

FRENCH REPUBLIC

Ministry of the Economy, Finance, and
Industrial, Energy and Digital
Sovereignty

Decree No [...] of [...]

**on the examination of applications for approval of heat pump models with regard to
quality and industrial resilience**

NOR: ECOR2612351D

Target audience: *manufacturers, importers, distributors and purchasers of heat pumps.*

Purpose: *This decree sets out the approval procedure for heat pump models contributing to the improvement of the quality of this equipment, the resilience of their supply chains and the reduction of associated environmental impacts.*

Entry into force: *The provisions of this decree shall enter into force on the day after its publication.*

Application: *This decree is a standalone text.*

The Prime Minister,

On the report of the Minister for the Economy, Finance and Industrial, Energy, and Digital Sovereignty,

Having regard to Regulation (EU) 2017/1369 of the European Parliament and of the Council of 4 July 2017 establishing a framework for energy labelling;

Having regard to Directive 2009/125/EC of the European Parliament and of the Council as regards ecodesign requirements for space heating devices and combination heaters;

Having regard to the Energy Code, in particular Articles R. 221-8 and R. 221-18 thereof;

Having regard to the Code of Relations between the Public and the Administration, in particular Articles L. 231-4 and L. 231-6 thereof;

Having regard to the opinion of the High Council for Energy of 16 April 2025;

Having regard to the observations made during the public consultation carried out between 9 April 2026 and 30 April 2026, pursuant to Article L. 123-19-1 of the Environmental Code;

Having regard to notification No. XXX/FR sent on XXX to the European Commission,

Hereby decrees:

Article 1

I.- For the purposes of Article L. 221-8 of the Energy Code, weightings may be made conditional upon obtaining approval for heat pump models, the procedures for which are set out in Article R. 221-18 of the Energy Code.

II.- The approval of heat pump models is granted by a joint decree of the ministers responsible for industry and energy.

This decree establishes the list of approved heat pump models.

III.- Approval is granted if the heat pump model complies with the conditions laid down by a joint decree of the ministers responsible for the economy, industry and energy.

Article 2

I.- The decree establishing the list of approved heat pump models mentioned in Section II of Article 1 is adopted following an opinion from the French Agency for Ecological Transition, after review by the latter of the file submitted by the manufacturer, as defined in Article 2 of the above-mentioned Regulation (EU) 2017/1369 of the European Parliament and of the Council of 4 July 2017, on a national platform managed by this agency.

This file shall include the information and supporting documents demonstrating compliance with the approval requirements laid down in the decree mentioned in Section III of Article 1.

Files submitted on the platform are collected on a monthly basis. The collection cut-off date shall be set at the 15th day of each month at 12 noon. Where the 15th day of the month falls on a Saturday, Sunday or public holiday or other legally non-working day, collection shall be postponed until the first following working day, at the same hour.

For the purposes of applying the deadlines laid down in this article, the collection date shall correspond to the date referred to in the preceding paragraph following the date on which the file was submitted to the platform.

Within one month of the collection date of the file, the French Agency for Ecological Transition will examine the file and submit its reasoned opinion to the ministers responsible for industry and energy. In the absence of a reasoned opinion issued within this period, the opinion is deemed unfavourable.

Failure by the ministers to respond within two months from the date on which the file was collected by the French Agency for Ecological Transition constitutes a decision refusing approval.

In the event of refusal of approval, a new application may be submitted by the manufacturer provided it includes information demonstrating compliance with the approval requirements laid down by the decree mentioned in Section III of Article 1.

II.- By way of derogation from Section I, a transitional approval may be granted to heat pump models for which the manufacturer submits an investment plan enabling them to meet, within a maximum period of two years, the approval conditions set out in the decree mentioned in Section III of Article 1.

The granting of a transitional approval is subject to the prior obtaining of an opinion from the French Agency for Ecological Transition concerning the investment plan, following review by the latter of the file submitted by the manufacturer on the platform mentioned in Section I. This file includes the information and supporting documents relating to the investment plan provided for by the decree mentioned in Section III of Article 1.

