

Implementing Ordinance on Guarantees of Origin and Guarantees of Regional Origin for Electricity from Renewable Energies (Guarantees of Origin and Guarantees of Regional Origin Implementing Ordinance - HkRNDV)

Date of issue: 08.11.2018

Full citation: "Guarantees of Origin and Guarantees of Regional Origin Implementing Ordinance of 8 November 2018 (Federal Law Gazette I p. 1853), last amended by Article 1 of the Ordinance of 6 August 2025 (Federal Law Gazette 2025 I No. 186)"

Status: Last amended by Art. 1 of the Ordinance of 6.8.2025 I No. 186

Table of Contents

Division 1: General Rules

- Section 1 Register maintenance
- Section 2 Definitions
- Section 3 Communication with the register administration
- Section 4 Correction of errors
- Section 5 Designation of the areas of use and determination of the regions of use for guarantees of regional origin
- Section 6 Account opening in the guarantees of origin register
- Section 7 Account opening in the guarantees of regional origin register
- Section 8 Registration of service providers and assignment and authorisation of service providers by the account holder
- Section 9 Account maintenance by users and main users
- Section 10 Transfer of data of environmental auditors and environmental auditors' organisations
- Section 11 Transfer of data by operators of electricity supply grids

Division 2: Issuance and Contents of Guarantees of Origin and Guarantees of Regional Origin, Registration of Installations

Subdivision 1: Issuance of Guarantees of Origin

- Section 12 Requirements for the issuance of guarantees of origin
- Section 13 Issuance of guarantees of origin for electricity from pumped-storage power plants and from run-of-river power plants with pump operation without storage
- Section 14 Issuance of guarantees of origin for electricity from power plants at the border
- Section 15 Rejection of issuance of guarantees of origin without corresponding electricity generation

Section 16 Contents of the guarantee of origin

Section 17 Determination of the production period for guarantees of origin

Subdivision 2: Issuance of Guarantees of Regional Origin

Section 18 Requirements for the issuance of guarantees of regional origin

Section 19 Contents of the guarantee of regional origin

Section 20 Determination of the production period for guarantees of regional origin

Subdivision 3: Registration and Deletion of Installations

Section 21 Registration of installations in the guarantees of origin register

Section 22 Use of an environmental auditor or environmental auditors' organisation for the registration of installations in the guarantees of origin register

Section 23 Registration of installation in the guarantees of regional origin register

Section 24 Change of installation data

Section 25 Registration of whole installations

Section 26 Period of validity of registration of installations; renewal of registration of installations

Section 27 Deletion of registration of installations and change of installation operator

Division 3: Transfer, Cancellation, Deletion and Expiry of Guarantees of Origin and Guarantees of Regional Origin

Section 28 Transfer of guarantees of origin

Section 29 Transfer and reversal of guarantees of regional origin

Section 30 Usage and cancellation of guarantees of origin

Section 30a Coupled supply of guarantees of origin

Section 31 Usage and cancellation of guarantees of regional origin, declaration in electricity disclosure

Section 32 Deletion of guarantees of origin

Section 33 Deletion of guarantees of regional origin

Section 34 Expiry of guarantees of origin

Section 35 Expiry of guarantees of regional origin

Division 4: Recognition and Import of Guarantees of Origin from Foreign Bodies Keeping a Register

Section 36 Recognition of guarantees of origin from foreign bodies keeping a register

Section 37 Import of recognised guarantees of origin

Division 5: Duties of Register Participants, Main Users, Users and Operators of Electricity Supply Grids

Section 38 General duties to inform and cooperate

Section 39 Duties in relation to use of the guarantees of origin register or the guarantees of regional origin register

Section 40 Duties of the account holder to inform and cooperate

Section 41 Duties of operators of electricity supply grids and installation operators to communicate and notify information

Section 42 Evaluation duties for biomass installations registered in the guarantees of origin register

Section 43 Activity of environmental auditors and environmental auditors' organisations

Section 44 Submission of additional documents by installation operators and account holders

Division 6: Collection, Storage, Usage, Transmission and Deletion of Data

Section 45 Collection, storage and usage of personal data

Section 46 Data transmission

Section 47 Deletion of data

Division 7: Administrative Offences

Section 48 Administrative offences

Division 8: Freezing and Closure of Account, Exclusion from Participation in the Registers

Section 49 Freezing and unlocking of the account

Section 50 Closure of the account

Section 51 Exclusion from participation in the registers, renewal of participation following exclusion

Division 9: Terms of Use

Section 52 Terms of use

Section 53 Exclusion of appeals procedure

Division 1: General Rules

Section 1 Register maintenance

(1) The register administration shall maintain the guarantees of origin register as an electronic database in which the issuance of domestic guarantees of origin, the recognition of foreign guarantees of origin, as well as the transfer and cancellation of domestic and foreign guarantees of origin are registered.

(2) The register administration shall maintain the guarantees of regional origin register as an electronic database in which the issuance, transfer and cancellation of guarantees of regional origin are registered.

(3) Administrative acts under this Ordinance may be issued entirely by automated systems, provided that there is no reason for the individual case to be handled by a public official.

Section 2 Definitions

For the purposes of this ordinance:

1. **Biomass**
shall mean an energy source pursuant to Section 3 number 21 letter e of the Renewable Energy Sources Act (EEG) of 21 July 2014 (Federal Law Gazette I p. 1066), last amended by Article 1 of the Act of 21 June 2018 (Federal Law Gazette I p. 862).
2. **Service provider**
shall mean a natural person, a legal entity governed by private or public law or a partnership with legal capacity, authorised by an account holder to perform actions on their behalf in connection with using the guarantees of origin register or the guarantees of regional origin register in relation to the register administration.
3. **Power plant at the border**
shall mean an installation that is located on the German state border and on both sides of which there are facilities necessary for electricity generation in this installation, whereby the border of the German exclusive economic zone with the exclusive economic zone of another state shall be considered the German state border.
4. **Account**
shall mean a feature within the guarantees of origin register or the guarantees of regional origin register assigned to the account holder by the register administration, in which the issuance, transfer, recognition and cancellation of guarantees of origin or the issuance, transfer and cancellation of guarantees of regional origin takes place.
5. **Account holder**
shall mean a trader, an installation operator or an electricity supplier for whom the register administration has opened an account in the guarantees of origin register or in the guarantees of regional origin register.
6. **User**
shall mean a natural person who is authorised by an account holder or a service provider to perform actions on behalf of the authorising party towards the register administration in the guarantees of origin register or the guarantees of regional origin register.
7. **Mailbox**
shall mean a feature within the guarantees of origin register or the guarantees of regional origin register assigned to the register participant and the operator of an electricity supply grid, which is provided by the register administration for the receipt of electronic documents and messages as well as for the announcement of decisions.
8. **Register participant**
shall mean:
 - a) in the guarantees of origin register: an account holder, a registered service provider, an environmental auditor and an environmental auditors' organisation, or
 - b) in the guarantees of regional origin register: an account holder and a registered service provider.

9. Register administration

shall mean the Federal Environment Agency as the competent body pursuant to Section 79 subsection 4 and Section 79a subsection 4 of the Renewable Energy Sources Act (EEG).

10. Storage unit

shall mean an installation for the purposes of Section 3 number 1 second part of the sentence of the Renewable Energy Sources Act (EEG).

11. Environmental auditor or environmental auditors' organisation

shall mean:

a) an environmental auditor or an environmental auditors' organisation for the purpose of Section 2 subsection 2 or subsection 3 of the Environmental Audit Act (UAG) in the version of its announcement of 4 September 2002 (Federal Law Gazette I p. 3490), last amended by Article 13 of the Act of 27 June 2017 (Federal Law Gazette I p. 1966), in the respective valid version, provided the environmental auditor or the environmental auditors organisation¹ disposes of:

aa) a licence for the field of electricity generation from renewable energies according to accreditation area 35.11.6 of the Annex to the UAG Accreditation Procedure Ordinance in the version of its announcement of 12 September 2002 (Federal Law Gazette I p. 3654), last amended by Article 65 of the Act of 29 March 2017 (Federal Law Gazette I p. 626),

bb) a licence for the field of electricity generation from hydropower according to accreditation area 35.11.7 of the Annex to the UAG Accreditation Procedure Ordinance,

cc) a licence for the field of collection, treatment and disposal of waste; recovery according to accreditation area 38 of the Annex to the UAG Accreditation Procedure Ordinance, or

dd) a licence for the field of heat supply according to accreditation area 35.30.6 of the Annex to the UAG Accreditation Procedure Ordinance, as well as

b) an environmental auditor or an environmental auditors' organisation who or which

aa) in another Member State of the European Union or another signatory to the Agreement on the European Economic Area disposes of a licence for the areas mentioned under letter a and

bb) may be active in the federal territory pursuant to Section 18 subsections 1 and 2 of the Environmental Audit Act (UAG).

¹ incorrect in the original publication

12. Area of use

shall mean the post code area or the municipal area, if it includes several post code areas, at the place where the final consumer is supplied with electricity.

13. Region of use

shall mean the area of use as well as all post code areas situated in whole or in part within a 50-kilometre radius around the area of use.

Section 3 Communication with the register administration

(1) The register administration shall provide a communication system as well as mailboxes within the communication system. Register participants are obliged to open and use an electronic access to the communication system provided by the register administration as well as to an email mailbox for communication with the register administration. Register participants are obliged to conduct communication with the register administration, in particular the submission of applications and the making of declarations as well as the transmission of data and documents, via the communication system pursuant to the first sentence.

(2) Register participants are obliged to use the electronic form templates provided by the register administration for communication with the register administration, including the transmission of data and documents to it. In the form templates, the register administration shall specify which information the register participants must provide on the basis of this Ordinance.

(3) If a document transmitted electronically by the register administration is not suitable for viewing and processing by the register participant for technical reasons, the register participant shall inform the register administration of this circumstance without delay.

(4) The register administration may require the register participants to use a specific, established encryption method appropriate for the protection requirements to transmit data and documents to the register administration. When selecting the encryption, the advice and publications of the Federal Office for Information Security shall be taken into account. Register participants shall keep the encryption up to date.

