



EUROPEAN COMMISSION

Directorate-General for Internal Market, Industry, Entrepreneurship and SMEs
Single Market Enforcement
Notification of Regulatory Barriers

Notification Number : 2023/0426/NL (Netherlands)

Covenant on Clean and Emission-free Building (SEB Covenant)

Date received : 10/07/2023

End of Standstill : 11/10/2023 (closed)

Message

Message 001

Communication from the Commission - TRIS/(2023) 2073

Directive (EU) 2015/1535

Notification: 2023/0426/NL

Notification of a draft text from a Member State

Notification – Notificación – Notifizierung – Нотификация – Oznámení – Notifikation – Γνωστοποίηση – Notificación – Teavitamine – Ilmoitus – Obavijest – Bejelentés – Notifica – Pranešimas – Paziņojums – Notifika – Kennisgeving – Zawiadomienie – Notificação – Notificare – Oznámenie – Obvestilo – Anmälan – Fógra a thabhairt

Does not open the delays - N'ouvre pas de délai - Kein Fristbeginn - Не се предвижда период на прекъсване - Nezahajuje prodlení - Fristerne indledes ikke - Καμία έναρξη προθεσμίας - No abre el plazo - Viivituste perioodi ei avata - Määräaika ei ala tästä - Ne otvara razdoblje kašnjenja - Nem nyitja meg a késéset - Non fa decorrere la mora - Atidējimai nepradedami - Atlikšanas laikposms nesākas - Ma jiftaħ il-perijodi ta' dewmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Nu deschide perioadele de stagnare - Nezačína oneskorenia - Ne uvaja zamud - Inleder ingen frist - Ní osclaíonn sé na moilleanna

MSG: 20232073.EN

1. MSG 001 IND 2023 0426 NL EN 10-07-2023 NL NOTIF

2. Netherlands

3A. Ministerie van Financiën

Belastingdienst/Douane centrale dienst voor in- en uitvoer

3B. Ministerie van Infrastructuur en Waterstaat, Hoofddirectie Bestuurlijke en Juridische Zaken, Afdeling Milieu

4. 2023/0426/NL - B00 - Construction

5. Covenant on Clean and Emission-free Building (SEB Covenant)

6. Mobile tools, vehicles and vessels used in the execution of construction, maintenance and demolition projects. This includes vans, small trucks, tractors and semi-trailers used in the process.

7.



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8. The SEB Covenant runs until 31 December 2030 and includes ambitions and agreements through which private and public parties cooperate on a voluntary basis to reduce emissions in construction from tools, vehicles, and vessels in the Netherlands, thereby contributing to national and European objectives for nature, climate and health. In the Covenant, the parties agree, among other things, on a timeline for reducing the emissions of construction equipment and the measures and actions to achieve these reductions.

The following articles may contain technical regulations:

Article 2. This article sets out the intention of the parties concerned to reduce emissions in construction from tools, vehicles, and vessels, thereby contributing to the objectives for nature, climate and health. This article is detailed in Articles 3 and 4 and the Annex.

Article 4. This article provides that parties, when tendering for construction, maintenance and demolition projects, prescribe certain emission requirements for the construction equipment to be deployed. These emission requirements are detailed in the Annex.

There is no provision on mutual recognition as no specific (national) means of proof or performance standards (such as labels, certificates or diplomas) are requested in the SEB Covenant and, moreover, the agreements as laid down in the SEB Covenant are not legally enforceable.

9. In order to achieve national and European objectives and ambitions for nature, climate and health, a process to improve sustainability is needed. The SEB Covenant contains agreements between the government and the construction sector about the use of construction equipment in the Netherlands that is suitable for achieving these objectives and ambitions. The SEB Covenant contains realistic ambitions that will be gradually developed by the parties involved during the term of the SEB Covenant, which is also linked to the availability of the necessary innovations in the sector. The agreements in the SEB Covenant are non-discriminatory because they apply equally to all construction equipment regardless of the origin used by clients and (construction) companies that voluntarily commit themselves. Domestic and foreign companies that do not participate in the SEB Covenant can also participate in tenders. The SEB Covenant is an appropriate instrument in which the parties voluntarily commit to the agreements, the Covenant is open to new entrants and it goes less far than regulations in doing so. The agreements in the Covenant do not go beyond what is necessary and are thus proportionate.

10. Numbers or titles of basic texts: There are no basic texts

11. No

12.

13. No

14. No

15. No

16.

TBT aspects: No

SPS aspects: No

European Commission

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