

**From:** [REDACTED] (CAB-TIMMERMANS)  
**Sent:** Wednesday 19 May 2021 08:43  
**To:** CAB TIMMERMANS ARCHIVES  
**Subject:** FW: CEMBUREAU, European Cement Association / Legal opinion on CBAM and meeting request on "Fit for 55%" package  
**Attachments:** 2021\_05\_11\_Baetens\_CBAM\_final4.pdf; Invitation to speak at CEMBUREAU's event "Cementing Europe's Future: Action Through Policy" / 12 October 2021

For registration, please + link it to [Ares\(2021\)2131152](#)  
CF= Antoine

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**From:** [REDACTED] [@cembureau.eu](mailto:[REDACTED]@cembureau.eu)>  
**Sent:** Wednesday, May 19, 2021 8:25 AM  
**To:** SAMSOM Diederik (CAB-TIMMERMANS) [REDACTED] [@ec.europa.eu](mailto:[REDACTED]@ec.europa.eu)>; COLOMBANI Antoine (CAB-TIMMERMANS) [REDACTED] [@ec.europa.eu](mailto:[REDACTED]@ec.europa.eu)>  
**Cc:** [REDACTED] [@cembureau.eu](mailto:[REDACTED]@cembureau.eu)>; [REDACTED] (CAB-TIMMERMANS) [@ec.europa.eu](mailto:[REDACTED]@ec.europa.eu)>; [REDACTED] (CAB-TIMMERMANS) [@ec.europa.eu](mailto:[REDACTED]@ec.europa.eu)>  
**Subject:** CEMBUREAU, European Cement Association / Legal opinion on CBAM and meeting request on "Fit for 55%" package

Dear Mr Samsom,  
Dear Mr. Colombani, Dear Antoine,

I hope all is well. I am writing to follow-up from our previous exchanges on Carbon Border Adjustment Mechanisms (CBAM) and send you a legal opinion which we have recently commissioned on the topic. I also wanted to ask whether you would be available for a brief virtual meeting in the coming weeks.

Firstly, I am pleased to send you the attached legal opinion, which looks at the WTO compatibility of a CBAM in combination of with free allowances under the EU Emission Trading Scheme (ETS) and export rebates. The opinion has been developed by [REDACTED] at the request from CEMBUREAU and other associations. A key conclusion from the opinion is that WTO law does not *per se* prohibit such co-existence of measures, provided that an appropriate methodology is used to calculate the exact scope of CBAM measures so as not to overlap with the coverage of ETS allowances. We hope this legal opinion will be helpful and we would of course be pleased to discuss it.

In addition, I wanted to ask whether you would be available for a brief virtual meeting in the coming weeks, which would be the occasion to update you on our sector's decarbonisation efforts and discuss the upcoming "Fit for 55%" package and CBAM specifically.

As things stand, we would be available on the following dates:

- 31<sup>st</sup> May anytime
- 1<sup>st</sup> June afternoon

- 2<sup>nd</sup> June afternoon
- 3<sup>rd</sup> June anytime
- 4<sup>th</sup> June anytime
- 7<sup>th</sup> June afternoon
- 8<sup>th</sup> June morning
- 9<sup>th</sup> June afternoon
- 10<sup>th</sup> June morning
- 14<sup>th</sup> June afternoon
- 15<sup>th</sup> June morning
- 16<sup>th</sup> June anytime
- 18<sup>th</sup> June anytime

Would any of these dates be convenient from your perspective?

Finally, I wanted to remind you about the attached invitation that we sent to the Executive Vice-President in view of our large-scale event on 12<sup>th</sup> October. We would be honoured if the Executive Vice-President could make himself available to open the sessions with an introductory speech.

I thank you for your consideration and I look forward to hearing from you.

Best Regards,



**CEMBUREAU – The European Cement Association**

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EU Transparency Register No: 93987316076-63