

Amendment 27**Markus Pieper**

on behalf of the PPE Group

Evžen Tošenovský

on behalf of the ECR Group

Report**A9-0283/2022****Markus Pieper**

Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives: amendments (REPowerEU)

(COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive**Article 1 – paragraph 1 – point 7**

Directive (EU) 2018/2001

Article 16a – paragraph 3

*Text proposed by the Commission**Amendment*

Without prejudice to paragraphs 4 and 5, by derogation from Article 4(2) of Directive 2011/92/EU, and Annex II, points 3(a), (b), (d), (h), (i), and 6(c) alone or in conjunction with point 13(a) to that Directive as far as this concerns renewable energy projects, new applications for renewable energy plants, except for biomass combustion plants, including the repowering of plants, in already designated renewables go-to areas for the respective technology, co-located storage facilities as well as their connection to the grid, shall be exempted from the requirement to carry out a dedicated environmental impact assessment under Article 2(1) of Directive 2011/92/EU, provided that these projects comply with the rules and measures set out in accordance with Article 15c(1), point (b). The exemption from the application of Directive 2011/92/EU above shall not apply to projects which are likely to have significant effects on the environment in another Member State or where a Member State likely to be significantly affected so requests, as provided for in Article 7 of the said Directive.

Without prejudice to paragraphs 4 and 5, by derogation from Article 4(2) of Directive 2011/92/EU, and Annex II, points 3(a), (b), (d), (h), (i), and 6(c) alone or in conjunction with point 13(a) to that Directive as far as this concerns renewable energy projects, new applications for renewable energy plants, except for biomass combustion plants, including the repowering of plants, in already designated renewables go-to areas for the respective technology, co-located storage facilities as well as their connection to the grid, **the related energy network** shall be exempted from the requirement to carry out a dedicated environmental impact assessment under Article 2(1) of Directive 2011/92/EU, provided that these projects comply with the rules and measures set out in accordance with Article 15c(1), point (b). The exemption from the application of Directive 2011/92/EU above shall not apply to projects which are likely to have significant effects on the environment in another Member State or where a Member State likely to be significantly affected so requests, as provided for in Article 7 of the said Directive.

Justification

technical adaptation to use the same term on related energy networks throughout the text, adaptations of references

Amendment 28**Markus Pieper**

on behalf of the PPE Group

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Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives:
amendments (REPowerEU)
(COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive**Article 1 – paragraph 1 – point 8**

Directive (EU) 2018/2001

Article 16b – paragraph 2

*Text proposed by the Commission**Amendment*

Where an environmental assessment is required under Directive 2011/92/EU or Directive 92/43/EEC, it shall be carried out in a single procedure that combines all relevant assessments for a given project. When any such environmental impact assessment is required, the competent authority, taking into account the information provided by the developer, shall issue an opinion on the scope and level of detail of the information to be included by the developer in the environmental impact assessment report, of which the scope shall not be extended subsequently. Where the specific projects have adopted appropriate mitigation measures, any killing or disturbance of the species protected under Article 12(1) of Directive 92/43/EEC and Article 5 of Directive 2009/147/EC shall not be considered deliberate. Where novel mitigation measures to prevent as much as possible the killing or disturbance of species protected under Council Directive 92/43/EEC and Directive 2009/147/EEC, or any other environmental impact, have not been widely tested as regards their effectiveness, Member States may allow their use for one or several pilot projects for a limited time period, provided that the effectiveness of such measures is closely

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monitored and appropriate steps are taken immediately if they do not prove to be effective. The permit-granting process for the repowering of projects and for new installations with an electrical capacity of less than 150 kW, co-located storage facilities as well as their grid connection, located outside renewables go-to areas shall not exceed **one year** including environmental assessments where required by relevant legislation. Where duly justified on the ground of extraordinary circumstances, this **one-year** period may be extended by up to three months. Member States shall clearly inform the developers about the extraordinary circumstances that justified the extension.

monitored and appropriate steps are taken immediately if they do not prove to be effective. The permit-granting process for the repowering of projects and for new installations with an electrical capacity of less than 150 kW, co-located storage facilities as well as their grid connection, located outside renewables go-to areas shall not exceed **six months** including environmental assessments where required by relevant legislation. Where duly justified on the ground of extraordinary circumstances, this **six months** period may be extended by up to three months. Member States shall clearly inform the developers about the extraordinary circumstances that justified the extension.

Or. en

Justification

alignment to RED 5

Amendment 29**Markus Pieper**

on behalf of the PPE Group

Evžen Tošenovský

on behalf of the ECR Group

Report**A9-0283/2022****Markus Pieper**Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives:
amendments (REPowerEU)

(COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive**Article 1 – paragraph 1 – point 8**

Directive (EU) 2018/2001

Article 16b – paragraphs 2 a, 2 b, 2 c and 2 d (new)

*Text proposed by the Commission**Amendment*

(2 a) Where the repowering does not result in an increase in the capacity of the renewable energy power plant beyond 15%, and without prejudice to the need to assess any potential environmental impacts pursuant to the paragraph 2b, grid connections to the transmission or distribution grid shall be permitted within one month following application to the relevant entity unless there are justified safety concerns or there is technical incompatibility of the system components.

(2b) Where the repowering of solar installations does not entail the use of additional space and complies with the applicable environmental mitigation measures established for the original installation, the project shall be exempted from the requirement, if applicable, to be subject to a determination whether the project requires an environmental impact assessment pursuant to Article 4 of Directive 2011/92/EU.

(2c) Where the repowering of a renewable energy power plant or of a related grid infrastructure which is necessary to integrate renewables into the electricity system, to a determination whether the

project requires an environmental impact assessment procedure or an environmental impact assessment pursuant to Article 4 of Directive 2011/92/EU, such prior determination and/or environmental assessment shall be limited to the potential impacts stemming from the change or extension compared to the original project.

