



Brussels, **XXX**
[...] (2025) **XXX** draft

COMMISSION IMPLEMENTING REGULATION (EU) .../...

of **XXX**

on laying down rules for the application of Regulation (EU) 2024/1735 of the European Parliament and of the Council as regards the list of net-zero technology final products and their main specific components for the purposes of assessing the contribution to resilience

This draft has not been adopted or endorsed by the European Commission. Any views expressed are the preliminary views of the Commission services and may not in any circumstances be regarded as stating an official position of the Commission.

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THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) 2024/1735¹, of the European Parliament and of the Council of 13 June 2024 on establishing a framework of measures for strengthening Europe's net-zero technology products manufacturing ecosystem and amending Regulation (EU) 2018/1724, and in particular Article 29(2), first subparagraph, thereof,

Whereas:

- (1) Regulation (EU) 2024/1735 establishes a common legal framework aimed at strengthening the Union's resilience and security of supply of net-zero technologies, by promoting diversification of their supply chains and enhancing the domestic manufacturing capacity of net-zero technologies.
- (2) In accordance with Articles 25, 26 and 28 of Regulation (EU) 2024/1735, where there is evidence of a significant dependency on third countries with regard to the Union's supply of net-zero technologies, non-price criteria, such as the contribution to resilience, are to be applied in public procurement, renewable energy auctions or other forms of public intervention. For assessing the contribution to resilience, the Commission is to adopt an implementing act providing a list of the net-zero technology final products and their main specific components. The list serves in assessing the contribution to resilience.
- (3) The Annex to Regulation (EU) 2024/1735 includes a list of net-zero technology final products and specific components primarily used for the production of net-zero technologies.
- (4) The main specific components included in the list provided in the Annex to this Regulation should include only those specific components primarily used for the production of net-zero technologies that are essential to ensure the Union's resilience, in line with the provisions on access to markets set out in Articles 25 to 28 of Regulation (EU) 2024/1735.
- (5) Specific components primarily used for the production of net-zero technologies should be considered as essential to ensure the effective implementation of the resilience contribution in public procurement, renewable energy auctions and other forms of public intervention if they contribute significantly to the final product's value, or if they are critical to support the resilience of the overall supply chain.

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¹ OJ L 2024/1735, 28.06.24

- (6) In order to give Member States sufficient time to prepare for the requirements relating to the resilience contribution, the application of this Regulation should be deferred.
- (7) The measures provided for in this Regulation are in accordance with the opinion of the committee established by Article 45(1) of Regulation (EU) 2024/1735,

HAS ADOPTED THIS REGULATION:

Article 1

The list of net-zero technology final products and their main specific components to assess the contribution to resilience is set out in the Annex.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1st day of October 2025.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Commission
The President
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