OPINION

of the Committee on Industry, Research and Energy

for the Committee on the Environment, Public Health and Food Safety

on the proposal for a directive of the European Parliament and of the Council on the limitation of emissions of certain pollutants into the air from medium combustion plants

(COM(2013)0919 – C7-0003/2014 – 2013/0442(COD))

Rapporteur: Fredrick Federley
SHORT JUSTIFICATION

Background

Air pollution is a truly transboundary problem and many Member States import a significant part of their air pollution from neighbouring countries. Action at Union level is therefore necessary to establish a coherent and ambitious framework to tackle emissions.


However, there is currently no specific regulation at EU level of emissions of air pollutants from medium combustion plants (plants with a rated thermal input between 1 and 50 MW) (MCP) and the rapporteur welcomes the Commission proposal's aim of filling this gap so as to create a more coherent regulatory environment.

The proposal is important for several reasons. Firstly, according to the Commission impact assessment, air pollution is estimated to lead to more than 400,000 premature deaths per year and health costs of up to €940 billion. It also contributes to significant environmental degradation with 62% of the EU area exposed to eutrophication and economic damage such as €15 billion from lost workdays, €4bn healthcare costs, €3bn crop yield loss and €1bn damage to buildings. Secondly, reducing emissions from medium combustion plants can contribute to achieving the EU climate and energy targets, in reducing greenhouse gases, improving energy efficiency and promoting renewables. By acting now and filling the current regulatory gap, we can provide clear signals for investments and provide further incentives for research and innovation in breakthrough technologies. This will create conditions for European businesses to lead in green innovation, with enormous potential in export markets. For example, air pollution alone costs China 12-13% of GDP every year.

Clarifications and changes proposed by the rapporteur

However, there are a number of points that need to be clarified and improved in relation to the Commission proposal. The rapporteur has identified the following main points.

Relation to existing legislation

The regulatory framework needs to be coherent and risks of double regulation should be avoided. In particular, there is a need to clarify the relation between the current proposal and the Industrial Emissions Directive already in force.

SME-perspective
Given that about 75% of the MCPs are run by SMEs, special attention has to be given not to impose an excessive administrative burden. SMEs do not have the administrative capacity of larger companies and there are several parts of both the current proposal and the Council position where this perspective is lacking.

**Cost effectiveness**

There is a clear need to strike a proper balance between the costs for businesses and environmental and health gains. While it is clear that we need emission limit values, these need to be proportionate and work in practice. At the same time, the rapporteur believes that there is a strong case for an ambitious framework.

**Flexibility**

The Commission proposal already differentiates between new and existing plants. However, there is scope to improve the flexibility for the smallest existing plants up to 5 MW, for which the costs could be relatively high.

**AMENDMENTS**

The Committee on Industry, Research and Energy calls on the Committee on the Environment, Public Health and Food Safety, as the committee responsible, to take into account the following amendments:

**Amendment 1**

**Proposal for a directive**

**Recital 5**

*Text proposed by the Commission*


*Amendment*


Justification

The legislative gap between the ecodesign Directive and this directive should be addressed in the ecodesign Directive, as proposed in the Council position.

Amendment 2

Proposal for a directive

Recital 9

Text proposed by the Commission

(9) This Directive should not apply to energy related products covered by implementing measures adopted in accordance with Directive 2009/125/EC or by Chapter III or IV of Directive 2010/75/EU. Certain other combustion plants should also be exempted from the scope of this Directive, on the basis of their technical characteristics or their use in particular activities.

