The Commission has not been – and does not need to be – consulted on the Decree mentioned by the Honourable Member.

The Birds and Habitats Directives are relevant in assessing the environmental impacts of the proposed Plan for sustainable energy transition in the specific areas identified as ‘idonee’ (adequate) in Sicily.

Plans and programmes which meet the cumulative conditions laid down in Articles 2(a) and 3(2) of the Strategic Environmental Assessment (SEA) Directive have to undergo a SEA. The public and the authorities with specific environmental responsibilities have to be adequately informed during preparation and adoption of the respective plan. Without prejudice to the Commission’s role as guardian of the Treaties, Member States are primarily responsible to ensure the correct and timely application of the EU Treaties and legislation, for the application of their laws implementing the EU law and for the administrative decisions taken under those laws. In this context, national courts also play an essential role.

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1 Decreto del Ministro della Transizione Ecologica n. 548 del 28 Dicembre 2021.