

**Question for written answer E-006795/2015  
to the Commission**

Rule 130

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Subject: Borgo Eridania biomass power plant in Foggia

Under Executive Decision 298 of 15 November 2011, the Puglia regional government issued Enterra Ltd with single authorization to build a 50 MWt biomass power plant at Borgo Eridania (Foggia). However, no environmental impact assessment (EIA) has been carried out in respect of the plant.

The Court of Justice of the European Union has ruled that that Member States may not exclude certain categories of project from compulsory environmental impact assessment on grounds of size alone, pointing to the need for a preliminary environmental compatibility evaluation (Cases C-435/97 C-201/02, C-21/11 and C-244/12). Furthermore, infringement proceedings have twice been initiated for incorrect transposition by Italy of Directive 85/337/EEC (2009/2086 and 2013/2170).

In view of this:

Does the Commission consider that this project infringes EU legislation, in particular Directive 2011/92/EU?

What measures will the Commission take to protect the environment and public health from the effects of a power plant of such capacity?