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Proposal for a

COUNCIL IMPLEMENTING DECISION

amending the Implementing Decision of 13 July 2021 on the approval of the assessment of the recovery and resilience plan for Germany

{SWD(2025) 430 final}

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amending the Implementing Decision of 13 July 2021 on the approval of the assessment of the recovery and resilience plan for Germany

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to Regulation (EU) 2021/241 of the European Parliament and of the Council of 12 February 2021 establishing the Recovery and Resilience Facility[1], and in particular Article 20(1) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) Following the submission of the national recovery and resilience plan ('RRP') by Germany on 28 April 2021, the Commission proposed its positive assessment to the Council. On 13 July 2021, the Council approved the positive assessment by means of an implementing decision ('the Council Implementing Decision of 13 July 2021')[2]. The Council Implementing Decision of 13 July 2021 was amended by Council Implementing Decisions of 14 February 2023[3], 8 December 2023[4], 16 July 2024[5], and 8 July 2025.[6]

(2) On 11 December 2025, Germany made a reasoned request to the Commission to make a proposal to amend the Council Implementing Decision of 13 July 2021 in accordance with Article 21(1) of Regulation (EU) 2021/241 on the grounds that the RRP is partially no longer achievable because of objective circumstances. On that basis, Germany has submitted an amended RRP.

Amendments based on Article 21 of Regulation (EU) 2021/241

(3) The amendments to the RRP submitted by Germany because of objective circumstances concern 35 measures.

(4) Germany has explained that four measures are no longer achievable because of changes of market demand. This concerns measure 1.1.2 (Support programme for decarbonisation in industry), measure 1.2.6 (Support to promote alternative rail propulsion), 2.1.3 (IPCEI Next Generation Cloud Infrastructure and Services (IPCEI

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1 OJ L 57, 18.2.2021, p. 17, ELI: https://eur-lex.europa.eu/eli/reg/2021/241/oj
2 See documents ST 10158/21 INIT; ST 10158/21 ADD 1.
3 See documents ST 5536/23 INIT.
4 See documents ST 15572/23 INIT.
5 See documents ST 11674/24 INIT; ST 11674/24 COR 1; ST 11674/24 COR 2(sk); ST11674/24 ADD1.
6 See documents ST 10517/25 INIT; ST 10517/25 ADD 1.

CIS) and measure 7.1.2 (Support programme for light- and heavy-duty zero-emission transport). On this basis, Germany has requested that those measures be amended. The Council Implementing Decision of 13 July 2021 should be amended accordingly.

(5) Germany has explained that one measure is no longer achievable because of changes in the timeline. This concerns measure 1.1.1 Hydrogen projects within the framework of IPCEIs. On this basis, Germany has requested that this measure be amended. The Council Implementing Decision of 13 July 2021 should be amended accordingly.

(6) Germany has explained that two measures have been amended to implement better alternatives in order to achieve its original ambition. This concerns measure 1.2.7 (Promotion of the industries involved in hydrogen and fuel cell applications in transport) and measure 6.1.3 (Digitalisation of the administration - modernisation of registers). On this basis, Germany has requested those measures be amended. The Council Implementing Decision of 13 July 2021 should be amended accordingly.

(7) Germany has explained that 28 measures have been amended to implement better alternatives that allow the administrative burden to be reduced and simplify the Council Implementing Decision, while still achieving the objectives of those measures. This concerns measure 1.1.4 (Project-related climate protection research), measure 1.1.5 (Flagship projects for research and innovation in the context of the National Hydrogen Strategy), measure 1.1.6 (Federal support for efficient heat networks), measure 1.2.1 (Support for the construction of charging infrastructure), measure 1.2.3 (Support for the replacement of the private vehicle fleet), measure 1.2.4 (Extension of the initial registration period for granting the ten- year tax exemption for purely electric vehicles), measure 1.2.5 (Support for purchases of buses with alternative propulsion), measure 1.3.2 (Municipal living labs for the energy transition), measure 1.3.3 (Building renovation: federal funding for energy-efficient buildings), measure 2.1.1 (Innovative data policy for Germany), 2.1.2 (IPCEI Microelectronics and Connectivity), measure 2.2.1 (Vehicle manufacturers/suppliers investment programme), measure 2.2.2 (Federal Programme ‘Building further CET networks’), measure 2.2.3 (Digitalisation and Technology Research Centre of the Bundeswehr), measure 3.1.1 (Investment programme for teacher devices), measure 3.1.2 (Education platform), measure 3.1.3 (Educational centres of excellence), measure 3.1.4 (Modernisation of the Federal Armed Forces’ educational and training facilities), measure 4.1.1 (Investment programme ‘Childcare-financing’ 2020/21: special fund ‘Child Day-care Expansion’), measure 4.1.5 (Digital Pension Overview), measure 5.1.2 (Programme to future-proof hospitals), measure 6.1.1 (European identity ecosystem), measure 6.1.2 (Digitalisation of the administration - Implementation of the Online Access Act), measure 6.2.1 (Joint programme of the federal government and the Länder for an efficient administration that benefits citizens and businesses), measure 6.2.2 (Expansion of consulting services of PD - Berater der öffentlichen Hand GmbH), measure 6.2.3 (Acceleration of planning and approval procedures in the transport sector), measure 7.1.1 ((scale-up): Building renovation: federal funding for energy-efficient buildings) and measure 7.1.3 (Digital end-to-end platform to accelerate planning and approval). On this basis, Germany has requested that those measures be amended. The Council Implementing Decision of 13 July 2021 should be amended accordingly.

