

**Question for written answer E-001002/2021
to the Commission**

Rule 138

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Subject: Correct application of the EIA Directive to the *Trans Adriatic Pipeline* (TAP) project

The Trans Adriatic Pipeline (TAP) project is required, under the Environmental Impact Assessment (EIA) Directive¹ to include a study on cumulative effects. As established by the Lecce Public Prosecutor's Office, such a study has not yet been submitted.

The project has been broken down into multiple parts (using the prohibited practice of '*salami-slicing*') to avoid it having to be subject to an EIA .

A variety of information has not been published, despite the Commission having stated that 'a problem has arisen regarding the conformity with the Directive of the Italian legislation transposing the Directive itself².'

The exemptions from Directive 2009/73/EEC were granted on condition that the shareholders of TAP AG did not hold shares in Snam Rete Gas S.p.A. or DESFA SA³.

However, Snam is a shareholder in TAP and has also taken over DESFA⁴ through Senfluga Energy Infrastructure Holdings.

The violations of Directive 2011/92/EU should have resulted in the Commission removing the TAP project from the list of projects of common interest (PCIs) under Article 5(8) of Regulation (EU) No 347/2013.

In the light of the above, can the Commission clearly state whether it will:

1. Remove the project from the list of PCIs immediately;
2. Cancel the exemptions which the TAP was granted under Directive 2009/73/EC?

¹ <https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:32014L0052&from=EN>

² <https://www.insic.it/Tutela-ambientale/Notizie/Valutazioni-d-impatto-ambientale-lettera-messa-mora-italia/3a437225-9ebb-4fa8-92c5-0b02a1b062f>

³ Point 4.9.2 of the Joint Opinion as amended by Decision C (2013) 2949
<https://www.autorita.energia.it/allegati/docs/13/249-13all.pdf>

⁴ https://www.snam.it/it/media/comunicati-stampa/2018/consorzio_Snam_Enagas_Fluxys_acquisto_DESFA.html#:~:text=stampa%40snam.it-,Il%20consorzio%20composto%20da%20Snam%2C%20Enag%C3%A1s%20e%20Fluxys%20completa%20l,66%25%20dell%27operatore%20greco%20DESFA&text=Il%20consorzio%2C%20che%20si%20era,societ%C3%A0%20Senfluga%20Energy%20Infrastructure%20Holdings.