COM proposal for inclusion of the Environmental Impact Assessment (EIA) Directive, as amended

PHLG
22 June 2016
Developments with regard to the EIA Directive

- Directive 85/337/EEC has been further amended by Directive 2009/31/EC in order to include projects related to the geological storage of carbon dioxide. That amendment has not yet been incorporated in the legal framework of the Energy Community.


Proposed amendments to the ECT - 1

- in Article 16, point (i) is replaced by the following:

- in Annex II, point 1 is replaced by the following:
  "1. Each Contracting Party shall implement Directive 2011/92/EU […] by xxx [date of the entry into force of the Decision]. Each Contracting Party shall implement Directive 2014/52/EU by 1 January 2019, with the exception of the provisions referring to Directives not covered by Article 16 of this Treaty."
Proposed amendments to the ECT - 2

• In case of projects of Energy Community interest, the Contracting Party in whose territory the project is intended to be carried out shall send the following information to the Secretariat as soon as possible and no later than when informing its own public:
  (a) a description of the project, together with any available information on its impacts on the environment;
  (b) information on the nature of the decision which may be taken for authorisation of the project.

• The Secretariat shall ensure that the environmental impact assessments of the projects referred to in paragraph 1 of this Article fulfil the requirements of Directive 2011/92/EU as amended by Directive 2014/52/EU.
Proposed amendments to the ECT - 3

- **ECT deadlines for complying:**
  
  ✓ 2011/92/EU - date of the entry into force of the Decision;
  