



Council of the  
European Union

Brussels, 1 July 2025  
(OR. en)

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N 35  
ENER 244**

#### **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: COUNCIL DECISION on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning an amendment to Annex IV (Energy) to the EEA Agreement (EPBD)

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**COUNCIL DECISION (EU) .../...**

**of ...**

**on the position to be adopted, on behalf of the European Union,  
within the EEA Joint Committee concerning an amendment to Annex IV (Energy)  
to the EEA Agreement (EPBD)**

**(Text with EEA relevance)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 194(2) in conjunction with Article 218(9) thereof,

Having regard to Council Regulation (EC) No 2894/94 of 28 November 1994 concerning arrangements for implementing the Agreement on the European Economic Area<sup>1</sup>, and in particular Article 1(3) thereof,

Having regard to the proposal from the European Commission,

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<sup>1</sup> OJ L 305, 30.11.1994, p. 6, ELI: <http://data.europa.eu/eli/reg/1994/2894/oj>.

Whereas:

- (1) The Agreement on the European Economic Area<sup>2</sup> (the ‘EEA Agreement’) entered into force on 1 January 1994.
- (2) Pursuant to Article 98 of the EEA Agreement, the EEA Joint Committee may decide to amend, inter alia, Annex IV (Energy) to the EEA Agreement.
- (3) Directive (EU) 2018/844 amending Directive 2010/31/EU on the energy performance of buildings and Directive 2012/27/EU on energy efficiency<sup>3</sup> should be incorporated into the EEA Agreement.
- (4) The conditions for a temporary and conditional exemption for Iceland from applying Directive 2010/31/EU of the European Parliament and of the Council<sup>4</sup> continue to be in place, due to Iceland’s relatively recent and uniform building stock. The exemption should be strictly limited in time and should only apply until Directive (EU) 2024/1275 of the European Parliament and of the Council<sup>5</sup> has been incorporated into the EEA Agreement.

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<sup>2</sup> OJ L 1, 3.1.1994, p. 3, ELI: [http://data.europa.eu/eli/agree\\_international/1994/1/oj](http://data.europa.eu/eli/agree_international/1994/1/oj).

<sup>3</sup> Directive (EU) 2018/844 of the European Parliament and of the Council of 30 May 2018 amending Directive 2010/31/EU on the energy performance of buildings and Directive 2012/27/EU on energy efficiency (OJ L 156, 19.6.2018, p. 75, ELI: <http://data.europa.eu/eli/dir/2018/844/oj>).

<sup>4</sup> Directive 2010/31/EU of the European Parliament and of the Council of 19 May 2010 on the energy performance of buildings (OJ L 153 18.6.2010, p. 13, ELI: <http://data.europa.eu/eli/dir/2010/31/oj>).

<sup>5</sup> Directive (EU) 2024/1275 of the European Parliament and of the Council of 24 April 2024 on the energy performance of buildings (OJ L, 2024/1275, 8.5.2024, ELI: <http://data.europa.eu/eli/dir/2024/1275/oj>).

- (5) Annex IV (Energy) to the EEA Agreement should therefore be amended accordingly.
- (6) The position of the Union within the EEA Joint Committee should therefore be based on the attached draft decision,

HAS ADOPTED THIS DECISION:

*Article 1*

The position to be adopted, on behalf of the Union, within the EEA Joint Committee on the proposed amendment of Annex IV (Energy) to the EEA Agreement, shall be based on the draft decision of the EEA Joint Committee attached to this Decision.

*Article 2*

This Decision shall enter into force on the date of its adoption.

Done at ...,...

*For the Council*

*The President*

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