

Seville, 6 October 2014

Subject: GUIDELINES FOR THE EXPRESSION OF POSITIONS ON THE DRAWING UP OF THE REFERENCE DOCUMENT ON BEST AVAILABLE TECHNIQUES FOR THE PRESERVATION OF WOOD AND WOOD PRODUCTS WITH CHEMICALS

Dear Wood Preservation TWG members,

Welcome! It is our pleasure to welcome you as members of the Technical Working Group (TWG) for the drafting of the reference document on Best Available Techniques for Preservation of Wood and Wood Products with Chemicals, the WPC BREF.

The drawing up of the WPC BREF started with the activation of the TWG (the subject of the letter from Luis Delgado dated 4 July 2014) which resulted, as of today, in a list of 52 members from Member States, industry and environmental NGOs that is available in the BAT Information System (BATIS).

You should have recently received your access credentials for BATIS login at the web address <http://eippcb.jrc.ec.europa.eu/batis/login.jsp>. Information on data processing and protection can be found in the BREF Guidance¹ and in the privacy statement published on the EIPPCB website at http://eippcb.jrc.ec.europa.eu/reference/BREF/Privacy_Statement_BATIS_DPO-1586.pdf. Please review the contact details given in BATIS in relation to your profile. Should you find incorrect information, or for general questions about BATIS, or for any changes of contact details, please contact the EIPPCB Secretariat (email: jrc-ipts-eippcb@ec.europa.eu, Tel: +34 954 488 284, fax: +34 954 488 426).

In the next pages, we give some guidelines on the upcoming drawing up of the WPC BREF:

- Main steps for the drawing up of the WPC BREF
- Role of a TWG member as detailed by the Commission implementing decision 2012/119/EU, better known as the "BREF Guidance"
- Guidelines for the expression of TWG members' initial positions on the main issues of the WPC BREF drawing up.

¹ Guidance document for the exchange of information under IED (Commission Implementing Decision 2012/119/EU) laying down rules concerning guidance on the collection of data and on the drawing up of BAT reference documents.

You are kindly asked to express your initial positions on the drawing up the WPC BREF by

14 November 2014

at the latest, by following the guidelines given in the next pages.

The WPC TWG kick-off meeting could take place in February 2015, (e.g. in the week 23 – 27 February, indicative date). At this stage, we would like to ask you to consider blocking that week in your agenda. However, we would like to point out that these dates are still indicative and could change depending on the progress on the WPC BREF drawing up, but also on the overall work planning of the EIPPCB. So please do not book any flights or hotel rooms until you receive the official invitation in due course.

Main steps for the drawing up of the WPC BREF

The main steps for the drawing up of the WPC BREF will follow the typical workflow given in the BREF Guidance Section 1.2.4:

- ✓ Preparation for the drawing up by the EIPPCB (done, started in June 2014)
- ✓ TWG activation (done, July 2014)
- ✓ Call for the expression of TWG members' initial positions and related guidelines (this document and associated documents)
- Expression of TWG members' positions (deadline: 14 November 2014)
- Kick-off meeting of the TWG (indicative date: February 2015)
- Submission of information (deadlines will be set at the Kick-off meeting)
- Drawing up of the first formal draft of the WPC BREF
- TWG comments on the first draft
- (optional) Drawing up of a second formal draft
- (optional) TWG comments on the second draft
- Final TWG meeting
- Final draft
- Presentation of the BREF at an IED Article 13 forum meeting
- BAT conclusions voted at an IED Article 75 Committee meeting
- Publication of the BAT conclusions in the Official Journal of the European Union
- Publication of the BREF on the EIPPCB website.

Role of a TWG member

We would like to stress that TWG members are nominated to participate in the information exchange for the elaboration and review of BREFs primarily based on their technical and/or regulatory expertise as well as on their ability to bring in the BREF end user's perspective. The tasks and duties of a TWG member are detailed in the "BREF Guidance" that can be downloaded from the link given below:

Commission implementing decision (2012/119/EU) of 10 February 2012 laying down rules concerning guidance on the collection of data and on the drawing up of BAT reference documents and on their quality assurance referred to in the Industrial Emissions Directive 2010/75/EU (IED):

<http://eur-lex.europa.eu/LexUriServ/LexUriServ.do?uri=OJ:L:2012:063:FULL:EN:PDF>

For your convenience, the main tasks of a TWG member described in the BREF Guidance are reported below:

The main tasks of a TWG member are:

