

Enforcement and compliance (ECENA) Working Group

Activity 1.2 4th Interim Period 01 April 2015 – 30 September 2015

Coordinator ECRAN KE 2

Ike van der Putte



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Approach ECENA Work Plan Development 2013 -2016

The activities for the period 2010-2013 (RENA) were based on a Multi Annual Work Plan with:

- Training and exchange,
- Institutional and methodological development,
- Cross border enforcement.

The activities planned under ECRAN will be built on the RENA results.

Since the work of inspectors and permit writers has to be more coordinated/ connected to other activities within the environmental protection area, it has been decided that ECENA under ECRAN should be of **cross cutting** nature.

This is particularly important as the work of ECENA is dealing with both implementation and enforcement of the EU acquis. Cooperation with policy makers and law drafters has to be strengthened in order to enable developing better implementable legislation.



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Activities/Tasks to be implemented

- 1.2.1 Capacity building on compliance with environmental legislation
- 1.2.2 External country assessments
- 1.2.3 Methodological development - application of IRAM/easy Tools
- 1.2.4 Compliance with REACH/CLP Regulations;
- 1.2.5 Trans frontier Shipment of Waste (TFS);
- 1.2.6 Inspection and enforcement in other policy areas;
- 1.2.7 Inspector's participation in networking activities.



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Task 1.2.1 Capacity building on compliance with environmental legislation

The trainings (for inspectors and permit writers) are designed as a cross cutting activity, in such a manner that the training programme will allow participation of policy makers and legal drafters from other relevant WGs members such as Waste, Air, Water, etc.

No	Date	Key outputs
1	mid-January 2014	Training Needs Questionnaire and Training Needs Assessment. Proposals for pilot industries for common inspection. TNA report
2	January - February 2014	Training Methodology, Training Programme and Training Materials
3 - 10	8 Regional 3-day Training Workshops, April 1 2014 – May 2016	Training IED, selected directives (SEVESO), common inspection with cross-cutting elements in Inspection management and planning , IED linkages a.o. with ambient water and -air quality, waste, EIA, chemicals and nature legislation. Training Report



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Environment and Climate **ECRAN**
Regional Accession Network

Task 1.2.1 Capacity building on compliance with environmental legislation
Training carried out until 30 September 2015

No.	Date	Key output
1	20 -22 May, 2014	1 st regional training, Zagreb, Croatia with presentation materials, workshop report including evaluation. The cross-cutting issue handled was IED/WFD interactions part 1. Site visit: Lipovica, Aluminium casting (IPPC)
2	10 – 12 September, 2014	2 nd regional training, Skopje, FYR of Macedonia, with presentation materials, site visit/common inspection (PIVARA Brewery, IPPC), workshop report including evaluation. The cross-cutting issue handled was IED/WFD interactions part 2.
3	Training 18 - 20 November, 2014	3 rd regional training, Istanbul, Turkey, with presentation materials, workshop report and evaluation. Site visit/common inspection (Rayon Textile Industries, IPPC) . Cross-cutting IED/WFD final part (3).



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Environment and Climate **ECRAN**
Regional Accession Network

Task 1.2.1 Capacity building on compliance with environmental legislation
Training carried out until 30 September 2015

No.	Date	Key output
1	21 -23 April, 2015	4 th regional training, Kolasin, Montenegro with presentation materials, workshop report including evaluation. The cross-cutting issue handled was Waste IED interactions part 1. Site visit: Thermo-electric Power Plant EPCG Pevja. Special presentation by the Energy Community
2	08 – 10 September, 2015	5 th regional training, Tirana, Albania, with presentation materials, site visit/common inspection (Bankers Petroleum Ltd., oil and gas exploration and production, Fier City), workshop report including evaluation. The cross-cutting issue handled was Waste IED interactions part 2.
3	Training 18 - 20 November, 2014	3 rd regional training, Istanbul, Turkey, with presentation materials, workshop report and evaluation. Site visit/common inspection (Rayon Textile Industries, IPPC) . Cross-cutting IED/WFD final part (3).

Task 1.2.1 Capacity building on compliance with environmental legislation

Training to be carried out after 30 September 2015

Country	IED installation to be visited
Bosnia and Herzegovina	Metal processing (Arcelor Mittal, Zenica), 17-19 November 2015
Serbia	Tbc, 12 -14 April 2016
Kosovo*	Tbc, Ferro Nickel, 14 – 16 June 2016



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Task 1.2.2 External country assessments

The assessments pay specific attention for the functioning of the environmental inspection cycle. This task is to be closely coordinated with the activities related to compliance checks (ECRAN Component 1, Activity 1.4) and screening reviews (ECRAN Component 2, Activity 2.1).

This activity is to be carried out **“on request”** i.e. if there is a request from the Commission side or from the beneficiaries to check the level of implementation and enforcement for a particular piece or pieces of EU legislation.

