

1998 POP Protocol

I. Proposal WGSR43: Annex V holds the BAT definition and the former annex VIII with the major source categories. The BAT descriptions go to a guidance document.

article 3 Basic obligations

5. Each Party shall

- (a) (unchanged)
- (b) No later than the timescales specified in annex VI, apply:
 - (i) The best available techniques to each new stationary source within a major stationary source category in annex V, taking into account guidance document I, which identifies best available techniques, adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto;
 - (ii) Limit values at least as stringent as those specified in annex IV to each new stationary source within a category mentioned in that annex, taking into account guidance document I adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
 - (iii) The best available techniques, insofar as this is technically and economically feasible, to each existing stationary source within a major stationary source category in annex V, taking into account guidance document I, which identifies best available techniques, adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
 - (iv) Limit values at least as stringent as those specified in annex IV to each existing stationary source within a category mentioned in that annex, insofar as this is technically and economically feasible, taking into account guidance document I adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
 - (v) (delete)

In this proposal annex VIII is taken up in annex V. This has the following consequences:

- article 1, para 11 could be deleted or replace "VIII" by "V"
- article 13, delete last sentence
- ~~article 14, delete annex VIII in the complete article~~

Note: annex V (BAT definition and major stationary sources) becomes mandatory.

II. Proposal: annex V becomes a guidance doc

article 3 Basic obligations

5. Each Party shall

- (a) (unchanged)
- (b) No later than the timescales specified in annex VI, apply:

- (i) The best available techniques to each new stationary source within a major stationary source category in annex VIII, taking into account guidance document I, which identifies best available techniques, adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto;
- (ii) Limit values at least as stringent as those specified in annex IV to each new stationary source within a category mentioned in that annex, taking into account guidance document I adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
- (iii) The best available techniques, insofar as this is technically and economically feasible, to each existing stationary source within a major stationary source category in annex VIII, taking into account guidance document I, which identifies best available techniques, adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
- (iv) Limit values at least as stringent as those specified in annex IV to each existing stationary source within a category mentioned in that annex, insofar as this is technically and economically feasible, taking into account guidance document I adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
- (v) (delete)

In this proposal annex V becomes a guidance document. This has the following consequences:

- article 13, delete last sentence
- ~~article 14, delete annex V throughout the article.~~

III. Proposal: annex V and VIII are merged into a guidance doc

article 3 Basic obligations

5. Each Party shall

- (a) (unchanged)
- (b) No later than the timescales specified in annex VI, apply:
 - (i) The best available techniques to each new stationary source within a major stationary source category, taking into account guidance document I, which identifies best available techniques, adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto;
 - (ii) Limit values at least as stringent as those specified in annex IV to each new stationary source within a category mentioned in that annex, taking into account guidance document I adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
 - (iii) The best available techniques, insofar as this is technically and economically feasible, to each existing stationary source within a major stationary source category, taking into account guidance document I, which identifies best available techniques, adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;

- (iv) Limit values at least as stringent as those specified in annex IV to each existing stationary source within a category mentioned in that annex, insofar as this is technically and economically feasible, taking into account guidance document I adopted by the Executive Body at its 27th session (decision 2009/1) and any amendments thereto. A Party may, as an alternative, apply different emission reduction strategies that achieve equivalent overall emission levels;
- (v) (delete)

In this proposal annex V and VIII are deleted and replaced by a guidance document. This has the following consequences:

- article 1, para 11 could be deleted.
- article 1, para 12 replace "annex III or VIII" by "annex IV"
- article 13, delete last sentence
- ~~- article 14, delete annex V and VIII throughout the article~~

Note: the names of the major stationary sources are not mandatory anymore.