Amendment

(9) This Directive should not apply to combustion plants covered by implementing measures adopted in accordance with Directive 2009/125/EC or by Directive 2010/75/EU. Certain other combustion plants should also be exempted from the scope of this Directive, on the basis of their technical characteristics or their use in particular activities. No combustion plant should be subject to double regulation. If needed, the Commission should come forward with clarifying guidelines.
### Amendment 3

**Proposal for a directive**  
**Recital 9 a (new)**

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(9a) Given the location of the combustion plants concerned and the related technical and logistical matters, it is more appropriate for Spain, as regards the Canary Islands, France, as regards the French Overseas Departments, and Portugal, as regards Madeira and the Azores, to set out the emission limit values for medium combustion plants operating in those areas without making them subject to the Union-wide minimum requirements.</td>
<td></td>
</tr>
</tbody>
</table>

### Amendment 4

**Proposal for a directive**  
**Recital 10**

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(10) In order to ensure the control of emissions of sulphur dioxide, nitrogen oxides and particulate matter into the air, each medium combustion plant should operate only if it is at least registered by the competent authority, based on notification by the operator.</td>
<td></td>
</tr>
<tr>
<td>(10) In order to ensure the control of emissions of sulphur dioxide, nitrogen oxides and particulate matter into the air, each medium combustion plant should operate only if it is at least registered by the competent authority or if it has been granted a permit by that authority, based on notification by the operator.</td>
<td></td>
</tr>
</tbody>
</table>

### Amendment 5

**Proposal for a directive**  
**Article 2 – paragraph 2 – point a**

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>(a) combustion plants which are covered by Chapter III or Chapter IV of Directive 2010/75/EU;</td>
<td></td>
</tr>
<tr>
<td>(a) combustion plants which are covered by Directive 2010/75/EU;</td>
<td></td>
</tr>
</tbody>
</table>
Justification

To prevent double regulation, plants covered under Directive 2010/75/EU should not be covered by this directive.

Amendment 6

Proposal for a directive
Article 2 – paragraph 2 – point b

Text proposed by the Commission
(b) energy related products which are covered by implementing measures adopted in accordance with Directive 2009/125/EC where those implementing acts are setting emission limit values for the pollutants listed in Annex II of this Directive;

Amendment
(b) combustion plants which are covered by implementing measures adopted in accordance with Directive 2009/125/EC where those implementing acts are setting emission limit values for the pollutants listed in Annex II of this Directive;

Amendment 7

Proposal for a directive
Article 2 – paragraph 2 – point c

Text proposed by the Commission
(c) combustion plants in which the gaseous products of combustion are used for the direct heating, drying or any other treatment of objects or materials;

Amendment
(c) combustion plants in which the products of combustion are used for the direct heating, drying or any other treatment of objects or materials, such as melting furnaces, reheating furnaces, furnaces for heat treatment;

Justification

For legal certainty, the same formulation as in Art. 28 a) of Directive 2010/75/EU on industrial emissions should be used.

Amendment 8

Proposal for a directive
Article 2 – paragraph 2 – point f a (new)
Amendment 9

Proposal for a directive
Article 2 – paragraph 2 – point f b (new)

Text proposed by the Commission

(6a) recovery boilers in installation for the production of pulp

Amendment

(fa) combustion plants firing refinery fuels alone or with other fuels for the production of energy within mineral oil and gas refineries;

Amendment 10

Proposal for a directive
Article 2 – paragraph 2 a (new)

Text proposed by the Commission

(7b) This directive shall not apply to research activities, development activities or the testing activities relating to medium combustion plants. Member States may establish specific conditions for the application of this paragraph.

Amendment 11

Proposal for a directive
Article 3 – point 4

Text proposed by the Commission

(4) 'particulate matter' means particles, of any shape, structure or density, dispersed in the gas phase at the sampling point conditions which may be collected by filtration under specified conditions after representative
representative sampling of the gas to be analysed, and which remain upstream of the filter and on the filter after drying under specified conditions;

sampling of the gas to be analysed, and which remain upstream of the filter and on the filter after drying under specified conditions

(This amendment applies throughout the text. Adopting it will necessitate corresponding changes throughout.)