1. to gain an awareness and understanding of the BREF Guidance;
2. to identify and list new/updated key data and issues relevant for deriving or updating BAT conclusions for the sector;
3. to actively collect targeted technical and economic information important for the drafting of the WPC BREF, including in particular emission and consumption level data from installations covered by the BREF (for the sector/Member State that he/she is representing), according to the process agreed by the TWG based on the general guidance of the EIPPCB in line with the principles set out in the BREF Guidance, also with a view to dealing with issues like confidential business information, sensitive information under competition law, conflict of interests and other related matters;
4. to check the quality of the data and information collected before submitting them to the EIPPCB, in particular the data contained in the filled-in templates/questionnaires used to gather plant- or installation-specific information (see the BREF Guidance Sections 5.4 and 5.5);
5. to share the data collected with other WPC TWG members and the EIPPCB by posting the information directly onto BATIS, with the possible exception of confidential business information or sensitive information under competition law (exceptionally, data may be submitted through other electronic means, e.g. via email);
6. to respond in a timely manner to requests for additional information or clarifications from the EIPPCB;
7. to comment within the set deadlines on the formal draft of the WPC BREF and other documents prepared by the EIPPCB;
8. to attend the WPC TWG meetings and actively participate in them;
9. to share experience with the EIPPCB and other WPC TWG members (e.g. during site visits to wood preservation installations);

10. to identify and establish contacts/networks with non-TWG members (e.g. shadow groups of experts, competent authorities, operators or groups of operators, national groups) to gain more experience to be shared with the rest of the WPC TWG and the EIPPCB.

Most of the work for WPC TWG members can be expected to take place outside of the plenary meetings in the form of submitting information and reviewing draft text proposals. In particular, the successful development of the WPC BREF requires the TWG to respond in detail to substantial draft documents within a limited time.

Guidelines for the expression of TWG members' positions on the main issues of drafting the WPC BREF

Considering the timeline for the drawing up of a BREF given in the BREF Guidance and the discussions at the IED article 13 forum meeting of 6 June 2013, the WPC TWG will as follows:

- Adopt a focused approach to the overall WPC BREF drafting process by:
 - focusing on BAT conclusions (and the associated BAT candidate chapter);
 - targeting the most polluting sectors/sub-sectors;
 - targeting a limited number of key environmental issues;
 - collecting sound and reliable data, followed by appropriate data processing;
- Strictly limit the possibilities for time slippages;
- 'Front-load' the exchange of information.

This way of working, valid for the whole WPC BREF drafting process, also entails the former "wish list" step being more focused to properly front-load the information exchange.

To this end, the TWG members are sent the following documents:

1. These guidelines (**document 1**) on the way each TWG member is invited to express his/her position².
2. A 'key issues' document (**document 2**), containing proposals for:
 - a. the scope of the BREF;
 - b. the structure of the BREF and BAT conclusions, according to the IED, the BREF Guidance, and the scope;
 - c. the content of the BREF, especially with regard to applied techniques/processes to be covered and a preliminary list of techniques to be considered in the determination of BAT (**document 3**);
 - d. some questions on key environmental issues.

² This step corresponds to the "call for wishes" indicated in Section 4.6.1 of the BREF Guidance.

3. An excel file template (**document 4**) for the expression of positions.
4. A presentation with a quick introduction on how to post information onto the BATIS platform (**document 5**), a more thorough presentation of BATIS and of its main functionalities will be given to the participants of the kick-off meeting.

Please consider that these documents are only for the front-loading input to focus the discussion on the most important issues. The proposals are being made based on the information currently available, obtained from scientific literature research and some documents submitted upfront by TWG members (these have been up loaded onto BATIS -> Wood and Wood Products Preservation with Chemicals > 04 Information collection > Information before kick-off meeting).

The sector of wood and wood products preservation with chemicals is a new activity under the IED. Only the small part of wood preservation using solvents was covered before in a BREF document, i.e. in Chapter 18 of the current STS BREF (adopted in 2007) and available on the EIPPCB website at http://eippcb.jrc.ec.europa.eu/reference/BREF/sts_bref_0807.pdf. However, only very limited information on nature, size and technical issues of this sub-sector was provided there.

The information currently available for the WPC sector as a whole on size and number of plants and/or processes in relation to the thresholds given in IED is scarce. Therefore, the TWG is asked to provide more information that help in understanding the nature and size of the WPC sector and the application of individual processes in order to verify the assumptions underlying the proposals made on the scope. Document 2 highlights this need of input in connection with the determination of the scope of the BREF document.

