

EN
E-000198/2025
Answer given by Ms Roswall
on behalf of the European Commission
(3.3.2025)

The Commission has no specific information about the alleged impacts of the project mentioned by the Honourable Members ('Upgrading the Arena San Antonio (ASA) wastewater collector') on any Natura 2000 site.

Under Article 6(3) of the Habitats Directive¹, any project likely to have a significant effect on a Natura 2000 site shall be subject to an appropriate assessment of its implications for the site in view of the site's conservation objectives. Italy has transposed the above provisions into its national legislation² and has adopted appropriate national guidelines³ to improve their implementation. The Campania region has also transposed the national guidelines into its legal order⁴.

According to publicly available information⁵, on 30 January 2025 Italian authorities suspended, for 365 days, the authorisation of the project mentioned by the Honourable Members, pending the conclusion of the compliance verification procedure for the environmental conditions that need to be respected and checked so as to prevent or minimise possible impacts on the environment, and which are set by decree of the Italian Ministry of Environment and Energy Security n. 421 of 29 November 2024⁶. Such environmental conditions were established following an appropriate assessment of possible implications of the project on the Special Area of Conservation 'Fondali marini di Gaiola e Nisida' (IT8030041).

Regarding projects funded under the Recovery and Resilience Plan⁷, Member States are required to ensure compliance of specific projects with EU and national law, including the Do No Significant Harm (DNSH) principle.

¹ Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora, OJ L 206, 22.7.1992, p. 7–50.

² <https://www.mase.gov.it/pagina/la-valutazione-di-incidenza-vinca#:~:text=Si%20tratta%20del%20processo%20d,di%20significativit%C3%A0%20di%20tali%20incidenze>
³ <https://www.mase.gov.it/pagina/linee-guida-nazionali-la-valutazione-di-incidenza-vinca-direttiva-92-43-cee-habitat-articolo>

⁴ "D.G.R. n. 280 del 30 giugno 2021, Recepimento delle ""Linee guida nazionali per la valutazione di incidenza (vinca) - direttiva 92/43/CEE ""habitat"" art. 6, paragrafi 3 e 4"". Aggiornamento delle ""Linee guida e criteri di indirizzo per l'effettuazione della valutazione di incidenza in Regione Campania"".

⁵ https://commissari.gov.it/bagnoli/comunicazione/notizie/ad_dec_1_25/ - <https://commissari.gov.it/media/txpvh3t/decreto-n1-del-30012025-signed.pdf>

⁶ <https://va.mite.gov.it/File/Documento/1178172>

⁷ https://reform-support.ec.europa.eu/what-we-do/recovery-and-resilience-plans_en