Amendment 12
Proposal for a directive
Article 3 – point 6

Text proposed by the Commission

(6) ‘existing combustion plant’ means a combustion plant put into operation before [1 year after the date of transposition];

Amendment

(6) ‘existing combustion plant’ means a combustion plant put into operation before [1 year after the date of transposition] or for which a permit was granted before [date of transposition] pursuant to national legislation provided that the plant is put into operation no later than [1 year after date of transposition];

Amendment 13
Proposal for a directive
Article 3 – point 16

Text proposed by the Commission

(16) ‘operating hours’ means the time, expressed in hours, during which a combustion plant is discharging emissions into the air;

Amendment

(16) ‘operating hours’ means the time, expressed in hours, during which a combustion plant is operating and discharging emissions into the air, excluding start-up and shut-down periods;

Amendment 14
Proposal for a directive
Article 3 a (new)

Text proposed by the Commission

Article 3a
Aggregation rules
Member States may consider the combination formed by two or more new medium combustion plants as a single medium combustion plant for the purpose of this Directive and add their rated thermal input for the purpose of calculating the total rated thermal input of the plant, where:

- the waste gases of such medium combustion plants are discharged through a common stack; or

- taking into account technical and economic factors, the waste gases of such medium combustion plants could be discharged through a common stack.

**Justification**

In the Council position, mandatory aggregation rules are proposed. The reasoning behind the Commission refraining from proposing aggregation rules is the heavy administrative burden this might imply. However, several Member States already have aggregation rules in place. This amendment makes aggregation rules voluntary, thus making it possible for Member States to continue with aggregation rules, but at the same time does not force any Member State to introduce it.

**Amendment 15**

Proposal for a directive

**Article 4**

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Member States shall take the necessary measures to ensure that medium combustion plants are operated <strong>only if they are registered by the competent authority.</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Member States shall take the necessary measures to ensure that <strong>no new</strong> medium combustion plants are operated <strong>without a permit or registration.</strong></td>
</tr>
</tbody>
</table>

1a. Member States shall take the necessary measures to ensure that as of 1 January 2025 no existing medium combustion plant with a rated thermal input above 5 MW is operated without permit or registration.

Member States shall take the necessary measures to ensure that as of 1 January 2030 no existing medium combustion...
2. The **procedure** for registration shall include at least **a notification to** the competent authority by the operator of the operation or the intention to operate a medium combustion plant.

3. For each medium combustion plant, the notification by the operator shall contain at least the information listed in Annex I.

4. The competent authority shall register the medium combustion plant within one month following the notification by the operator and shall inform the operator thereof.

5. Existing medium combustion plants may be exempted from the notification obligation referred to in paragraph 2 provided that all information referred to in paragraph 3 has been made available to the competent authorities. Those combustion plants shall be registered by [thirteen months after the date of transposition].

6. For each medium combustion plant, the register held by the competent authorities shall at least include the information listed in Annex I, as well as any information obtained through the verification of monitoring results or other compliance checks referred to in Articles 7 and 8.

**Amendment 16**

**Proposal for a directive**

Article 5 – paragraph 1 a (new)

> Text proposed by the Commission

> **Amendment**

1a. Member States may exempt medium plant with a rated thermal input of 5 MW or less is operated without permit or registration.
combustion plants which are part of an installation covered by Chapter II of Directive 2010/75/EU from compliance with the emission limit values set out in Annex II, and the provisions of Article 6 of this Directive, for those pollutants for which emission limit values apply pursuant to Articles 13(5) and 15(3) of Directive 2010/75/EU for these plants.

Justification

As suggested by the Council, plants which are part of an installation covered by Directive 2010/75/EU may be exempted by the Member States.

Amendment 17

Proposal for a directive
Article 5 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

Ib. The emission limit values set out in Annex II shall not apply to medium combustion plants in the Canary Islands, French Overseas Departments, and Madeira and the Azores. Member States shall set out emission limit values for those combustion plants in order to reduce their air emissions and the potential risks to human health and the environment.

