions shall report market values as of the last day of the month; where market values are not available, fair values at the same date, or, where market values and fair values are not available at that given date, the most recent market value or fair value.
0030	<b>Total</b> Article 94(3) CRR The absolute amount of long and short positions shall be summed up as required by point (c) of Article 94(3) CRR.
0040	<b>in % of total assets</b> Point (a) of Article 94(1) CRR The size of the trading book business for the purposes of Article 94 CRR shall be expressed as a percentage of the total assets.
0050 – 0060	<b>Non-trading book</b> Points (d), (e) and (f) of Article 325a(2) CRR Non-trading book positions subject to market risk shall be reported broken down into positions subject to foreign exchange risk and positions subject to commodity risk. The relevant amounts shall be determined in accordance with points (d) and (e) of Article 325a(2) CRR.

0070	<p><b>in % of total assets</b></p> <p>Point (a) of Article 325a(1) CRR</p> <p>The on- and off-balance sheet business subject to market risk shall be expressed as a percentage of the total assets.</p>
0080	<p><b>Total assets</b></p> <p>Point (a) of Article 94(1) CRR</p> <p>Point (a) of Article 325a(1) CRR</p>

## 2. C 91.00 – Market Risk: Alternative Standardised Approach Summary (MKR ASA SUM)

### 2.1. General Remarks

6. This template provides summary information on the calculation of own funds requirements for Market Risk under the Alternative Standardised Approach (ASA), set out in Chapter 1a of Title IV of Part Three CRR.
7. Under the Alternative Standardised Approach (ASA), institutions shall calculate the own funds requirements for market risk for a portfolio of trading book positions or non-trading book positions that are subject to foreign exchange or commodity risk as the sum of the following three components:
  - a) The own funds requirement under the sensitivities-based method as set out in Section 2 of Chapter 1a of Title IV of Part Three CRR;
  - b) The own funds requirement for the default risk as set out in Section 5 of Chapter 1a of Title IV of Part Three CRR for positions in the trading book;
  - c) The own funds requirements for residual risks as set out in Section 4 of Chapter 1a of Title IV of Part Three CRR for positions in the trading book.

### 2.2. Instructions concerning specific positions

Column	Legal references and instructions
0010 – 0150	<p><b>Positions subject to the sensitivities-based method</b></p> <p>The own funds requirements calculated under the sensitivities-based method for delta, vega and curvature risks for instruments with and without optionality, as applicable, shall be reported separately and as a sum in the template.</p> <p>The process to calculate the risk-class specific own funds requirements shall be performed for three different scenarios per risk class, which shall be reflected in separate section of the template:</p> <ul style="list-style-type: none"> <li>— the low correlation scenario in columns 0040 to 0070;</li> <li>— the medium correlation scenario in columns 0080 to 0110;</li> <li>— the high correlation scenario in columns 0120 to 0150.</li> </ul>
0010 – 0030	<p><b>Unweighted delta sensitivities</b></p>
0010	<p><b>Unweighted delta sensitivities – Positive</b></p> <p>Article 325f(3) and Article 325r CRR.</p> <p>Institutions shall calculate the sensitivity of their portfolio for each risk factor within the risk class in accordance with Article 325f(3) CRR. They shall report the sum of all positive sensitivities to delta risk factors within the risk class.</p>

