CONSULTATION RESPONSE

energy traders europe

Amendments to Royal Decree 1085/2015 on the promotion of biofuels to update the 2026 biofuel sales or consumption target

Energy Traders Europe welcomes the opportunity to comment on the ongoing public consultation on the proposed amendments to Royal Decree 1085/2015 of 4 December on the promotion of biofuels in Spain, which update the 2026 target for biofuel sales or consumption in the transport sector. We appreciate the proposal put forward and would like to express our positive reception of the initiative.

We support the proposed increase in the renewable energy target for road transport in 2026 under the current RED II framework, based on the following considerations:

- The Order TED/728/2024 enabled accounting renewable gases used in transport towards the fulfillment of renewable energy targets in the sector.
- The new system proposed as part of RED III transposition is expected to enter into force on 1 January 2027, leading to a notable increase compared to RED II renewable energy percentage.
- However, in 2026, the targets established by Royal Decree 1085/2015 (12% renewable energy share) and the Fuel Quality Directive (6% reduction in fuel and energy emission intensity in transport) will remain in force. As noted in the impact assessment, the latter entails a greater obligation to incorporate renewable energy than the own RED II[1].
- The integration of *REFuelEU Aviation* and *FuelEU Maritime* Regulations targets from 2025 will contribute to meeting the objectives of RD 1085/2015 and RED II in 2026. This could result in a *de facto* reduction in obligations in 2026 compared to previous years, without a thorough assessment of the potential market impacts or the implications for ongoing projects, nor a comparison with the obligations and regulations of other European countries for the same year.
- Finally, reliance on monitoring and control mechanisms under the Fuel Quality Directive has proven to be less robust and more prone to non-compliance, according to the data published by the Ministry, and as recognised in the main document.

Therefore, in order to maintain a coherent and progressive decarbonization pathway between 2025 and 2027, supported by robust monitoring mechanisms and continuing to promote the uptake of renewable gases in transport beyond current levels, *Energy Traders Europe* supports the proposed increase in the renewable energy target in 2026 under the current RED II framework, aligning it with the expected renewable energy level under the Fuel Quality Directive.

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[1] In fact, a 6% reduction in GHG emissions would be equivalent to a 14% reduction in energy content.