



Notification Number: 2013/168/F

## Draft decision of the Regional Council of Martinique on the thermal characteristics and energy performance of buildings

Date received : 25/03/2013

End of Standstill : 26/06/2013

Issue of comments by : Commission

### Message

Message 002

Communication from the Commission - SG(2013) D/5864

Directive 98/34/EC

Translation of the message 001

Notification: 2013/0168/F

No abre el plazo - Ne zahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201300864.EN)

#### 1. Structured Information Line

MSG 002 IND 2013 0168 F EN 25-03-2013 F NOTIF

#### 2. Member State

F

#### 3. Department Responsible

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#### 3. Originating Department

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#### **4. Notification Number**

2013/0168/F - B00

#### **5. Title**

Draft decision of the Regional Council of Martinique on the thermal characteristics and energy performance of buildings

#### **6. Products Concerned**

The products in question are component elements of building shells, heating systems, domestic hot water production systems, cooling systems and energy production equipment using renewable energy.

#### **7. Notification Under Another Act**

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#### **8. Main Content**

Taking account of the context and constraints affecting the regional authorities of Martinique, they have decided to break down the process of creating the new thermal regulations into a number of successive phases. This body of legislation, in the form of decisions taken by the Regional Council of Martinique in the context of the authority invested in it by Article 18 of Law No 2011-884 of 27 July 2011 on the local and regional authorities of Guyane and Martinique, falls within the first of these phases and covers topics relating to the thermal characteristics of new building shells and new parts of buildings, energy performance certificates for new and existing buildings, the inspection of air conditioning systems and the production of renewable energy in buildings. The aim of these draft decisions is to define new technical requirements in these various areas.

#### **9. Brief Statement of Grounds**

The climate and lifestyle in the overseas departments, and particularly in Martinique, have long made metropolitan provisions relating to thermal engineering unsuitable. The DOM RTAA (Thermal, Acoustic and Ventilation Regulations for the Overseas Departments), which entered into force on 1 May 2010, specifically aim to mitigate this problem by creating thermal regulations adapted to the climatic conditions in the overseas departments.

These regulations, which lay down the rules for designing new housing in the overseas departments are however based on an obligation of means, i.e. they impose characteristics for each component of the building. Although in metropolitan France, the initial thermal regulations were also based on an obligation of means, they have since evolved towards a performance obligation, i.e. they impose a global performance, whilst leaving it to the discretion of designers to choose technical solutions that allow this to be achieved.

Given that the construction sector has expressed its wish to have thermal regulations (TR) with a performance obligation, the regional authorities of Martinique wish to develop thermal regulations which comply with the European Directive on the energy performance of buildings, which are consistent with the 2012 TR applicable in metropolitan France, adapted to the specific conditions in Martinique and which are also consistent with the thermal regulations implemented by the regional council of Guadeloupe. Furthermore, in the context of these new regulations, the regional authorities of Martinique wish to extend the scope of the energy performance requirements to office and commercial buildings.



**10. Reference Documents - Basic Texts**

There are no reference texts

**11. Invocation of the Emergency Procedure**

No

**12. Grounds for the Emergency**

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**13. Confidentiality**

No

**14. Fiscal measures**

No

**15. Impact assessment**

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**16. TBT and SPS aspects**

TBT aspect

NO - The draft has no significant impact on international trade.

SPS aspect

No - the draft is not a sanitary or phytosanitary measure.

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