Within two months from the collection date of the file relating to the investment plan, the French Agency for Ecological Transition examines the file and communicate its reasoned opinion to the manufacturer and to the ministers responsible for industry and energy. In the absence of a reasoned opinion issued within this period, the opinion is deemed unfavourable.

Within one month of the date of the opinion of the French Agency for Ecological Transition relating to the investment plan, the manufacturer must submit its application for transitional approval via the platform mentioned in Section I. This file includes the information and supporting documents required for transitional approval by the decree mentioned in Section III of Article 1.

Within one month of the date on which the file requesting approval is collected, the French Agency for Ecological Transition examines the file and communicates its reasoned opinion to the ministers responsible for industry and energy. In the absence of a reasoned opinion issued within this period, the opinion is deemed unfavourable.

The ministers decide on the transitional approval of the heat pump model by means of the decree mentioned in Section II of Article 1. Failure by the ministers to respond within two months of the date on which the file application for approval file was collected by the French Agency for Ecological Transition constitutes a decision refusing approval.

The transitional approval is granted for a period not exceeding one year. It may be renewed once, for a maximum period of one year, upon a reasoned request from the manufacturer submitted no later than two months before the expiry of the current approval. Renewal is contingent on the manufacturer demonstrating compliance with the milestones set out in the provisional schedule included in the application file. The renewal application is processed according to the procedures outlined in the preceding paragraphs. In addition, any transitional approval is deemed invalid as of 31 December 2028.

In the event of refusal of transitional approval, a new application may be submitted by the manufacturer provided that it includes new information demonstrating compliance, after a maximum period of two years, with the approval conditions laid down by the decree mentioned Section III of Article 1.

III.- The approval holder must inform the French Agency for Ecological Transition without delay of any changes likely to affect compliance with the approval conditions laid down by the decree mentioned in Section III of Article 1.

The transitional approval holder must immediately notify the French Agency for Ecological Transition of any delay or substantial change affecting implementation of the investment plan.

The approval holder, whether transitional or not, must provide in support of this notification any document demonstrating compliance with the conditions for granting the approval or, where applicable, with the commitments included in the investment plan.

Within one month of being informed by the approval holder, the French Agency for Ecological Transition shall communicate its opinion on the continued approval of the model in question to the ministers responsible for industry and energy. Where applicable, the decree mentioned in Section II of Article 1 is amended for the model concerned.

IV.- Where a file submitted to the French Agency for Ecological Transition is incomplete, the agency informs the applicant of the missing documents and information. The examination and decision deadlines mentioned in this article are suspended for the duration of the period granted to provide the required documents and information, which may not exceed one month. However, the submission of these documents and information before the expiry of the specified deadline ends this suspension.

V.- For a period of two years from the date of issuance of an approval, the French Agency for Ecological Transition may request from the approval holder any additional supporting documents deemed necessary to verify compliance with the approval conditions laid down by the decree mentioned in Section III of Article 1 or the accuracy of the detailed information previously provided to it for the model concerned.

Any fraud or failure to comply with the obligations set out in Section III shall be reported without delay by the French Agency for Ecological Transition to the ministers responsible for industry and energy.

The ministers may revoke or, where applicable, withdraw the approval or transitional approval, in particular:

1. when the approval conditions stipulated in the decree mentioned in Section III of Article 1 are no longer fulfilled;

2. when the information or documents submitted by the manufacturer in support of its application prove to be inaccurate;

3. when the approval holder has not notified the French Agency for Ecological Transition of the modifications mentioned in Section III.

VI.- The French Agency for Ecological Transition publishes and keeps up to date, on a dedicated webpage, the list of approved models and their approval numbers.

Article 3

The Minister for the Economy, Finance and Industrial, Energy and Digital Sovereignty is responsible for the implementation of this decree, which will be published in the Official Journal of the French Republic.

Issued on [Date]

By the Prime Minister:

The Minister of Economy, Finance and Industrial, Energy and Digital Sovereignty,

Roland LESCURE

The Minister Delegate, Government Spokesperson to the Prime Minister, responsible for Energy within the Ministry of Economy, Finance and Industrial, Energy and Digital Sovereignty,

Maud BREGEON