

Draft report



Analysis of interfaces, links or gaps between the different pieces of EU-legislations and HELCOM concerning hazardous substances:

- REACH-Regulation (EC) 1907/2006
- Water Framework Directive 2000/60/EC & Marine Strategy Framework Directive 2008/56/EC
- Waste legislation
- POP Regulation (EC) 850/2004
- HELCOM Convention

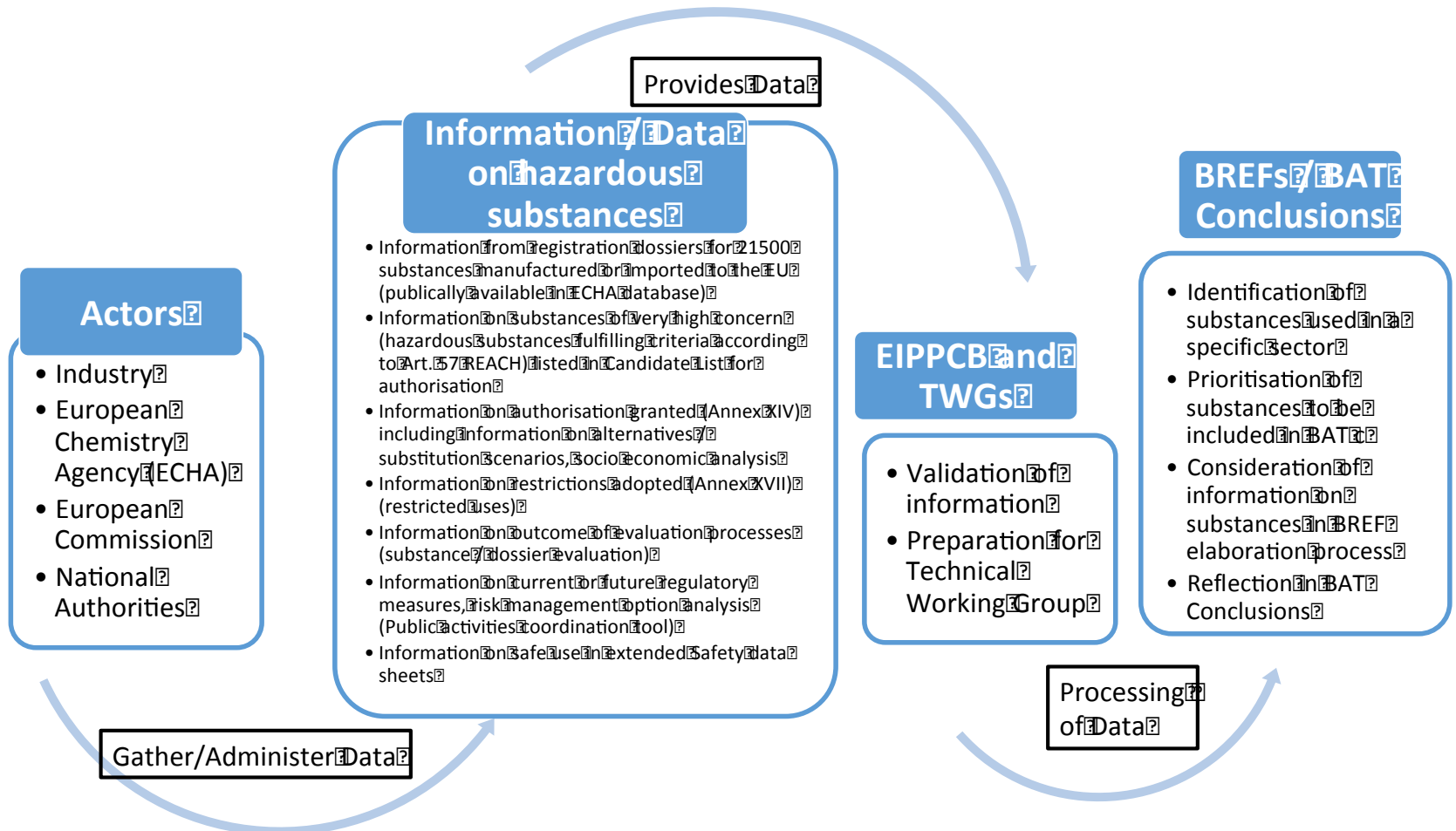
2. HAZBREF activity 3.1

- Analysis of how to consider these information on hazardous substances in BREF process
 - Main instruments of legal frameworks with respect to hazardous substances
 - What kind of information on hazardous substances?
 - (How) could these information be considered in the BREF review process?
 - Which key actors / institutions of legal frameworks?
 - Detect information flow between different key actors and EIPPCB and TWG
 - How could information flow between key actors and EIPPCB/TWG could be improved?

2. Aim of HAZBREF in WP3

- **Step 1: Increased understanding** of links between different European legislation and HELCOM and BREF process
 - **Step 2: Proposal for improved consideration and inclusion of available information** on hazardous substances in **BREF review/elaboration process**
 - *Enrich the BREF elaboration/review* process with information on hazardous substances from the analysed legal frameworks
 - *Development of a methodology* for addressing hazardous substances more systematically in the BREF process
- **Step 2** requires input from other HAZBREF activities and will be delivered in 2020

3. Proposals from the REACH context



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- **Purpose of considering these information in BREF process?**
 - ✓ Identification of hazardous substances in a specific industrial sector
 - Priorisation of substances to be included in BREF process
 - ✓ Identify risk management measures and use conditions?
 - ✓ Evaluation if safe use of a substance in process is given?
 - ✓ Development of substitution scenarios of hazardous substances?