0020	<p><b>Unweighted delta sensitivities – Negative</b></p> <p>Article 325f(3) and Article 325r CRR.</p> <p>Institutions shall calculate the sensitivity of their portfolio for each risk factor within the risk class in accordance with Article 325f(3) CRR. They shall report the sum of all negative sensitivities to delta risk factors within the risk class.</p>
0030	<p><b>Unweighted delta sensitivities – Net sensitivities per risk class</b></p> <p>Institutions shall report the net sum of all positive and all negative sensitivities to the different delta risk factors within a risk class.</p>
0040, 0080, 0120	<p><b>Delta Risk</b></p> <p>Point (a) of Article 325e(1) and Article 325f CRR.</p> <p>Institutions shall report the risk-class specific own funds requirement for delta risk referred to in Article 325f(8) CRR under the applicable scenario.</p>
0050, 0090, 0130	<p><b>Vega Risk</b></p> <p>Point (b) of Article 325e(1) and Article 325f CRR</p> <p>Institutions shall report the risk-class specific own funds requirement for vega risk referred to in Article 325f(8) CRR under the applicable scenarios.</p>
0060, 0100, 0140	<p><b>Curvature Risk</b></p> <p>Point (c) of Article 325e(1) and Article 325g CRR</p>
0070, 0110, 0150	<p><b>Total</b></p> <p>Article 325h(3) CRR.</p> <p>Institutions shall report the sum of the delta, vega and curvature risk class specific own funds requirements for each scenario.</p>
0160 – 0170	<p><b>Positions subject to default risk – Gross jump-to-default (JTD) amounts</b></p> <p>Institutions shall report the gross jump-to-default amounts for their exposures to non-securitisation instruments calculated in accordance with Article 325w CRR, for securitisations not included in the ACTP determined in accordance with Article 325z of that CRR, and for securitisation exposures and non-securitisation exposures included in the ACTP determined in accordance with Article 325ac of CRR with a breakdown between long and short exposures.</p>
0160	<b>Long</b>
0170	<b>Short</b>
0180	<p><b>Positions subject to residual risk – Gross notional value</b></p> <p>Article 325u CRR.</p> <p>Institutions shall report the gross notional amounts, as referred to in Article 325u(3) CRR, of instruments referred to in Article 325u(2) CRR that are subject to the own funds requirement for residual risks as referred to in paragraphs (1) and (4) of Article 325u CRR.</p>
0190	<p><b>Own Funds Requirements</b></p> <p>Article 325h(4), Articles 325w to 325ad and Article 325u CRR</p> <p>The capital charge determined pursuant to Chapter 1a of Title IV of Part Three CRR for positions within the scope of application of the alternative standardised approach.</p>
0200	<p><b>Total risk exposure amount</b></p> <p>Point (b) of Article 92(3) CRR and Article 92(4) CRR</p>

Row	Legal references and instructions
0010	<b>Total (alternative standardised approach)</b>
0020 – 0080	<b>Sensitivities-based method</b> Section 2 of Chapter 1a of Title IV of Part Three CRR
0020	<b>General interest rate risk (GIRR)</b> Point (i) of Article 325d(1) CRR
0030	<b>Credit spread risk for non-securitisations (CSR)</b> Point (ii) of Article 325d(1) CRR
0040	<b>Credit spread risk for securitisation not included in the alternative correlation trading portfolio (non-ACTP CSR)</b> Point (iii) of Article 325d(1) CRR
0050	<b>ACTP CSR – Credit spread risk for securitisation included in the alternative correlation trading portfolio (ACTP CSR)</b> Point (iv) of Article 325d(1) CRR
0060	<b>Equity risk (EQU)</b> Point (v) of Article 325d(1) CRR
0070	<b>Commodity risk (COM)</b> Point (vi) of Article 325d(1) CRR
0080	<b>Foreign exchange risk (FX)</b> Point (vii) of Article 325d(1) CRR
0090 – 0110	<b>Default risk</b> Section 5 of Chapter 1a of Title IV of Part Three CRR
0090	<b>Non-securitisations</b> Subsection 1 of Section 5 of Chapter 1a of Title IV of Part Three CRR
0100	<b>Securitisation not included in the alternative correlation trading portfolio (non-ACTP)</b> Subsection 2 of Section 5 of Chapter 1a of Title IV of Part Three CRR
0110	<b>Securitisation included in the alternative correlation trading portfolio (ACTP)</b> Subsection 3 of Section 5 of Chapter 1a of Title IV of Part Three CRR
0120 – 0130	<b>Residual risk</b> Section 4 of Chapter 1a of Title IV of Part Three CRR
0120	<b>Exotic underlyings</b> Point (a) of Article 325u(2) CRR.
0130	<b>Other residual risks</b> Point (b) of Article 325u(2) CRR

# DECISIONS

## COUNCIL DECISION (EU) 2021/454

of 12 March 2021

### **further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430, in view of the travel difficulties caused by the COVID-19 pandemic in the Union**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 240(3) thereof,

Whereas:

