

ANNEX I

Questionnaire Information on import restrictions to be made available to the Commission by the Member States for the purpose of reporting on the implementation of Regulation (EU) 2017/852

Article 4

Import restrictions

1 Has the Member State granted written consent to import of mercury or mixtures of mercury for a use allowed in accordance with the second subparagraph of Article 4(1) of Regulation (EU) 2017/852?

ANNEX II

Questionnaire Information other than on import restrictions to be made available to the Commission by the Member States for the purpose of reporting on the implementation of Regulation (EU) 2017/852

Note 1: Where the reply to questions 1.2 and/or 2.1 is 'yes', information on related sub-questions 1.2(i) to (v) and/or 2.1(i) shall not be required where all the information is included in a report provided by the Member State in accordance with its reporting obligation established under Article 21 of the Minamata Convention and where the relevant report has been made available to the Commission in accordance with Article 18(3) of Regulation (EU) 2017/852.

Note 2: Responses to questions marked with an asterisk (*) are optional.

1. Article 7(1) and (2) of Regulation (EU) 2017/852: Industrial activities

1.1. Have the following manufacturing processes involving the use of mercury and mercury compounds been phased out by the dates referred to in Part I of Annex III to Regulation (EU) 2017/852?⁽⁴⁾

1.1.1. Production of vinyl chloride monomer (to be phased out by 1 January 2022 at the latest)

If no, provide the following information:

- (i) Reasons(s) for the perpetuation of this manufacturing process after the phased-out date;
- (ii) Measure(s) taken or planned to phase-out this manufacturing process and associated timetable.

1.1.2. Production of chlor-alkali (to be phased out by 11 December 2017 at the latest)

If no, provide the following information:

- (i) Reasons(s) for the perpetuation of this manufacturing process after the phase-out date;
- (ii) Measure(s) taken or planned to phase-out this manufacturing process and associated timetable.

Changes to legislation: There are currently no known outstanding effects for the
Commission Implementing Decision (EU) 2019/1752. (See end of Document for details)

1.1.3. Production of sodium or potassium methylate or ethylate (to be phased out by 1 January 2028 at the latest)

If no, provide the following information:

- (i) Reasons(s) for the perpetuation of this manufacturing process after the phase-out date;
- (ii) Measure(s) taken or planned to phase-out this manufacturing process and associated timetable.

1.1.4. Production of polyurethane (to be phased out by 1 January 2018 at the latest)

If no, provide the following information:

- (i) Reasons(s) for the perpetuation of this manufacturing process after the phase-out date;
- (ii) Measure(s) taken or planned to phase-out this manufacturing process and associated timetable.

1.2. Are there any installations in the territory of the Member State producing sodium or potassium methylate or ethylate making use of a manufacturing process involving the use of mercury and mercury compounds as referred to in Part II of Annex III to Regulation (EU) 2017/852?

If yes, provide for each installation concerned the following information:

- (i) Unique identifier that follows the requirements of Directive 2007/2/EC;
- (ii) Annual operational capacity of each installation (t/year) for the years 2017 and following;
- (iii) Whether mercury from primary mercury mining has been or is still used in each of the installations;
- (iv) For the year 2010, the level of direct and indirect release from each installation of mercury and of mercury compounds into air, water and land in terms of per unit production (to be expressed as kg of mercury and mercury compounds per kt of sodium or potassium methylate or ethylate produced);
- (v) For the year 2020 and following, the level of direct and indirect release from each installation of mercury and of mercury compounds into air, water and land in terms of per unit production (to be expressed as kg of mercury and mercury compounds per kt of sodium or potassium methylate or ethylate produced).

2. **Article 9 of Regulation (EU) 2017/852: Artisanal and small-scale gold mining and processing**

2.1. Has the Member State found evidence of more than isolated cases of use of mercury amalgamation to extract gold in its territory?

If yes, provide the following information:

- (i) Has the competent authority of the Member State developed and implemented a national plan on artisanal and small-scale gold mining and processing in accordance with Article 9(2) and Annex IV of Regulation (EU) 2017/852?
 - If yes, provide an internet link to the national plan on artisanal and small-scale gold mining and processing.

- If no, provide information on the reason(s) for not having developed and implemented a national plan on artisanal and small-scale gold mining and processing and on the measures taken and/or planned to establish such a plan and an associated timetable.

3. **Article 10 of Regulation (EU) 2017/852: Dental amalgam**

- 3.1. Has the Member State faced important challenges in implementing Article 10 of Regulation (EU) 2017/852 on dental amalgam?

