

A.L. 56 ta' l-2008**ATT DWAR IL-HARSIEN TA' L-AMBJENT
(KAP. 435)****Regolamenti ta' l-2008 li jemendaw ir-Regolamenti
ghall-Prevenzjoni u l-Kontroll Integrati tat-Tniġġis**

BIS-SAHHA tas-setgħat mogħtija bl-artikoli 9 u 10(2) ta' l-Att dwar il-Harsien ta' l-Ambjent, il-Ministru ta' l-Affarijiet Rurali u Ambjent għamel dawn ir-regolamenti li ġejjin:-

1. (1) It-titolu ta' dawn ir-regolamenti hu Regolamenti ta' l-2008 li jemendaw ir-Regolamenti għall-Prevenzjoni u l-Kontroll Integrati tat-Tniġġis, u għandhom jinqraw u jiftiehmha waħda mar-Regolamenti ta' l-2002 għall-Prevenzjoni u l-Kontroll Integrati tat-Tniġġis hawnhekk iżjed 'il quddiem imsejha "ir-regolamenti prinċipali".

Titolu u skop.

A.L. 234 ta' l-2002.

(2) L-iskop ta' dawn ir-regolamenti huwa sabiex jinkludu l-emendi li saru bid-Direttiva 2003/87/KE tal-Parlament Ewropew u tal-Kunsill tat-13 ta' Ottubru 2003 li stabbilixxiet skema għall-iskambju ta' kwoti ta'emissjonijiet ta' gassijiet serra ġewwa l-Komunità u li temenda d-Direttiva tal-Kunsill 96/61/KE. Dawn ir-regolamenti għandhom jinqraw ukoll flimkien mar-Regolamenti ta' l-2005 dwar Skema Kummerċjali tal-Komunità Ewropea dwar l-Emissjonijiet ta' Gassijiet Serra.

A.L. 140 ta' l-2005.

2. Minflok is-subregolament (1) tar-regolament 8 tar-regolamenti prinċipali, għandu jidhol dan li ġej:

Jemenda regolament 8 tar-regolamenti prinċipali.

“(1) Meta l-Awtorità Kompetenti tinduna, li l-operat ta' xi stallazzjoni probabbilment ser ikollu effetti negattivi sinifikanti fuq l-ambjent ta' xi stat iehor, jew meta stat li x'aktarx ser ikun affetwat b'mod sinifikanti, hekk jitlob, l-Awtorità Kompetenti ta' l-istat fejn tkun għet ipprezentata applikazzjoni għal permess fit-territorju tiegħu konformament ma' dawn ir-regolamenti, għandu jagħti kull informazzjoni meħtieġa li tingħata lill-istat l-iehor jew jara li din tkun disponibbli skond il-provvedimenti tar-regolament 9(1) u ta' Skeda 8 li tinsab ma' dawn ir-regolamenti fl-istess hin li din l-informazzjoni tkun disponibbli għaċ-ċittadini ta' l-istat innifsu. Dik l-informazzjoni għandha sservi bħala bażi għal kull

konsultazzjoni neċessarja fil-kuntest tar-relazzjonijiet bilaterali bejn iż-żewġ stati fuq bażi reċiproka u ekwivalenti.”.

Jemenda
r-regolament 15
tar-regolamenti
prinċipali.

3. Is-subregolament (3) tar-regolament 15 tar-regolamenti prinċipali għandu jiġi enumerat mill-ġdid bhala l-paragrafu (3)(a) tar-regolament, u minnufih wara dak il-paragrafu għandhom jiżdiedu l-paragrafi ġodda li ġejjin:

“(b) Meta ssir emissjoni ta’ gass serra minn xi stallazzjoni kif speċifikat f’Anness 1 mar-Regolamenti ta’ l-2005 dwar Skema għall-iskambju ta’ kwoti ta’ emissjonijiet ta’ gassijiet serra ġewwa l-Komunità, f’relazzjoni ma’ attività li saret f’ dik l-istallazzjoni, il-permess m’għandux jinkludi valur tal-limitu ta’ emissjonijiet għal emissjonijiet diretti ta’ dak il-gass sakemm dan ma jkunx neċessarju sabiex ikun żgurat li ma jinholqx tniġġis lokali sinifikanti.

