



Brussels, 2.4.2020
C(2020) 2175 final

COMMISSION IMPLEMENTING DECISION

of 2.4.2020

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

only the German, Greek, English, French, Italian, Hungarian, Portuguese, Finnish and
Swedish 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 system for greenhouse gas emission allowance trading within the Union and amending Council Directive 96/61/EC¹, and in particular Article 10a(8) thereof, in conjunction with Article 131 of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community,

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 NER 300 funding programme covering the proceeds of 200 million allowances in November 2010, followed by a selection procedure and the adoption on 18 December 2012 of Commission Decision C(2012) 9432³ awarding funding for 23 projects ('the Award Decision').
- (2) In March, July and December 2019, three Member States notified the Commission about three project failures in accordance with the procedure provided for in point 3 of Annex 2 to the Award Decision.
- (3) It follows from point 3 of Annex 2 to the Award Decision that it ceases to have legal effects retroactively with regard to project failures. For reasons of legal certainty, the failed projects should however be deleted from the list of projects in Annex 1a to that Decision.
- (4) The Award Decision should therefore be amended accordingly,

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 NER 300 funding programme.

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 Federal Republic of Germany, the Hellenic Republic, the French Republic, the Italian Republic, the Republic of Cyprus, the Republic of Hungary, the Republic of Austria, the Portuguese Republic, the Republic of Finland, the Kingdom of Sweden and the United Kingdom of Great Britain and Northern Ireland.

Done at Brussels, 2.4.2020

For the Commission
Mauro PETRICCIONE
Director-General for Climate Action

