

Committee on Economic and Monetary Affairs  
Committee on the Environment and Public Health  
The Chairs

Commissioner Mairead McGuinness  
European Commission  
Financial services, financial stability and Capital Markets Union  
Rue de la Loi, 200  
1049 Brussels

D 100171 18.01.2022

Ref. D(2022)1563

***Subject: Concerns about the Commission procedure for the adoption of the draft Complementary Delegated Act covering certain additional energy activities pertaining to nuclear energy and gas***

Dear Commissioner,

As Chairs of the Joint ECON-ENVI committee, we would like to raise important concerns on behalf of a majority of ECON and ENVI coordinators, in relation to the Commission procedure for the adoption of the draft Complementary Delegated Act covering certain additional energy activities pertaining to nuclear energy and gas.

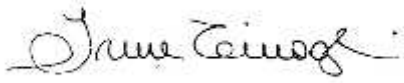
In the light of the controversial nature of the subject matter, it is important that this procedure allows sufficient time for the Commission and both branches of the Co-legislator to exchange views on the draft act before its adoption. To transmit the draft Delegated Act late on New Year's Eve for a twelve day consultation period with the explicit request for comments cannot be seen to live up to previously established good practises in this respect. While we take note of the recent limited extension of the consultation period, we ask that the Commission takes initiative to allow sufficient time for reactions from the relevant parties.

We also note with concern that there has been no dedicated public consultation of this important and controversial act and we recall that for the Climate Delegated Act there was a four-week public consultation held between 20 November and 18 December 2020. A majority of ECON and ENVI coordinators therefore requests that the Commission opens the draft Complementary Delegated Act for a public consultation.

A majority of ECON and ENVI coordinator also note with concern that the draft proposal lacks a proper impact assessment. Regarding the inclusion of economic activities in the field of nuclear energy, no impact assessment has been undertaken. The impact assessment for natural gas was based on very different criteria than those proposed in the draft Complementary Delegated Act.

In order to allow for a proper exchange of views between our institutions and to help the procedure advance in a more transparent way, we request the organisation of a meeting on the draft Delegated Act in the very near future in order to discuss the ECON and ENVI's views before its formal adoption. We count on your cooperation on this important issue.

Yours sincerely,



Irene TINAGLI  
ECON Chair



Pascal CANFIN  
ENVI Chair

Cc. Bas Eickhout, ECON Co-Rapporteur for the Taxonomy Regulation;  
Sirpa Pietikäinen, ENVI Co-Rapporteur for the Taxonomy Regulation.