Amendment 18

Proposal for a directive
Article 5 – paragraph 2

Text proposed by the Commission

Amendment

2. From 1 January 2025 emissions into air of sulphur dioxide, nitrogen oxides and particulate matter from an existing medium combustion plant with a rated thermal input above 5 MW shall not exceed the emission limit values set out in Part 1 of
Annex II.

From 1 January 2030 emissions into air of sulphur dioxide, nitrogen oxides and particulate matter from an existing medium combustion plant with a rated thermal input of 5 MW or less shall not exceed the emission limit values set out in Part 1 of Annex II.

Member States may exempt existing medium combustion plants which do not operate more than 500 operating hours per year from compliance with the emission limit values set out in Part 1 of Annex II. In that case, for plants firing solid fuels, an emission limit value for particulate matter of 200 mg/Nm³ shall apply.

Member States may exempt existing medium combustion plants which do not operate more than 1000 operating hours per year as a rolling average over a period of five years from compliance with the emission limit values set out in Part 1 of Annex II. In that case, for plants firing solid fuels, an emission limit value for particulate matter of 200 mg/Nm³ shall apply.

By 1 January 2030, existing medium combustion plants with a rated thermal input above 5 MW may be exempted from compliance with the emission limit values referred to in this Article provided that at least 50 % of the useful heat production of the plant, as a rolling average over a period of 5 years, is delivered in the form of steam or hot water to a public network for district heating, or provided that a solid biomass is the main fuel.

Amendment 19

Proposal for a directive

Article 5 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Member States may exempt new medium combustion plants which do not operate more than 500 operating hours per year from compliance with the emission limit values set out in Part 2 of Annex II. In that case, for plants firing solid fuels, an emission limit value for particulate matter of 100 mg/Nm³ shall apply.

Amendment

Member States may exempt new medium combustion plants which do not operate more than 1000 operating hours per year as a rolling average over a period of five years from compliance with the emission limit values set out in Part 2 of Annex II. In that case, for plants firing solid fuels, an emission limit value for particulate matter of 100 mg/Nm³ shall apply.
Amendment 20

Proposal for a directive
Article 5 – paragraph 4

Text proposed by the Commission

4. In zones not complying with EU air quality limit values laid down in Directive 2008/50/EC, Member States shall apply, for individual medium combustion plants in those zones, emission limit values based on the benchmark values laid down in Annex III or on stricter values established by the Member States, unless it is demonstrated to the Commission that applying such emission limit values would entail disproportionate costs and that other measures ensuring compliance with the air quality limit values have been included in the air quality plans required under Article 23 of Directive 2008/50/EC.

Amendment

4. In zones not complying with Union air quality limit values laid down in Directive 2008/50/EC, Member States may apply, for individual medium combustion plants in those zones, emission limit values based on the benchmark values laid down in Annex III or on stricter values established by the Member States, unless applying such emission limit values would entail disproportionate costs and that other measures ensuring compliance with the air quality limit values have been included in the air quality plans required under Article 23 of Directive 2008/50/EC.

Amendment 21

Proposal for a directive
Article 5 a (new)

Text proposed by the Commission

1. Member States may exempt existing medium combustion plants from compliance with the emission limit values set out in Part IA, 1b and 1 c of Annex II and the monitoring requirements set out in Article 6 and Annex IV for five years from the applicable dates set out in Article 5(2) provided that the operator of the medium combustion plant undertakes, in a written declaration submitted to the competent authority, not to operate such combustion plant for more than 11,000

Amendment

1. Member States may exempt existing medium combustion plants from compliance with the emission limit values set out in Part IA, 1b and 1 c of Annex II and the monitoring requirements set out in Article 6 and Annex IV for five years from the applicable dates set out in Article 5(2) provided that the operator of the medium combustion plant undertakes, in a written declaration submitted to the competent authority, not to operate such combustion plant for more than 11,000
operating hours during that five year period and that operation of such combustion plant will end after that five year period.

