



Draft Grand-Ducal Regulation specifying the calculation methods and the procedure for granting financial assistance for private charging terminals and collective smart load management systems

We, Henri, Grand Duke of Luxembourg, Duke of Nassau,

Having regard to the Law of [dd/mm/yyyy] introducing financial assistance for installations enabling the charging of electric vehicles, and in particular Articles 1, 3, 4 and 5 thereof;

Having requested the opinions of the Chamber of Commerce, the Chamber of Trades, the Chamber of Employees and the Chamber of Public Officials and Public Employees;

Having heard the Council of State;

On the report of the Minister for the Environment, Climate and Biodiversity, the Minister for the Economy, SMEs, Energy and Tourism and the Minister for Finance, and following deliberation by the Government in Council;

Hereby order as follows:

Article 1. Financial assistance for charging terminals for electric vehicles

(1) Pursuant to Article 3(6), subparagraph 1, first sentence, of the aforementioned Law of [dd/mm/yyyy], the financial assistance referred to therein is granted at up to 50 per cent of the cost, excluding value-added tax, of purchasing and installing the charging terminal, up to a maximum of EUR 750 per charge point.

(2) Pursuant to Article 3(6), subparagraph 2, of the aforementioned Law of [dd/mm/yyyy], the ceiling per charge point referred to in subparagraph 1 of this Article is:

1° EUR 1 200 for OCPP (Open Charge Point Protocol) charging terminals;

2° EUR 1 400 for charging terminals complying, for the purposes of interoperability, with at least standard EN ISO 15118-20:2022.

Article 2. Financial assistance for the installation of a collective smart load management system

Pursuant to Article 4(4), subparagraph 1 of the aforementioned Law of [dd/mm/yyyy], the financial assistance referred to therein is granted at up to 50 per cent of the cost, excluding value-added tax, of purchasing and installing the collective smart load management system, up to a maximum of EUR 40 000 per system.

Article 3. Procedure

(1) In the context of examining applications, the Environmental Administration may request the production of any document it deems necessary to ascertain compliance with the award conditions as well as the veracity of the information provided to it in support of the applications.



Any file in respect of which the request referred to in subparagraph 1 is not complied with within one year shall be closed and the application for financial assistance refused. The Environmental Administration shall inform the applicant of the closure of the file and of the refusal of the application.

(2) For assistance applications submitted by the co-applicants referred to in Article 3(6), subparagraph 1, fourth sentence, of the aforementioned Law of [dd/mm/yyyy], a single application file duly signed by each of the co-applicants must be submitted to the Environmental Administration.

In the form referred to in Article 4, the co-applicants shall provide a bank account number to which the full amount of the assistance should be paid. In this case, the co-applicant holding that bank account shall be obliged to transfer the other co-applicants' shares to their respective bank accounts immediately.

Article 4. Form

(1) The financial assistance application form and its annexes, referred to in Article 1, may include such information as:

- 1° the name, address, identification number, contact details and bank account details of the applicants and, if the persons listed above are legal entities, the names of the persons authorised to represent them;
- 2° where applicable, the name, address, identification number, contact details and bank account details of the applicants' representative and, if the representative is a legal entity, the name of the person authorised to represent it;
- 3° the address at which the installation sites of the charge points of the charging terminal for which the assistance is requested are located;
- 4° in the case of a multi-dwelling building, the number of private units and the information identifying the private unit to which the sites referred to in point 3° are attached;
- 5° for each private unit concerned by the application, information as to whether it is a residential or non-residential unit;
- 6° the number of sites attached to each of the private units referred to in point 5°;
- 7° in the case of a multi-dwelling building, the total number of sites attached to the building;
- 8° information for each of the applicants: whether they hold property rights or a right of use or usufructuary right for the sites referred to in point 3°;
- 9° the name, address, identification number and contact details of the undertaking that carried out the installation work for the terminal and, if it is a legal entity, the name of the person authorised to represent it;
- 10° information relating to the charging terminal to which the application relates, as well as information as to whether the terminal is integrated into a collective smart load management system.



The information referred to in points 9° and 10° shall be completed by the undertaking referred to in point 9°.

