

IED/Chemicals Working Group (Activity 2.8)

Coordinator ECRAN KE 2

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Approximation

Approximation/ Enforcement	<p>The process of adopting and implementing European Union Law is called “approximation”.</p> <p>The approximation itself consists of three key elements: transposition of legislation, implementation and enforcement.</p>
Progress in Accession countries	<p>Legislation on Industrial pollution control and chemicals</p> <p>EC Progress reports 2013/2014 see also Annex I Annual report</p>



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IED/Chemicals Working Group Approach in the Work Plan development 2013 - 2016

Most of the ECRAN beneficiary countries are at a different level when it comes to transposition of the EC chemicals legislation and additional efforts are needed in the area of its implementation. The REACH and CLP regulations, interlinked amongst other with the Industrial Emissions Directive (IED), are covering major chapters of chemicals legislation and industrial pollution control.

Under the work plan, the following specific tasks will be implemented:

- 2.8.1 Organisation of the Annual meetings of the national coordinators of this WG
 2.8.2 Capacity Building on compliance with chemicals legislation, with emphasis on REACH/CLP linked to IED with:
- A Training Needs Analysis
 - Organisation of regional training programmes (proposed number of four 3-day programmes)



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Task 2.8.1: Organisation of annual Working Group meetings

In providing assistance in strengthening the institutions and building capacity in complying with the EC Chemicals legislation emphasis will be placed on the REACH and CLP Regulations, interlinked with the Industrial Emissions Directive (IED) as these are covering major chapters in chemicals legislation and industrial pollution control (*important for selection of WG members and training participants*)

No.	Date	Key outputs
1	January 2014	Annual Meeting of NCs
2	December 2014/January 2015	Annual Meeting of NCs
3	December 2015/January 2016	Annual Meeting of NCs



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**Task 2.8.2 Capacity building on compliance with chemicals legislation,
with emphasis on REACH/CLP linked to IED**

In **REACH**, various stakeholders will have their specific roles, responsibilities and competences (manufacturers/ importers, **national agencies/authorities**, downstream users).

The so called “**exposure scenarios**” in the REACH system are the Conditions of use for specific chemicals. REACH is complemented by the new Regulation for Classification, Labelling and Packaging of Substances and Mixtures (CLP Regulation, January 2009).

REACH and CLP are regulations and therefore directly applicable. As they enter into force, they will automatically form part of Member States’ national laws.

Enforcement of REACH and CLP means, generally, a range of actions that national authorities initiate to verify the compliance of the duty holders with REACH and CLP Regulations. For example, this includes checking whether the substance has been registered or pre-registered or verifying the presence and correctness of the Safety Data Sheets

Over five million classification and labelling notifications for more than 100 000 substances. In Europe over 60 000 chemical substances on the market (50% >1t per manufacturer/importer per year)



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The IED is the successor of the IPPC Directive and in essence, it is about minimising pollution from various industrial sources throughout the European Union.

Operators of industrial installations operating activities covered by Annex I of the IED are required to obtain an integrated permit from the authorities in the EU countries

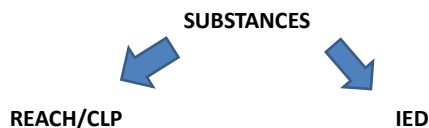
About 50.000 installations were covered by the IPPC Directive and the IED will cover some new activities which could mean the number of installations rising slightly.



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Attention needed for substances of very high concern (**SVHCs**) (draft IMPEL report REACH/IED)

An important synergy between REACH and the Industrial Emissions Directive is that information on the substance under the registration and authorisation procedures may be used to support the development of **BAT reference documents (Note permits!)**

The risk assessment of substances under REACH that are manufactured or placed on the market in quantities of 10 tonnes or more per year comprises the complete life-cycle of the substance and therefore includes the **use and manufacture** of these substances in industrial installations covered by this Directive and options to avoid and control emissions



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Important Questions on REACH/IED Interlinkages – IMPEL work

- How can permit writers benefit from REACH information?
 - Interlink analyses REACH / IED
- Interaction REACH and IED (operators/DU)
- Work in practice – permitting
- Work in practice - inspection



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No.	Date	Key outputs
1	end-January 2014/early February 2014	Training Needs Questionnaire and Training Needs Assessment. Proposals for pilot industries to be visited. TNA report
2	January - February 2014	Training Methodology, Training Programme and Training Materials
3	Training Workshop no. 1. Early May, 2014 13,14,15	Training (1) ; General introduction chemicals and procedures REACH/CLP, IED (1) Training report
4	Training Workshop no.2.Early December,2014	Training (2). Procedures REACH/CLP (2).Training Report
5	Training Workshop no 3, May 2015	Training(3). Technical aspects REACH /CLP, IED. Training Report
6	Training Workshop no.4. December 2015	Training (4). REACH/CLP downstream consequences, interlinkages with IED and other legislation; accession issues.. Training Report



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Observations and challenges

- Compared with earlier activities under RENA, the chemicals legislation is receiving now more attention and has been included in ECRAN as a subject in combination with the IED.
- The importance of the subject is also reflected in the work programme of IMPEL, the network for environmental inspectors in EU member states. Within IMPEL the interlinkages between REACH and IED are being analysed.
- IMPEL has been one of networks we have cooperated with.
- By inviting experts involved in IMPEL and also those involved in ECHA (European Chemicals Agency) in our trainings it was possible to share, explain and train in the various new tools and guidance products provided by these organisations



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- The results showed that most of participants have limited knowledge and experience on chemicals (REACH/CLP) and that the level of experience in the group was very different. This outcome will be taken into consideration in developing the programmes of the courses in 2015.
The provision of more basic background and exercises might be an appropriate approach in this respect.
- To keep the link with practices in the field we have followed the approach to combine our activities with site visits. For this purpose the contribution of the WG national coordinators was most valuable as contacting and organizing site visits required an active involvement and approach.
- The combination of ECRAN with the TAIEX facility opened up additional opportunities, i.e. to organize trainings/assistance in specific areas on a national scale.
Although use has already been made of this possibility (ref. Albania), more initiatives might be taken in this respect.

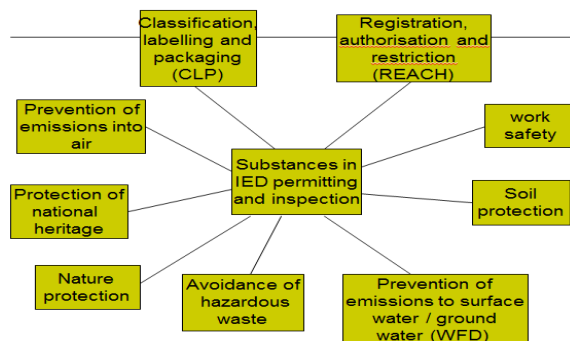


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Analyzing Interlinking and cross-cutting issues: Not an easy task!

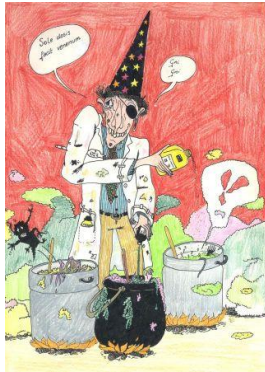


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Thank you for your attention



Paracelsus: "Dosis Sola Facit Venenum"
(it is the dose which makes the poison)



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