- (1) Council Decision (EU) 2020/430 <sup>(1)</sup> introduced a one-month derogation from the first subparagraph of Article 12(1) of the Council's Rules of Procedure <sup>(2)</sup> as regards decisions to use the ordinary written procedure, where those decisions are taken by the Committee of the Permanent Representatives of the Governments of the Member States (Coreper). That derogation was foreseen to last until 23 April 2020.
- (2) Decision (EU) 2020/430 provides that, if justified by continued exceptional circumstances, the Council may renew that Decision. On 21 April 2020, the Council, by Decision (EU) 2020/556 <sup>(3)</sup>, extended the derogation provided for in Article 1 of Decision (EU) 2020/430 for a further period of one month from 23 April 2020. That extension of the derogation was foreseen to last until 23 May 2020. On 20 May 2020, the Council, by Decision (EU) 2020/702 <sup>(4)</sup>, extended the derogation provided for in Article 1 of Decision (EU) 2020/430 until 10 July 2020. On 3 July 2020, the Council, by Decision (EU) 2020/970 <sup>(5)</sup>, extended that derogation until 10 September 2020. On 4 September 2020, the Council, by Decision (EU) 2020/1253 <sup>(6)</sup>, extended that derogation until 10 November 2020.

On 6 November 2020, the Council, by Decision (EU) 2020/1659 <sup>(7)</sup>, extended that derogation until 15 January 2021. On 12 January 2021, the Council, by Decision (EU) 2021/26 <sup>(8)</sup>, extended that derogation until 19 March 2021.

<sup>(1)</sup> Council Decision (EU) 2020/430 of 23 March 2020 on a temporary derogation from the Council's Rules of Procedure in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 88 I, 24.3.2020, p. 1).

<sup>(2)</sup> Council Decision 2009/937/EU of 1 December 2009 adopting the Council's Rules of Procedure (OJ L 325, 11.12.2009, p. 35).

<sup>(3)</sup> Council Decision (EU) 2020/556 of 21 April 2020 extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430 in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 128 I, 23.4.2020, p. 1).

<sup>(4)</sup> Council Decision (EU) 2020/702 of 20 May 2020 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430 and extended by Decision (EU) 2020/556 in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 165, 27.5.2020, p. 38).

<sup>(5)</sup> Council Decision (EU) 2020/970 of 3 July 2020 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430 and extended by Decisions (EU) 2020/556 and (EU) 2020/702, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 216, 7.7.2020, p. 1).

<sup>(6)</sup> Council Decision (EU) 2020/1253 of 4 September 2020 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430 and extended by Decisions (EU) 2020/556, (EU) 2020/702 and (EU) 2020/970, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 294, 8.9.2020, p. 1).

<sup>(7)</sup> Council Decision (EU) 2020/1659 of 6 November 2020 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430 and extended by Decisions (EU) 2020/556, (EU) 2020/702, (EU) 2020/970 and (EU) 2020/1253, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 376, 10.11.2020, p. 3).

<sup>(8)</sup> Council Decision (EU) 2021/26 of 12 January 2021 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430 and extended by Decisions (EU) 2020/556, (EU) 2020/702, (EU) 2020/970, (EU) 2020/1253 and (EU) 2020/1659, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 11, 14.1.2021, p. 19).

- (3) Given that the exceptional circumstances caused by the COVID-19 pandemic continue, with a number of extraordinary preventive and containment measures taken by Member States still in place, it is necessary to extend the derogation provided for in Article 1 of Decision (EU) 2020/430, as extended by Decisions (EU) 2020/556, (EU) 2020/702, (EU) 2020/970, (EU) 2020/1253, (EU) 2020/1659 and (EU) 2021/26, for a further limited period until 21 May 2021,

HAS ADOPTED THIS DECISION:

*Article 1*

The derogation provided for in Article 1 of Decision (EU) 2020/430 is hereby further extended until 21 May 2021.

*Article 2*

This Decision shall take effect on the date of its adoption.

It shall be published in the *Official Journal of the European Union*.

Done at Brussels, 12 March 2021.