Section 4 Correction of errors

(1) The register administration is authorised to correct errors identified by it which occurred during the issuance, transfer, recognition or cancellation of guarantees of origin or during the issuance, transfer or cancellation of guarantees of regional origin or in installation data or in register participant data. However, it may generally not make any error corrections that

1. may affect the electricity disclosure pursuant to Section 42 subsection 1 of the Energy Industry Act, or
2. refer to guarantees of origin or guarantees of regional origin that the register administration has deleted or declared expired or would have to delete or declare expired.

(2) The register administration is authorised and obliged to take the necessary measures to prevent future errors within the meaning of subsection 1.

(3) The register administration shall inform the register participants affected by a correction about the corrections made.

Section 5 Designation of the areas of use and determination of the regions of use for guarantees of regional origin

(1) By general ruling, the register administration, on the basis of official data or data from other competent bodies, shall designate the areas of use for which guarantees of regional origin may be cancelled and shall determine for each area of use the region of use from which guarantees of regional origin may be cancelled and used for the area of use. The designation of the areas of use shall be made with the municipality name and the corresponding post code or post codes. In determining the region of use, clusters pursuant to Section 3 number 1 of the Offshore Wind Energy Act shall be equivalent to a post code area for offshore wind energy installations pursuant to Section 3 number 11 of the Offshore Wind Energy Act. The third sentence shall apply mutatis mutandis to installations in the territorial sea that produce electricity from renewable energies.

(2) The general ruling pursuant to subsection 1 shall generally apply for one calendar year. It shall be published in the Federal Gazette. The announcement shall additionally be published on the website of the register administration.

Section 6 Account opening in the guarantees of origin register

(1) An account in the guarantees of origin register is required for the issuance, recognition, transfer and cancellation of guarantees of origin. It is permissible for an account holder to have several accounts.

(2) To open an account pursuant to subsection 1 first sentence, an application shall be made to the register administration. Installation operators, traders and electricity suppliers are authorised to make an application. In the case of a whole installation as defined in section 25, where individual installations are operated by different installation operators, the natural or legal person or partnership with legal capacity who is authorised to represent the installation operators involved in the whole installation to the outside world shall be deemed to be the installation operator.

(3) If the applicant is a natural person, representation by an authorised agent is excluded for the application. If the applicant is a legal entity governed by private or public law or a partnership with legal capacity, representation by an authorised agent who is not employed by the applicant is excluded for the application. Notwithstanding the first and second sentences, representation by a service provider is permissible if the applicant wishes to act as an installation operator.

(4) When making the application, the following data and information about the applicant shall be transmitted to the register administration:

1. if the applicant is a natural person: the first and last name, street, house number, post code, city and state (address) as well as the telephone number and email address,
2. if the applicant is a legal person or partnership with legal capacity: the name or the company name, the registered office, the telephone number, the email address, the

- details of the legal representatives and, if the applicant is entered in the commercial, cooperative, partnership or association register or a similar register, the register number and the details of the body where the register is kept,
3. the VAT identification number and the unique number pursuant to Section 8 subsection 2 of the Core Energy Market Data Register Ordinance of 10 April 2017 (Federal Law Gazette I p. 842), last amended by Article 5 of the Act of 17 July 2017 (Federal Law Gazette I p. 2532), if available,
 4. the intended function or functions as installation operator, trader or electricity supplier, and
 5. the company number assigned by the Federal Network Agency for Electricity, Gas, Telecommunications, Post and Railway (Bundesnetzagentur) and the market partner identification number assigned by the German Association of Energy and Water Industries (BDEW e.V.) if registration as an electricity supplier is intended.

If the applicant is represented pursuant to subsection 3, the first and last name, address, telephone number and email address of the representative shall also be transmitted to the register administration. Upon application, the applicant, or in the case of permissible representation under subsection 3, the representative, shall receive a username and a password (access data) for the account from the register administration.

(5) The applicant shall prove their identity by a procedure determined by the register administration in the terms of use pursuant to Section 52 first sentence. When opening further accounts by the same applicant, a new proof of identity is not required. A proof of identity is also not required if the identity of the applicant or their representative has already been proven when opening an account in the guarantees of regional origin register. If the applicant is represented at the time of application, the representative shall, instead of the applicant, provide proof of their identity in accordance with the first to third sentences and additionally prove their power of representation for the application for account opening and for account maintenance by means of suitable documents. In the case of subsection 3 third sentence, a proof of identity of the service provider is not required; the obligation of the service provider to provide proof of identity within the framework of service provider registration pursuant to Section 8 subsection 5 remains unaffected. The register administration is entitled to stipulate in the terms of use pursuant to Section 52 first sentence that certain uses of the guarantees of origin register require authentication and what additional information is required for this purpose.

(6) The register administration shall open the account for the applicant if it has determined that the applicant is authorised to make the application and that the required data and information pursuant to subsection 4 and the required proofs pursuant to subsection 5 have been transmitted in full, and shall declare them the main user. If the applicant was represented at the time of application, the register administration shall declare the natural person who made the application for the applicant to be the main user upon opening the account.

(7) The register administration shall reject the application to open an account if the applicant is not authorised to make the application, the required data and information pursuant to subsection 4 or the required proofs pursuant to subsection 5 have not been transmitted in full, or the applicant or their representative is excluded from participation in the register pursuant to Section 51. The register administration shall reject the application if the conditions for freezing the account pursuant to Section 49 or for closing the account pursuant to Section 50 exist.

Section 7 Account opening in the guarantees of regional origin register

(1) An account in the guarantees of regional origin register is required for the issuance, transfer and cancellation of guarantees of regional origin.

(2) Section 6 shall apply mutatis mutandis. Notwithstanding this, proof of identity is not required if the identity of the applicant or their representative has already been proven when opening an account in the guarantees of origin register.

Section 8 Registration of service providers and assignment and authorisation of service providers by the account holder

(1) An account holder may assign a service provider to maintain an existing account. A service provider may only maintain an account for an account holder on the basis of a power of attorney granted to them by the account holder towards the register administration after / the registration of the service provider in the register in which the account exists. If an installation operator assigns a service provider to maintain an account in the guarantees of origin register or the guarantees of regional origin register, it shall be sufficient, notwithstanding the second sentence, if the installation operator directly authorises the service provider and the service provider declares to the register administration that they have been authorised by the installation operator; for this purpose, the service provider shall transmit the power of attorney granted by the installation operator to the register administration. A service provider may also act for several account holders.

(2) As a service provider may be assigned and authorised:

1. a natural person who is not at the same time a main user pursuant to section 6 subsection 6 second sentence or a user pursuant to section 9 subsection 1,
2. a legal entity governed by private or public law, or
3. a partnership with legal capacity.

Environmental auditors or environmental auditors' organisations acting under this Ordinance may not be assigned and authorised as service providers.

(3) An authorised service provider may in principle perform all actions in connection with the use of the guarantees of origin register or the guarantees of regional origin register to which the account holder is entitled and obliged, unless this is contrary to the legitimate interests of the register administration.

(4) The power of attorney must correspond in form and content to the specifications of the register administration.

(5) For the authorisation pursuant to subsection 1, the prior registration of the service provider in the guarantees of origin register or the guarantees of regional origin register is required. The registration is made upon application by the service provider to the register administration. For registration in the guarantees of origin register, section 6 subsections 3 to 7 shall apply mutatis mutandis; for registration in the guarantees of regional origin register, section 7 subsection 2 first and second sentences shall apply mutatis mutandis. The registered service provider shall receive their own access data from the register administration.

(6) The register administration shall delete the registration of the service provider in the guarantees of origin register or the guarantees of regional origin register upon their application. At the time of the deletion of the registration or the exclusion of the service provider from the guarantees of origin register or the guarantees of regional origin register pursuant to section 49, all existing assignments to account holders shall expire.

Section 9 Account maintenance by users and main users

(1) An account holder may entrust one or more natural persons employed by them as users with the maintenance of their account in the guarantees of origin register or the guarantees of regional origin register. A user may only maintain an account for an account holder on the basis of a power of attorney granted to them by the account holder towards the register administration. For this purpose, the account holder must transmit the data and information pursuant to section 6 subsection 4 second sentence to the register administration. The authorisation may be granted at the time of application pursuant to section 6 or 7 or at a later date.

(2) The authorisation of a user pursuant to subsection 1 includes the right to perform, in the name of and with effect for the account holder, all actions towards the register administration to which the account holder is entitled and obliged.

(3) Each user shall receive their own access data to the account of the authorising account holder from the register administration.

(4) If the data stored about the user pursuant to subsection 1 third sentence changes, the user is obliged to transmit the changed data to the register administration immediately and in full.

(5) An authorised service provider is also entitled to authorise one or more natural persons employed by them as users in the guarantees of origin register or the guarantees of regional origin register towards the register administration. Subsections 1 to 4 shall apply mutatis mutandis, provided that the authorisation may take place when applying for registration pursuant to section 8 subsection 5 or at a later date. Notwithstanding subsection 2, the authorisation only includes the right to perform, in the name of and with effect for the account holder, all actions towards the register administration to which the service provider is entitled and obliged pursuant to section 8 subsection 3.

(6) For the duration of the existence of an account, a main user is required without time interruption.

(7) For each account, the register administration shall declare a natural person as the main user of this account pursuant to section 6 subsection 6 first sentence or second sentence. If the account holder was represented at the time of account opening pursuant to section 6 subsection 3 and the representative was declared the main user by the register administration pursuant to section 6 subsection 6 second sentence, the main user's power of representation pursuant to section 6 subsection 5 fourth sentence shall also include the right to maintain the account; subsection 2 shall apply mutatis mutandis.

(8) If the data stored about the main user pursuant to section 6 subsection 4 changes, the main user is obliged to transmit the changed data to the register administration immediately and in full.

(9) In the case of section 6 subsection 6 second sentence, the account holder may replace the main user at any time with a new main user; if the power of attorney of the main user expires, the previous main user shall be replaced by a new main user at the time the expiry becomes effective. In both cases of the first sentence, the proofs of identity and power of representation of the new main user pursuant to section 6 subsection 5 fourth sentence shall be submitted to the register administration without delay; the register administration shall declare this person the new main user as soon as the proof has been provided.

Section 10 Transfer of data of environmental auditors and environmental auditors' organisations

(1) Before commencing their activity under this Ordinance in the guarantees of origin register, the environmental auditor or the environmental auditors' organisation shall transmit the data and proofs specified in subsections 2 and 3 to the register administration.

