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**COMMISSION DELEGATED REGULATION (EU) No .../..**

**of XXX**

**supplementing Regulation (EU) 2017/1369 of the European Parliament and of the Council with regard to the energy labelling of solid fuel boilers and packages of solid fuel boiler, supplementary heater, temperature control and solar device and repealing Commission Delegated Regulation (EU) 2015/1187**

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# COMMISSION DELEGATED REGULATION (EU) No .../..

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**supplementing Regulation (EU) 2017/1369 of the European Parliament and of the Council with regard to the energy labelling of solid fuel boilers and packages of solid fuel boiler, supplementary heater, temperature control and solar device and repealing Commission Delegated Regulation (EU) 2015/1187**

THE EUROPEAN COMMISSION,

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

Having regard to Directive 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 , and in particular Article 16(1) thereof

Whereas:

- (1) .
- (2) ...
- (3) ...
- (4) ,

HAS ADOPTED THIS REGULATION:

## *Article 1*

### **Subject matter and scope**

1. This Regulation lays down requirements for the labelling of solid fuel boilers with a rated heat output of 70 kW or less and packages of a solid fuel boiler with a rated heat output of 70 kW or less, supplementary heaters, temperature controls and solar devices, and the provision of supplementary information regarding such solid fuel boilers and packages.
2. This Regulation shall not apply to:
  - (a) boilers generating heat only for the purpose of providing hot drinking or sanitary water;
  - (b) boilers for heating and distributing gaseous heat transfer media such as vapour or air;
  - (c) solid fuel cogeneration boilers with a maximum electrical capacity of 50 kW or more.

## *Article 2*

### ***Definitions***

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

- (1) 'solid fuel boiler' means a device equipped with one or more solid fuel heat generators that provides heat to a water-based central heating system in order to reach and maintain at a desired level the indoor temperature of one or more enclosed spaces, with a heat loss to its surrounding environment of not more than 6 % of rated heat output;
- (2) 'rated heat output' ( $P_r$ ) means the declared heat output of a solid fuel boiler when providing heating of enclosed spaces with the preferred fuel, expressed in kW;
- (3) 'package of a solid fuel boiler, supplementary heaters, temperature controls and solar devices' means a package offered to the end-user containing a solid fuel boiler combined with one or more supplementary heaters, one or more temperature controls or one or more solar devices;
- (4) 'solid fuel cogeneration boiler' means a solid fuel boiler capable of simultaneously generating heat and electricity;
- (5) 'solid fuel' means a fuel that is solid at normal indoor room temperatures, including biomass and fossil fuel;
- (6) 'solid fuel heat generator' means the part of a solid fuel boiler that generates the heat by the combustion of solid fuels;
- (7) 'water-based central heating system' means a system using water as a heat transfer medium to distribute centrally generated heat to heat emitting devices for the heating of enclosed spaces within buildings or parts thereof, including block heating or district heating networks;
- (8) 'preferred fuel' means the single solid fuel which is to be preferably used for the boiler according to the supplier's instructions;
- (9) 'supplementary heater' means a secondary boiler or heat pump falling within the scope of Delegated Regulation (EU) No 811/2013 or a secondary solid fuel boiler, which generates extra heat where the heat demand is greater than the rated heat output of the primary solid fuel boiler;
- (10) 'temperature control' means the equipment that interfaces with the end-user regarding the values and timing of the desired indoor temperature, and communicates relevant data to an interface of the solid fuel boiler such as a central processing unit, thus helping to regulate the indoor temperature(s);
- (11) 'solar device' means a solar-only system, a solar collector, a solar hot water storage tank or a pump in the collector loop, which are placed on the market separately;
- (12) 'biomass' means the biodegradable fraction of products, waste and residues from biological origin from agriculture (including vegetal and animal substances), forestry

and related industries including fisheries and aquaculture, as well as the biodegradable fraction of industrial and municipal waste;

- (13) 'fossil fuel' means fuel other than biomass, including anthracite, brown coal, coke, bituminous coal; for the purpose of this Regulation it also includes peat;
- (14) 'solar-only system' means a device that is equipped with one or more solar collectors and solar hot water storage tanks and possibly pumps in the collector loop and other parts, which is placed on the market as one unit and is not equipped with any heat generator except possibly one or more back-up immersion heaters;
- (15) 'solar collector' means a device designed to absorb global solar irradiance and to transfer the heat energy so produced to a fluid passing through it;
- (16) 'solar hot water storage tank' means a hot water storage tank storing heat energy produced by one or more solar collectors;
- (17) 'hot water storage tank' means a vessel for storing hot water for water or space heating purposes, including any additives, which is not equipped with any heat generator except possibly one or more back-up immersion heaters;
- (18) 'back-up immersion heater' means a Joule effect electric resistance heater that is part of a hot water storage tank and generates heat only when the external heat source supply is disrupted (including during maintenance periods) or out of order, or that is part of a solar hot water storage tank and provides heat when the solar heat source is not sufficient to satisfy required comfort levels;
- (19)

~~For the purposes of Annexes II to VIII, additional definitions are set out in Annex I.~~

### *Article 3*

#### **Obligations of suppliers**

1. Suppliers placing solid fuel boilers on the market or putting them into service shall ensure that:

- (a) each solid fuel boiler is supplied with a printed label in the format as set out in Annex III;
- (b) the values for the parameters of the product information sheet, as set out in Annex V, are entered into the public part of the product database;
- (c) where specifically requested by a dealer, the product information sheet is made available in printed form;
- (d) the content of the technical documentation set out in Annex VI is entered into the product database;
- (e) any visual advertisement concerning a specific model of solid fuel boiler contains the energy efficiency class and range of energy efficiency classes available on the label in accordance with Annex VII;

- (f) any technical promotional material concerning a specific model of solid fuel boiler, including technical promotional material on the internet, which describes its specific technical parameters, includes the energy efficiency class of that model and the range of energy efficiency classes available on the label, in accordance with Annex VII;
- (g) an electronic label in the format and containing the information as set out in Annex III is made available to dealers for each model of solid fuel boiler;
- (h) an electronic product information sheet, as set out in Annex V, is made available to dealers for each model of solid fuel boiler.

