



Notification Number: 2009/526/F

## **Draft order concerning the height of chimneys at crematoriums and the maximum quantities of pollutants contained in the waste gases emitted into the atmosphere and amending the order of 29 December 1994 currently in force (regulations).**

Date received : 29/09/2009

End of Standstill : 31/12/2009

### Message

Message 002

Communication from the Commission - SG(2009) D/52268

Directive 98/34/EC

Translation of the message 001

Notification: 2009/0526/F

No abre el plazo - Nezhajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200902268.EN)

#### **1. Structured Information Line**

MSG 002 IND 2009 0526 F EN 31-12-2009 29-09-2009 F NOTIF 31-12-2009

#### **2. Member State**

F

#### **3. Department Responsible**

Délégué interministériel aux normes – SQUALPI – Bâtiment Le Bervil - 12, rue Villiot – 75572 PARIS Cedex 12  
d9834.france@finances.gouv.fr  
tél : 01 53 44 98 24 – fax : 01 53 44 98 88

#### **3. Originating Department**



Ministère de la Santé et des Sports  
Direction Générale de la Santé  
Sous-direction de la prévention des risques liés à l'environnement et à l'alimentation  
Bureau environnement extérieur et produits chimiques  
14, avenue Duquesne  
75350 Paris 07 SP

#### **4. Notification Number**

2009/0526/F - S50E

#### **5. Title**

Draft order concerning the height of chimneys at crematoriums and the maximum quantities of pollutants contained in the waste gases emitted into the atmosphere and amending the order of 29 December 1994 currently in force (regulations).

#### **6. Products Concerned**

This draft order relates to waste gases and in particular gases emitted into the atmosphere by crematoriums during their operation.

#### **7. Notification Under Another Act**

-

#### **8. Main Content**

Compared to the order currently in force (order of 29 December 1994), the draft order provides for the reduction in the current emission limit values (ELV) in the atmosphere for several pollutants (carbon monoxide, hydrochloric acid, sulphur dioxide, nitrogen oxide and dust) and the introduction of ELVs in the atmosphere for mercury and dioxins-furans.

#### **9. Brief Statement of Grounds**

This draft order is based on the sharp rise in cremations in France and the rise in the number of crematoriums. Compared to existing regulations in other European countries, the French regulations currently in force offer less protection for the health of the local population and the environment. Furthermore, France is committed under several international agreements (Recommendation 2003/4 of the OSPAR Agreement, Aarhus Protocol 1998, Stockholm Convention 2001, etc.) to implement the best possible methods in order to reduce emissions of mercury and dioxins-furans.

#### **10. Reference Documents - Basic Texts**

a) The General Code for Local Governments and in particular its articles L2223-40, D2223-99 and D. D2223-105

#### **11. Invocation of the Emergency Procedure**

NO



**12. Grounds for the Emergency**

-

**13. Confidentiality**

a) NO

**14. Fiscal measures**

b) NO

**15. Impact assessment**

-

**16. TBT and SPS aspects**

TBT relevance

a) NO

b) The project has no significant impact on international trade.

SPS relevance

a) NO

b) The draft is not a sanitary or phytosanitary measure within the meaning of Annex A to the SPS Agreement.

Catherine Day  
Secrétaire général  
Commission européenne

Point de contact Directive 98/34  
Fax: (32-2) 296 76 60  
email: [dir83-189-central@ec.europa.eu](mailto:dir83-189-central@ec.europa.eu)

-----  
sent to :

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1  
Frau MARKL Iris

European Free Trade Association

.

Työ- ja elinkeinoministeriö  
Ms. Leila Vilhunen



Malta standards Authority  
Sarah Jane Meli

Kommerskollegium  
Ms Gunnel Fälth

Slovenian Institute for Standardization SIST  
Mrs Vesna Stazisar

Office of standards, metrology & Testing Kralikova Dana  
.

