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LIMITE

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CONTRIBUTION

From:	General Secretariat of the Council
To:	Working Party on Energy
Subject:	FR comments on the TEN-E Regulation

Delegations will find in the annex the FR comments on the TEN-E Regulation.

French comments on the proposal for a regulation on guidelines for trans-European energy infrastructure and repealing Regulation (EU) No 347/2013 (articles 21 to 31)

Amendment proposal #1

Article 21

Text proposed by the Commission	Amendment
Committee procedure 1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. 2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	Committee procedure 1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011. 2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.

Justification

Regulation and cost-sharing are essential issues that cannot be addressed via guidelines, especially adopted with the advisory procedure. All relevant provisions should be included in the regulation itself.

Amendment proposal #2

Article 22

Text proposed by the Commission	Amendment
Reporting and evaluation Not later than 31 December 2027, the Commission shall publish a report on the implementation of projects of common interest and submit it to the European Parliament and the Council. That report shall provide an evaluation of: [...]	Reporting and evaluation Not later than 31 December 2027, the Commission shall publish a report on the implementation of projects of common interest <u>and projects of mutual interest, taking into account their specificities,</u> and submit it to the European Parliament and the Council. That report shall provide an evaluation of: [...]

Justification

For more clarity, the regulation should mention PCIs and PMIs each time they are both concerned. In this context, there is no reason to exclude PMIs from the report.

Amendment proposal #3

Article 23

Text proposed by the Commission	Amendment
Information and publicity The Commission shall establish and maintain a transparency platform easily accessible to the general public through the internet. The platform shall be regularly updated with information from the reports	Information and publicity The Commission shall establish and maintain a transparency platform easily accessible to the general public through the internet. The platform shall be regularly updated with information from the reports

referred to in Article 5(1) and the website referred to in Article 9(7). The platform shall contain the following information: (a) general, updated information, including geographic information, for each project of common interest; (b) the implementation plan as set out in Article 5(1) for each project of common interest presented in a manner that allows the assessment of the progress in implementation at any moment in time; (c) the main expected benefits and the costs of the projects except for any commercially sensitive information; (d) the Union list; (e) the funds allocated and disbursed by the Union for each project of common interest.	referred to in Article 5(1) and the website referred to in Article 9(7). The platform shall contain the following information: (a) general, updated information, including geographic information, for each project of common interest; (b) the implementation plan as set out in Article 5(1) for each project of common interest presented in a manner that allows the assessment of the progress in implementation at any moment in time; (c) the main expected benefits and the costs of the projects except for any commercially sensitive information; (d) the Union list; (e) the funds allocated and disbursed by the Union for each project of common interest. <u>(f) the links to the national manual of procedures mentioned in article 9;</u> <u>(g) existing sea basin studies and plans for each priority offshore grid corridor, without affecting any intellectual property rights.</u>
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Justification

The offshore one-stop-shop mentioned in article 8 point 6 is not necessary but a unique source of information could be useful for the public and the project promoters.

Amendment proposal #4

Article 25

Text proposed by the Commission	Amendment
Amendment to Regulation (EC) No 715/2009 In Article 8(10) of Regulation (EC) No 715/2009, the first subparagraph is replaced by the following: ‘The ENTSO for Gas shall adopt and publish a Union-wide network development plan referred to in point (b) of paragraph 3 every two years. The Union-wide network development plan shall include the modelling of the integrated network, including hydrogen networks, scenario development, a European supply adequacy outlook and an assessment of the resilience of the system’.	Amendment to Regulation (EC) No 715/2009 In Article 8(10) of Regulation (EC) No 715/2009, the first subparagraph is replaced by the following: ‘The ENTSO for Gas shall adopt and publish a Union-wide network development plan referred to in point (b) of paragraph 3 every two years. The Union-wide network development plan shall include the modelling of the integrated network, including hydrogen networks, scenario development, a European supply adequacy outlook and an assessment of the resilience of the system’.

Justification

ENTSOG is an association of natural gas transmission system operators. However, hydrogen infrastructure is separate from natural gas transmission networks. In order to ensure clarity of the

regulation and to avoid any risk of cross-subsidisation between hydrogen infrastructure and natural gas transmission networks, the future regulation of hydrogen infrastructure should be separate from the current regulation of the natural gas transmission network. Entrusting the planning of hydrogen infrastructure to an association of natural gas transmission system operators would undermine this necessary regulatory separation.