The TWG members are invited to express their position on the drawing up of the WPC BREF, mainly by replying to the following questions by means of clear rationales and data that will inform the discussion at the upcoming kick-off meeting:

- I On scope, (see also BREF Guidance Section 2.3.3); please check carefully what is proposed to be covered and what is proposed to be excluded:
 - a. Do you agree with the proposed scope of document 2?
 - b. Do you think that any part of the scope needs to be removed, added or clarified and why?
- II On BREF structure (see also BREF Guidance Sections 2.2, 2.3.8 and Chapter 3):
 - a. Do you agree with the proposed structure of the BREF? In document 2, it is proposed to follow the standard BREF structure (Chapter 1 to 7). In addition, document 3 provides a more detailed structure and list of content. Do you consider this structure (according to production steps, preservative application process for different wood preservatives...) fit for providing the information necessary to draw relevant BAT conclusions?
- III On the potential key environmental issues for the WPC sector (see also BREF Guidance Sections 3.3 and 5.4):
 - a. Which are the key environmental issues to consider for the sector/sub-sectors and why?

- b. Please include (see document 4) missing key environmental issues together with a proposal of parameters to monitor. Please indicate whether there are plants that:
- are monitoring the proposed environmental parameter
 - are willing to participate in the data collection
 - are targeting the environmental issue by means of primary and/or end-of-pipe techniques.

This information will be needed to be able to discuss the topic during the kick-off meeting.

IV On techniques and environmental performances:

- Please provide a list of the candidate techniques that you know are implemented in the WPC sector for the BREF chapter "Techniques to consider in the determination of BAT". At this stage of the BREF drafting details are not needed; detailed information will be collected by means of the data and information collection following the kick-off meeting, but please indicate whether you will be able to provide technical information on the candidates and/or plant-specific performance data.

TWG member positions on other issues are indeed less strategic at this stage since, to focus, front-load and streamline the exchange of information, some issues will be discussed later on in the drafting process. For example, on the basis of the decisions taken at the kick-off meeting, information on:

- Description of candidate techniques (e.g. on economics, on applicability restrictions, on improvement achieved by a certain technique),
- emerging techniques,
- the range of observed emission and consumption levels,

will be better collected during the data and bulk information collection step and fine-tuned during the first draft WPC BREF commenting step.

The TWG members are invited to compile their positions by means of the excel file template (**document 4**) following these guidelines and the tips given in the template. To be fully useable, a position should be accompanied by:

- (a) a relevant rationale explaining the reasons behind the position,
- (b) supporting documents for the rationale, if appropriate (to be posted in BATIS and referenced in the excel file),
- (c) clear suggestions on how to collect the information considered necessary for the drawing up; this includes in particular indications of wood preservation plants that are monitoring the concerned parameter and willing to participate in the data collection step.

Finally, the TWG members are kindly invited to post the compiled file into the following folder in BATIS:

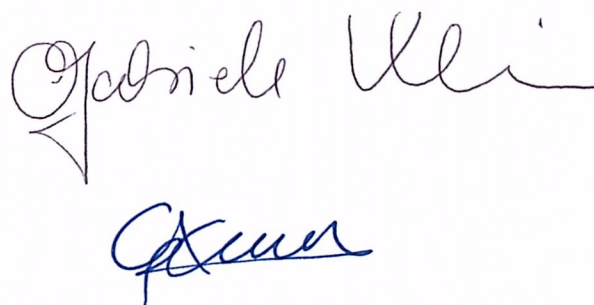
Forums > Wood and Wood Products Preservation with Chemicals > 02 Expression of the initial positions

by the 14 November 2014 (to this end, please check the tips given in the quick introduction for posting onto BATIS (document 5)).

The compiled list of positions submitted by the WPC TWG members will be grouped on the basis of the points indicated above (I, II, III, IV) and used to organise and structure the discussions at the kick-off meeting (see BREF Guidance Section 4.6.2.2).

Should you have any questions regarding these guidelines or on the drawing up of the WPC BREF, please do not hesitate to contact us by phone at +34 954 488 391 / +34 954 488 467 or by e-mail at: jrc-ipts-eippcb-WPC@ec.europa.eu.

The WPC BREF drafting team

The image shows two handwritten signatures in blue ink. The first signature is 'Gabriele Klein' and the second is 'Georgios Chronopoulos'. Both are written in a cursive, flowing style.

Gabriele Klein and Georgios Chronopoulos