To avoid duplication of work, this activity is now envisaged to be combined with **IMPEL IRI's** (review initiatives) that are planned for FYR of Macedonia, Turkey and Kosovo*

No.	Date	Key outputs
1	January 2014-October 2016	Up to eight Assessment Reports/IMPEL IRIs delivered. The IRI for Turkey is postponed to early 2016 due to the events in Ankara in October 2015



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Task 1.2.3 Methodological development - application of IRAM/easy Tools

For SEVESO and IED the competent authority must draw up inspection plans and programs for installations and establishments, including the frequency of site visits. These frequencies should be based on a **systematic risk appraisal**. IRAM is now (considered to be) used by Inspection Authorities of Austria, Belgium, Croatia, Czech Republic, Denmark, Estonia, Finland, France, Georgia, Germany, Greece, Iceland, Italy, The Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, and Turkey

To disseminate the useful IMPEL IRAM easy tools methodology, 2 regional trainings are to be organised for all ECRAN beneficiary countries at a general level.

No.	Date	Key outputs
1	8-9 October 2014	Regional Training Workshop 1, Ankara, Turkey, methodology, materials and report
2	6-7 October 2015	Regional Training Workshop 2, Zagreb, Croatia, methodology, materials and report
3	Kosovo* and TBD	National training courses methodology, materials and reports (if requested) Request from Kosovo* is implemented 12-13 November 2015; Request from Serbia 13-14 January 2015 and BiH are under preparation



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Task 1.2.4 Compliance with REACH/CLP Regulations

REACH and CLP are regulations and are therefore directly applicable. As they enter into force, they will automatically form part of Member States' national laws. In order to enable REACH and CLP to operate effectively in practice, Member States are obliged to establish the necessary arrangements for their implementation

The enforcement of the requirements of the REACH and CLP Regulations involves different enforcement authorities and other bodies. The environmental inspectorate can play a coordinating role.

1	16 – 17 September 2015	Regional Training Workshop 1, Zagreb Croatia, methodology, materials and report. Site visit: Fertilizer Factory Petrokimija, Kutina
2	14 - 15 October 2015	Regional Training Workshop 2, Izmir, Turkey methodology, materials and report. Site visit: Paint Factory Kansai Altan Boya Sanayi, Izmir
3	TBD	National training courses methodology, materials and reports (if requested). Serbia: national training course 20 -21 April 2015 linked to SEVESO



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Task 1.2.5 Trans frontier Shipment of Waste (TFS)

To continue the work on what has been accomplished within RENA together with IMPEL, it is proposed to organise up to 2 (2-day) regional trainings combined with a site visit to consolidate and increase the know-how and improve the required institutional structures. A study visit in an EU MS will be taken up. Cooperation with IMPEL is again envisaged



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Task 1.2.5 Trans frontier Shipment of Waste (TFS) Training carried out until 01 April 2015 and planned training

No.	Date	Key output
1	2-3 July 2014	1 st regional training, Vukovar, Croatia, with presentation materials, site visit/common inspection at the Bajakova border crossing (Croatia/Serbia), workshop report including evaluation
2	20-21 May, 2015	2 nd regional training, Tirana, Albania, with presentation materials, site visit Laboratory/Durres harbor, workshop report including evaluation
3	8-10 March 2016, tbc	Report on study visit (1) to the selected EU MS Institution (Rotterdam/Antwerp Harbor)



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Task 1.2.6 Inspection and enforcement in other policy areas

The project team will aim to create links with other sector specific Working Groups defined under Component 2 Environment in order to enhance the capacities of inspections in sector specific areas

A clear connection can be made to the Nature WG, building on the activities delivered under ECENA in this area in the previous period. Waste inspection has been decided as a second subject in the 2nd WG coordinators meeting (Vienna, Feb. 2015)

No.	Date	Key outputs
1	21 – 23 October 2014	Regional Training Workshop 1 – Nature Inspection (Kopacki Rit Croatia), methodology, materials and report
2	30 September – 2 October 2015	Regional Training Workshop 2 – Nature Inspection (Pelister Parc, FYR of Macedonia) methodology, materials and report
3	3, 4 – 5 November 2015	Joint Regional Training Workshop 3 ECENA and Waste WG - Waste inspection (Podgorica, Montenegro) methodology, materials and report. Site visit: Hemosan facility, Bar and Mozura Landfill
4	May 10 - 12 2016	Joint Regional Training Workshop 4, Turkey tbc, methodology, materials and report



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Task 1.2.7 Inspectors participation in networking activities and ECENA Coordinators Annual Meetings

IMPEL and **GREENFORCE** are the main networks that should be considered and recommended. Membership of IMPEL is now open for all beneficiary countries within the ECRAN programme. With IMPEL membership a more broad participation of inspectors in the various clusters of IMPEL can be supported.