*For the Council*  
*The President*  
A. P. ZACARIAS

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## COMMISSION IMPLEMENTING DECISION (EU) 2021/455

of 15 March 2021

**amending Implementing Decision (EU) 2019/1326 as regards harmonised standards for electromagnetic compatibility of control circuit devices and switching elements, and multimedia equipment**

THE EUROPEAN COMMISSION,

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

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

Whereas:

- (1) In accordance with Article 13 of Directive 2014/30/EU of the European Parliament and of the Council <sup>(2)</sup>, electrical equipment which is in conformity with harmonised standards or parts thereof, the references of which have been published in the *Official Journal of the European Union*, is to be presumed to be in conformity with the essential requirements covered by those standards or parts thereof set out in Annex I to that Directive.
- (2) By Implementing Decision C(2016) 7641 <sup>(3)</sup>, the Commission made a request to the European Committee for Standardization (CEN), the European Committee for Electrotechnical Standardization (CENELEC) and the European Telecommunications Standards Institute (ETSI) for the drafting and revision of harmonised standards for electromagnetic compatibility in support of Directive 2014/30/EU.
- (3) On the basis of the request set out in Implementing Decision C(2016) 7641, CEN and CENELEC revised harmonised standard EN 60947-5-2:2007 for control circuit devices and switching elements, the reference of which is published in the C series of the *Official Journal of the European Union* <sup>(4)</sup>. This resulted in the adoption of harmonised standard EN IEC 60947-5-2:2020.
- (4) The Commission, together with CEN and CENELEC, has assessed whether that harmonised standard complies with the request set out in Implementing Decision C(2016) 7641.
- (5) The harmonised standard EN IEC 60947-5-2:2020 satisfies the essential requirements which it aims to cover and which are set out in Directive 2014/30/EU. It is therefore appropriate to publish the reference of that harmonised standard in the *Official Journal of the European Union*.
- (6) Annex I to Commission Implementing Decision (EU) 2019/1326 <sup>(5)</sup> lists the references of harmonised standards conferring a presumption of conformity with Directive 2014/30/EU. In order to ensure that the references of harmonised standards drafted in support of Directive 2014/30/EU are listed in one act, the references of standard EN IEC 60947-5-2:2020 should be included in that Annex.

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

<sup>(2)</sup> Directive 2014/30/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 electromagnetic compatibility (OJ L 96, 29.3.2014, p. 79).

<sup>(3)</sup> Commission Implementing Decision C(2016) 7641 of 30 November 2016 on a standardisation request to the European Committee for Standardisation, to the European Committee for Electrotechnical Standardisation and to the European Telecommunications Standards Institute as regards harmonised standards in support of Directive 2014/30/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 electromagnetic compatibility.

<sup>(4)</sup> OJ C 246, 13.7.2018, p. 1.

<sup>(5)</sup> Commission Implementing Decision (EU) 2019/1326 of 5 August 2019 on the harmonised standards for electromagnetic compatibility drafted in support of Directive 2014/30/EU of the European Parliament and of the Council (OJ L 206, 6.8.2019, p. 27).