(2) The environmental auditor or the natural person acting for the environmental auditors' organisation shall transmit the following data to the register administration:

1. the first and last name,
2. the office address,
3. the telephone number, and
4. the email address.

In the case of environmental auditors' organisations, the name and address of the environmental auditors' organisation shall also be transmitted. The register administration is entitled to stipulate in the terms of use pursuant to section 52 first sentence that uses of the guarantees of origin register by the environmental auditor or by the environmental auditors' organisation require authentication.

(3) The environmental auditor or the environmental auditors' organisation shall submit to the register administration a proof of identity and a proof of license as an environmental auditor or environmental auditors' organisation. As proof of license, a copy of the licence decision or decisions shall be transmitted to the register administration. The register administration shall determine a suitable procedure for providing the proof of license. For the proof of identity, section 6 subsection 5 shall apply mutatis mutandis.

(4) The environmental auditor or the environmental auditors' organisation shall immediately notify the register administration of the loss of one or more license areas pursuant to section 2 number 11 letter a).

(5) The register administration shall delete the data of the environmental auditor or the environmental auditors' organisation upon their application or if the environmental auditor or the environmental auditors' organisation loses the last license area qualifying for participation in the register pursuant to section 2 number 11 letter a). Upon deletion of the data of the environmental auditor or the environmental auditors' organisation, all of their existing assignments to installation operators shall expire.

(6) The register administration shall inform the competent licensing body pursuant to Section 28 of the Environmental Audit Act (UAG) if there are justified doubts as to whether the environmental auditor or the environmental auditors' organisation is properly carrying out the activities under this Ordinance.

Section 11 Transfer of data of operators of electricity supply grids

(1) Upon request by the register administration, the operator of an electricity supply grid shall, in the guarantees of origin register or in the guarantees of regional origin register, immediately check the data and information already stored about them at the location indicated in the request and, if necessary, correct it and transmit to the register administration the data required for the establishment of the electronic communication channel between them and the register administration. The register administration shall determine the process of data transmission, the format and the transmission path of the data in the terms of use pursuant to section 52 first sentence.

(2) In the event of a change to the data pursuant to subsection 1 first sentence, the operator of an electricity supply grid shall transmit the changed data to the register administration immediately and in full.

(3) The register administration shall, in the terms of use pursuant to section 52 first sentence, prescribe a specific, established encryption method appropriate for the protection requirements for the transmission of data to the register administration for the operators of electricity supply grids. The operator of an electricity supply grid shall update the certificates necessary for encrypted data communication with the register administration without being requested to do so before they expire.

Division 2: Issuance and Contents of Guarantees of Origin and Guarantees of Regional Origin, Registration of Installations

Subdivision 1: Issuance of Guarantees of Origin

Section 12 Requirements for the issuance of guarantees of origin

(1) At the request of the installation operator, the register administration shall issue a guarantee of origin per net megawatt-hour of electricity generated from renewable energy sources and credit it to the account of the installation operator to whom the installation is assigned, if

1. a valid registration of the installation in the guarantees of origin register pursuant to section 21 exists,
2. the quantity of electricity for which the issuance is requested has been generated from renewable energy sources in the registered installation since the beginning of the calendar month of its registration,
3. the quantity of electricity generated by the installation and fed into the grid has been communicated to the register administration,

4. for the generated quantity of electricity from renewable energy sources, neither a guarantee of origin nor any other proof that serves, at least in part, for electricity disclosure or another procedure for demonstrating an electricity supply domestically or abroad has been issued to date,
5. (repealed)
6. for the generated quantity of electricity from renewable energy sources, no payment pursuant to section 19 or section 50 of the Renewable Energy Sources Act (EEG) has been claimed,
7. not more than twelve calendar months have passed since the end of the production period pursuant to section 17 subsection 1 first sentence,
8. in the case of a biomass installation with an installed capacity of more than 100 kilowatts and which
 - a) may exclusively use biomass according to the approval required for the construction and operation of the installation, or
 - b) may also use other energy sources in addition to biomass or uses fossil fuels for start-up, ignition or supporting fuel according to the approval required for the construction and operation of the installation,

an environmental auditor or an environmental auditors' organisation has confirmed before issuance that the quantity of electricity entered in the register corresponds to the quantity of electricity pursuant to number 3 and that for this quantity of electricity, in compliance with section 42 subsection 1, the requirements pursuant to number 2 are met; in the event of non-fulfilment in due time of the obligations pursuant to section 42 subsection 1 first sentence or section 42 subsection 3 second sentence, these quantities of electricity shall not be deemed to be quantities of electricity produced from renewable energy sources,
9. in the case of an installation with an installed capacity of more than 250 kilowatts and if the quantity of electricity was not communicated by the operator of the electricity supply grid, an environmental auditor or an environmental auditors' organisation has confirmed before issuance that the quantity of electricity entered in the register corresponds to the quantity of electricity pursuant to number 3, unless it concerns installations pursuant to number 8, section 13 or 14, and
10. the issuance of the guarantee of origin does not jeopardise the security, accuracy or reliability of the guarantees of origin register.

A risk within the meaning of the first sentence number 10 is generally present if there is a reason in the person of the applicant for locking the account pursuant to section 49 or for exclusion from participation in the guarantees of origin register pursuant to section 51.

(1a) At the request of the installation operator, the guarantee of origin shall additionally state that the electricity was generated in a high-efficiency cogeneration plant. For installations with an installed capacity of more than 100 kilowatts, an environmental auditor or an environmental

auditors' organisation must have confirmed before issuance the generation of electricity in high-efficiency cogeneration plants as well as the following information:

1. the use of heat,
2. the lower heating value,
3. the percentage of primary energy savings,
4. the absolute primary energy savings,
5. the total primary energy savings,
6. the CO₂ emissions generated,
7. the absolute CO₂ emission savings,
8. the useful heat from cogeneration,
9. the electrical efficiency, and
10. the thermal efficiency.

The register administration may provide for simplified requirements for the proof pursuant to the second sentence in the terms of use pursuant to section 52 first sentence. In the event of non-fulfilment in due time of the obligations pursuant to section 42a subsection 1, these quantities of electricity shall not be deemed to be quantities of electricity produced in high-efficiency cogeneration.

(2) (repealed)

(3) The installation operator shall state in their application for the issuance of guarantees of origin whether and in what way the quantity of electricity for which guarantees of origin are requested has received state aid.

(4) The installation operator is prohibited from applying for a guarantee of origin for a quantity of electricity,

1. for which a payment has been claimed pursuant to section 19 subsection 1 or section 50 subsection 1 of the Renewable Energy Sources Act (EEG),
2. for which another proof for the purpose of disclosing an electricity supply from renewable energies domestically or abroad has been issued,
3. which was not generated from renewable energies in an installation after its registration, or
4. in respect of which the register administration has notified that it is to be used to offset the negative balance carried forward pursuant to section 15 subsection 2.

(5) The register administration shall issue guarantees of origin for quantities of electricity from a storage unit into which several registered installations feed, on a pro-rata basis for the respective installation. The calculation of the quantity of electricity on which the issuance is based is made for each feeding installation by forming the product of

1. the quantity of electricity fed into the grid and
2. the quotient of
 - a) the quantity of electricity fed into the storage unit from the respective feeding installation and
 - b) the sum of the quantities of electricity of all installations feeding into the storage unit.

section 41 subsections 3 to 6 shall apply mutatis mutandis.

Section 13 Issuance of guarantees of origin for electricity from pumped-storage power plants and from run-of-river power plants with pump operation without storage

(1) For electricity from renewable energies generated in pumped-storage power plants with natural inflows or in run-of-river power plants that regulate the level difference by means of pumping operation, guarantees of origin shall be issued at the request of the installation operator for the quantity of electricity generated by the natural inflow.

(2) The quantity of electricity relevant for the issuance of guarantees of origin is calculated by deducting the quantity of electricity used for the pumping operation from the quantity of electricity that the installation pursuant to subsection 1 feeds into the grid. In this context, neither the source of the electricity used for the pumping operation nor the geographical location of the pump is relevant.

(3) The installation operator is entitled to transmit to the register administration an efficiency factor for pumping losses for an installation pursuant to subsection 1 in order to increase the quantity of electricity generated from renewable energies pursuant to subsections 1 and 2 due to energy losses of the pump; the efficiency factor must be proven by a confirmation from the environmental auditor or the environmental auditors' organisation. The quantity of electricity relevant for the issuance of guarantees of origin is calculated by multiplying this efficiency factor by the quantity of electricity used for the pumping operation.

(4) The operator of an installation pursuant to subsection 1 shall, notwithstanding section 12, state in the application for the issuance of guarantees of origin the quantity of electricity relevant for the issuance of guarantees of origin pursuant to subsections 1 to 3. The issuance takes place after the quantity of electricity pursuant to the first sentence has been confirmed by an environmental auditor or an environmental auditors' organisation.

Section 14 Issuance of guarantees of origin for electricity from power plants at the border

(1) For electricity from renewable energies generated in power plants at the border, guarantees of origin shall be issued at the request of the installation operator for the quantity of electricity assigned to the domestic territory and generated from renewable energies in the power plant at the border. The relevant quantity of electricity is calculated by deducting the quantity

of electricity generated from renewable energies and assigned to the foreign country from the total quantity of electricity generated from renewable energies in the power plant at the border. The assignment shall be made by means of an international treaty or a concession based on an international treaty. In individual cases, the register administration, in coordination with the foreign body keeping the register concerned, may make a deviating issuance from the assignment pursuant to the third sentence in order to avoid the double issuance of guarantees of origin for the same quantity of electricity. The register administration shall announce the deviation pursuant to the fourth sentence in the terms of use pursuant to section 52 first sentence.

(2) The operator of a power plant at the border shall, in the application for the issuance of a guarantee of origin, state the relevant quantity of electricity from renewable energies pursuant to subsection 1 first sentence.

(3) If an assignment of the quantities of electricity pursuant to subsection 1 third sentence has not taken place, guarantees of origin shall be issued for the quantities of electricity produced from renewable energies originating from generators located within the borders of the Federal Republic of Germany and feeding into the German power grid. In this case, the competent grid operator must transmit the relevant quantity of electricity to the register administration.

