



European
Automobile
Manufacturers
Association



Association
Européenne
du Ciment
The European
Cement
Association



The European Ceramic
Industry Association



confederation of
european paper industries



COMITÉ DE LIAISON DES INDUSTRIES DE FERRO-ALLIAGES



The European Steel Association



Eurométaux
European Association
of Metals



EUROPEAN EXPANDED CLAY ASSOCIATION



REFINING PRODUCTS FOR OUR EVERYDAY LIFE

14 February 2017

Joint message for the IED Art.13 Forum on the application of a generic approach (focusing on abatement techniques rather than on process-integrated techniques) to specific sectorial processes/products (e.g. consideration of specific products/processes in the new WGC BREF)

As members of the IED Article 13 Forum, the undersigned industrial sectors would like to express their concerns in relation to the consideration of specific products/processes within the revision or drafting of BREF documents for which a generic approach is envisaged.

We acknowledge the Work Program for the exchange of information under article 13(3)(B) of the IED for 2016 and 2017 as well as the aim of the Commission in setting the work for the new WGC BREF (to cover as many relevant sources for emissions to air as possible and manageable in order to minimize the need to review the remaining chemical BREFs).

However, since the generic approach focus on recovery and abatement techniques, we believe that this approach will not adequately tackle every relevant sectorial process/products. For certain specific processes and products, it is essential to keep an integrated view and consider the specific process-integrated techniques. The details of the production processes are absolutely necessary to understand the performance of the relevant best available techniques and their associated emission levels.

In the background document 2 for the call for initial position of the new WGC BREF, recently issued, it is stated that “given that the WGC BREF only concerns activities listed in one section of Annex I to the IED (i.e. Section 4 'Chemical industry'), it is considered to be a 'vertical' BREF”¹. We acknowledge this consideration, but we believe the generic approach cannot be applied to specific processes/activities that are in fact operated in sectors/sub-sectors where the main activity belongs to other IED sections and is addressed in other 'vertical BREFs'. In these cases, a general questionnaire relating to individual emission sources is therefore not meaningful and should not be applied. The questionnaire should instead address the installations as a whole. The performance of the techniques in terms of emissions should link to the installation performance and with the associated reference conditions, consumption and nature of raw materials, water consumption, use of energy and generation of waste, as per art. 13.

¹ Background document 2 for the call for initial position of the new WGC BREF.

Despite the fact that in some sectors the same secondary or end-of-pipe techniques may be described as BAT, several factors influence their associated levels of performance (e.g. the size of the equipment, the process at stake, the nature and quantity of the throughputs, the waste gas flow composition, etc.). The undersigned sectors are consequently of the view that upon deriving BAT and BAT-AELs the specificities at sector and/or sub-sector level have to be taken into consideration. Their aggregation following a generic approach should not give rise to wide BAT-AELs ranges accompanied by as many explanatory footnotes as the number of (sub)sectors/specific processes at stake. For similar activities that are operated in different sectors, we believe that the data collection should be conducted separately and, where justified, BAT conclusions should be independently derived.

The undersigned sectors would therefore welcome the possibility to discuss the general principles outlined above, as well as, more specifically, for the concerned sectors, the fate of the remaining chemical BREFs, at the spring 2017 Art. 13 Forum meeting, in reference to the WGC BREF message that Ms. Willems delivered on the 19 December 2016.

Thank you for your attention and consideration,

Best regards

ACEA, CEMBUREAU, CERAME-UNIE, CEPI, CEWEP, ECGA, ESWET, EUROALLIAGES, EUROFER, EUROMETAUX, EXCA, FUELSEUROPE