- (7) It is therefore necessary to withdraw from the C series of the *Official Journal of the European Union*, the reference of the harmonised standard EN 60947-5-2:2007, together with the reference of the amending standard thereto EN 60947-5-2:2007/A1:2012.
- (8) Annex II to Implementing Decision (EU) 2019/1326 lists the references of harmonised standards drafted in support of Directive 2014/30/EU that are withdrawn from the C series of the *Official Journal of the European Union*. It is therefore appropriate to include the reference of the harmonised standard EN 60947-5-2:2007, together with the reference of the amending standard thereto EN 60947-5-2:2007/A1:2012, in that Annex.
- (9) On the basis of the request set out in Implementing Decision C(2016) 7641, CEN and CENELEC amended harmonised standard EN 55035:2017, the reference of which is included in Annex I to Implementing Decision (EU) 2019/1326. This resulted in the adoption of the amending standard EN 55035:2017/A11:2020. Harmonised standard EN 55035:2017/A11:2020 aims to replace the following harmonised standards, together with any amending or correcting standard thereto: EN 55020:2007, the reference of which has not been published in the *Official Journal of the European Union*; EN 55024:2010 the reference of which is published in the C series of the *Official Journal of the European Union* <sup>(\*)</sup>; and EN 55103-2:2009 the reference of which is included in Annex II to Implementing Decision (EU) 2019/1326, with a date of withdrawal of 18 November 2021, which lists the references of harmonised standards drafted in support of Directive 2014/30/EU that are withdrawn from the *Official Journal of the European Union*.
- (10) The harmonised standard EN 55035:2017, as amended by EN 55035:2017/A11:2020, complies with the request set out in Implementing Decision C(2016) 7641 and satisfies the essential requirements which it aims to cover and which are set out in Directive 2014/30/EU. It is therefore appropriate to replace the entry concerning harmonised standard EN 55035:2017 in Annex I to Implementing Decision (EU) 2019/1326, so that the reference of EN 55035:2017 is included together with the reference of EN 55035:2017/A11:2020, and to include the reference of harmonised standard EN 55024:2010 in Annex II to that Decision.
- (11) In order to give manufacturers sufficient time to prepare for the application of harmonised standard EN IEC 60947-5-2:2020, and for the withdrawal of the reference of EN 55024:2010, it is necessary to defer the withdrawal of the references of the following harmonised standards, together with the reference of the relevant amending standard thereto: EN 60947-5-2:2007, as amended by EN 60947-5-2:2007/A1:2012, and EN 55024:2010.
- (12) Harmonised standard EN 55035:2017 introduced significant changes to the specifications set out in harmonised standard EN 55103-2:2009. CENELEC therefore provided in harmonised standard EN 55035:2017 a long period for national standardisation bodies to replace the national standards which transpose harmonised standard EN 55103-2:2009. As the design of a number of products covered by harmonised standard EN 55103-2:2009, such as audio, video, audiovisual and entertainment lighting control apparatus, needs to be significantly modified by 18 November 2021 given that harmonised standard EN 55103-2:2009 ceases to provide a presumption of conformity thereafter, a number of manufacturers may not be in a position to meet that deadline. It is therefore appropriate to exceptionally postpone the date of withdrawal of harmonised standard EN 55103-2:2009. The entry concerning the harmonised standard EN 55103-2:2009 in Annex II to Implementing Decision (EU) 2019/1326 should therefore be modified accordingly.
- (13) Implementing Decision (EU) 2019/1326 should therefore be amended accordingly.
- (14) Compliance with a harmonised standard confers a presumption of conformity with the corresponding essential 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 day of its publication,

<sup>(\*)</sup> OJ C 246, 13.7.2018, p. 1.

HAS ADOPTED THIS DECISION:

*Article 1*

Annex I to Implementing Decision (EU) 2019/1326 is amended in accordance with Annex I to this Decision.

*Article 2*

Annex II to Implementing Decision (EU) 2019/1326 is amended in accordance with Annex II to this Decision.

*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, 15 March 2021.

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

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## ANNEX I

Annex I to Implementing Decision (EU) 2019/1326 is amended as follows:

(1) entry 2 is replaced by the following:

No	Reference of the standard
'2.	EN 55035:2017 Electromagnetic compatibility of multimedia equipment - Immunity requirements  EN 55035:2017/A11:2020;

(2) the following entry is added:

No	Reference of the standard
'15.	EN IEC 60947-5-2:2020 Low-voltage switchgear and controlgear - Part 5-2: Control circuit devices and switching elements - Proximity switches'.

## ANNEX II

Annex II to Implementing Decision (EU) 2019/1326 is amended as follows:

(1) entry 4 is replaced by the following:

No	Reference of the standard	Date of withdrawal
'4.	EN 55103-2:2009 Electromagnetic compatibility — Product family standard for audio, video, audio-visual and entertainment lighting control apparatus for professional use — Part 2: Immunity	28 July 2022;

(2) the following entries are added:

No	Reference of the standard	Date of withdrawal
'12.	EN 55024:2010 Information technology equipment - Immunity characteristics - Limits and methods of measurement	16 September 2022
13.	EN 60947-5-2:2007 Low-voltage switchgear and controlgear - Part 5-2: Control circuit devices and switching elements - Proximity switches EN 60947-5-2:2007/A1:2012	16 September 2022'



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