Section 15 Rejection of issuance of guarantees of origin without corresponding electricity generation

(1) The register administration shall reject the issuance of guarantees of origin if

1. guarantees of origin were issued to the installation operator at an earlier date,
2. the issuance at that time was not based on a corresponding generation of a quantity of electricity from renewable energies, or a violation of section 12 subsection 1 number 6 occurred, and
3. the guarantees of origin so issued have already been transferred to another account not belonging to the installation operator.

(2) In the case of subsection 1, the register administration shall refuse to issue guarantees of origin until the quantity of electricity for which guarantees of origin have been issued has been offset by quantities of electricity generated from renewable energies in the installation and for which the installation operator meets the requirements of section 12 subsection 1 first sentence numbers 1 to 9 (negative balance carried forward).

Section 16 Contents of the guarantee of origin

(1) A guarantee of origin issued by the register administration contains, in addition to the information pursuant to section 9 subsection 1 of the Renewable Energy Ordinance of 17 February 2015 (Federal Law Gazette I p. 146), last amended by Article 3 of the Ordinance of 10 August 2017 (Federal Law Gazette I p. 3102):

1. the designation of the register administration as the issuing body,
2. the identification number of the installation assigned by the register administration, and
3. the designation of the installation.

Guarantees of origin with the additional statement that the electricity was generated in high-efficiency cogeneration plants shall additionally contain the information pursuant to section 9 subsection 2 of the Renewable Energy Ordinance (EEV).

(2) At the request of the installation operator, the guarantee of origin may additionally contain information on the manner of electricity generation in the installation (quality features). The quality features shall only be included in the guarantee of origin if their accuracy has been confirmed by an environmental auditor or an environmental auditors' organisation. The confirmation pursuant to the second sentence shall be made

1. at the time of the application for the issuance of the guarantee of origin, or
2. at the time of the registration of the installation, insofar as it concerns installation-specific information that is already fixed at the time of installation registration.

If the guarantee of origin is transferred abroad, the quality features shall be deleted.

(3) The register administration is entitled to make additional or restrictive specifications regarding the content of the information pursuant to subsection 2. The register administration shall describe individual quality features pursuant to subsection 2 and the requirements for their confirmation in the terms of use pursuant to section 52 first sentence. The inclusion of a quality feature may be subject to an ancillary provision; this is also permissible subsequently if it is necessary to ensure the accuracy of the register.

Section 17 Determination of the production period for guarantees of origin

(1) On the guarantee of origin, the register administration shall state the production period of the quantity of electricity on which the guarantee of origin is based. The production period shall be indicated as a calendar month. For this purpose, the register administration shall use the calendar month in which the end of the electricity generation occurs.

(2) For installations with technical facilities with which the operator of the electricity supply grid can at any time call up the respective actual feed-in, the following shall be used as

1. the beginning of the generation of the quantity of electricity pursuant to subsection 1 first sentence, the first day of the calendar month in which the generation of this quantity of electricity was completed, and
2. the end of the electricity generation, the last day of the same calendar month.

If the quantity of electricity generated from renewable energies in this period is less than 1 megawatt-hour, the end of the electricity generation shall be the last day of the calendar month in which the generation of 1 megawatt-hour of electricity was completed.

(3) For installations not covered by subsection 2,

1. the beginning of the electricity generation shall be the first day after the penultimate reading of the electricity generation data, and
2. the end of the electricity generation shall be the day of the last reading of the electricity generation data.

If the quantity of electricity generated from renewable energies in this period is less than 1 megawatt-hour, the end of the electricity generation shall be the day of the reading before which the generation of 1 megawatt-hour of electricity was completed.

(4) For the issuance of a guarantee of origin, only quantities of electricity shall be considered for which the beginning and end of their generation are not significantly more than twelve months apart.

Subdivision 2: Issuance of Guarantees of Regional Origin

Section 18 Requirements for the issuance of guarantees of regional origin

(1) At the request of the installation operator, the register administration shall issue a guarantee of regional origin per net kilowatt-hour of electricity generated from renewable energy sources and credit it to the account of the installation operator to whom the installation is assigned, if

1. a valid registration of the installation in the guarantees of regional origin register pursuant to section 23 exists,
2. the quantity of electricity for which the issuance is requested has been generated from renewable energy sources in the registered installation since the beginning of the calendar month of its registration,
3. the quantity of electricity generated by the installation and fed into the grid has been communicated to the register administration,
4. no guarantee of regional origin has yet been issued for the generated quantity of electricity,
5. a claim for the market premium for the generated quantity of electricity exists pursuant to section 19 subsection 1 number 1 of the Renewable Energy Sources Act (EEG),
6. not more than 24 calendar months have passed since the end of the production period pursuant to section 20, and
7. the issuance of the guarantee of regional origin does not jeopardise the security, accuracy or reliability of the guarantees of regional origin register.

(2) section 12 subsection 1 second sentence, subsections 5 and section 14 and 15 shall apply *mutatis mutandis*.

(3) The installation operator and their service provider are prohibited from applying for a guarantee of regional origin for a quantity of electricity,

1. for which no claim for the market premium exists pursuant to section 19 subsection 1 number 1 of the Renewable Energy Sources Act (EEG),
2. which was generated before the calendar month of the installation registration, or
3. in respect of which the register administration has notified that it is to be used to offset the negative balance carried forward in accordance with section 15 subsection 2.

Section 19 Contents of the guarantee of regional origin

A guarantee of regional origin contains, in addition to the information pursuant to section 10 of the Renewable Energy Ordinance (EEV), the following information:

1. the designation of the register administration as the issuing body,
2. the issuing state,
3. the energies used for electricity generation by type and essential components,
4. the location, type, installed capacity and the date of commissioning of the installation in which the electricity was generated,
5. the identification number of the installation assigned by the register administration,
6. the designation of the installation, and
7. the designation of the areas of use in which the guarantee of regional origin may be used.

Section 20 Determination of the production period for guarantees of regional origin

For the determination of the production period for guarantees of regional origin, section 17 subsections 1 and 2 shall apply mutatis mutandis. If the quantity of electricity generated in a calendar month for which a guarantee of regional origin is to be issued is less than 1 kilowatt-hour, the last day of the calendar month in which the generation of 1 kilowatt-hour was completed shall be decisive for the end of the electricity generation.

Subdivision 3: Registration and Deletion of Installations

Section 21 Installation registration in the guarantees of origin register

(1) At the request of the installation operator, the register administration shall register their installation or installations in the guarantees of origin register and assign it to the account of the installation operator. For this purpose, the installation operator shall transmit the following data to the register administration:

1. for natural persons: the first and last name; for legal persons: the name and registered office,
2. the location of the installation:
 - a) the geographical coordinates in a format to be determined by the register administration in the terms of use pursuant to section 52 first sentence, and
 - b) the address; for installations that do not have their own address, the nearest address shall be provided; for offshore wind energy installations pursuant to section 3 number 7 of the Offshore Wind Energy Act and installations in the territorial sea, the address is not required,
3. the name and address of the grid operator into whose grid the installation feeds; if electricity from the installation is fed into a grid that is not for general supply, and if this electricity is consumed by final consumers connected to this grid, the name and address of this grid operator shall be provided, unless the data is available to the grid operator pursuant to section 41 subsections 1 and 2,

4. the energy sources from which the electricity in the installation is generated,
5. for biomass installations, the indication whether the installation may also use other energy sources,
6. a unique designation of the installation and the type of installation and, if available, the designation of the manufacturer,
- 6a. the unique number pursuant to section 8 subsection 2 of the Core Energy Market Data Register Ordinance (MaStRV),
7. the EEG installation key, if available,
8. the installed capacity of the installation,
9. the date of commissioning of the installation under German law; for biomass installations which, according to the approval required for the construction and operation of the installation, may also use other energy sources in addition to biomass or use fossil fuels for start-up, ignition or supporting fuel, the energy source used at the time of initial commissioning after its technical operational readiness has been established is not relevant, regardless of its installed capacity,
10. the identification number or other designation of the facility with which the net electricity feed-in of the installation entitled to receive guarantees of origin into the electricity supply grid is recorded; should such an identification number for the facility not be available, it must be assigned,
11. the indication whether the installation is equipped with technical facilities with which the grid operator can at any time call up the respective actual feed-in,
12. the meter reading at the time of application, if a technical facility pursuant to number 11 is not present,
13. the transformer ratio of the installation, if available,
14. the indication with which other registered installation or with which other registered installations of the same installation operator the installation feeds into a storage unit of the installation operator, if applicable,
15. information on whether and what kind of investment aid has been provided for the installation,
16. the account to which the register administration should assign the installation, if the account holder has several accounts, and
17. the indication whether a case of section 22 subsection 1 number 2 applies.

(1a) For high-efficiency cogeneration plants, the installation operator must also transmit the thermal capacity of the plant.

(2) For power plants at the border, the installation operator must also transmit the following data:

1. if the power plant at the border has no domestic address, the foreign address, if necessary, the nearest foreign address,
2. the percentage distribution of the produced quantities of electricity among the states in which the power plant at the border is located, and
3. the international treaty on which the distribution of the quantity of electricity is based, or the concession based on the international treaty.

For power plants at the border, the entire power plant at the border shall be registered. For power plants at the border for which no international treaty and no concession based on an

international treaty exists, the installation operator shall only apply for registration of the electricity generation facility located on German territory.

(3) An installation that feeds quantities of electricity into electricity supply grids of different operators shall be registered separately for each of these operators pursuant to subsection 1.

(4) At the request of the installation operator, the register administration shall register the installation in the guarantees of origin register for five years and assign it to the account of the installation operator if the installation is already registered in the guarantees of regional origin register and the installation operator transmits the information pursuant to subsection 1 second sentence number 17 to the register administration.

Section 22 Use of an environmental auditor or environmental auditors' organisation for the registration of installations in the guarantees of origin register

(1) An installation pursuant to section 12 subsection 1 first sentence number 8 shall only be registered in the guarantees of origin register if the installation operator has had the accuracy of the data transmitted pursuant to section 21 subsection 1 second sentence numbers 4, 5, 8 and 9 confirmed by an environmental auditor or an environmental auditors' organisation and this confirmation is available to the register administration.

(1a) High-efficiency cogeneration plants with an installed capacity of more than 100 kilowatts shall only be registered if the installation operator has had the accuracy of the data transmitted pursuant to section 21 subsection 1 second sentence and subsection 1a confirmed by an environmental auditor or an environmental auditors' organisation and this confirmation is available to the register administration.

