

Changes to legislation: There are currently no known outstanding effects for the Commission Implementing Decision of 12 December 2012 establishing the type, format and frequency of information to be made available by the Member States for the purposes of reporting on the implementation of Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (notified under document C(2012) 9181) (Text with EEA relevance) (2012/795/EU), ANNEX II. (See end of Document for details)

ANNEX II

Questionnaire on the implementation of Directive 2010/75/ EU as referred to in the third paragraph of Article 1

General notes:

- (a) This questionnaire covers the period from 7 January 2013 to 31 December 2016.
- (b) Where a question seeks information on time-variable parameters, the response should indicate the situation as of 31 December 2016.

MODULE IMPLEMENTATION UPDATE

1 —

Module 1 note:

The scope of these questions is installations covered by Chapter II of Directive 2010/75/EU.

1. Implementation – changes

Have any major changes to the implementation of Directive 2010/75/EU been made since the last reporting period, compared to the information reported in response to the questionnaire for first reporting under IED? If so, provide an update by describing the changes and the reasons for them, and provide references where appropriate.

2. Implementation — difficulties

Have you encountered any difficulties in applying the laws, regulations and administrative provisions adopted in accordance with Article 80(1)? If yes, describe these difficulties and the reasons for them.

MODULE INFORMATION ON INDIVIDUAL INSTALLATIONS

2 –

Module 2 note:

Cross-references to other EU legislation are merely to identify that these interactions exist. It is not intended to map the exact interfaces between installations covered by each of those regimes.

3. Provide the following information for all installations covered by Chapter II of Directive 2010/75/EU ('IED installations')

3.1. General information:

	Field	Description
3.1.1.	Reference number of the IED installation	Unique installation identifier for the purposes of Directive 2010/75/EU.
3.1.2.	Reference number of the facility covered by Regulation (EC) No 166/2006 of the European Parliament and of the Council of 18 January 2006 concerning the establishment of a European Pollutant Release and Transfer Register and amending Council	Where the IED installation is, fully or partly, covered by Regulation (EC) No 166/2006, provide the identification number used for the reporting of the facility under that Regulation.

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3.1. General information:

	Directives 91/689/EEC and 96/61/EC ⁰ (optional)	
3.1.3.	Reference number of the establishment covered by Directive 2012/18/EU of the European Parliament and of the Council of 4 July 2012 on the control of major-accident hazards involving dangerous substances, amending and subsequently repealing Council Directive 96/82/EC ⁰ (optional)	Where the IED installation is, fully or partly, covered by Directive 2012/18/EU, provide the unique identifier used in the Seveso Plant Information Retrieval System (SPIRS).
3.1.4.	Reference number of the installation covered by the Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC ⁰ (optional)	Where the IED installation is, fully or partly, covered by Directive 2003/87/EC, provide the unique registry identifier from the EU Transaction Log.
3.1.5.	Installation name	In a format compatible with the field 'Name of the facility' used in the reporting under Regulation (EC) No 166/2006; if possible.
3.1.6.	Activities covered by Directive 2010/75/EU	All activities listed in Annex I to Directive 2010/75/EU which are operated in the installation.
3.1.7.	Other relevant Chapters of Directive 2010/75/EU	Indicate which of the Chapters III, IV, V and VI of Directive 2010/75/EU also apply to the installation (or part thereof).

3.2. Contact information:

	Field	Description
3.2.1.	Operator name	In a format compatible with the field 'Name of parent company' used in the reporting under Regulation (EC) No 166/2006, if possible.

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Document Generated: 2024-03-30

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3.2. Contact information:

3.2.2.	Installation address — street, town, postal code and country	In accordance with Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community ⁰ , and in a format compatible with the field ‘Street address’, ‘Town/village’, ‘Postal code’, ‘Country’ used in the reporting under Regulation (EC) No 166/2006, if possible.
3.2.3.	Installation latitude/longitude	In accordance with Directive 2007/2/EC, and in a format compatible with the field ‘Coordinates of the location’ used in the reporting under Regulation (EC) No 166/2006, if possible.

3.3. Competent authorities:

	Field	Description
3.3.1.	Competent authority for the granting of permits	Name of competent authority/ authorities and e-mail address(es).
3.3.2.	Competent authority for inspections and enforcement	Name of competent authority/ authorities and e-mail address(es).
3.3.3.	Total number of site visits by competent authorities (Article 23(4))	Annual total for each of the years 2013, 2014, 2015 and 2016.

3.4. Permit information:

	Field	Description
3.4.1.	A web link to active permits	As required by Article 24(2).
3.4.2.	Is the installation subject to derogation under Article 15(4)?	Yes/No
3.4.3.	Has a baseline report been prepared under Article 22?	Yes/No

^a OJ L 33, 4.2.2006, p. 1.

^b OJ L 197, 24.7.2012, p. 1.

^c OJ L 275, 25.10.2003, p. 32.

^d OJ L 108, 25.4.2007, p. 1.

