

**ENERGY EFFICIENCY (APPROVED ENERGY
USING PRODUCTS STANDARDS) REGULATIONS
2018**

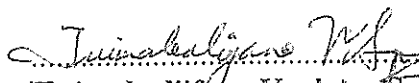
SAMOA

Arrangement of Provisions

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PURSUANT to sections 8; 10, 11, 12 and 18 of the Energy Efficiency Act 2017 ("the Act"), I, **TUIMALEALIIFANO VAALETOA SUALAUVI II**, Head of State, acting on the advice of Cabinet, MAKE the following Regulations:

DATED this.....^{5th}.....day of.....MARCH..... 2018.


(Tuimalealiifano Vaaletoa Sualauvi II)
HEAD OF STATE

REGULATIONS

1. Citation and commencement - (1) These Regulations may be cited as the Energy Efficiency (Approved Energy Using Products Standards) Regulations 2018.

(2) These Regulations commence on the following dates with respect to each product class:

- (a) for refrigerators and freezers, the date the Regulations are signed by the Head of State;
- (b) for air conditioners, 6 months from the date the Regulations are signed by the Head of State;
- (c) for incandescent lamps, linear fluorescent lamps, compact fluorescent lamps, and fluorescent lamp ballasts, 12 months from the date the Regulations are signed by the Head of State.

2. Requirements for labelling and registration – (1) A trader who makes an item available for sale, lease, hire or hire purchase to a person in Samoa must meet the following requirements:

- (a) the model is registered under the Act;
- (b) a label that complies with the Standards for that item's product class is attached to the display front of that item as required by the Standards;
- (c) the model and brand designations on the label correspond to the model and brand designations of that item;
- (d) the energy performance characteristics on the label correspond to those registered for that model.

(2) No other label related to energy efficiency, energy consumption or the cost of the energy to operate the item or an item of that model may be attached to the item, unless it is in the approved form.

3. Registration process – (1) An application made under section 11 of the Act must:

- (a) be in the approved form, and including:
 - (i) the applicant's full or registered name or trading name, business address and contact details;
 - (ii) a brief description of product details; and
- (b) include additional information in respect of the following categories of registration:
 - (i) Category A: a product that is already registered in a prescribed country — the form shall include the following information:
 - (A) the registration number of the product in the country where it is registered; and

(B) any other information that the Regulator requests.

(ii) Category B: a product of a model that is not registered in a prescribed country but which is identical with regard to energy consumption and efficiency to a base model registered in that country — the applicant must also submit:

(A) the registration number of the base model in the country where it is registered;

(B) a statement from the manufacturer of the product asserting that the model is identical with regard to energy consumption and efficiency to a model that the manufacturer identifies by reference to the registration number in the country of registration;

(C) any other information that the Regulator requests.

(iii) Category C: a product that is not registered in a prescribed country — the applicant must also submit:

(A) an energy test report;

(B) an exact colour copy of the energy label; and

(C) any other information that the Regulator requests.

(2) The Ministry may require the applicant to provide additional information, other than the information specified in subregulation (1).

(3) The Ministry must:

(a) process and decide the application as soon as practicable; and

(b) notify the applicant in writing within 5 working days of making the decision.

(4) The Ministry may:

(a) reject an application for product registration by a trader who fails to comply with the requirements of this Act; or

- (b) suspend or revoke a trader's model or brand registration if that trader fails to comply with the requirements of this Act.

4. **Validity of registration** — A registration under section 11 of the Act and regulation 4 remains valid for the following periods:

- (a) Category A registration — for as long as the referenced model remains registered in any of the prescribed countries;
- (b) Category B registration — for as long as the referenced base model remains registered in any of the prescribed countries;
- (c) Category C registration — for 5 years from the date of registration.

5. **Rejection of application** — If the Minister rejects an application under section 8 of the Act, the Minister must:

- (a) give his or her reasons for rejecting the application under section 8 in writing; and
- (b) inform the applicant of his or her decision within 5 working days of making the decision.

6. **Schedules** — (1) For the purposes of sections 2, 8, 9, 10, 11, 12 and 15 of the Act, the list of product classes subject to minimum energy performance standards are provided in Schedule 1.

(2) For the purposes of sections 2, 10 and 15 of the Act, the list of product classes subject to minimum energy performance standards and energy labelling are provided in Schedule 2.

