



Implementation of the Sulphur Directive

**ESSF plenary meeting Sulphur
Lisbon – 27 November 2013**

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European Commission
DG Environment
Industrial Emissions and Air Quality

Sulphur Content of Marine Fuels

Implementation of the S Directive

□ **Aim**

A cost efficient and coherent implementation of S Directive is of high priority to ensure the expected health and environmental benefits while ensuring the level playing field in the shipping market

□ **Status on Reporting in Directive 1999/32/EC**

Reporting by Member States under Directive 1999/32/EC has proved insufficient for the purpose of verification of compliance with that Directive due to the lack of harmonized and sufficiently precise provisions on the content and the format of the Member States' reports (recital 18)

Sulphur Content of Marine Fuels

EU Policy Framework

❑ **Latest Directive 2012/33/EC –Implementation**

- ❑ Stronger monitoring, effective inspection and enforcement regime to ensure proper implementation
- ❑ The S Directive empowers the Commission to adopt implementing acts concerning:
 - ❑ **Sampling** and **Analysis** strategies (frequency, methods, representative sample definition)
 - ❑ **Reporting** (content and format of the annual MS report to the Commission on fuel quality)
- ❑ Enforcement (effective, proportionate and dissuasive fines should at least deprive those responsible of the economic benefits derived from their infringement)

EU actions on implementation

(DG ENV with the support of EMSA)

□ **Active dialogue with the EU industry and MS**

- **Technical workshops** (alternative compliance methods – scrubber systems, LNG; enforcement and implementation aspects-Recent MS Questionnaires on implementation and enforcement)
- **Subgroup on Implementation** of the S Directive (MS, industry and experts) to tackle overall implementation issues **under ESSF** and in close cooperation with other subgroups (clarification and guidance on fuel-specific inspection provisions, support to MS transposition, fuel unavailability, scrubbers approvals, reporting practices, penalties, ...)

□ **Participation and follow-up of international developments (IMO, Helcom)**

□ **DG ENV Study in support of Commission future work on Impl. Acts.**

- Possible development of guidelines and standards on sampling analysis and reporting

FUTURE - Committee on Implementation (MSs): to formally endorse concrete proposals on cost-effective implementation and introduce them in existing legislation

EU actions on implementation

(DG ENV with the support of EMSA)

- Ad hoc study launched by DG ENV last summer in support of Commission work on Implementing Acts (duration 18 months, budget 100 €k, start date: 5 November 2013)**
- Contractors:**
 - AMEC international
 - LR-FOBAS
 - KJA-Soft
- Participation in the Subgroup on Implementation**

EU actions on implementation

(DG ENV with the support of EMSA)

Task 1: Development of guidelines for the sampling of fuels and of the possible approaches to efficient and effective monitoring and verification of compliance of the Directive

Task 2: Development of guidelines for the analysis of the fuel samples

Task 3: Development of guidelines to meet the reporting obligations of the Directive (Electronic Reporting Tool under the EEA ReportNet platform.
(<http://www.eionet.europa.eu/>)

Task 4: Coordination and Communication with Member States and stakeholders