2. Suppliers placing packages of a solid fuel boiler, supplementary heaters, temperature controls and solar devices on the market or putting them into service shall ensure that:

- (a) each package of a solid fuel boiler, supplementary heaters, temperature controls and solar devices is supplied with a printed label in the format as set out in Annex III;
- (b) the values for the parameters of the product information sheet, as set out in Annex V, are entered into the public part of the product database;
- (c) where specifically requested by a dealer, the product information sheet is made available in printed form;
- (d) the content of the technical documentation set out in Annex VI is entered into the product database;
- (e) any visual advertisement concerning a specific model comprising a package of solid fuel boiler, supplementary heaters, temperature controls and solar devices contains the energy efficiency class and range of energy efficiency classes available on the label in accordance with Annex VII;
- (f) any technical promotional material concerning a specific model comprising a package of solid fuel boiler, supplementary heaters, temperature controls and solar devices, including technical promotional material on the internet, which describes its specific technical parameters, includes the energy efficiency class of that model and the range of energy efficiency classes available on the label, in accordance with Annex VII;
- (g) an electronic label in the format and containing the information as set out in Annex III is made available to dealers for each model comprising a package of solid fuel boiler, supplementary heaters, temperature controls and solar devices;
- (h) an electronic product information sheet, as set out in Annex V, is made available to dealers for each model comprising a package of solid fuel boiler, supplementary heaters, temperature controls and solar devices.

3. The energy efficiency class and the pollutant emissions class, as set out in Annex II shall be calculated in accordance with Annex IV.

*Article 4*  
**Obligations of dealers**

1. Dealers of solid fuel boilers shall ensure that:
  - (a) each solid fuel boiler, at the point of sale, including at trade fairs, bears the label provided by suppliers in accordance with point (a) of Article 3(1), with the label being displayed in such a way as to be clearly visible on the outside on the front or sides of the solid fuel boiler;
  - (b) in the event of distance selling, the label and product information sheet are provided in accordance with Annex VI;
  - (c) any visual advertisement for a specific model of solid fuel boiler, including on the internet, contains the energy efficiency class and the range of energy efficiency classes available on the label, in accordance with Annex VII;
  - (d) any technical promotional material concerning a specific model of solid fuel boiler, including technical promotional material on the internet, which describes its specific technical parameters includes the energy efficiency class of that model and the range of energy efficiency classes available on the label, in accordance with Annex VII.
2. Dealers of packages of a solid fuel boiler, supplementary heaters, temperature controls and solar devices shall ensure that:
  - (a) each package of a solid fuel boiler, supplementary heaters, temperature controls and solar devices at the point of sale, including at trade fairs, bears the label provided by suppliers in accordance with point (a) of Article 3(2), with the label being displayed in such a way as to be clearly visible on the outside on the front or sides of the package;
  - (b) in the event of distance selling, the label and product information sheet are provided in accordance with Annexes VI
  - (c) any visual advertisement for a specific model comprising a package of a solid fuel boiler, supplementary heaters, temperature controls and solar devices, including on the internet, contains the energy efficiency class and the range of energy efficiency classes available on the label, in accordance with Annex VII;
  - (d) any technical promotional material concerning a specific model comprising a package of a solid fuel boiler, supplementary heaters, temperature controls and solar devices, including technical promotional material on the internet, which describes its specific technical parameters includes the energy efficiency class of that model and the range of energy efficiency classes available on the label, in accordance with Annex VII.

*Article 5*  
**Measurement and calculation methods**

The information to be provided pursuant to Articles 3 and 4 shall be obtained by reliable, accurate and reproducible measurement and calculation methods, which take into account the recognised state-of-the-art measurement and calculation methods set out in Annex IV.

*Article 6*  
**Verification procedure for market surveillance purposes**

Member States shall apply the procedure laid down in Annex VIII to this Regulation when performing the market surveillance checks referred to in Article 8(3) of Regulation (EU) 2017/1369.

*Article 7*  
**Review**

The Commission shall review this Regulation in the light of technological progress and present the results of that review including, if appropriate, a draft revision proposal, to the Consultation Forum by *[OP – please insert the date - five years after day of entry into force of this Regulation]*.

The review shall in particular assess the following elements:

(a)

*Article 8*  
**Transitional measures**

Until 30 June 2027, the product fiche required under Article 3(1), point (c) and Article 3(3), point (c) of Delegated Regulation (EU) 2015/1187 may be made available through the product database instead of being provided in printed form with the product. However, where the dealer so requests, the supplier shall ensure that the product fiche is made available in printed form.

*Article 9*  
**Repeal**

Delegated Regulation (EU) No 2015/1187 is repealed.

*Article 10*  
**Entry into force and application**

This Regulation shall enter into force on **1 January 2026**.

It shall apply from 1 July 2027. However, Article 8 shall apply from 1 January 2026 and Article 3(1), points (a) and (b) and Article 3(2), points (a) and (b) shall apply from 1 March 2027.

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

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