

**People's Republic of China
Ministry of Finance
National Development and Reform Commission
Document**

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**Notice from the Ministry of Finance and the National Development
and Reform Commission of the Issuance of "Implementation of
Government Energy Efficiency Procurement"**

In order to implement the "State Council Office Notice on the Carrying Out of Resource Conservation Activities" (State Council Office Notice [2004] 30) and to show the model role of government organ in energy conservation (including water conservation, as below), based on the "Energy Conservation Law of the People's Republic of China" and the "Government Procurement Law of the People's Republic of China", the following comments on promoting energy efficient product procurement in government are offered.

1. Procurement of energy efficient products is an important step to lowering the energy consumption and expenditures of government organs, conserving financial resources, promoting the advancement of energy efficient technology, expanding the market for energy efficient products, raising social consciousness about resource concern, conserving energy, protecting the environment, and realizing the sustainable development of the economy. Every region and department should place high emphasis [on this work], strengthen organization, management and supervision, and ensure that work on energy efficient government procurement has a firm foundation.
2. Government organs at all levels, public sector non-profits units and organizations (collectively "procurers"), when using fiscal resources for procurement, should preferentially procure energy efficient products and gradually eliminate low-efficiency products.
3. The Ministry of Finance and the National Development and Reform Commission, having given comprehensive consideration to procurement reform and the technology and market conditions for energy efficient products, have specified the scope of government energy efficiency procurement to include certified products from a national-recognized product certification organization. The list of products will be issued as "List of Energy Efficient Products for Government Procurement", or simply "Energy Efficiency List"

When new certified energy-efficient products are added to the Energy Efficiency List, the Ministry of Finance and National Development and Reform Commission will confirm it in writing, and revise the list at the appropriate time.

4. The China Government Procurement website (<http://www.ccgp.gov.cn>), the China Environment and Resources Information website (<http://www.cern.gov.cn>), and the China Energy and Water Conservation Certification website (<http://www.cecp.org.cn>) will serve as the media for announcement of the list. In order to preserve the accuracy of the information, the list may not be posted elsewhere without the permission of the Ministry of Finance and the National Development and Reform Commission.

5. The date of effectiveness for products on the Energy Efficiency List is based on the expiration date of the certificate of national energy conservation product certification. The eligibility of products will automatically expire when the certificate expiration date is passed.

6. When procuring products [from a category] appearing on the Energy Efficiency List, priority must be given to the energy efficient products on the Energy Efficiency List, under the condition that the technology and service of the product are equal.

7. In government procurement activities, the procurement officer must make explicit the assessment standards for product energy efficiency requirements, conditions for product qualification, and priority of energy efficiency procurement in all tender documents (including negotiation documents and price request documents).

8. Procurement officers or their procurement agent organizations who do not procure according to the requirement above will be dealt with according to relevant law and regulations, and based on the situation, the Ministry of Finance may refuse to pay the procurement amount.

9. These comments will be implemented in a positive, cautious, step-wise fashion and gradually be extended throughout the country. In 2005, implementation will be in the central first-level budget units and provincial (including centrally administered cities) budget units; in 2006, implementation will be extended to central second-level budget units and first-level budget units in cities and regions; in 2007, full implementation will take place. In the process of implementation, based on actual conditions, budget units at all level of government can begin implementation of these requirements early.

Attachment: Energy Conservation Product Procurement List

Covering the following products:

- Refrigerators
- Room Air Conditioners
- Double Capped Fluorescents for General Service Lighting
- Self-ballasted Fluorescents for General Service Lighting

Unofficial Translation

- Televisions
- Computers
- Printers
- Toilets
- Faucets