(2) The confirmation required pursuant to subsection 1 and subsection 1a by the environmental auditor or the environmental auditors' organisation for data whose accuracy has already been confirmed by an environmental auditor or an environmental auditors' organisation within the last five years prior to the application for registration, is limited to the fact that the accuracy of this data has already been confirmed.

Section 23 Installation registration in the guarantees of regional origin register

(1) For the registration of an installation in the guarantees of regional origin register, the requirements for registration in the guarantees of origin register pursuant to section 21 shall apply *mutatis mutandis*. Notwithstanding this

1. the post code and the geographical coordinates of the location of the physical metering point of the installation shall also be provided; the geographical coordinates shall be provided in a format to be determined by the register administration in the terms of use pursuant to section 52 first sentence,
2. (repealed)
3. the EEG installation key shall also be provided,
4. for an installation located in the federal territory, it shall be stated whether the respective value to be applied is determined by law or has been determined by a tender,

5. for installations located outside the federal territory, it shall be stated whether the installation was awarded a contract in a tender pursuant to section 5 subsection 2 second sentence of the Renewable Energy Sources Act, and
6. for installations for which the value to be applied has been determined by a tender, the award number shall be stated.

(2) At the request of the installation operator, the register administration shall register the installation in the guarantees of regional origin register for five years and assign it to the account of the installation operator if the installation is already registered in the guarantees of origin register and if the installation operator provides the register administration with the additional data pursuant to subsection 1 second sentence.

(3) The register administration shall refuse to register installations located outside the federal territory if

1. they are not located in any region of use,
2. in the case of subsection 1 first sentence in conjunction with section 21 subsection 1 second sentence number 5, the biomass installation may also use other energy sources, or
3. in the case of subsection 1 second sentence number 6, the installation was not awarded a contract in a tender pursuant to section 5 subsection 2 second sentence of the Renewable Energy Sources Act (EEG).

Section 24 Change of installation data

(1) If the data communicated pursuant to section 21 subsection 1 second sentence, subsection 1a or subsection 2 first sentence or pursuant to section 23 subsection 1 second sentence has changed, the installation operator is obliged to transmit the changed data as well as the effective date on which the changes become effective to the register administration completely and without delay. A change in the post code at the location of the physical metering point of the installation will only be taken into account by the register administration at the beginning of the calendar year following the change.

(2) For an installation pursuant to section 12 subsection 1 first sentence number 8 that is registered in the guarantees of origin register, the installation operator shall prove the accuracy of the changed data pursuant to section 21 subsection 1 second sentence numbers 4, 5, 8 and 9, subsection 1a and 3 by a confirmation from the environmental auditor or the environmental auditors' organisation. Such proof is not necessary if the competent operator of the electricity supply grid transmits the changed data to the register administration or has confirmed it in the core energy market data register (Marktstammdatenregister). Before the confirmation pursuant to the first sentence or the data transmission pursuant to the second sentence is received by the register administration, no guarantees of origin shall be issued for the quantity of electricity generated in the installation concerned.

Section 25 Registration of whole installations

(1) At the request, the register administration shall register several installations as a whole installation if these installations generate electricity from similar renewable energies and feed

this electricity into the grid via a common calibrated meter and via a market location identification number with an identical designation. The installation operator shall transmit the following data to the register administration for each individual installation of the whole installation:

1. for a registration in the guarantees of origin register: the data pursuant to section 21 subsection 1 second sentence or subsection 2 first sentence,
2. for a registration in the guarantees of regional origin register: the data pursuant to section 23 subsection 1.

(2) If the installations are installations that generate electricity from solar radiation energy, the data only needs to be transmitted for the whole installation.

(3) The date of commissioning of the whole installation shall be the date of commissioning of the oldest installation of the whole installation.

Section 26 Period of validity of installation registration; renewal of installation registration

(1) The installation registration is valid for five years.

(2) After the expiry of the period of validity, a renewal of the installation registration is permissible upon application by the installation operator. The application for a renewal of the installation registration may be submitted no earlier than three months before and must be submitted no later than three months after the expiry of the period of validity of the original installation registration. The renewal of the installation registration extends the period of validity of the installation registration by five years.

(3) For the renewal of the installation registration, the installation operator shall check whether the following data stored in the respective register for their installation are still up to date:

1. registered in the guarantees of origin register
 - a) for installations, the data specified in section 21 subsection 1 second sentence,
 - b) for power plants at the border, the data specified in section 21 subsection 2 first sentence,
2. for installations registered in the guarantees of regional origin register, the data specified in section 23 subsection 1.

If the data stored in the respective register are still up to date, the installation operator shall confirm this to the register administration, otherwise update them.

(4) If the renewal of the registration of the installation is not applied for within three months after the expiry of the period of validity of the original installation registration, a new registration in the guarantees of origin register can only be made pursuant to section 21, and in the guarantees of regional origin register only pursuant to section 23.

Section 27 Deletion of installation registration and change of installation operator

(1) At the request of the installation operator or if the installation operator no longer operates the installation assigned to them, the register administration shall delete the registration of the installation. The installation operator is obliged to inform the register administration without delay that they are no longer operating the installation.

(2) If the operator of an installation changes, the installation registration remains in place despite the declaration pursuant to subsection 1 first sentence, and the installation shall be assigned to the account of the new installation operator if the new installation operator

1. has applied for the assignment of the installation to their account and the registration of the installation is still valid, and
2. has proven the change of the installation operator in a form to be determined by the register administration.

Division 3: Transfer, Cancellation, Deletion and Expiry of Guarantees of Origin and Guarantees of Regional Origin

Section 28 Transfer of guarantees of origin

(1) At the request of the account holder, the register administration shall transfer a guarantee of origin to the account of another account holder if no more than twelve months have passed since the end of the production period and if this does not jeopardise the security, accuracy and reliability of the guarantees of origin register. Such a risk is generally present if the guarantee of origin to be transferred was issued on the basis of incorrect information pursuant to section 12 subsection 1 or section 21 subsections 1 to 3 or on the basis of incorrect electricity volume data pursuant to section 41 subsections 2 to 6.

(2) If no more than twelve calendar months have passed since the end of the production period, the register administration shall, at the request of the account holder, transfer a guarantee of origin to the competent body of

1. another Member State of the European Union,
2. another contracting state to the Agreement on the European Economic Area,
3. a contracting state to the Treaty establishing the Energy Community, or
4. Switzerland.

The register administration may refuse the transfer if no electronic and automated interface to which the register administration is connected is offered for the transfer.

(3) The application for the transfer of a guarantee of origin shall be rejected if the transferring account holder was aware at the time of acquiring the guarantee of origin to be transferred that the quantity of electricity from renewable energies required for the issuance was not generated.

Section 29 Transfer and reversal of guarantees of regional origin

(1) At the request of the account holder, the register administration shall transfer one or more guarantees of regional origin to the account of another account holder,

1. if the transferring account holder and the receiving account holder have concluded an electricity supply contract under which the transferring account holder owes the receiving account holder the supply of electricity in the year of electricity generation on which the guarantees of regional origin to be transferred are based,
2. if the quantity of electricity represented by the guarantees of regional origin does not exceed the quantity of electricity owed under the contract pursuant to number 1 in that year, and
3. insofar as the transfer does not jeopardise the security, accuracy or reliability of the guarantees of regional origin register.

The transfer of several guarantees of regional origin which are the subject of the application pursuant to the first sentence shall be carried out in a single transaction.

(2) A risk within the meaning of subsection 1 first sentence number 3 is generally present if a guarantee of regional origin to be transferred was issued on the basis of incorrect information pursuant to section 18 subsection 1 or section 23 subsection 1 or subsection 2 or on the basis of incorrect electricity volume data pursuant to section 41 subsections 2, 4 and 5.

(3) The register administration shall reverse all guarantees of regional origin transferred in a single transaction to the account of the transferring account holder, provided that

1. the receiving account holder applies for the reversal within one month of the transfer, and
2. all guarantees of regional origin from the transfer transaction are still held in the account of the receiving account holder.

The expiry of transferred guarantees of regional origin in the account of the receiving account holder shall not affect the reversibility of the remaining guarantees of regional origin.

(4) It is prohibited to apply for the transfer of a guarantee of regional origin if the required electricity supply contract pursuant to subsection 1 first sentence does not exist.

(5) The receiving account holder is obliged to arrange for the reversal in due time if the required electricity supply contract pursuant to subsection 1 first sentence does not exist.

(6) Notwithstanding subsections 1 to 5, the provision of section 28 subsection 1 shall apply mutatis mutandis to the transfer of a guarantee of regional origin to another account of the same account holder.

Section 30 Usage and cancellation of guarantees of origin

(1) Guarantees of origin may only be used for electricity disclosure by an electricity supplier. The use of a guarantee of origin for electricity disclosure pursuant to section 42 subsection 1 number 1, subsection 3 and 5 first sentence number 1 of the Energy Industry Act (EnWG) is effected by the electricity supplier, as the holder of the guarantee of origin, declaring to the register administration that it will use the guarantee of origin for its own electricity disclosure

for a quantity of electricity that the electricity supplier has supplied to final consumers within the scope of the Renewable Energy Sources Act (EEG). The quantity of electricity supplied pursuant to the second sentence shall be rounded up to whole megawatt-hours for the purposes of the use and cancellation of guarantees of origin.

(2) The electricity supplier may only use the guarantee of origin if it applies to the register administration for the cancellation of the guarantee of origin held in its account and the register administration approves the application. The application for cancellation shall be rejected if the electricity supplier was already aware at the time of acquiring the guarantee of origin that the quantity of electricity from renewable energies required for the issuance had not been generated. The use of the guarantee of origin is prohibited in this case. If the electricity supplier only becomes aware after acquiring the guarantee of origin that the quantity of electricity from renewable energies required for the issuance was not generated, the register administration may not reject the application for cancellation on the grounds that the quantity of electricity from renewable energies required for the issuance was not generated; section 15 remains unaffected.

(3) The electricity supplier may only apply for cancellation for its own electricity supply and electricity disclosure. In the application for cancellation, the electricity supplier may specify a particular electricity product or the name of the electricity customer for which the guarantee of origin is used. For the proof pursuant to section 26 of the Energy Financing Act (EnFG), the electricity supplier must declare to the register administration upon cancellation, with precise designation of the facility for the production of green hydrogen, that the electricity was consumed for the production of green hydrogen. In the terms of use pursuant to section 52 first sentence, the register administration may determine a procedure for the transmission of the information pursuant to the third sentence. If the electricity customer is a natural person, the name may only be stated with the consent of the electricity customer.