(2d) Decisions resulting from permit-granting processes shall be made publicly available.

Or. en

Justification

new RED 5 text

Amendment 30**Markus Pieper**

on behalf of the PPE Group

Report**A9-0283/2022****Markus Pieper**

Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives:
 amendments (REPowerEU)
 (COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive**Article 1 – paragraph 1 – point 9**

Directive (EU) 2018/2001

Article 16c – paragraph 1

*Text proposed by the Commission**Amendment*

(1) Member States shall ensure that the permit-granting process referred to in Article 16(1) for the installation of solar energy equipment, including building-integrated solar installations, in existing or future artificial structures, with the exclusion of artificial water surfaces, shall not exceed **three months**, provided that the primary aim of such structures is not solar energy production. By derogation from Article 4(2) of Directive 2011/92/EU **and Annex II**, points 3(a) and (b), alone or in conjunction with point 13(a) to that Directive, such installation of solar equipment shall be exempted from the requirement, if applicable, to carry out a dedicated environmental impact assessment under Article 2(1) of Directive 2011/92/EU.

(1) Member States shall ensure that the permit-granting process referred to in Article 16(1) **of this Directive** for the installation of solar energy equipment, **including on rooftop, and co-located energy storage assets**, including building-integrated solar installations, in existing or future artificial structures, with the exclusion of artificial water surfaces, shall not exceed **one month**, provided that the primary aim of such structures is not solar energy production. **For solar installations of 50kW or less, including renewables self-consumers, jointly acting renewables self-consumers and renewable energy communities, Member States shall provide for a simple-notification procedure as set out in Article 17 of this Directive..** By derogation from Article 4(2) of Directive 2011/92/EU **and Annex II**, points 3(a) and (b), alone or in conjunction with point 13(a) to that Directive, such installation of solar equipment shall be exempted from the requirement, if applicable, to carry out a dedicated environmental impact assessment under Article 2(1) of Directive 2011/92/EU.

Member States shall make sure that requirements for construction still in place are to be removed. Member States shall also establish a roadmap to remove

other barriers and to enhance the accelerated deployment of solar energy.

Member States shall ensure that the installation of building-integrated solar is exempt from environmental impact assessment under Article 2(1) of Directive 2011/92/EU and from building permitting.

Or. en

Justification

inclusion of RED 5 text into adopted text from RED 4 report

8.12.2022

A9-0283/31

Amendment 31

Markus Pieper

on behalf of the PPE Group

Evžen Tošenovský

on behalf of the ECR Group

Report

A9-0283/2022

Markus Pieper

Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives:
amendments (REPowerEU)

(COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive (EU) 2018/2001

Article 16c – paragraph 1 a (new)

Text proposed by the Commission

Amendment

***(1 a) Decisions resulting from the above
permit-granting processes shall be made
publicly available.***

Or. en

Amendment 32**Markus Pieper**

on behalf of the PPE Group

Evžen Tošenovský

on behalf of the ECR Group

Report**A9-0283/2022****Markus Pieper**Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives:
amendments (REPowerEU)

(COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive**Article 1 – paragraph 1 – point 9 a (new)**

Directive (EU) 2018/2001

Article 16c a (new)

*Text proposed by the Commission**Amendment****(9 a) the following article is inserted:******Article 16c a******Acceleration of the deployment of heat pumps******1. The permit-granting process for the installation of heat pumps shall not exceed one month.******2. Grid connections to the transmission or distribution grid shall be permitted following notification to the relevant entity for:******(a) heat pumps of up to 12kW electrical capacity; and******(b) heat pumps installed by a renewables self-consumer, jointly acting renewables self consumers and renewable energy communities pursuant to Article 2(14) of Directive (EU)2018/2001 of up to 50 kW electrical capacity, provided the capacity of the renewables self-consumer's renewable electricity generation installation amounts to at least 60% of the capacity of the heat pump unless there are justified safety concerns or there is technical incompatibility of the system components.***

3. Decisions resulting from permit-granting processes shall be made publicly available.

Or. en

Justification

new RED 5 text

Amendment 33**Markus Pieper**

on behalf of the PPE Group

Report**A9-0283/2022****Markus Pieper**

Renewable Energy, Energy Performance of Buildings and Energy Efficiency Directives:
amendments (REPowerEU)
(COM(2022)0222 – C9-0184/2022 – 2022/0160(COD))

Proposal for a directive**Article 1 – paragraph 1 – point 10**

Directive (EU) 2018/2001

Article 16d

*Text proposed by the Commission**Amendment*

By [three months from entry into force], until climate neutrality is achieved, Member States shall ensure that, in the permit-granting process, the planning, construction and operation of plants for the production of energy from renewable sources, their connection to the grid **and** the related grid itself and storage assets are **presumed** as being in the overriding public interest and serving public health and safety when balancing legal interests in the individual cases for the purposes of Articles 6(4) and 16(1)(c) of Directive 92/43/EEC, Article 4(7) of Directive 2000/60/EC and Article 9(1)(a) of Directive 2009/147/EC.

By [three months from entry into force], until climate neutrality is achieved, Member States shall ensure that, in the permit-granting process, the planning, construction and operation of plants for the production of energy from renewable sources, their connection to the grid, the related grid itself, **the related energy network** and storage assets are **considered** as being in the overriding public interest and serving public health and safety when balancing legal interests in the individual cases for the purposes of Articles 6(4) and 16(1)(c) of Directive 92/43/EEC, Article 4(7) of Directive 2000/60/EC and Article 9(1)(a) of Directive 2009/147/EC.

Or. en