

From: BERMIG Carsten (CAB-BIENKOWSKA)
Sent: lundi 28 janvier 2019 21:27
To: CAB BIENKOWSKA ARCHIVES; [REDACTED] (CAB-BIENKOWSKA)
Subject: Fwd: Request for a meeting_EuRIC_Circular Economy_Interface between waste, products and chemicals legislation / Follow-up to the non-selection of EuRIC in the Circular Plastics Alliance
Attachments: Position_Interface_CPW_EuRIC__October_2018.pdf; EuRIC_POP Reg.Recast_PlasticsRecyclingFromWEEEELVs_Dec.2018_Fin.pdf; EuRIC Position_ECHA Database_18.09.2018.pdf

Von: [REDACTED] <[\[REDACTED\]@euric-aisbl.eu](mailto:[REDACTED]@euric-aisbl.eu)>

Datum: 28. Januar 2019 um 19:48:31 MEZ

An: "helena.braun@ec.europa.eu" <helena.braun@ec.europa.eu>, "grzegorz.radziejewski@ec.europa.eu" <grzegorz.radziejewski@ec.europa.eu>, "Carsten.Bermig@ec.europa.eu" <Carsten.Bermig@ec.europa.eu>

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Betreff: Request for a meeting_EuRIC_Circular Economy_Interface between waste, products and chemicals legislation / Follow-up to the non-selection of EuRIC in the Circular Plastics Alliance

To the kind attention of : *Ms Helena BRAUN, Member of the Cabinet of First Vice-President Frans TIMMERMANS in charge of Better Regulation, Interinstitutional Relations, Rule of Law and the Charter of Fundamental Rights, European Commission the*

*Mr Grzegorz RADZIEJEWSKI, Member of the Cabinet of Vice-President Jyrki KATAINEN in charge of Jobs, Growth, Investment and Competitiveness, European Commission.
 Mr Casten BEMIG, Expert, Cabinet of Ms Elżbieta BIEŃKOWSKA, Commissioner for Internal Market, Industry, Entrepreneurship and SMEs*

Dear Ms Braun, dear Mr RADZIEJEWSKI, dear Mr BEMIG,

First of all, [REDACTED] and I, would like to thank you very much for the opportunity to meet precisely a week ago on the issues stemming from the lack of proper interface between the waste, chemical and product legislation.

As outlined, EuRIC strongly welcomes the ongoing work of the European Commission to streamline the interface between the different pieces of legislation. It is instrumental for the recycling industry which sits at the cross-road between waste and product legislation since recyclers' input is a waste and their output is often a product. In line with the executive summary of EuRIC position (attached), EuRIC calls in particular for:

- **Consistency:** the alignment between rules applicable to waste and rules applicable to chemicals should contribute to reduce and ultimately annul the different interpretations of waste classification rules throughout the EU, leading to different classifications of the same waste stream between Member States (MS), and sometimes within a MS. Different waste classification

have far-reaching impacts including for example on applicable waste shipment procedures and exemplifies the lack of internal market for waste management and recycling.

- **Certainty/predictability when restricting the use of a substance based on the systematic introduction of a phase-out strategy** taking into account, inter alia take into, the phase-out period (depending on the lifespan of the product in each it is embodied) and the technical abilities to separate it in an economically sound manner at end-of-life stage. Recent examples linked for example to the recast of the POP regulation illustrate the urgent need to implement a predictable process offering the necessary legal predictability to European recyclers to invest in the recycling of complex waste materials, such as plastics from WEEE or ELVs.
- **Risk-based approach taking into consideration the specificities of waste and secondary raw materials:** Bioavailability and bio-accessibility need to be taken into account when classifying waste. Waste is usually a complex blend, and chemical analysis is not suited to fully characterize its properties.
- **Improving the harmonization of end-of-waste provisions is needed at EU level and as a fall-back option decided by the operators on the basis of clear criteria and recognized by competent authorities throughout the EU and clearly acknowledged by competent authorities at national and European levels.**

With respect to the non-selection of EuRIC for the kick-off meeting of the Circular Plastics Alliance on 5 February 2019 and based on the latest information brought to our attention in the meantime regarding the stakeholders invited and topics to be discussed, a separate letter will shortly be sent to Vice-President Jyrki KATAINEN and Commissioner Elżbieta BIEŃKOWSKA to share our deepest concern and firmly renew EuRIC's interest in formally becoming a Member of the Circular Plastics Alliance as we are convinced that the adequate representation of the recycling industry is instrumental to achieve its objectives.

We stand ready to provide any further information on the above-mentioned topics and documents attached

With best regards,