

Message 001

Communication from the Commission - TRIS/(2025) 1432

Directive (EU) 2015/1535

Notification: 2025/0277/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: 20251432.EN

1. MSG 001 IND 2025 0277 NL EN 04-06-2025 NL NOTIF

2. Netherlands

3A. Ministerie van Financiën

Belastingdienst/Douane centrale dienst voor in- en uitvoer

3B. Ministerie van Klimaat en Groene Groei,

Directie Verduurzaming Industrie en Directie Wetgeving en Juridische Zaken

Afdeling Economische Zaken

Bezuidenhoutseweg 73

Postbus 20401

2500 EK Den Haag

4. 2025/0277/NL - S00E - ENVIRONMENT

5. Regulation of the Minister of Climate Policy and Green Growth of , No WJZ/ , amending the Regulation on national EZK and LNV subsidies and the Regulation on opening EZK and LNV subsidies 2025 in connection with the introduction and opening of the NIKI subsidy

6. The NIKI grants subsidies to industrial projects that are expected to lead to an emission reduction of at least 100 000 tonnes compared to a comparable product. This concerns companies in the industrial sector and sectors related to waste.

7.

8. NIKI makes it possible to apply for subsidies for large-scale industrial projects that focus on sustainability. In order to be eligible, the project in question must meet several conditions. Article 1, definition of 'NIKI project', in conjunction with category a, theme 3 of Part B of Annex 4.13.1, presumably contain technical requirements.

In category a, theme 3, of Part B of Annex 4.13.1, requirements are set for low-carbon hydrogen and additional requirements for hydrogen designated as renewable liquids and gaseous fuels of non-biological origin (RFNBO).

For low-carbon hydrogen, it is stipulated that the applicant must declare that the hydrogen produces at least 70 per cent less greenhouse gas emissions over its life cycle than fossil-derived hydrogen.

For RFNBOs, it is provided that the RFNBO requirements, as referred to in Directive (EU) 2023/2413 amending Directive (EU) 2018/2001, and specified in Delegated Regulation (EU) 2023/1184 and Delegated Regulation (EU) 2023/1185, are to be complied with. This can be proven by a valid certificate. This certificate must have been issued by a conformity assessment body affiliated to a voluntary scheme recognised by the European Commission for this purpose.

Based on the technical requirements to be notified, it shall not be possible for the national authorities in the Netherlands to reject from the Dutch market a product that has lawfully been placed on the market in another Member State. A mutual recognition provision is therefore not necessary.

9. The requirements for low-carbon hydrogen and RFNBO follow from the requirements laid down in European legislation. These requirements are necessary to protect the environment. These requirements ensure that more low-carbon hydrogen or RFNBOs will be used by industry, which is better for the environment. These requirements are in line with the existing European provisions on low-carbon hydrogen and RFNBOs. They do not go beyond what is necessary because they link up with existing requirements. Furthermore, this is the least restrictive means because no additional requirements are set. The requirements are non-discriminatory because they are applied to all companies wishing to produce low-carbon hydrogen or RFNBOs. These requirements are necessary to ensure that the investment fits into the transition to fossil-free production. Finally, the requirements are proportional because requirements for renewability are appropriate to make fossil variants less attractive.

Notification of this draft Regulation to the Secretariat of the World Trade Organisation, pursuant to the Agreement on Technical Barriers to Trade signed in Marrakesh on 15 April 1994 (Treaty Series of the

Kingdom of the Netherlands 1994, No 235), is not required.

10. Numbers or titles of basic texts:

11. No

12.

13. No

14. Yes

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

Contact point Directive (EU) 2015/1535

email: grow-dir2015-1535-central@ec.europa.eu