

**MEMORANDUM OF UNDERSTANDING (MoU)**  
**BETWEEN**  
**THE MINISTER FOR ENVIRONMENT OF THE FLEMISH REGION**  
**AND**  
**THE MINISTER FOR ENERGY AND CLIMATE OF THE WALLOON REGION**  
**AND**  
**THE FEDERAL MINISTER FOR THE NORTH SEA OF BELGIUM**  
**AND**  
**THE MINISTER FOR CLIMATE, ENERGY AND UTILITIES OF DENMARK**  
**ON CROSS BORDER TRANSPORTATION OF CO<sub>2</sub> WITH THE PURPOSE OF**  
**PERMANENT GEOLOGICAL STORAGE**

The Minister for Environment of the Flemish Region, the Minister for Energy and Climate of the Walloon Region, the Federal Minister for the North Sea of Belgium, and the Minister for Climate, Energy and Utilities of Denmark (hereinafter referred to individually as a “Participant” and collectively as the “Participants”),

Bearing in mind the MoU between the Participants on cooperation on carbon capture utilisation and storage (CCUS), particularly section 2b on the intent of the Participants to consider and prepare a bilateral agreement or arrangement between the Participants enabling cross-border transportation and storage of CO<sub>2</sub>,

Have reached the following understanding

*Section 1 – Scope*

This MoU is an arrangement in the sense of Article 6 paragraph 2 of the 1996 Protocol to the Convention on the Prevention of Marine Pollution by Dumping of Wastes and Other Matter 1972, as amended by Resolution LP. 3(4). Any definitions used should be understood as they are understood in the context of the London Protocol and applicable European Union law

This MoU applies to cross border transportation of CO<sub>2</sub> between the Participants with the purpose of permanent geological storage

*Section 2 – Allocation of permits*

The Participants recognise that all necessary permit responsibilities will be allocated to the relevant authorities of each Participant’s country in accordance with the London Protocol. A non-exhaustive list of relevant permitting authorities are as follows,

For Denmark:

- The Danish Energy Agency (Energistyrelsen) is responsible for the issuance of CO<sub>2</sub> storage permits as well as ETS permits:

Danish Energy Agency (Energistyrelsen)  
Carsten Niebuhrs Gade 43  
1577 København V

Tlf: 33 92 67 00  
[ens@ens.dk](mailto:ens@ens.dk)

Danish Energy Agency (Energistyrelsen), Esbjerg  
Niels Bohrs Vej 8D  
6700 Esbjerg

Tlf: 33 92 67 00  
[ens@ens.dk](mailto:ens@ens.dk)

For Belgium:

- Provincial Executive(s) of the Provincial Council(s) are responsible for the issuance of (amongst other) ETS permits. ETS permits are issued based on an obligatory advice issued by the Flemish Energy and Climate Agency (Vlaams Energie- en Klimaatagentschap), which is also responsible for the implementation of ETS.

Flemish Energy and Climate Agency (Vlaams Energie- en Klimaatagentschap)  
Koning Albert II-laan 20, box 17  
1000 Brussels

Tlf 32 2 553 46 00  
[veka@vlaanderen.be](mailto:veka@vlaanderen.be)

- Municipalities or Permit and Authorization Department are responsible for the issuance of (amongst other) ETS permits. ETS permits are issued based on an obligatory advice issued by the Air & Climate Agency of Wallonia (Agence wallonne de l'Air et du Climat) which is also responsible for the implementation of ETS.
- Air & Climate Agency of Wallonia (Agence wallonne de l'Air et du Climat)  
Avenue du Prince de Liège 7,  
5100 Jambes  
[ets.awac@spw.wallonie.be](mailto:ets.awac@spw.wallonie.be)
- The Flemish and Walloon governments are responsible for the issuance of CO<sub>2</sub> storage permits.
- The Belgian federal maritime authorities are responsible for determining the technical rules and regulations a seagoing vessel has to comply with when shipping CO<sub>2</sub>.

### *Section 3 – Arrangements of the Participants*

This MoU does not create any rights and obligations under international law and does not impose any financial obligations on the Participants. This MoU does not affect or interfere with existing national or regional obligations with regards to transportation and storage of CO<sub>2</sub>

Each Participant intends to conduct the cooperation under this MoU subject to all applicable laws and regulations.

*Section 4 – Amendment procedures and mutual understanding*

This MoU may be amended at any time by jointly written consent of the Participants.

At any time, the Participants will consult, at the request of any of them, on any matter relating to this MoU, in the spirit of cooperation, good faith and mutual trust, to resolve quickly any difficulties or misunderstanding that may arise.

The Participants will convene to evaluate the MoU at least once a year, unless they decide not to convene by jointly written consent. The Participants will convene alternatively in Copenhagen and Brussels, or in any other place decided upon by the Participants by jointly written consent.

*Section 5 – Final provisions*

This MoU will come into effect upon signature and upon the date of entry into force of the declaration of provisional application of the 2009 Amendment, in accordance with the national rules of both Participants.

This MoU may be terminated by either Participant giving three (3) month's written notice to the other Participant. The termination of this MoU will not affect any on-going activities under this MoU, unless otherwise decided by the Participants.

Signed in duplicate in Copenhagen and Brussels on the 19. th of December 2023 each in the English language.

*For the Flemish Region:*

*The Minister of Justice and Enforcement,  
Environment, Energy and Tourism*

*Zuhair Demir*

*The Minister for Climate, Energy and Utilities of  
Denmark*

*Lars Løkke Rasmussen*

*For the Walloon Region:*

*The Minister of for Climate, Energy,  
Mobility, and Infrastructure*

*Philippe Henry*

*For the Federal Government:*

*The Minister of the North Sea*

*Paul Van Tigchelt*