Proposals from EU Member States authorities how to improve BAT conclusions on hazardous substances

- Enrich BAT conclusions with relevant information on hazardous substances from other European legislation such as REACH, WFD, MSFD, Waste legislation
 - Inclusion of substitutes of hazardous substances in BAT conclusion
 - Environmental Quality Standards (from WFD context) may give some guidelines or set frames in deriving BAT-AEL during BREF review process
 - Integrate mandatory measures on the safe use and avoidance of release of priority substances
- Setting of **fixed emission levels**
- Receive more **guidance on implementation, application of different legal frameworks** during IED permitting and supervision activities

3. Proposals for a better communication between key actors and EIPPCB/TWG

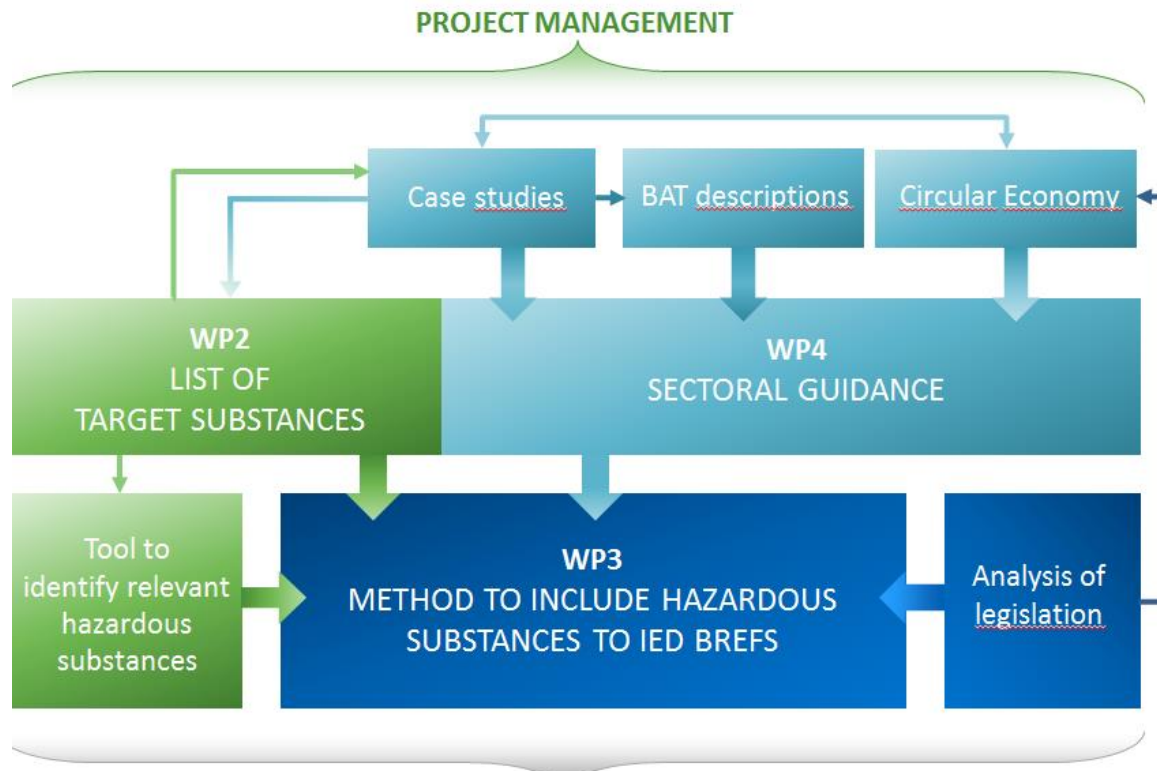
- Need to (formally) involve different key actors in the BREF elaboration process:
 - ✓ **Regular meetings** of representatives or key actors with the EIPPCB/selected TWG representatives
 - exchange on new scientific findings, restrictions and information on hazardous chemicals
 - ✓ **“Cross-participation”** of EU Working groups and EIPPCB:
 - E.g. CIS Working Group Chemicals (WG Chem) and EIPPCB
 - ✓ Supply EIPPCB and TWG with relevant information on hazardous substances via **existing European databases**

3. Proposals for a better communication between key actors and EIPPCB/TWG

- ✓ **Direct involvement** of key actors during the “**frontloading**”-stage of the BREF review process.
 - Inviting key actors as experts to the TWG meetings (Kick-off meeting for the BREF review of the textile industry)
- ✓ **Trainings on demand** held by EIPPCB staff for key actors:
 - *strengthen awareness* and knowledge of the BREF review process
 - *build capacity* how/at which stage to provide information on hazardous substances in the BREF review process.
- ✓ ...

Next steps

- The draft report shall be finalized in the first quarter of 2019
- Presentation at the Tallinn Stakeholder meeting May 2019
- The results of the report will be used in next step of HAZBREF activity 3.2:



Thank you for your attention!

