



Notification Number: 2002/285/E

## **Draft Decree regulating the recovery and subsequent use of clinker from the manufacture of steel in electric arc furnaces, in the Autonomous Community of the Basque Country.**

Date received : 18/07/2002  
End of Standstill : 21/10/2002 ( 20/01/2003)  
Issue of comments by : Commission, Germany  
Issue of detailed opinion by : Commission

### Message

Message 002

Communication from the Commission - SG(2002) D/51446  
Directive 98/34/EC  
Translation of the message 001  
Notification: 2002/285/E

(MSG: 200201446.EN)

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

MSG 002 IND 2002 0285 E EN 21-10-2002 18-07-2002 E NOTIF 21-10-2002

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

Spain

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

SUBDIRECCIÓN GENERAL DE ASUNTOS INDUSTRIALES, ENERGÉTICOS, DE TRANSPORTES, COMUNICACIONES Y MEDIO AMBIENTE.  
DIRECCIÓN GENERAL DE COORDINACIÓN DEL MERCADO INTERIOR Y OTRAS POLÍTICAS COMUNITARIAS.  
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#### **3. Originating Department**

COMUNIDAD AUTÓNOMA DEL PAÍS VASCO



DEPARTAMENTO DE ORDENACIÓN DEL TERRITORIO Y MEDIO AMBIENTE  
VICECONSEJERÍA DE MEDIO AMBIENTE  
DIRECCIÓN DE CALIDAD AMBIENTAL  
C/DONOSTIA-SAN SEBASTIAN  
01010-VITORIA-GASTEIZ

**4. Notification Number**

2002/285/E - SOOE

**5. Title**

Draft Decree regulating the recovery and subsequent use of clinker from the manufacture of steel in electric arc furnaces, in the Autonomous Community of the Basque Country.

**6. Products Concerned**

Clinker from the manufacture of steel in electric arc furnaces.

**7. Notification Under Another Act**

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**8. Main Content**

8.1 Content: The draft Decree lays down the legal system applicable to the recovery and subsequent use of clinker from electric arc furnaces, specifically laying down, the operations that constitute this recovery, which may be carried out both by the producer of clinker in installations used for steel production or by a third party, the latter having to obtain the relevant authorisation as recoverer which shall be granted by the environmental body. Similarly, the draft Decree determines specific uses for recovered clinker once it has lost its residue status, laying down a series of restrictions aimed at preventing, to the greatest extent possible, environmental problems and also regulating a control and monitoring system for the transportation of clinker. The entry into force of this Decree shall take place six months after its publication in the Official Gazette of the Basque Country.

Key words: Recovery of clinker, electric arc furnace.

8.2 No mutual recognition clause is included:

**9. Brief Statement of Grounds**

The draft Decree aims to apply principles which inspire the policy of the Autonomous Community of the Basque Country on residues, which consist of the promotion of reuse, recycling and any other form of recovery and cycle closure.

**10. Reference Documents - Basic Texts**

10A. Initial transposal of the basic text.

- General Law No 3 of 27 February 1998, on protection of the environment in the Basque country.
- Official Gazette of the Basque Country No 59 of 27 March 1998 P.5321 - 5379
- [HTTP://WWW.EUSKADI.NET/BOPV2/DATOS/1998/03/9801344A.PDF](http://WWW.EUSKADI.NET/BOPV2/DATOS/1998/03/9801344A.PDF)



- Law No 10 of 21 April 1998, on residues.
- Spanish Official Gazette No 96 of 22 April 1998 P. 13372-13384.
- <http://www.boe.es/boe/dias/1998-04-22/seccion1.htm00000>

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

The urgency procedure is not invoked.

#### **12. Grounds for the Emergency**

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#### **13. Confidentiality**

Confidentiality is not requested.

#### **14. Fiscal measures**

No

David O'Sullivan  
Secretary-General  
European Commission

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sent to :

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