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CONTRIBUTION

From:	General Secretariat of the Council
To:	Working Party on Energy
Subject:	EPBD: FI comments

Delegations will find in the annex the FI comments on the revision of the Energy performance of buildings Directive.

Energy Performance of Buildings (EPBD), Working party on Energy
Written comments of Finland on after EWP-meeting 28 November 2023

FI proposals for Article 9, paragraph 1, subparagraph 5 and Solar in non-residential buildings, Line 258

FI proposal background: Article 9, paragraph 1, subparagraph 5: The renovations must be generally accepted by building owners. This means that compulsory renovations on individual buildings must be avoided. For this reason it is suggested to add an alternative approach to reach savings in a similar way like it is possible in the EED (Article 6 subparagraph 6). The purpose of the proposal is to offer for Member States an alternative approach which does not undermine the objectives of the proposal.

FI text proposal:

The minimum energy performance standards shall at least ensure that all non-residential buildings are below:

- (a) the [11% - 37%] threshold as of [2 years after transposition date]; and
- (b) the [19% - xx%] threshold as of [5 years after transposition date].

(5a) Member States may decide to apply an alternative approach to that set out in subparagraph 5 for the purpose of achieving an amount of energy savings in the non-residential buildings which is at least equivalent to the amount required in subparagraph 5.

1. Solar in non-residential buildings, Line 258

Finland cannot accept as an obligation to install solar energy systems to existing public buildings and existing non-residential buildings without connection to an action that requires an administrative permit. Implementing retroactive obligations in national legislation for existing buildings have proven to be extremely problematic due to the property protection rights guaranteed by the Finnish Constitution.

FI text proposal:

- (b) by 31 December [2027], on all existing public buildings with useful floor area larger than [2000] square meters, where the building undergoes an action that requires an administrative permit;

(ba) by 31 December [2028], on all existing public buildings with useful floor area larger than [1000] square meters, where the building undergoes an action that requires an administrative permit;

(bb) by 31 December [2030], on all existing public buildings with useful floor area larger than [250] square meters, where the building undergoes an action that requires an administrative permit;

(bc) by [transposition date], on existing non-residential buildings with useful floor area larger than [500] square meters, where the building undergoes an action that requires and administrative permit;