If yes, provide the following information:

- (i) Nature and scope of the challenges;
- (ii) Measure(s) taken and/or planned to address these challenges and associated timetable.

4. **Article 12 of Regulation (EU) 2017/852: Reporting on large sources**

- 4.1. In accordance with Article 18(1)(c) of Regulation (EU) 2017/852, provide the following summary of the information the economic operators have sent to the competent authorities of the Member State under Article 12(1) and (2) of that Regulation:

- 4.1.1. List of installations concerned per type of large source referred to Article 11(a), (b) and (c) of Regulation (EU) 2017/852, and associated identifier:

- (i) Production of chlor-alkali:
 - List of installations;
 - Unique identifiers that follow the requirements of Directive 2007/2/EC.
- (ii) Cleaning of natural gas:
 - List of installations;
 - Unique identifiers that follow the requirements of Directive 2007/2/EC.
- (iii) Non-ferrous mining and smelting operations:
 - List of installations;
 - Unique identifiers that follow the requirements of Directive 2007/2/EC.

- 4.1.2. Total amount of mercury waste stored in each installation listed under question 4.1.1(i), (ii) and (iii) on 31 December of each reporting year within each reporting period, expressed in tonnes.

- 4.1.3. Total amount of mercury waste expressed in tonnes sent annually to the following waste facilities by each installation listed under question 4.1.1, for each year covered by the reporting period:

- (i) Total mercury waste sent to facilities undertaking the temporary storage of mercury waste;
- (ii) Total mercury waste sent to facilities undertaking the conversion and, if applicable, the solidification of mercury waste;
- (iii) Total mercury waste sent to facilities undertaking the permanent storage of mercury waste.

- 4.2. * Any other relevant information the Member State wishes to make available.

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5. **Article 18(1)(d) and (e) of Regulation (EU) 2017/852: Other reporting required under Article 18 of Regulation (EU) 2017/852**

5.1. Provide the following information regarding mercury located in the territory of the Member State:

- (i) A list of sites where stocks of more than 50 metric tonnes of mercury other than mercury waste are located on 31 December of each reporting year, including the unique identifiers that follow the requirements of Directive 2007/2/EC.
- (ii) Total amount of mercury other than mercury waste stored on 31 December of each reporting year at each site identified under (i), expressed in tonnes.

5.2. Provide the following information regarding mercury waste located in the territory of the Member State:

- (i) A list of sites where more than 50 metric tonnes of mercury waste is accumulated on 31 December of each reporting year, including the unique identifiers that follow the requirements of Directive 2007/2/EC;
- (ii) Total amount of mercury waste accumulated on 31 December of each reporting year at each site identified under (i), expressed in tonnes.

5.3. Provide the following information if made available to the Member State:

- (i) A list of sources supplying more than 10 metric tonnes of mercury per year, including the unique identifiers that follow the requirements of Directive 2007/2/EC;
- (ii) Total amount of mercury supplied on 31 December of each reporting year by each source identified under (i), expressed in tonnes.

6. **Final questions**

6.1. * Has the Member State faced other important challenges in implementing Regulation (EU) 2017/852?

If yes, provide the following information:

- (i) Explanation of the challenges faced;
- (ii) Information on measures taken or planned to address the difficulties encountered and associated timetable.

6.2. * The Member State may share information on other implementation promotion initiatives undertaken or planned.

- (1) Information on question 1.1 shall not be required where the Member State provides the Commission with a copy of the form(s) used to grant or deny written consent on import pursuant to the second subparagraph of Article 4(1) of Regulation (EU) 2017/852 during the reporting year N-1.
- (2) Information on the type(s) of disposal or recovery operation(s) is to be reported by means of the codes established in Sections A and B, respectively, of Annex IV to the Basel Convention of 22 March 1989 on the Control of Transboundary Movements of Hazardous Wastes and their Disposal (OJ L 39, 16.2.1993, p. 3).
- (3) ‘Interim disposal’ and ‘interim recovery’ operations are as defined in Article 2 paragraphs 5 and 7, respectively, of Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste (OJ L 190, 12.7.2006, p. 1).
- (4) Responses to and information on questions 1.1.1, 1.1.2, 1.1.3 and 1.1.4 are only due in the first report due after the relevant phase-out dates.

Changes to legislation:

There are currently no known outstanding effects for the Commission Implementing Decision (EU) 2019/1752.