

	World Heritage sites and Key Biodiversity Areas, as well as other protected areas), an appropriate assessment ²³⁶ , where applicable, has been conducted and based on its conclusions the necessary mitigation measures ²³⁷ are implemented.
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4.3. Electricity generation from wind power

Description of the activity

Construction or operation of electricity generation facilities that produce electricity from wind power.

Where the activity is an integral element of the activity ‘Installation, maintenance and repair of renewable energy technologies’ as referred to in Section 7.6 of this Annex, the technical screening criteria specified in Section 7.6 apply.

The activity is classified under NACE codes D35.11 and F42.22 in accordance with the statistical classification of economic activities established by Regulation (EC) No 1893/2006.

Technical screening criteria

Substantial contribution to climate change mitigation

The activity generates electricity from wind power.

Do no significant harm (‘DNSH’)

(2) Climate change adaptation	The activity complies with the criteria set out in Appendix E to this Annex.
(3) Sustainable use	In case of construction of offshore wind, the activity complies with the

²³⁶ In accordance with Directives 2009/147/EC and 92/43/EEC, or, for activities located in third countries, in accordance with equivalent national provisions or international standards, for example IFC Performance Standard 6: Biodiversity Conservation and Sustainable Management of Living Natural Resources.

²³⁷ Those measures have been identified to ensure that the project, plan or activity will not have any significant effects on the conservation objectives of the protected area.

and protection of water and marine resources	requirements of Directive 2008/56/EC of the European Parliament and of the Council ²³⁸ in relation to its Descriptor 11 (Noise/Energy), laid down in Annex I to that Directive, and Commission Decision (EU) 2017/848 ²³⁹ in relation to the relevant criteria and methodological standards for that descriptor.
(4) Transition to a circular economy	The activity assesses availability of and, where feasible, uses equipment and components of high durability and recyclability and that are easy to dismantle and refurbish.
(5) Pollution prevention and control	N/A
(6) Protection and restoration of biodiversity and ecosystems	<p>An Environmental Impact Assessment (EIA) or screening²⁴⁰ has been completed, for activities within the Union, in accordance with Directive 2011/92/EU. For activities in third countries, an EIA has been completed in accordance with equivalent national provisions or international standards²⁴¹.</p> <p>Where an EIA has been carried out, the required mitigation and compensation measures for protecting the environment are implemented.</p> <p>For sites/operations located in or near biodiversity-sensitive areas (including the Natura 2000 network of protected areas, UNESCO World Heritage sites and Key Biodiversity Areas, as well as other protected areas), an appropriate assessment²⁴², where applicable, has been conducted and based on its conclusions the necessary mitigation measures²⁴³ are implemented.²⁴⁴</p>

²³⁸ Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p. 19).

²³⁹ Commission Decision (EU) 2017/848 of 17 May 2017 laying down criteria and methodological standards on good environmental status of marine waters and specifications and standardised methods for monitoring and assessment, and repealing Decision 2010/477/EU (OJ L 125, 18.5.2017, p. 43).

²⁴⁰ The procedure through which the competent authority determines whether projects listed in Annex II to Directive 2011/92/EU is to be made subject to an environmental impact assessment (as referred to in Article 4(2) of that Directive 2011/92/EU).

²⁴¹ For example, IFC Performance Standard 1: Assessment and Management of Environmental and Social Risks.

²⁴² In accordance with Directives 2009/147/EC and 92/43/EEC, or, for activities located in third countries, in accordance with equivalent national provisions or international standards, for example IFC Performance Standard 6: Biodiversity Conservation and Sustainable Management of Living Natural Resources.

²⁴³ Those measures have been identified to ensure that the project, plan or activity will not have any significant effects on the conservation objectives of the protected area.

	In case of offshore wind, the activity complies with the requirements of Directive 2008/56/EC in relation to its Descriptors 1 (biodiversity) and 6 (seabed integrity), laid down in Annex I to that Directive, and Commission Decision (EU)2017/848 in relation to the relevant criteria and methodological standards for those descriptors.
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4.4. Electricity generation from ocean energy technologies

Description of the activity

Construction or operation of electricity generation facilities that produce electricity from ocean energy.

The activity is classified under NACE codes D35.11 and F42.22 in accordance with the statistical classification of economic activities established by Regulation (EC) No 1893/2006.

Technical screening criteria

Substantial contribution to climate change mitigation

The activity generates electricity from ocean energy.

Do no significant harm ('DNSH')

(2) Climate change adaptation	The activity complies with the criteria set out in Appendix E to this Annex.
(3) Sustainable use and protection of water and marine resources	The activity complies with the requirements of Directive 2008/56/EC in relation to its Descriptor 11 (Noise/Energy), laid down in Annex I to that Directive, and Commission Decision (EU) 2017/848 in relation to the relevant criteria and methodological standards for that descriptor.
(4) Transition to a	The activity assesses availability of and, where feasible, uses equipment

²⁴⁴ Practical guidance for the implementation of this criterion is contained in the European Commission document: "Wind energy developments and Natura 2000", https://ec.europa.eu/environment/nature/natura2000/management/docs/Wind_farms.pdf [being updated – add new reference if available on time for DA adoption].