



13 SEP. 2013

Brussels,
ENER/C/PH/CH/ener.c.3.dir(2013)3158398

Inženirska zbornica Slovenije		
Prispela pošta:		
Dne: 18. 09. 2013		
Št.:	Listov:	Obdelava:
3449/15		Lenassi

IZS, Inženirska zbornica Slovenije
- *Slovenian Chamber of Engineers* -
Jarška cesta 10b
SI-1000 Ljubljana
SLOVENIA
izsl@izs.si

Subject: Your letters dated 24 May 2013 and 30 August 2013, CHAP(2013)02626

Dear Mr Lenassi, dear Mr Povšič,

I refer to your letters dated 24 May 2013 and 30 August 2013 to the Commission concerning your complaint about the failure of transposition of European legislation in Slovenia. Your letters have been registered under CHAP(2013)02626. The subject of your complaint is transposition and implementation deficits under Directive 2010/31/EU of the European Parliament and of the Council of 19 May 2010 on the energy performance of buildings (EPBD recast)¹.

Each Member State is responsible for the transposition and implementation of EU law (full transposition, adoption of implementing measures, conformity and correct application) into its own legal system. Under the Treaties, the European Commission is responsible for ensuring that EU law is correctly transposed and applied. Consequently, where a Member State fails to transpose or comply with EU law, the Commission has powers to open infringement procedures and, if necessary, may refer the case to the Court of Justice of the European Union.

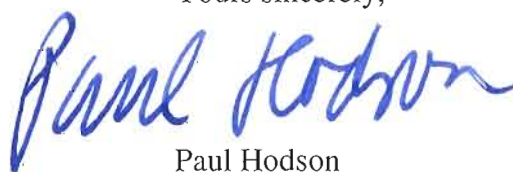
The main transposition deadline for Directive 2010/31/EU was 9 July 2012. At this date Slovenia had not notified transposition measures of the provisions under this Directive. Consequently the European Commission opened an infringement procedure against Slovenia regarding the failure of non-transposition. The procedure is now at the stage of

¹ OJ L 153, 18.6.2010, p.13

a 'Reasoned Opinion'. The Commission will continue with this procedure if Slovenia does not bring into force the laws, regulations and administrative provisions necessary to comply with the provisions of the Directive.

Given that the European Commission has already launched an infringement procedure against Slovenia which will consider all issues that you raised in your complaint (e.g. calculation of the energy performance of buildings, reference values such as minimum energy performance requirements or the independence of experts, etc.), I wish to inform you that we intend to close your complaint. However, should you have any new information of relevance that might justify further examination of the complaint by our department, I would be most grateful to receive it at your earliest convenience and at any rate within four weeks of this letter.

Yours sincerely,



Paul Hodson