Bundesministerium für Wirtschaft und Technologie (Referat EB2)  
Frau Kathrin Lettgen

Représentation Permanente de la France  
.

Ministerio dell'industria  
Sr. CASTIGLIONI Enrico

Ministry of Economy Dept for Economic Regulations  
Mrs Barbara H. Kozłowska

Ministry of Economy and Commerce Division for Internal Market  
Catalina Groza

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1  
Frau Brigitte WIKGOLM

Représentation Permanente de la Belgique auprès de l'Union européenne  
.

Ministerio de Asuntos Exteriores y Coop. DG de Coordinación del Mercado Interior  
Juan Carlos Calvo Huerta

Min. of Economic Affairs & Communication  
Mr. Karl Stern

Délégation Interministérielle aux Normes  
Mme PORTOU-DUPIN

Min. of Industry, Energy & Technology  
Mr K. Polychronidis

CU N Lovseth Hanne Leen  
.

Ministerie van Financiën Belastingdienst - Douane Noord / CDIU  
De Heer IJ.G. van der Heide



Instituto Português da Qualidade  
Sra Eng<sup>a</sup>. Anete Freitas

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1  
Franz BORTH

Institut Belge de Normalisation  
Mme F. Hombert

EU internal market coordination (Ministry of Economics)  
Mr. Dainis Matulis

BELNotif (Qualité et Sécurité) SPF Economie, PME, Classes moyennes, Energ  
M. Paul Caruso

Cyprus org. for the promotion of quality Ministry of Commerce, Industry & Tourism  
M. Antonis Ioannou

ELOT  
Mrs. Tzolou Afroditi

NSAI  
Mr Tony Losty

Lithuanian Standards Board  
Daiva Lesickiene

Undersecretariat of Foreign Trade General Directorate of Standardisation  
Mr Mehmet COMERT

Czech Office for Standards, Metrology and testing  
Mrs Lucie Ruzickova

Erhvervs- og Byggestyrelsen/Danish Enterprise & Construction Authority  
Bjarne Bang Christensen

EFTA Surveillance Authority  
Mr. Gunnar Thor PETURSSON

Ministero dello sviluppo economico Dip.to Impresa e Internazionalizzazione  
Sr. CASTIGLIONI Enrico

Department for Business, Innov. & Skills  
Mr Philip Plumb

Bundesministerium für Wirtschaft und Arbeit - Abteilung C2/1  
Ida CSISZAR

State Agency for Metrological and Technical Surveillance  
Violetta Veleva



SL

.

CU FL-Amt für Handel und Transport (TPMN)  
Dipl. Ing. FH Thomas Näf

Hungarian Notification Centre Ministry of National Development and Eco  
Mr Zsolt Fazekas

Institut luxembourgeois de la normalisat (ILNAS)  
Mr Manuel Turmes

Service de l' Energie de l' Etat  
M. Miguel Borges

Représentation Permanente du Luxembourg

.

Office of standards, metrology & Testing Director of the department of European I  
Mrs Kvetoslava STEINLOVA

-----  
sent to :

European Free Trade Association

.

Työ- ja elinkeinoministeriö  
Ms. Leila Vilhunen

Malta standards Authority  
Sarah Jane Meli

Ministry of Economy and Commerce Division for Internal Market  
Catalina Groza

CU N Lovseth Hanne Leen

.

NSAI  
Mr Tony Losty

Undersecretariat of Foreign Trade General Directorate of Standardisation  
Mr Mehmet COMERT

EFTA Surveillance Authority  
Mr. Gunnar Thor PETURSSON

Représentation Permanente du Royaume-Uni



.

Department for Business, Innov. & Skills  
Mr Philip Plumb

State Agency for Metrological and Technical Surveillance  
Violetta Veleva

SL

.

Hungarian Notification Centre Ministry of National Development and Eco  
Mr Zsolt Fazekas

Représentation Permanente de l'Irlande  
Denis Colfer