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MODUL SECTORAL SPOTLIGHT

3 –

Module 3 notes:

The scope of this module is installations where published Decisions on BAT conclusions have triggered permit reconsideration/updating during the reporting period, i.e. installations where the main activity is covered by:

- Commission Implementing Decision of 28 February 2012 2012/134/EU establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions for the manufacture of glass⁽¹⁾; or
- Commission Implementing Decision of 28 February 2012 2012/135/EU establishing the best available techniques (BAT) conclusions under Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions for iron and steel production⁽²⁾.

4. Permit conditions (Article 14)

Have any other sources of information, apart from BAT conclusions, been used as the reference for setting permit conditions (Article 14(3))?

5. Stricter permit conditions (Articles 14(4) and 18)

- 5.1. Which environmental quality standards required stricter permit conditions than those achievable by the use of BAT, and what additional measures were included in the permits (Article 18)?
- 5.2. Provide examples of other situations where the competent authorities have, under Article 14(4), set stricter permit conditions than achievable by the use of BAT.

6. Setting permit conditions in the absence of relevant BAT conclusions (Article 14(5) and (6))

- 6.1. Describe the procedure for, and examples of, setting permit conditions:
 - (a) on the basis of a BAT not described in any of the relevant BAT conclusions (Article 14(5));
 - (b) on the basis of a BAT determined in consultation with the operator, because the individual BAT conclusions do not cover ‘an activity or a type of production process carried out within an installation’ or ‘do not address all the potential environmental effects of the activity or process’ (Article 14(6)).
- 6.2. For the above examples, identify:
 - (a) why the information in the BAT conclusions was not applicable;
 - (b) which supplementary information sources were used to identify BAT;
 - (c) how the criteria listed in Annex III to Directive 2010/75/EU were given special consideration.

7. Emission limit values, equivalent parameters and technical measures (Article 15)

- 7.1. For permits where one or more emission limit value(s) are different to the emission levels associated with BAT in the BAT conclusions in terms of values, periods of time or reference conditions (Article 15(3)(b)):

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- (a) describe the nature of these different emission limit values and provide examples of them;
 - (b) provide examples, using the data summary referred to in Article 14(1)(d)(ii), showing how emission monitoring has been used to ‘ensure that emissions under normal operating conditions have not exceeded the emission levels associated with the best available techniques’ (the second subparagraph of Article 15(3)).
- 7.2. For all installations where an Article 15(4) derogation has been granted, indicate the:
- (a) emission sources benefitting from a derogation;
 - (b) emission levels associated with BAT for which a derogation has been granted;
 - (c) actual emission limit values;
 - (d) transitional period(s) granted to comply with Article 15(3), if any;
 - (e) website(s) containing information on the application of Article 15(4) derogations (Article 24(2)(f)).
- 7.3. Have temporary derogations been granted for the testing and use of emerging techniques (Article 15(5)).
8. **Monitoring (Article 16)**
- 8.1. In general terms, what monitoring frequencies have been set in permits for air emissions, water emissions, soil/groundwater emissions and other relevant process parameters?
 - 8.2. How have BAT conclusions been used to determine these frequencies?
9. **Reconsideration and updating of permit conditions (Article 21)**

For all permit reconsiderations that were not completed by 8 March 2016, identify:

- (a) the installation names and permit reference numbers;
- (b) the reasons for not having completed the reconsideration;
- (c) the date by which the reconsideration will be completed.

10. **Other**

Do you have feedback on any practical problems you encountered in using the BAT conclusions for the two sectors in the scope of this Module 3?

MODULE MINIMUM REQUIREMENTS

4 –

11. **Waste incineration and co-incineration:**

For plants covered by Chapter IV of Directive 2010/75/EU:

- 11.1. Identify the plants for which competent authorities have authorised conditions under Article 51(1), (2) or (3) as well as the actual conditions authorised and the results of verifications made in this respect—(Article 51(4)).
- 11.2. For each waste incineration plant and waste co-incineration plant with a capacity of 2 tonnes or more per hour, provide:

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- (a) information on the functioning and monitoring of the plant;
- (b) an account of the running of the incineration or co-incineration process (indicating the operational hours, number and cumulative duration of break-downs, if available);
- (c) the level of emissions into air and water, in comparison with the emission limit values;
- (d) a description of how this information has been made available to the public, including a link to any relevant websites created for this purpose (Article 55(2)).

12. Solvent Emissions

For installations covered by Chapter V of Directive 2010/75/EU:

- 12.1. Where Member States have opted to apply a reduction scheme (as described in Annex VII, Part 5) instead of emission limit values, what progress has been made in achieving an equivalent emission reduction (Article 59(1)(b))?
- 12.2. Identify the plants for which derogations were granted in accordance with Article 59(2) or Article 59(3), as well as the justification for granting such derogations.

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- (1) [OJ L 70, 8.3.2012, p. 1.](#)
- (2) [OJ L 70, 8.3.2012, p. 63.](#)

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