(8) Following the decrease in the level of implementation of measures in accordance with Article 21 of Regulation (EU) 2021/241, Germany has requested to use the resources freed up by the decrease in the level of their implementation to increase the level of implementation of one measure. This concerns measure 1.2.7 (Promotion of the

industries involved in hydrogen and fuel cell applications in transport). On this basis, Germany has requested that the level of implementation of one measure be increased.

Distribution of milestones and targets

(9) The distribution of milestones and targets in instalments should be amended to take into account the amendments to the RRP and the indicative timeline presented by Germany.

Commission's assessment

(10) The Commission has assessed the amended RRP against the assessment criteria laid down in Article 19(3) of Regulation (EU) 2021/241.

Contribution to the green transition including biodiversity

(11) In accordance with Article 19(3), point (e), of, and criterion 2.5of Annex V to, Regulation (EU) 2021/241, the amended RRP contains measures that contribute to a large extent (rating A) to the green transition, including biodiversity, or to addressing the challenges resulting the reform. The measures supporting climate objectives account for an amount which represents 44.9% of the amended RRP's total allocation and 48% of the total estimated costs of measures in the REPowerEU chapter calculated in accordance with the methodology set out in Annex VI to Regulation (EU) 2021/241. In accordance with Article 17 of Regulation (EU) 2021/241, the amended RRP is consistent with the information included in the National Energy and Climate Plan 2021-2030.

(12) The measures removed or reduced do not significantly impact the overall ambition of the RRP regarding the green transition. The climate contribution of the modified RRP has decreased from 46.3% to 44.9% compared to the amended assessment.

Contribution to the digital transition

(13) In accordance with Article 19(3), point (f), of, and criterion 2.6 of Annex V to, Regulation (EU) 2021/241, the amended RRP contains measures that contribute to a large extent (rating A) to the digital transition or to addressing the challenges resulting from it. The measures supporting digital objectives account for an amount which represents 45.8% of the amended RRP's total allocation calculated in accordance with the methodology set out in Annex VII to that Regulation.

(14) The measures removed or reduced do not significantly impact the overall ambition of the RRP regarding the digital transition. The digital contribution of the modified RRP has decreased from 46.1% to 45.8% compared to the amended assessment.

Any other assessment criteria

(15) The Commission considers that the amendments put forward by Germany do not affect the positive assessment of the RRP set out in the Council Implementing Decision of 13 July 2021 regarding the relevance, effectiveness, efficiency and coherence of the RRP against the assessment criteria laid down in Article 19(3), points (a), (b), (c), (d), (da), (db), (g), (h), (i) (j) and (k).

Positive assessment

(16) Following the positive assessment by the Commission of the amended RRP, with the finding that the RRP satisfactorily complies with the criteria for assessment set out in Regulation (EU) 2021/241, in accordance with Article 20(2) of and Annex V to that Regulation, the reforms and investment projects necessary for the implementation of

the amended RRP, the relevant milestones, targets and indicators, and the amount made available from the Union for the implementation of the amended RRP should be set out.

Financial contribution

(17) The estimated total cost of Germany's amended RRP is EUR 30 591 028 678. As the amount of the estimated total cost of the amended RRP is higher than the updated maximum financial contribution available for Germany, the financial contribution determined in accordance with Article 4a of Regulation (EU) 2021/1755 of the European Parliament and of the Council[7], and with Article 20(4) and Article 21a(6) of Regulation (EU) 2021/241 that is allocated for Germany's amended RRP should be equal to EUR 30 324 665 082. Therefore, the financial contribution made available to Germany remains unchanged.

(18) The Council Implementing Decision of 13 July 2021 should therefore be amended accordingly. For the sake of clarity, the Annex to the Council Implementing Decision of 13 July 2021 should be replaced entirely.

(19) This Decision should be without prejudice to the outcome of any procedures relating to the award of Union funds under any Union programme other than the Facility or to procedures relating to distortions of the operation of the internal market that may be undertaken, in particular under Articles 107 and 108 of the Treaty. It does not override the requirement for Member States to notify instances of potential State aid to the Commission under Article 108 of the Treaty,

HAS ADOPTED THIS DECISION:

Article 1

Approval of the assessment of the RRP

The assessment of the amended RRP of Germany on the basis of the criteria provided for in Article 19(3) of Regulation (EU) 2021/241 is approved.

Article 2

Amendments

The Council Implementing Decision of 13 July 2021 on the approval of the assessment of the recovery and resilience plan for Germany is amended as follows:

the Annex is replaced by the text set out in the Annex to this Decision. .

[7] Regulation (EU) 2021/1755 of the European Parliament and of the Council of 6 October 2021 establishing the Brexit Adjustment Reserve (OJ L 357, 8.10.2021, p. 1, ELI: http://data.europa.eu/eli/reg/2021/1755/oj).

Article 3
Addressee

This Decision is addressed to the Federal Republic of Germany.

Done at Brussels,

For the Council
The President