A new activity is proposed which considers the participation in the European Forum of Judges for Environment (**EUFJE**)

Along the same lines, the newly established European Network of Prosecutors for the Environment (**ENPE**) can be mentioned as a network that helps practitioners to connect

Considering enforcement in the European Union also **EUROPOL/ENVICRIMENET** has to be mentioned as an important organisation

Other networks which are of secondary relevance are INTERPOL and INECE because of their international perspective

The practice established under RENA will continue under ECRAN when It comes to this task. ECRAN will finance participation of up to one representative from the beneficiary country to the relevant meetings of related networks. The request for financing will be addressed to ECRAN Secretariat who will arrange the logistics upon approval of EC.



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Inspectors participation in networking activities

Activity	Participation
12 th IMPEL General Assembly 07-08 May 2014, Brussels	Representatives from Kosovo and fYR of Macedonia
IMPEL TFS Conference 2014 11-13 June 2014, Oslo	Representatives from Kosovo and fYR of Macedonia (on WSR) and from Croatia (Customs Authority) on interagency collaboration
IMPEL- IRI Meeting, Romania, 01-05 September 2014, Bucharest & Danube area	Representative from fYR of Macedonia
IMPEL- TFS National Contact Points Meeting 01- October 2014, Rome	Representative from Serbia
European Forum of Environmental Judges (EUFJE) – International Conference, 16 -18 October,, 2014 Budapest	Approval of participation of environmental judges by the European Commission



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Inspectors participation in networking activities

Activity	Participation
13 th IMPEL General Assembly 11-12 December 2014, Rome	Representatives from Kosovo , Turkey, Albania
14 th IMPEL General Assembly 1-2 December 2015, Luxembourg	tbc
Network of Prosecutors for the Environment (ENPE) Conference 2015	tbc



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ECENA Coordinators Annual Meetings

No.	Date	Key outputs
1	31 January 2014 - Skopje	ECENA WG Annual Meetings materials with workplan
2	10 February 2015- Vienna	ECENA WG Annual Meetings materials with annual report
3	4 February 2016	ECENA WG Annual Meetings materials TBC
4	December 2013– September 2016	Reports from the beneficiaries participating to the relevant meetings of the related networks.



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Activity	Achievements/Challenges
1.2.1 Capacity building on compliance with environmental legislation	On schedule/as much as possible same participants are required in the courses, which is not always the case
1.2.2 External country assessments	No requests received/there are options in combination with IMPEL IRIs
1.2.3 Methodological development - application of IRAM/easy Tools	On schedule/challenge for the countries to implement the system (TK, Serbia, Croatia are actively involved)
1.2.4 Compliance with REACH/CLP Regulations	Scheduled for 2015/two countries to be selected with good/moderate experience
1.2.5 Trans frontier Shipment of Waste (TFS);	On schedule/challenge is to deal with expected large number of participants for the study visit in an EU member state
1.2.6 Inspection and enforcement in other policy areas;	On schedule/ Two out of four events selected to be nature inspection. Other subject selected to be waste inspection
1.2.7 Inspector's participation in networking activities.	Regular requests received/ Challenge IMPEL membership of all ECRAN countries

IMPACTS achieved through the outputs (part 1)

ECENA Outputs	Impacts
Regional Training workshops and site visits In cooperation with IMPEL and experts from EU member states and other networks. Reports and supporting materials.	<ul style="list-style-type: none"> - Introduction of new elements including inspection management tools required for new/adapted legislation (ref. IED, SEVESO III) - Better understanding of cross cutting issues and required approaches (IED/REACH, IED/WFD) - Harmonized approaches in inspection and enforcement using IMPEL tools/guides/analyses, also linking green (nature), blue (water) and brown (industry) areas in the programme of activities as in IMPEL - Increased membership and involvement of ECRAN beneficiary countries in IMPEL - Increased level of know how on IED and SEVESO, nature legislation, water (WFD) and waste (TFS) including legal elements (ref. new IED requirements) and enforcement practice (ref. site visits/common inspection and exercises) and on the roles and responsibilities of authorities and other stakeholders



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IMPACTS achieved through the outputs (part 2)

ECENA Outputs	Impacts
Regional Training workshops and site visits In cooperation with IMPEL and experts from EU member states and other networks. Reports and supporting materials.	<ul style="list-style-type: none"> - Exchange of experience between beneficiary countries and EU member states including the various approaches and preparatory actions for accession. This also included REACH and CLP enforcement in which the experience of Croatia as a new member state was of crucial importance. - Monitoring the state of play in the ECRAN countries (see reports) - Active input/participation of WG coordinators in e.g. organization of site visits and positive evaluations of the courses by the participants. - Support of the whole chain of enforcement i.e. also activities for environmental judges and prosecutors, by facilitating participation in events of ENPE and EUFJE.
Follow-up actions at a national scale	<ul style="list-style-type: none"> -Request via ECRAN for TAIEX assistance on IRAM implementation in Kosovo (approved and implemented), Serbia (In preparation) and BiH. -Request via ECRAN for TAIEX assistance on SEVESO inspection , Serbia (approved and implemented)

Thank you



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