(3) For the purposes of sections 11 and 12 of the Act, the list of countries where registration of a model is accepted for the purposes of the Act and these Regulations are provided in Schedule 3.

(4) Any fees required by the Act to be prescribed are set out in Schedule 4.

SCHEDULE 1
(Regulation 6(1))

**LIST OF PRODUCT CLASSES SUBJECT TO
MINIMUM ENERGY PERFORMANCE STANDARDS**

Product class	Standards for minimum energy performance characteristics	Standards for energy testing
Incandescent lamps	AS 4934.2-2011 Incandescent lamps for general lighting services Part 2: Minimum Energy Performance Standards (MEPS) requirements	AS/NZS 4934.1:2014 Incandescent lamps for general lighting service Part 1: Test methods – Energy performance
Linear Fluorescent lamps	AS/NZS 4782.2:2004 Double-capped fluorescent lamps – Performance specifications Part 2: Minimum Energy Performance Standards (MEPS) AS/NZS 4782.3(Int):2006 Double-capped fluorescent lamps – Performance specifications Part 3: Procedure for quantitative analysis of mercury present in fluorescent lamps	AS/NZS 4782.1:2004 Double-capped fluorescent lamps – Performance specifications Part 1: General (IEC 60081:2000 MOD)
Compact fluorescent lamps	AS/NZS 4847.2:2010 Self ballasted lamps for general lighting services Part 2: Minimum Energy Performance Standards	AS/NZS 4847.1:2010 Self-ballasted lamps for general lighting services Part 1: Test Methods – Energy performance

	(MEPS) requirements AS/NZS 4782.3(Int):2006 Double-capped fluorescent lamps – Performance specifications Part 3: Procedure for quantitative analysis of mercury present in fluorescent lamps	
Fluorescent lamp ballasts	AS/NZ 4783.2:2002 Performance of electrical lighting equipment – ballasts for fluorescent lamps – Part 2: energy labeling and minimum energy performance standards	AS/NZ 4783.1:2001 Performance of electrical equipment – ballasts for fluorescent lamps – Part 1: Method of measurement to determine energy consumption and performance of ballasts-lamp circuits

SCHEDULE 2
(Regulation 6(2))

**LIST OF PRODUCT CLASSES SUBJECT TO
MINIMUM ENERGY PERFORMANCE STANDARDS
AND ENERGY LABELING**

Product class	Minimum energy performance standards and energy labelling	Standards for energy testing
Household refrigerating appliances: any electrical household refrigerating appliance covered under the Standard, and including refrigerators, refrigerator and freezers or freezers covered under the	AS/NZS 4474.2:2009: Performance of household electrical appliances— Refrigerating appliances—Energy labeling and minimum energy performance standard requirements.	AS/NZS 4474.1:2007 (Incorporating Amendment Nos 1 and 2): Performance of household electrical appliances— Refrigerating appliances—Energy consumption and performance

<p>Standard which:</p> <p>(a) operate using the vapour compression cycle; and</p> <p>(b) use mains electricity (230/240 Volts at 50Hz) as the primary power source;</p>		
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<p>Air conditioners, including (single, phase and 3-phase up to 65kW rated cooling capacity, non-ducted). Includes air-source heat pumps but does not include water-source heat pumps.</p>	<p>AS/NZS3823.2:2013 Performance of electrical appliances – air conditioners and heat pumps Part 2: Energy labelling and minimum energy performance standard (MEPS) requirements.</p>	<p>AS/NZS3823.1.1:2012 Performance of household electrical appliances – room air conditioners Part 1.1: Non ducted air conditioners and heat pumps – Testing and rating for performance.</p> <p>AS/NZS3823.1.2:2012 Performance of electrical appliances – air conditioners and heat pumps Part 1.2: Test Methods – Ducted air conditioners and air-to-air heat pumps – Testing and rating for performance</p> <p>AS/NZS3823.1.4:2012 Performance of electrical appliances – air conditioners and heat pumps Part 1.4: Test Methods – Multi split-system air conditioners and air-to-air heat pumps – Testing and rating for performance.</p>
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SCHEDULE 3
(Regulation 6(3))

COUNTRIES WHERE REGISTRATION OF A MODEL
IS ACCEPTED FOR THE PURPOSES OF
REGISTRATION

- o Australia
- o Fiji
- o New Zealand

SCHEDULE 4
(Regulation 6(4))

FEES

Description	Fee (SATS)
Application to register a model under section 11 of the Act	100