(4) A guarantee of origin may only be used to identify quantities of electricity that the cancelling electricity supplier has supplied to final consumers in the same calendar year as the production period of the quantity of electricity for which the guarantee of origin was issued.

(5) To verify compliance with the requirements set out in subsections 1 to 4, every electricity supplier is required to submit the following information to the register administration by July 1st of each calendar year for the preceding calendar year, with the first submission due by July 1st, 2026:

1. the proportion of renewable energy with a guarantee of origin, not subsidized under the Renewable Energy Sources Act (EEG), in the total energy mix used,
2. the total amount of electricity, in kilowatt-hours, supplied by the electricity supplier to final consumers, and
3. the amount of electricity from renewable energy sources with a guarantee of origin, not subsidized under the Renewable Energy Sources Act (EEG), in kilowatt-hours, supplied by the electricity supplier to final consumers.

Section 30a Coupled supply of guarantees of origin

(1) Upon application, the guarantee of origin can additionally be cancelled with the statement that the installation operator has sold and supplied the quantity of electricity on which the guarantee of origin is based to the applicant electricity supplier (coupled supply).

(2) The coupled supply of the electricity underlying the guarantee of origin can take place via one or two balancing groups. If the electricity is supplied to the electricity supplier via two balancing groups, only electricity from renewable energy sources may be balanced in the balancing group in which the quantity of electricity generated by the installation is registered. At the time of application, the following shall be stated:

1. the balancing group into which the generated quantity of electricity is supplied, and
2. additionally, in the case of a supply via two balancing groups, the balancing group from which the electricity supplier supplies its final consumers.

The installation operator is obliged to supply the quantity of electricity on which the guarantees of origin are based to the balancing group pursuant to the third sentence number 1. The electricity supplier is obliged to supply the electricity pursuant to the fourth sentence to its final consumers. In the case of a supply via two balancing groups, the electricity supplier is obliged to take the electricity pursuant to the fourth sentence into the balancing group pursuant to the third sentence number 2. The register administration is entitled to subsequently check the supply of the quantity of electricity to the balancing group pursuant to the third sentence numbers 1 and 2.

(3) The electricity supplier shall state in its application, notwithstanding subsection 2 third sentence number 1, that the generated quantity of electricity was fed into an electricity grid for the operation of railways (traction power network) which is outside the control area of a transmission system operator for the purpose of supplying the operation of railways, if the quantity of electricity underlying the guarantee of origin

1. was generated in an installation connected to a traction power network, and
2. was supplied by the installation operator
 - a) to an electricity supplier exclusively using the traction power network and by this electricity supplier to a railway operator, or
 - b) directly to a railway operator exclusively using the traction power network.

(4) In the cases of subsections 2 and 3, the guarantee of origin shall only be cancelled if the respective required information and conditions have been confirmed by an environmental auditor or an environmental auditors' organisation.

(5) The register administration is entitled to make additional or restrictive specifications regarding the content of the information pursuant to subsections 2 and 3.

Section 31 Usage and cancellation of guarantees of regional origin, declaration in electricity disclosure

(1) For the usage and cancellation of guarantees of regional origin, the rules of section 30 on the usage and cancellation of guarantees of origin shall apply mutatis mutandis, with the provision that

1. the application for cancellation is permissible in the period from 1 April to 31 July of the calendar year following the production period of the quantity of electricity for which the guarantee of regional origin to be cancelled was issued,
2. guarantees of regional origin may only be used for the disclosure of electricity consumed in a regional context to its generation, pursuant to section 79a subsection 8 of the Renewable Energy Sources Act (EEG) and section 42 subsection 5 second sentence of the Energy Industry Act (EnWG),
3. the quantity of electricity supplied, for which guarantees of regional origin are used, shall be rounded up to whole kilowatt-hours, and
4. the cancellation application shall state
 - a) the area of use in which the guarantees of regional origin are to be used,
 - b) the electricity products supplied to this area of use for which the guarantees of regional origin are to be used,
 - c) the quantity of electricity supplied per electricity product pursuant to letter b into the respective area of use and consumed by the electricity customers, and
 - d) the indication whether, for the electricity customer consuming the electricity product pursuant to letter b at the point of supply in the area of use, the obligation to pay the EEG surcharge pursuant to section 28 to 42 of the Energy Financing Act (EnFG) is limited, and, if this is the case, the amount of the share "Renewable energies, financed from the EEG surcharge" in percent.

(2) Electricity suppliers who provide information about the regional origin in accordance with Section 42, Subsection 5, Sentence 2 of the Energy Industry Act (EnWG) must present this information in the electricity disclosure in a graphical form, clear, understandable, and clearly distinct from the other information in the electricity disclosure. The register administration is entitled to regulate the specific design, in particular the textual and graphical representation, by means of a general ruling. The general ruling shall be published in the Federal Gazette. The announcement shall additionally be published on the website of the register administration.

Section 32 Deletion of guarantees of origin

(1) The register administration shall delete a guarantee of origin if

1. the account holder has applied for the deletion of the guarantee of origin,
2. it is not based on the corresponding generation of an amount of electricity from renewable energy sources, or
3. it contains a particularly serious and obvious error.

If a guarantee of origin would have had to be deleted according to Sentence 1, Number 2 or Number 3, and this guarantee of origin is no longer present in the account of the installation operator, the register administration may, ex officio, delete another guarantee of origin from this account.

(2) The use of deleted guarantees of origin is prohibited.

(3) If guarantees of origin have been issued on the basis of incorrect electricity volume data or if they contain a particularly serious and obvious error, the account holder shall notify the register administration of these circumstances without delay after becoming aware of them.

Section 33 Deletion of guarantees of regional origin

For the deletion of guarantees of regional origin, the rules of section 32 on the deletion of guarantees of origin shall apply mutatis mutandis.

Section 34 Expiry of guarantees of origin

The register administration shall declare guarantees of origin expired if they have not been cancelled within 18 calendar months at the latest after the end of the production period. The use of expired guarantees of origin for electricity disclosure or any other purpose is prohibited.

Section 35 Expiry of guarantees of regional origin

The register administration shall declare guarantees of regional origin expired if they have not been cancelled within 24 calendar months at the latest after the end of the production period. The use of expired guarantees of regional origin is prohibited.

Division 4: Recognition and Import of Guarantees of Origin from Foreign Bodies Keeping a Register

Section 36 Recognition of guarantees of origin from foreign bodies keeping a register

(1) At the request of the transferring body keeping the register in the domestic territory, the register administration shall recognise a guarantee of origin for electricity from renewable energy sources from Member States of the European Union, from other contracting states of the Agreement on the European Economic Area, or from third countries, if the European Union has concluded an agreement with this third country on the mutual recognition of guarantees of origin issued in the European Union and compatible guarantee of origin systems established in this third country, and energy is directly imported or exported, and if there are no justified doubts as to the accuracy, reliability or veracity of the guarantee of origin. Justified doubts generally do not exist if

1. the calendar month in which the end of the production period of the quantity of electricity stated in the guarantee of origin falls is not more than twelve calendar months in the past at the time of the application,
2. the guarantee of origin has not yet been cancelled or used,
3. a secure and reliable system for the issuance, transfer, cancellation and use of guarantees of origin exists in the issuing and exporting state,
4. it is excluded that the quantity of electricity is disclosed to final consumers as electricity from renewable energy sources in the state of generation and in the exporting state, and

5. the guarantee of origin serves only for electricity disclosure in the issuing and exporting state.

(2) The register administration shall reject the application if no electronic and automated interface to which the register administration is connected is offered for the transfer of the guarantee of origin.

(3) If the register administration rejects applications for the recognition of guarantees of origin from other Member States of the European Union, it shall notify the European Commission of the rejection; the register administration shall state the reasons for its decision to the European Commission.

Section 37 Import of recognised guarantees of origin

(1) At the request of the transferring body keeping the register in the domestic territory, the register administration shall transfer guarantees of origin that have been recognised pursuant to section 36 to the domestic account of the acquirer. For the transfer, the transferring body keeping the register in the domestic territory must transmit the following information to the register administration with the application for the transfer of the guarantee of origin:

1. the foreign account number of the account holder from whose account the guarantee of origin is to be transferred, and
2. the domestic account number of the acquirer.

(2) If the register administration rejects the transfer of a recognised guarantee of origin to a domestic account because the requirements of subsection 1 are not met, it shall notify the transferring body keeping the register in the domestic territory of the rejection.

Division 5: Duties of Register Participants, Main Users, Users and Operators of Electricity Supply Grids

Section 38 General duties to inform and cooperate

(1) If data which they are obliged to transmit to the register administration under this Ordinance has changed, register participants and operators of electricity supply grids shall transmit the changed data completely and without delay to the register administration.

(2) At the request of the register administration, register participants and operators of electricity supply grids shall change or transmit data in order to adapt the data available in the register to the transmission obligations under this Ordinance that have changed since their last amendment or transmission.

Section 39 Duties in relation to use of the guarantees of origin register or the guarantees of regional origin register

Register participants, main users, users and operators of electricity supply grids are obliged to,

1. handle all data collected and stored in connection with the operation of the guarantees of origin register or the guarantees of regional origin register with care, to treat it confidentially and not to disclose it to third parties,
2. ensure by technical and organisational measures that the information technology used for the use of the guarantees of origin register or the guarantees of regional origin register is stored and used in an environment secure from unauthorised access,
3. take all necessary measures to prevent unauthorised third parties from accessing their account,
4. notify the register administration immediately upon discovery of the loss or theft of an authentication instrument, the misuse or other unauthorised use of an authentication instrument or a personal security feature,
5. monitor the information technology used for the use of the guarantees of origin register or the guarantees of regional origin register and ensure the security of the operating environment,
6. use such technical systems and components that are assessed as secure for their intended purpose by the Federal Office for Information Security and are state of the art, and
7. not to make their access data available to any other person; notwithstanding this, the username may be communicated to employees of the register administration.

