

Message 001

Communication from the Commission - TRIS/(2026) 1803

Directive (EU) 2015/1535

Notification: 2026/0342/NL

Notification of a draft text from a Member State

Notification – Notification – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Nezahajuje prodlení - Fristerne indledes ikke - Καμμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késésekét - Non fa decorrere la mora - Atidėjimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħx il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20261803.EN

1. MSG 001 IND 2026 0342 NL EN 07-07-2026 NL NOTIF

2. Netherlands

3A. Ministerie van Financiën

Belastingdienst/Douane centrale dienst voor in- en uitvoer

3B. Ministerie van Economische Zaken en Klimaat, Directie Wetgeving en Juridische Zaken, Afdeling Klimaat en Energie

4. 2026/0342/NL - N00E - ENERGY CARRIER

5. Regulation of the Minister of Climate Policy and Green Growth of dd/mm/yyyy, No WJZ/106049161 amending the General implementing regulation on sustainable energy production and climate transition incentives in connection with the opening in 2026

6. Facilities for the production of renewable electricity, gas, heat, combined production of renewable electricity and heat and other greenhouse gas abatement technologies

7.

8. The General implementing regulation on the stimulation of sustainable energy production and climate transition lays down detailed rules applicable to awarding grants on the basis of several opening regulations and the Decree on the stimulation of sustainable energy production and climate change (hereinafter: SDEK Decree). The detailed rules cover the information to be provided with the grant application, rules on the advance payment, rules on determining the grant and obligations for the grant recipient.

This amending regulation amends the General implementing regulation on the stimulation of sustainable energy production and climate transition. These amendments are linked to the opening of the subsidy with the Regulation on the designation of categories of sustainable energy production and climate transition 2026, or are necessary to comply with the 2022 Environmental and Energy Framework or Directive (EU) 2018/2001, or are necessary for policy reasons. These content changes are explained below. In addition, certain further changes have been made, namely textual adaptations, legislative adaptations and clarifications of existing provisions. These changes are not discussed below.

The main content changes to the regulation concern submission requirements or obligations for new or adapted categories eligible for subsidy under the Regulation on the designation of categories of sustainable energy production and climate transition 2026.

Article I may contain technical regulations. These are rules and obligations with regard to the categories of production installations for which a subsidy may be applied for under the Regulation on the designation of categories of renewable energy production and climate transition 2026.

This regulation does not include a mutual recognition clause because mutual recognition is already covered by the Decree on Conformity Assessment of Solid Biomass for Energy Applications, which is associated to this regulation.

9. The General implementing regulation stimulating sustainable energy production and climate transition is related to the opening regulations, which have been notified earlier such as the Regulation designating categories of sustainable energy production for several years (see, among others, notifications 2020/48/NL, 2020/569/NL, 2021/0424/NL, 2022/0263/NL, 2023/0410/NL, 2024/0382/NL and most recently the Regulation on the designation of categories of sustainable energy production and climate transition 2025 (2025/0326/NL)).

The new 2026 opening regulation will be notified at the same time as this regulation.

The aim of the regulation is to encourage techniques that produce renewable energy on the one hand and otherwise reduce greenhouse gas emissions on the other.

The requirements are non-discriminatory because they apply equally to all installations eligible for subsidy, and do not discriminate between Member States.

The requirements are necessary to meet the renewable energy share target of Directive (EU) 2018/2001 in an efficient manner and with the available resources, and they are seen as necessary to achieve environmental protection and the necessary energy transition.

The requirements are proportionate. The only objective of the requirements is to ensure that there is a certain degree of efficiency and to avoid the coexistence with other government support.

It is an overriding reason of general interest, namely the protection of the environment and energy transition and the renewable energy share target of Directive (EU) 2018/2001.

The requirements are appropriate to protect that interest by encouraging techniques that produce renewable energy on the one hand and on the other hand, reduce greenhouse gas emissions.

The requirements do not go beyond what is necessary to protect this interest and are the least restrictive means of achieving this objective, as the requirements are not guiding the type of production plant used and have no other effects beyond the promotion of efficiency and the prevention of overstimulation.

9a. The requirements are appropriate to protect that interest by encouraging techniques that produce renewable energy on the one hand and on the other hand, reduce greenhouse gas emissions.

The requirements do not go beyond what is necessary to protect this interest and are the least restrictive means of achieving this objective, as the requirements are not guiding the type of production plant used and have no other effects beyond the promotion of efficiency and the prevention of overstimulation.

9b. The requirements are necessary to meet the renewable energy share target of Directive (EU) 2018/2001 in an efficient manner and with the available resources, and they are seen as necessary to achieve environmental protection and the necessary energy transition.

9c. The requirements are proportionate. The only objective of the requirements is to ensure that there is a certain degree of efficiency and to avoid the coexistence with other government support.

It is an overriding reason of general interest, namely the protection of the environment and energy transition and the renewable energy share target of Directive (EU) 2018/2001.

10. Numbers or titles of the basic texts:

11. No

12.

13. No

14. Yes

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

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