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Department for Environment
Food and Rural Affairs

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Date 12 March 2012

Dear Consultee

Consultation on the transposition of the industrial emissions Directive in England and Wales

1. I am writing to invite views on the transposition of the industrial emissions Directive (2010/75/EU). This Directive “recasts” seven existing Directives: those on integrated pollution prevention and control (IPPC), large combustion plants, waste incineration, activities using organic solvents and three on titanium dioxide production. As its name indicates, the industrial emissions Directive requires a wide range of industrial activities to be regulated so as to protect the environment from possible harm from their emissions. This consultation will therefore be of particular interest to those who operate those industrial activities, and to those who are interested in how those activities are regulated.
2. Much of the material in the new Directive remains substantially unchanged from the current Directives. All those Directives are currently transposed through the Environmental Permitting (England and Wales) Regulations 2010 and so we are proposing to amend those Regulations. We have drafted the amending Regulations, but there are several points about or arising from them on which we would be grateful for your comments.
3. The Environmental Permitting Regulations currently also apply Directive requirements to some activities which are not specified in the industrial emissions Directive. So we are taking this opportunity to seek views on whether that should continue.
4. The following documents may be found on Defra’s website :
www.defra.gov.uk/consult/2012/03/12/industrial-emissions-1203/
 - The industrial emissions Directive
 - “Points to note” about the Directive
 - The consultation paper;
 - The draft amending Regulations;
 - The Regulations as they would be after the proposed amendments;

- The draft impact assessment (IA);
 - Two consultants' reports to which the draft IA refers;
 - Draft guidance in respect of IPPC; and
 - Draft guidance in respect of large combustion plants
5. We welcome your views and comments on the proposals. If you wish to obtain a copy of this consultation, please contact David Demain (david.demain@defra.gsi.gov.uk , 020 7238 1687)

Responses

6. Please send responses either to David Demain at the address at the head of this letter or (preferably) email to: Control.Pollution@defra.gsi.gov.uk.
7. Consultees in Wales should also copy their responses to rppmailbox@wales.gsi.gov.uk.
8. Responses should be received by **Wednesday 6 June 2012**.

Consultation Criteria

9. This consultation is in line with the Code of practice on Consultations. This can be found at www.berr.gov.uk/bre/
10. When this consultation ends, we intend to put a copy of the responses in the Defra library at Ergon House, London. This is so that the public can see them. Also, members of the public may ask for a copy of responses under freedom of information legislation.
11. If you do not want your response - including your name, contact details and any other personal information – to be publicly available, please say so clearly in writing when you send your response to the consultation. Please note, if your computer automatically includes a confidentiality disclaimer, that won't count as a confidentiality request.
12. Please explain why you need to keep details confidential. We will take your reasons into account if someone asks for this information under freedom of information legislation. But, because of the law, we cannot promise that we will always be able to keep those details confidential.
13. We will summarise all responses and place this summary on our website at www.defra.gov.uk/consult. This summary will include a list of names of organisations that responded but not people's personal names, addresses or other contact details.
14. To see consultation responses and summaries, please contact the library at:

Defra

Information Resource Centre
Lower Ground Floor
Ergon House
17 Smith Square
London
SW1P 3JR

Telephone: 020-7238-6575

Email: defra.library@defra.gsi.gov.uk

15. Please give the library 24 hours' notice. There is a charge for photocopying and postage.
16. If you have any comments or complaints about the consultation process, please address them to Defra Consultation Co-ordinator, Area 7B Nobel House, 17 Smith Square, London SW1P 3JR, or email consultation.coordinator@defra.gsi.gov.uk.
17. Thank you for your help in this matter. If you have any queries please contact us as above.

Yours faithfully

Richard Vincent
Head of Industrial Pollution Control