



2024/1113

22.4.2024

COMMISSION IMPLEMENTING DECISION (EU) 2024/1113
of 18 April 2024

**amending Implementing Decision (EU) 2023/2895 as regards the list of islands and ports referred to
in Article 12(3-d) of Directive 2003/87/EC of the European Parliament and of the Council**

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a system for greenhouse gas emission allowance trading within the Union and amending Council Directive 96/61/EC ⁽¹⁾, and in particular Article 12(3-d) thereof,

Whereas:

- (1) In order to ensure the connectivity of certain islands, Article 12(3-d) of Directive 2003/87/EC provides for a temporary derogation from the obligation to surrender allowances for certain ports located on an island with no road or rail link with the mainland and with a population of fewer than 200 000 permanent residents.
- (2) Annex I to Commission Implementing Decision (EU) 2023/2895 ⁽²⁾ lays down the list of islands and ports as referred to in Article 12(3-d), second subparagraph, of Directive 2003/87/EC.
- (3) On 28 December 2023, Finland submitted a request to include three of its ports in the list of ports concerned by the temporary derogation pursuant to Article 12(3-d) of Directive 2003/87/EC.
- (4) Considering that Finland submitted its request in December 2023, and in order to ensure consistency and the effective functioning of the system for greenhouse gas emission allowance trading within the Union, which is to include emissions from maritime transport released from 1 January 2024, this Decision should apply retroactively from that date.
- (5) Implementing Decision (EU) 2023/2895 should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

In the table of Annex I to Implementing Decision (EU) 2023/2895, the following row is inserted after the entry for Malta:

FINLAND	ÅLAND ISLANDS	BERGHAMN (ECKERÖ)
		LÅNGNÄS
		MARIEHAMN.

⁽¹⁾ OJ L 275, 25.10.2003, p. 32, ELI: <http://data.europa.eu/eli/dir/2003/87/oj>.

⁽²⁾ Commission Implementing Decision (EU) 2023/2895 of 19 December 2023 laying down the list of islands and ports referred to in Article 12(3-d) of Directive 2003/87/EC of the European Parliament and of the Council and the list of transnational public service contracts or transnational public service obligations referred to in Article 12(3-c) of that Directive (OJ L, 2023/2895, 22.12.2023, ELI: http://data.europa.eu/eli/dec_impl/2023/2895/oj).

Article 2

This Decision shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2024.

Done at Brussels, 18 April 2024.

For the Commission
The President
Ursula VON DER LEYEN