(ċ) Dwar attivitajiet msemmija f’Anness 1 mar-Regolamenti ta’ l-2005 dwar Skema Kummerċjali tal-Komunità Ewropea dwar l-Emissjonijiet ta’ Gassijiet Serra, l-Awtorità Kompetenti tista’ tagħzel li ma timponix ir-rekwiżiti relatati ma’ l-effiċjenza ta’ l-enerġija rigward tagħmir speċifiku ta’ kombustjoni jew xi tagħmir speċifiku iehor b’emissjoni ta’ diġossidu tal-karbonju fis-sit.

(d) Meta jkun meħtieġ, l-Awtorità Kompetenti għandha temenda l-permess skond ma jkun adatt.

Jemenda Skeda 1
li tinsab mar-
regolamenti
prinċipali.

4. Fit-test Inġliż ta’ Skeda 1 tar-regolamenti prinċipali minflok il-partita 3.5 għandu jidhol dan li ġej:

“3.5. Installations for the manufacture of ceramic products by firing, in particular roofing tiles, bricks, refractory bricks, tiles, stoneware or porcelain, with a production capacity exceeding 75 tonnes per day and, or with a kiln capacity exceeding 4 m³ and with a setting density per kiln exceeding 300 kg/m³ .

Jemenda Skeda 4
li tinsab mar-
regolamenti
prinċipali.

5. Fit-test Inġliż ta’ Skeda 4 tar-regolamenti prinċipali, minflok il-partita 12 għandu jidhol dan li ġej:

“12. The information published by the European Commission or by international organisations.”.

L.N. 56 of 2008

**ENVIRONMENT PROTECTION ACT
(CAP. 435)**

**Integrated Pollution Prevention and Control (Amendment)
Regulations, 2008**

BY VIRTUE of the powers conferred by articles 9 and 10(2) of the Environment Protection Act, the Minister for Rural Affairs and the Environment has made the following regulations:-

1. (1) The title of these regulations is the Integrated Pollution Prevention and Control (Amendment) Regulations, 2008, and they shall be read and construed as one with the Integrated Pollution Prevention and Control Regulations, 2002, hereinafter referred to as “the principal regulations”. Citation and scope.
L.N. 234 of 2002.

(2) The scope of these regulations is to include amendments made by Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emissions allowance trading within the Community and amending Council Directive 96/61/EC. These regulations shall also be read in conjunction with the European Community Greenhouse Gas Emissions Trading Scheme Regulations, 2005. L.N. 140 of 2005.

2. For sub-regulation (1) of regulation 8 of the principal regulations shall be substituted by the following: Amends regulation
8 of the principal
regulations.

“(1) Where the Competent Authority is aware that the operation of an installation is likely to have significant negative effects on the environment of another state, or where a state likely to be significantly affected so requests, the Competent Authority of the state in whose territory the application for a permit pursuant to these regulations was submitted shall forward to the other state any information required to be given or made available in accordance with the provisions of regulation 9(1) hereof and Schedule 8 to these regulations at the same time as it makes it available to its own nationals. Such information shall serve as a basis for any consultations necessary in the framework of the bilateral relations between the two states on a reciprocal and equivalent basis.”

3. Sub-regulation (3) of regulation 15 of the principal regulations, shall be renumbered as paragraph (3)(a) thereof, and immediately thereafter there shall be added the following new paragraphs: Amends regulation
15 of the principal
regulations.

“(b) Where emissions of a greenhouse gas from an installation are specified in Annex 1 to the European Community Greenhouse Gas Emissions Trading Scheme Regulations, 2005 in relation to an activity carried out in that installation, the permit shall not include an emission limit value for direct emissions of that gas unless it is necessary to ensure that no significant local pollution is caused.

(c) For activities listed in Annex 1 to the European Community Greenhouse Gas Emissions Trading Scheme Regulations, 2005 the Competent Authority may choose not to impose requirements relating to energy efficiency in respect of combustion units or other units emitting carbon dioxide on the site.

(d) Where necessary, the Competent Authority shall amend the permit as appropriate.

Amends Schedule 1
to the principal
regulations.

4. In Schedule 1 to the principal regulations, item 3.5 shall be substituted as follows:

“3.5. Installations for the manufacture of ceramic products by firing, in particular roofing tiles, bricks, refractory bricks, tiles, stoneware or porcelain, with a production capacity exceeding 75 tonnes per day and, or with a kiln capacity exceeding 4 m³ and with a setting density per kiln exceeding 300 kg/m³.”

Amends Schedule 4
to the principal
regulations.

5. In Schedule 4 to the principal regulations, item 12 shall be substituted as follows:

“12. the information published by the European Commission or by international organisations.”