



Notification Number: 2008/324/UK

The quality protocol for the production of processed cullet from waste flat glass

Date received : 24/07/2008

End of Standstill : 27/10/2008

Message

Message 001

Communication from the Commission - SG(2008) D/51443

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan - Нотификация : 2008/0324/UK - Notificare.

No abre el plazo - Nezahtuje 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 - Не се предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 200801443.EN)

1. Structured Information Line

MSG 001 IND 2008 0324 UK EN 27-10-2008 24-07-2008 UK NOTIF 27-10-2008

2. Member State

UK

3. Department Responsible

Department for Innovation, Universities and Skills
Kingsgate House, 66-74 Victoria Street, London, SW1E 6SW.
Tel: +44 (0)20 3300 8633. Email: 9834@dius.gsi.gov.uk.

3. Originating Department

Department for Environment, Food and Rural Affairs

4. Notification Number

2008/0324/UK – S20E



5. Title

The quality protocol for the production of processed cullet from waste flat glass

6. Products Concerned

Processed cullet

7. Notification Under Another Act

Not applicable

8. Main Content

The flat glass quality protocol has three main purposes: – (1) to provide greater certainty of the point at which processed cullet has undergone a complete recovery operation, has been fully recovered and has ceased to be waste within the meaning of Article 1(1)(a) of the Waste Framework Directive (2006/12/EC); (2) to provide users with confidence that the processed cullet they purchase conforms with an approved standard; and (3) to protect human health and the environment by setting standards for the production and use of processed cullet in specified end uses and describing acceptable good practice for its use. Processed cullet will be regarded as having been fully recovered and ceased to be waste, and therefore no longer subject to waste management controls, only when a) it is produced using those input materials specified in Section 2.2.3 of the protocol, b) it meets the requirements of an approved standard specified in Section 2.2.4 of the protocol, and c) it is destined for appropriate use in one of the designated market sectors listed in Appendix B of the protocol. Producers must demonstrate that these criteria have been met by producing and keeping copies of the customer supply documentation which includes a declaration of conformance with the protocol. Where these conditions are met, the processed cullet will be regarded as having ceased to be waste when despatched to the customer.

9. Brief Statement of Grounds

The Waste Framework Directive requires Member States to encourage the use of waste as a resource and the Landfill Directive (Directive 1999/31/EC) sets stringent targets to reduce the amount of municipal waste that is disposed of by landfilling. The interpretation of EU legislation is ultimately a matter for the European Court of Justice (ECJ) and there is now a substantial body of case law on the interpretation of the definition of waste in Article 1(1)(a) of the Waste Framework Directive. Subject to ECJ case law, it rests with Member States' competent authorities to determine on a case-by-case basis when substances or objects are discarded and become waste, and when waste has been fully recovered and ceases to be waste. Based on the principles set by the ECJ in case law, the flat glass Quality Protocol seeks to identify with greater certainty the point at which processed cullet has been fully recovered and ceases to be waste. In so doing, the flat glass Quality Protocol's objective is to provide greater certainty for both establishments or undertakings producing processed cullet under the terms of a permit issued by the competent authority under Article 10 of the Waste Framework Directive, or a permit exemption registered under Article 11 of the Directive, and to users of processed cullet produced by such waste recovery operations. The greater certainty provided by the flat glass Quality Protocol will fulfil not only the objectives of the Waste Framework Directive by making more effective use of waste as a resource, but also those of the Landfill Directive by reducing the amount of waste disposed of by landfilling.

10. Reference Documents - Basic Texts

- a) Specification for flat glass cullet waste used in flat glass manufacture
- Collection of flat glass for use in flat glass manufacture



11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

-

13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

The impact assessment is attached.

16. TBT and SPS aspects

TBT Aspect

No

The draft does not have a significant effect on international trade.

SPS Aspect

No

The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

Catherine Day
General Secretary
European Commission

Contact point Directive 98/34
Fax: (32-2) 296 76 60
email: dir83-189-central@ec.europa.eu

sent to :

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

European Free Trade Association



Slovenian Institute for Standardization SIST
Mrs Vesna Stazisar

Service de l' Energie de l' Etat
M.Romain Nies

Ministerio de Asuntos Exteriores DG de Coordinación del Mercado Interior
Sra. De Lezcano-Mújica Núñez, Margarita

Ministerio dell'industria
Sr. CASTIGLIONI Enrico

Malta standards Authority
Dr Stephanie A Fenech

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

Erhvervs- og Byggestyrelsen/ National Agency for Enterpr.& Construct.
Bjarne Bang Christensen

Min. of Economic Affairs & Communication
Mr. Karl Stern

ELOT
M.Mourtzanos K

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^a. Anete Freitas

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

Institut Belge de Normalisation



Mme F. Hombert

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

Dept for Innovation Univ & Skills Innovation Unit
Mr Philip Plumb

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

Délégation Interministérielle aux Normes
Mme Piau

NSAI
Mr Tony Losty

Service de l'Energie de l'Etat (ILNAS)
Mr Richard Berg

Lithuanian Standards Board
Daiva Lesickiene

Kommerskollegium
Ms Kerstin Carlsson

Undersecretariat of Foreign Trade General Directorate of Standardisation
Mr Mehmet COMERT

Czech Office for Standards, Metrology and testing
Mrs Lucie Ruzickova

EFTA Surveillance Authority
Mr. Gunnar Thor PETURSSON

Työ- ja elinkeinoministeriö
Ms. Leila Orava

Hungarian Notification Centre Ministry of economy & transport
Mr Zsolt Fazekas

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

State Agency for Metrological and Technical Surveillance
Violetta Veleva

BundesMinisterium für Wirtschaft und Technologie (Referat EA3)
Frau Christina Jäckel



EUROPEAN COMMISSION
GROWTH DIRECTORATE-GENERAL

Single Market for goods
Prevention of Technical Barriers

Ministero dello sviluppo economico Dipartimento per regolazione del mercato
Mr. Vincenzo Correggia

Représentation Permanente du Luxembourg
.

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