Section 40 Duties of the account holder to inform and cooperate

(1) Account holders are obliged to regularly check their mailbox and their accounts for incoming items and to check the received guarantees of origin or guarantees of regional origin for their correctness immediately upon receipt. Furthermore, account holders are obliged to check whether their applications are processed by the register administration in a timely manner and to notify the register administration in case of doubt.

(2) Account holders shall regularly and at short intervals check the data stored in the guarantees of origin register or the guarantees of regional origin register about them and their circumstances for inconsistencies or errors. If account holders discover such inconsistencies or errors, they are obliged to notify the register administration immediately and to correct the data concerned.

(3) If a power of attorney that the account holder has declared to the register administration expires, the account holder is obliged to notify the register administration of the expiry without delay.

Section 41 Duties of operators of electricity supply grids and installation operators to communicate and notify information

(1) The grid operator to whose grid an installation for which an application for registration has been made is connected is obliged to transmit the following information to the register administration upon its request:

1. the identification number or other designation of the installation pursuant to section 21 subsection 1 second sentence number 10,
2. the indication whether a payment under the Renewable Energy Sources Act (EEG) is claimed for the electricity generated by the installation and fed into the grid,

3. the form of sale of the electricity produced in the installation within the meaning of section 21b subsection 1 of the Renewable Energy Sources Act (EEG),
4. the indication whether the electricity produced in the installation is proportionally divided among different forms of sale within the meaning of section 21b subsection 2 of the Renewable Energy Sources Act (EEG), and the proportional division among the different forms of sale,
5. the balancing group into which the electricity produced by the installation has been entered; if the electricity has been entered into more than one balancing group, all balancing groups shall be stated,
6. the time series type,
7. the type of generating plant,
8. the type of technical facility with which the grid operator calls up the feed-in, and
9. the indication of the transformer and the transformer ratio, where available.

The register administration is entitled to determine further data to be transmitted for the operation of the guarantees of origin register or the guarantees of regional origin register in the terms of use pursuant to section 52 first sentence. The grid operator shall immediately transmit to the register administration any changes to the data pursuant to the first or second sentence.

(2) The grid operator to whose grid an installation registered in the guarantees of origin register is connected shall, upon request by the register administration, transmit the net quantities of electricity fed into the grid by the registered installation for which no payment pursuant to section 19 subsection 1 of the Renewable Energy Sources Act (EEG) has been claimed. In doing so, they shall

1. for installations equipped with technical facilities with which the grid operator can at any time call up the respective actual feed-in, transmit the quantities of electricity at least once a month by the eighth working day of a calendar month for the preceding calendar month in quarter-hourly resolution, and
2. for other installations, transmit the quantities of electricity at least once a year on the 28th day of the month following the reading.

The grid operator to whose grid an installation registered in the guarantees of regional origin register is connected shall transmit to the register administration the net quantities of electricity fed into the grid by the registered installation for which a claim for the market premium under the Renewable Energy Sources Act (EEG) exists, pursuant to the second sentence number 1. The register administration is authorised to determine further data required for the operation of the guarantees of origin register or the guarantees of regional origin register in the terms of use pursuant to section 52 first sentence.

(3) Insofar as electricity from an installation registered in the guarantees of origin register is fed into an electricity supply grid not covered by section 3 number 35 of the Renewable Energy Sources Act and is consumed by final consumers in this electricity supply grid, the grid operator to whose grid this electricity supply grid is connected is obliged to transmit the data pursuant to subsections 1 and 2 if this data is available to them; otherwise, the operator of the electricity supply grid into which the electricity was fed and in which it was consumed by final consumers is obliged to transmit it. Insofar as electricity from an installation registered in the

guarantees of origin register is consumed by a third party in the immediate vicinity of the installation without being transmitted through a grid, the operator of this installation is obliged to transmit the data of the directly consumed electricity pursuant to subsections 1 and 2 in accordance with subsection 4 first and third sentences, if this data is not available to the grid operator to whose grid the installation is connected.

(4) If grid operators to whose grid an installation registered in the guarantees of origin register or the guarantees of regional origin register is connected, or operators of a grid not covered by section 3 number 35 of the Renewable Energy Sources Act (EEG) to which an installation registered in the guarantees of origin register is connected, do not transmit the data to be transmitted to the register administration pursuant to subsections 1 to 3, or do not do so in a timely or complete manner via automatic data transmission, they are obliged to transmit this data to the register administration no later than 15 January, 15 May and 15 September for the respective preceding period; the data shall be transmitted to the register administration via a form template provided by the register administration. In the cases of the first sentence, the register administration may give the operator of an installation registered in the guarantees of regional origin register the opportunity to transmit the data referred to in subsection 1 or subsection 2; the data shall be transmitted via a form template provided by the register administration. The register administration may make further specifications for the transmission in the terms of use pursuant to section 52 first sentence.

(5) Insofar as the data pursuant to subsection 1 or subsection 2 is not available to the grid operator or, in the case of installations registered in the guarantees of origin register, also to the operator of an electricity supply grid not covered by section 3 number 35 of the Renewable Energy Sources Act (EEG), this data shall be transmitted to the register administration by the installation operator in accordance with subsection 4.

(6) In the terms of use pursuant to section 52 first sentence, the register administration shall determine categories of installations for which the installation operator shall transmit the data pursuant to subsection 2 to the register administration by means of the form templates at the latest three months after the end of the production period of the produced electricity.

Section 42 Evaluation duties for biomass installations registered in the guarantees of origin register

(1) Operators of installations pursuant to section 12 subsection 1 first sentence number 8, who apply for the issuance of guarantees of origin for electricity, must, prior to issuance, have the quantity of electricity produced in the installation and the shares of renewable energies in the energy content of the fuels used determined at least once per calendar year by an environmental auditor or an environmental auditors' organisation and have it transmitted to the register administration. The register administration may provide for simplified requirements for determining the shares of renewable energies of the fuels used in the terms of use pursuant to section 52 first sentence.

(2) Installation operators pursuant to subsection 1 must keep a logbook of input materials in which they document the fuels used as well as information and evidence on the type, quantity, unit and origin of the fuels used and the date of fuel use. The logbook of input materials shall be kept for five years from the end of the calendar year of the last documented fuel use; it shall be submitted to the environmental auditor or the environmental auditors' organisation

without being requested in the cases of subsection 1, and to the register administration upon request.

(3) Installation operators pursuant to subsection 1 shall commission an environmental auditor or an environmental auditors' organisation to check the logbooks of input materials pursuant to subsection 2 for plausibility and for this purpose authorise them to additionally inspect an operating logbook of all relevant operating processes or comparable documents on the installation. To verify the plausibility of the logbooks of input materials pursuant to subsection 2, the environmental auditor or the environmental auditors' organisation shall inspect the installation at intervals not exceeding 15 months and record the date of the inspection in the guarantees of origin register. If the inspection is omitted during the period specified in the second sentence, the electricity for the production periods following the last inspection shall be deemed not to have been produced from renewable energies. If the environmental auditor or the environmental auditors' organisation resumes the inspection of the installation after an interruption of more than 15 months since the last inspection, they may determine and confirm the quantities of electricity and the biogenic shares for the production periods not exceeding twelve months prior to the resumption of the inspection.

(4) The determination of the shares of renewable energies in the fuels used pursuant to subsection 1 may be carried out during the year using the required evidence submitted pursuant to subsection 2, regardless of location, provided that the determination and confirmation of the shares of renewable energies in the fuels used is not thereby jeopardised. section 24 subsection 2 remains unaffected. The register administration may check whether the quantities of electricity for which the issuance of guarantees of origin has been requested have been generated from renewable energies. section 44 shall apply mutatis mutandis for this check.

Section 42a Evaluation duties for high-efficiency cogeneration plants registered in the guarantees of origin register

(1) Operators of installations pursuant to section 12 subsection 1a second sentence, who apply for the issuance of guarantees of origin with the additional statement that the electricity was generated in high-efficiency cogeneration plants, must, prior to issuance, have the information pursuant to section 12 subsection 1a second sentence determined at least once per calendar year by an environmental auditor or an environmental auditors' organisation and have it transmitted to the register administration. The register administration may check whether the quantities of electricity for which the issuance of guarantees of origin with the additional statement pursuant to section 12 subsection 1a has been requested, have been generated in high-efficiency cogeneration plants.

(2) The obligations under section 42 remain unaffected by this.

Section 43 Activity of environmental auditors and environmental auditors' organisations

(1) An environmental auditor or an environmental auditors' organisation shall check the information transmitted to them by the account holder pursuant to section 13 subsections 3 and 4, section 16 subsections 2, section 22 subsections 1, 1a and 2, section 24 subsection 2, section 42 subsections 1 and 3, and, if it is correct, confirm it and make the confirmation pursuant to section 12 subsection 1 first sentence numbers 8 and 9 and subsection 1a. The environmental

auditor or the environmental auditors' organisation is only authorised to make this confirmation and other declarations within the scope of their accreditation area pursuant to section 2 number 11 letter a; environmental auditors and environmental auditors' organisations² with a licence for the field of electricity generation from renewable energies may also make confirmations and declarations for installations within the meaning of section 12 subsection 1 first sentence number 8.

(2) For the confirmation pursuant to subsection 1 first sentence, the environmental auditor or the environmental auditors' organisation shall, immediately after checking the transmitted information, record the essential findings and conclusions as well as the basis of these findings and conclusions in writing or electronically in an expert report. The expert report shall show the content and result of the check in a comprehensible manner. The environmental auditor or the environmental auditors' organisation shall enter the confirmation of the information in the form templates provided by the register administration and transmit it together with the expert report to the register administration.

(3) In carrying out their activities pursuant to the preceding subsections, the environmental auditor or the environmental auditors' organisation acts on behalf of the account holder whose information is to be determined or confirmed. The account holder shall support the environmental auditor or the environmental auditors' organisation in their activities, in particular, they shall provide correct and complete documents and data upon request without delay.

Section 44 Submission of additional documents by installation operators and account holders

(1) The register administration may require account holders to provide evidence of the electricity supply contract pursuant to section 29 subsection 1 first sentence number 1. If the account holder is an installation operator, the register administration may also require them to prove the accuracy of the data transmitted by them pursuant to section 12 subsections 1 and 3, section 14 subsection 2, section 18 subsection 1, section 21 subsections 1 to 3, section 23 subsections 1 and 2 and section 26 subsection 3.

