European Commission
Directorate-General for Energy (DG ENER)
Decarbonisation and Sustainability of Energy Sources Unit (ENER.C.2)
Attn. Lukasz Kolinski, Kitti Nyitrai
Cc: Céline Gauer, Cabinet of Commissioner Jørgensen, Bernd Kuepker, Marion Malafosse

July 7th, 2026

Joint Letter calling for Speedy Targeted Amendment Process of the Delegated Act (EU) 2023/1184 on RFNBO Production Criteria

Dear Mr. Kolinski, dear Ms. Nyitrai,

The ramp-up of renewable hydrogen in Europe is progressing significantly slower than anticipated. Against a backdrop of geopolitical tensions, continued fossil energy price volatility, regulatory inconsistencies, and a rapidly intensifying international race for industrial leadership, investment decisions are being delayed and, with them, the ramp-up of hydrogen across the European Union. As a result, Europe risks losing industrial capacity, manufacturing know-how, and technological leadership in hydrogen and hydrogen-based value chains at precisely the moment when energy resilience, industrial competitiveness, and decarbonisation should, on the contrary, be reinforced.

In this context and against the backdrop of a stifling regulatory framework, we, the undersigned, welcome the European Commission's announcement, in the *AccelerateEU* communication of 22 April 2026, to undertake a targeted revision of the production criteria for renewable hydrogen as laid down in Delegated Regulation (EU) 2023/1184. This announcement signals an important political recognition that while the market ramp-up has been slower than expected, changes need to be made to the existing frameworks while safeguarding existing investments and commitments.

We, representing stakeholders from across the renewable hydrogen and RFNBO value chain, including sectors directly involved in electrolysers manufacturing, project development, infrastructure deployment, hydrogen offtake, industrial use and market integration, support the direction set out in the joint Member State initiative of March 2026[1]. In line with their letter, we urge the Commission to undertake a timely, efficient, and targeted revision of the Delegated Regulation (EU) 2023/1184 that focuses on the provisions most critical for projects' viability in the current market phase. This review should focus on short-term relief in key areas such as:

[1] *by the Directors-General of the energy ministries of Germany, Spain, the Netherlands, and Austria, as well as the State Secretary for Climate and Environment of Poland. The letter was subsequently supported by Italy and Czechia in the context of the 1st Hydrogen Regulatory Forum in Rotterdam.*

- **extend the transition phase for the additionality requirements from 2028 to at least 2035** to address the slower-than-expected build-out of renewable generation, hydrogen infrastructure, and offtake markets;
- **postpone the application of monthly temporal correlation beyond the current timeline until at least 2035**;

Any changes to the Delegated Regulation shall be accompanied by robust grandfathering and investment protection for first movers for the lifetime of a project. This would simultaneously ensure that projects that have already been developed, contracted, funded, or advanced towards an FID under the rules at the time of the investment decision are not put at risk, and guarantee a practical effect to the Commission's objective of "safeguarding existing investments" as set out in the AccelerateEU Communication.

We welcome the proposal for a targeted review with a clearly predefined scope to provide immediate relief on bankability issues, preserve first-mover projects, and reduce regulatory risk while maintaining the core integrity of the renewable hydrogen methodology. We raise concern that a broader and prolonged revision process could create further uncertainty for investors, delay advanced project pipelines, and undermine the objectives set out by the Commission. We therefore urge the Commission to pursue a speedy targeted amendment process with concrete legislative changes as proposed above to reach completion by the end of 2026.

At the same time, we acknowledge that several additional significant aspects of both Delegated Acts (EU) 2023/1184 and 2023/1185 are creating major issues that need to be addressed. Thus, we support the assessment being currently carried out to prepare a later, more in-depth regular review and stand ready to discuss details and provide input on the process.

We also underline that Delegated Regulations (EU) 2023/1184 and 2023/1185 form part of one coherent regulatory framework for renewable hydrogen and RFNBO certification. Any amendments to one of these acts should therefore be assessed in conjunction with the other, to ensure legal consistency, practical feasibility, and certainty for economic operators.

We would welcome the opportunity to discuss these points further and stand ready to contribute constructively to the review process, in a meeting to be organised at your earliest convenience.

Thank you for your attention.