



Brussels, 13.8.2018
C(2018) 5553 final

COMMISSION IMPLEMENTING DECISION

of 13.8.2018

amending Implementing Decision C(2012) 9432 as regards certain projects

only the Spanish, German, Greek, English, French, Italian, Hungarian, Dutch, Polish,
Portuguese, Finnish and Swedish language versions are authentic

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC¹, and in particular Article 10a(8) thereof,

Having regard to Commission Decision 2010/670/EU of 3 November 2010 laying down criteria and measures for the financing of commercial demonstration projects that aim at the environmentally safe capture and geological storage of CO₂ as well as demonstration projects of innovative renewable energy technologies under the scheme for greenhouse gas emission allowance trading within the Community established by Directive 2003/87/EC of the European Parliament and of the Council², and in particular Article 5(5) thereof,

After consulting the Climate Change Committee,

Whereas:

- (1) Pursuant to Articles 5 to 9 of Decision 2010/670/EU, the Commission published a first call for proposals under the NER300 funding programme covering the proceeds of 200 million allowances in November 2010, followed by a selection procedure and the adoption of an award decision for 23 projects on 18 December 2012³ ('the Award Decision').
- (2) In accordance with the procedure foreseen in points 3 and 5 of Annex 2 to the Award Decision, the Commission received a notification from the German authorities, proposing a change of the date of entry into operation of one project, which was not able to benefit from the extension of the time for entry into operation allowed by Commission Decision (EU) 2015/191⁴. The Polish authorities notified a withdrawal of one project.
- (3) The change notified by the German authorities does not affect the scope of the project, the results of the selection procedure and does not increase the maximum amount of funding.

¹ OJ L 275, 25.10.2003, p. 32.

² OJ L 290, 6.11.2010, p. 39.

³ Commission Implementing Decision C(2012) 9432 of 18.12.2012 Award Decision under the first call for proposals of the NER300 funding programme.

⁴ Commission Decision (EU) 2015/191 of 5 February 2015 amending Decision 2010/670/EU as regards the extension of certain time limits laid down in Article 9 and Article 11(1) of that Decision (OJ L 31, 7.2.2015, p. 31).

- (4) Following the procedure set out in point 5 of Annex 2 to the Award Decision, the Commission assessed the technical and financial implications of the proposed change to the project and obtained the reassurance that the German authorities would support the proposed change. The Commission concluded that the change proposed was duly justified and could be accepted. Therefore, the Award Decision should be amended in order to reflect the change proposed by the German authorities.
- (5) As regards the withdrawal of the project notified by the Polish authorities, point 3 of Annex 2 to the Award Decision foresees that following the notification by the Member State, the Award Decision terminates its legal and financial effects retroactively with regard to withdrawn projects, without the need to amend the Award Decision. Nevertheless, for the sake of clarity the withdrawn project should be deleted from the list of projects provided in Annex 1a to Implementing Decision C(2012) 9432,

HAS ADOPTED THIS DECISION:

Article 1

Annex 1a to Implementing Decision C(2012) 9432 is replaced by the text set out in the Annex to this Decision.

Article 2

This Decision is addressed to the Kingdom of Belgium, the Federal Republic of Germany, Ireland, the Hellenic Republic, the Kingdom of Spain, the French Republic, the Italian Republic, the Republic of Cyprus, Hungary, the Kingdom of the Netherlands, the Republic of Austria, the Republic of Poland, the Portuguese Republic, the Republic of Finland, the Kingdom of Sweden and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 13.8.2018

For the Commission
Mauro PETRICCIONE
Director-General for Climate Action

