



**Industrial Emissions Alliance paper pleading for the safeguarding of the technical content of the conclusions reached at the Seville Technical Working Group**

**Background for understanding the issue raised:** it is a factual possibility that, because of the process following the Industrial Emissions Directive (IED), **BAT conclusions by the Seville TWG** on which the Article 13 IED Forum has given its opinion are not the same as the **decisions on BAT conclusions as adopted by the Article 75 IED Committee.**

**Principle/proposal:** The Seville TWG is the cornerstone of the BREF-making process. It is of prime importance not to lose any of the technical content of the conclusions reached at the Seville TWG level. But it is also of importance not to lose any of the technical content of the Article 13 IED Forum through which full transparency should be achieved. In order to secure full transparency, it is extremely important that any change of the **Seville TWG BAT conclusions** as well as not taking on board of any element or any other relevant information related to these BAT conclusions is communicated in an appropriate way. The easiest and most straightforward way of safeguarding full transparency is to preserve **“conclusions on BAT” (Chapter 5)** in all BREFs (those under revision and future revisions/new BREFs).

As such, the **“conclusions on BAT” Chapter (5)** must be re-introduced into the draft Article 13 Guidance, the final version of which will be adopted by the Article 75 IED Committee and, as such, define the procedure for any future BREF making (drafting)/revision exercise.

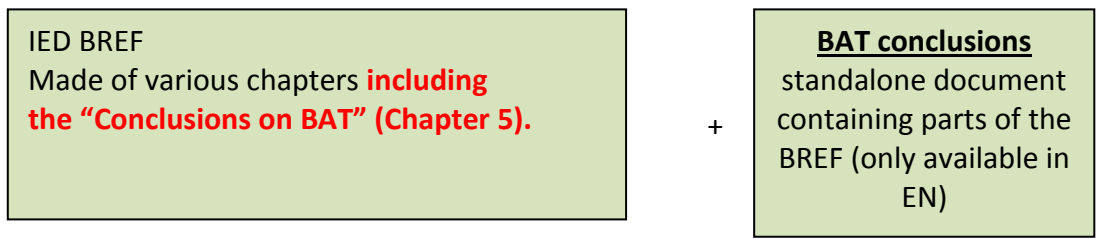
In addition, the decisions on BAT conclusions adopted by the Article 75 IED Committee – being a standalone document made available in all the official languages of the Union – should contain an Annex indicating, explaining and justifying any deviations between these adopted decisions on BAT conclusions and the Seville TWG BAT conclusions.

**ANNEX (visual description)**

**The drawing up of a BREF under the IED regime (Article 13)**

**Industrial Emissions Alliance position ensuring transparency**

a) **Seville/TWG process**



- b) Opinion of the Article 13 IED Forum + publication of that opinion
- c) Adoption of the BAT conclusions through **the Article 75 IED Committee** taking into account the Article 13 IED Forum opinion
- d) Publication of the BREF and of the BAT conclusions in all EU official languages