(2) The financial assistance application form and its annexes, referred to in Article 2, may include such information as:

- 1° the address of the building to which the application relates;
- 2° the name, address, identification number, contact details, bank account details of the representative of the syndicate of co-owners in whose name and on whose behalf the application is being submitted and, where this representative is a legal entity, the name of the person authorised to represent it;
- 3° the number of private units belonging to the multi-dwelling building;
- 4° the name, address, identification number and contact details of the undertaking that carried out the installation work for the collective smart load management system and, if it is a legal entity, the name of the person authorised to represent it;
- 5° information relating to the collective smart load management system to which the application relates.

The information referred to in points 4° and 5° shall be completed by the undertaking referred to in point 4°.

In the case of a separate application as referred to in Article 4(4), subparagraph 3, of the aforementioned Law of [dd/mm/yyyy], the form shall provide:

- 1° the information referred to in paragraph (1), points 1° and 2°;
- 2° the name, address, identification number and contact details of the undertakings that carried out the work referred to in Article 4(4), subparagraph 2, point 8° of the aforementioned Law of [dd/mm/yyyy] and, if they are legal entities, the name of the persons authorised to represent them;
- 3° the name, address, identification number and contact details of the approved inspection body referred to in Article 4(4) subparagraph 2, point 9° of the aforementioned Law of [dd/mm/yyyy] and, if it is a legal entity, the names of the persons authorised to represent it.

Article 5. Supporting documents

(1) Applications shall be accompanied by the following supporting documents:

- 1° detailed and precise invoices for the costs of the materials and equipment used and the installation costs. These invoices may refer to a detailed estimate to be attached to the invoice. The detailed invoices may be summarised on an overall invoice, accompanied by certificates of conformity validated by the company or the person responsible for the work, based on templates provided by the Environmental Administration. These invoices must be duly paid;



- 2° a banking identity document or any other evidence of the bank account or a supporting document identifying the beneficiary's bank account and its holder or the applicants referred to in paragraph (4) indicated on the form;
- 3° where applicable, for charging terminals from which certain components may be detached to function as a mobile charging device, a document from the manufacturer providing the serial number of the mobile charging device referred to in Article 4(1), subparagraph 1, point 10°;
- 4° where applicable, a land registry extract indicating the ownership of the site associated with a charge point of the charging terminal for which financial assistance is requested;
- 5° where applicable, a document proving ownership of the collective property for which the financial assistance referred to in Article 2 is requested;
- 6° where applicable, a copy of the express authorisation granting a right of use or usufructuary right for the site associated with a charge point of the charging terminal for which financial assistance is requested;
- 7° for terminals for which the technical conditions for connection to low-voltage networks referred to in Article 5(2) of the amended Law of 1 August 2007 on the organisation of the electricity market so provide, a certificate of conformity drawn up by the distribution network operator or, where the distribution system operator does not issue such certificates, a copy of the notification of completion of works sent to the network operator;
- 8° where applicable, a technical data sheet specifying the specific technical functions of the terminal referred to in Article 1(2);
- 9° where applicable, a document in evidence of the mandate to submit the application and, where appropriate, to receive payment thereof in the name and on behalf of the applicant;
- 10° where an application is made through a leasing company, it shall be accompanied by the leasing contract, in addition to the mandate given by the leasing company authorising the latter to apply for the assistance and obtain payment in the name and on behalf of the lessee.

(2) The financial assistance shall be transferred directly to the bank account of the applicant or the person authorised to receive payment in the name and on behalf of the beneficiary.

In the case referred to in Article 3(2), in the form referred to in Article 4, the co-applicants shall provide a bank account number to which the full amount of the assistance should be paid. In this case, the co-applicant holding that bank account shall be obliged to transfer the other co-applicants' shares to their respective bank accounts immediately. A copy of these transfers must be sent to the Environment Administration without delay.

Article 6. Repealing provision

The amended Grand-Ducal Regulation of 19 August 2020 introducing financial aid for the installation of private charge points for electric vehicles is hereby repealed.

Applications for assistance for charging terminals that do not fall within the scope of the aforementioned Law of [dd/mm/yyyy] shall continue to be governed by the provisions of the Grand-Ducal Regulation referred to in subparagraph 1.



Article 7. Entry into force

This regulation shall enter into force on the day after its publication in the Official Journal of the Grand-Duchy of Luxembourg.

Article 8. Executory clause

The Minister for the Environment, the Minister for the Economy and the Minister for Finance shall be responsible, each in their field of influence, for implementing this Regulation, which shall be published in the Official Journal of the Grand Duchy of Luxembourg.