(2) The proofs pursuant to subsection 1 shall in each case be provided by submitting suitable further documents or by the expert opinion of an environmental auditor, an environmental auditors' organisation, an auditor or a comparable independent and neutral person. The register administration may determine in the terms of use pursuant to section 52 first sentence in which way the proof is to be furnished. The requested proofs shall be transmitted without delay.

(3) If installation operators do not comply with their obligations under subsection 1, the register administration may delete the guarantees of origin or the guarantees of regional origin that have been issued to them on the basis of the unconfirmed data. The use of the deleted guarantees of origin or guarantees of regional origin is prohibited.

² incorrect in the original publication

Division 6: Collection, Storage, Usage, Transmission and Deletion of Data

Section 45 Collection, storage and usage of personal data

(1) The register administration is authorised to collect, store and use the personal data specified in section 6 subsections 4 and 5, section 8 subsection 5, section 9 subsections 1, 4, 5, 8 and 9, section 10 subsections 1, 2 and 3, section 11 subsection 1, section 21 subsection 1 second sentence numbers 1 and 2, also in conjunction with section 24 subsection 1 first sentence, section 30 subsection 3 second and third sentences, section 37 subsection 1 second sentence, section 38, section 40, section 41 subsections 1 and 2 and section 44 subsection 1 second sentence, insofar as this is necessary for the maintenance of the guarantees of origin register.

(2) The register administration is authorised to collect, store and use the personal data specified in section 7 subsection 2 in conjunction with section 6 subsections 4 and 5, section 8 subsection 5, section 9 subsections 1, 4, 5, 8 and 9, section 23 subsection 1 first sentence in conjunction with section 21 subsection 1 second sentence numbers 1 and 2, also in conjunction with section 24 subsection 1 first sentence, section 31 subsection 1 in conjunction with section 30 subsection 3 second and third sentences, section 38, section 40 and section 44 subsection 1, insofar as this is necessary for the maintenance of the guarantees of regional origin register.

Section 46 Data transmission

(1) The register administration may transmit data stored in the guarantees of origin register, including personal data, to the following authorities and bodies:

1. insofar as this is necessary in individual cases for the fulfilment of the tasks of the following authorities, to:
 - a) the Federal Ministry for Economic Affairs and Climate Action,
 - b) the Federal Network Agency, or
 - c) the Federal Office for Agriculture and Food;
2. insofar as this is necessary in individual cases for the fulfilment of the task specified in Section 79 subsection 3 of the Renewable Energy Sources Act (EEG) and for the fulfilment of the reporting obligations of the Federal Republic of Germany, to:
 - a) bodies keeping a register or other bodies responsible for keeping a register of other Member States of the European Union within the meaning of Directive (EU) 2018/2001),
 - b) bodies keeping a register or other bodies responsible for keeping a register of other contracting parties to the Treaty establishing the Energy Community (OJ L 198 of 20.7.2006, p. 18) in the respective valid version,
 - c) bodies keeping a register or other bodies responsible for keeping a register of states party to the Agreement on the European Economic Area and of Switzerland which are comparable to the bodies keeping a register or other bodies responsible for keeping a register within the meaning of letter a,
 - d) bodies and institutions of the European Union, or
 - e) the Association of Issuing Bodies.

(2) Subsection 1 number 1 letters a and b shall apply mutatis mutandis to the data stored in the guarantees of regional origin register. In addition, the register administration may transmit data stored in the guarantees of regional origin register on the issued guarantees of regional origin, including personal data, to the grid operator responsible for the payment of the market premium under the Renewable Energy Sources Act (EEG).

(3) The register administration may also transmit data stored in the guarantees of origin register or the guarantees of regional origin register to the Federal Network Agency, insofar as this is necessary in individual cases for the comparison of the data of the guarantees of origin register or the guarantees of regional origin register with the data stored in the core energy market data register pursuant to section 1 of the Core Energy Market Data Register Ordinance.

Section 47 Deletion of data

Data stored in the guarantees of origin register or the guarantees of regional origin register shall be deleted without delay if it is no longer required for the maintenance of the respective register.

Division 7: Administrative Offences

Section 48 Administrative offences

(1) A person who, intentionally or negligently, contrary to section 12 subsection 4, section 18 subsection 3 or section 29 subsection 4, applies for a guarantee of origin, a guarantee of regional origin or the transfer of a guarantee of regional origin, commits an administrative offence within the meaning of section 86 subsection 1 number 4 letter b of the Renewable Energy Sources Act (EEG).

(2) A person commits an administrative offence within the meaning of section 86 subsection 1 number 4 letter c of the Renewable Energy Sources Act (EEG) who, intentionally or negligently,

1. contrary to section 24 subsection 1 first sentence or section 41 subsection 1 first or third sentence, subsection 2 first, second or third sentence, subsection 3 or 4 first sentence, fails to transmit the data, information or quantities of electricity specified therein, or does not do so correctly, completely, in the prescribed manner or in a timely manner,
2. contrary to section 27 subsection 1 second sentence, section 32 subsection 3, also in conjunction with section 33, or section 40 subsection 3, fails to make a notification, or does not do so correctly, completely or in a timely manner,
3. contrary to section 40 subsection 2 second sentence, fails to make a notification, or does not do so correctly, completely or in a timely manner, or fails to correct the data specified therein, or does not do so correctly, completely or in a timely manner, or
4. contrary to section 44 subsection 2 third sentence, fails to provide a proof, or does not do so correctly or in a timely manner.

Division 8: Freezing and Closure of Account, Exclusion from Participation in the Registers

Section 49 Freezing and unlocking of an account

(1) The register administration shall freeze an account if

1. the account holder has applied for its freezing, or
2. there is a justified suspicion that a register participant, a main user or a user has committed or intends to commit a criminal offence in connection with the use of the account.

(2) The register administration shall freeze an account if

1. there is a justified suspicion that the security, accuracy or reliability of the guarantees of origin register or the guarantees of regional origin register is at risk; this is usually the case if there is a justified suspicion that at least one of the following applications has been or may be made stating false data:
 - a) an application for the issuance of guarantees of origin or guarantees of regional origin to the account,
 - b) an application for the transfer of guarantees of origin or guarantees of regional origin from or to the account, or
 - c) an application for the cancellation of guarantees of origin or guarantees of regional origin from the account,
2. the account holder has failed to pay fees or expenses of a not insignificant amount, or
3. the register participant, the main user or the user has provided false or incomplete information in relation to data required for opening and maintaining the account.
4. an electricity supplier that has not fulfilled the obligation pursuant to section 30 subsection 5.

(3) The register administration shall inform the account holder of the freezing of the account. The effect of freezing an account is that

1. no guarantees of origin or guarantees of regional origin
 - a) can be issued to the account,
 - b) can be transferred from or to the account, and
 - c) can be cancelled, and
2. no data changes are possible.

Access to the mailbox is still possible while the account is blocked. The rules on the deletion and expiry of guarantees of origin and guarantees of regional origin remain unaffected.

(4) The freezing on the account shall be removed if the reason for freezing the account no longer applies. The register administration shall inform the account holder that the account is no longer frozen.

Section 50 Closure of account

(1) The register administration shall close the account if

1. the account holder has applied for closure of the account, or
2. the account holder as a legal person under private or public law or as a partnership with legal capacity has been fully terminated.

(2) The register administration shall close an account if use of the account poses a continuing threat to the security, accuracy and reliability of the guarantees of origin register or the guarantees of regional origin register. This is usually the case if it is suspected that for an installation assigned to the account

1. improper data on electricity quantities is being submitted to the register administration, or
2. incorrect verifications by an environmental auditor or environmental auditors' organisation have been submitted to the register administration.

(3) On closure of the account, access of the account holder and assigned main users and users will be closed. If registered installations were assigned to the account, these assignments will expire. The provisions regarding the deletion and expiry of Guarantees of Origin and Guarantees of Regional Origin remain unaffected.

Section 51 Exclusion from participation in the registers, renewal of participation following exclusion

(1) The register administration shall exclude the register participant from participation in the guarantees of origin register or the guarantees of regional origin register if they have committed a criminal offence through the use of the guarantees of origin register or the guarantees of regional origin register. The first sentence shall apply mutatis mutandis to main users and users.

(2) The register administration shall exclude register participants from participating in the guarantees of origin register or the guarantees of regional origin register if they compromise the security, accuracy or reliability of the guarantees of origin register or the guarantees of regional origin register. This is usually the case if they

1. have committed an administrative offence through the use of the guarantees of origin register or the guarantees of regional origin register,
2. have obtained unauthorised access to accounts or other transactions in the guarantees of origin register or the guarantees of regional origin register or have attempted to do so, or
3. intentionally or through their negligence have permitted unauthorised third parties to have access to the account.

The first and second sentences shall apply mutatis mutandis to main users and users.

(3) The exclusion from participation in the guarantees of origin register or the guarantees of regional origin register is made by closing the access of the excluded register participant or the excluded main user or user to the account by the register administration. If an account

holder is excluded from participation, their account will also be closed; section 50 subsection 3 second and third sentences shall apply mutatis mutandis.

(4) A former register participant or former main user or user excluded from participation may apply in writing or electronically to the register administration pursuant to sections 6 to 10 to participate in the guarantees of origin register or the guarantees of regional origin register again. The application shall be granted if facts justify the assumption that the applicant no longer poses a threat to the security, accuracy and reliability of the guarantees of origin register or the guarantees of regional origin register.

(5) The register administration may freeze access of register participants as well as users to the guarantees of origin register or the guarantees of regional origin register if there is a justified suspicion that they have used the authentication instrument in an unauthorised or fraudulent manner. Section 49 subsections 1 and 4 shall apply mutatis mutandis.

Division 9: Terms of Use

Section 52 Terms of use

The register administration is entitled, within the framework of register maintenance, to issue further specific requirements by general ruling for obtaining the right of usage, for the use and for the termination of the right of usage for the guarantees of origin register and the guarantees of regional origin register (terms of use). The terms of use shall be published in the Federal Gazette. The announcement shall additionally be published on the website of the register administration. The terms of use may subsequently be provided with an ancillary clause.

Section 53 Exclusion of the administrative review procedure

Measures and decisions of the register administration taken pursuant to this ordinance shall be excluded from the administrative review procedure.³

Section 54 (repealed)

³ See also § 68 Abs. 1 Nr. 1 Verwaltungsgerichtsordnung (VwGO)