

**Question for written answer E-004767/2021
to the Commission**

Rule 138

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Subject: Assessment of the Nord Stream 2 investment arbitration case against the EU based on the Energy Charter Treaty

On 26 September 2019, Nord Stream 2 AG initiated arbitration proceedings against the European Union pursuant to Article 26(4)(b) of the Energy Charter Treaty. The claimant is contesting the application of the EU Gas Directive, which was adopted by an overwhelming majority in Parliament in April 2019.

While some documents pertaining to the case have been published on the Permanent Court of Arbitration website, relevant information has been redacted. This includes the amount of damages claimed by Nord Stream 2. Nord Stream 2 talks of a potential loss of over EUR 8 billion.

1. Is the consortium claiming the full EUR 8 billion out of European public money in the ongoing Energy Charter Treaty investor-state dispute settlement (ISDS) case? If not, how much are they claiming?
2. What is the Commission's assessment of the jurisdiction and merit of this case?