- For medium combustion plants with a rated thermal input of 5 MW or less the written declaration shall be submitted to the competent authority by 1 January 2029, and operation of those combustion plants shall end no later than 31 December 2034.

- For medium combustion plants with a rated thermal input above 5MW the written declaration shall be submitted to the competent authority by 1 January 2024, and operation of those combustion plants shall end no later than 31 December 2029.

2. During the five year period referred to in paragraph 1, the operator is required to submit each year to the competent authority a record of the number of operating hours since the applicable dates set out in Article 5(2).

3. If the medium combustion plant is still in operation at the end of the five year period referred to in paragraph 1, it shall be considered as a new medium combustion plant.

Amendment 22

Proposal for a directive
Article 5 b (new)

Text proposed by the Commission

Amendment

Article 5 b

Energy Efficiency

1. Member States shall take measures to promote increased energy efficiency of medium combustion plants.

2. By 31 December 2016 the Commission shall assess the minimum energy
efficiency standards for medium combustion plants in line with best available techniques.

3. The Commission shall report the results of that assessment to the European Parliament and to the Council accompanied by a legislative proposal, where appropriate, setting efficiency performance levels for new medium combustion plants that will apply from 1 January 2020.

Amendment 23

Proposal for a directive
Article 6 – paragraph 4

Text proposed by the Commission

4. For medium combustion plants applying secondary abatement equipment in order to meet the emission limit values, the effective operation of that equipment shall be monitored continuously and the results thereof recorded.

Amendment

4. For medium combustion plants applying secondary abatement equipment in order to meet the emission limit values, the effective continuous operation of that equipment shall be demonstrated and recorded.

Amendment 24

Proposal for a directive
Article 8 – paragraph 4 a (new)

Text proposed by the Commission

4a. Data listed in paragraph 2 shall be made available to the local and regional authorities where the medium combustion plant is located.

Amendment

4a. Data listed in paragraph 2 shall be made available to the local and regional authorities where the medium combustion plant is located.
The limit emission values for new medium combustion plants shall be reviewed by the Commission in 2025, and for both new and existing medium combustion plants in 2035. Thereafter, a review shall take place every ten years. The review shall take into account the best available technologies and preferably take place in relation to the [Directive (EU) .../...*].

*OJ: Please insert the number, title and reference contained in COD 2013/0443

Justification

With such long time spans, it is important to regularly review the Directive in light of new technology developments.

Amendment 26

Proposal for a directive
Article 16 – paragraph 1 – subparagraph 1

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [date: 1.5 years after the entry into force] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

Amendment 27

Proposal for a directive
Annex II – Part 1 – point 1

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [date: 18 months after the entry into force] at the latest. They shall forthwith communicate to the Commission the text of those provisions.
1. Emission limit values (mg/Nm³) for medium combustion plants other than engines and gas turbines

<table>
<thead>
<tr>
<th>Pollutant</th>
<th>Solid biomass</th>
<th>Other solid fuels</th>
<th>Liquid fuels other than heavy fuel oil</th>
<th>Heavy fuel oil</th>
<th>Natural gas</th>
<th>Gaseous fuels other than natural gas</th>
</tr>
</thead>
<tbody>
<tr>
<td>SO₂</td>
<td>200</td>
<td>400</td>
<td>170</td>
<td>350</td>
<td>-</td>
<td>35</td>
</tr>
<tr>
<td>NOₓ</td>
<td>650</td>
<td>650</td>
<td>200</td>
<td>650</td>
<td>200</td>
<td>250</td>
</tr>
<tr>
<td>Particulate matter</td>
<td>30(1)</td>
<td>30</td>
<td>30</td>
<td>30</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

(1) 45 mg/Nm³ for plants with a thermal input below or equal to 5 MW.

Amendment

1. Emission limit values (mg/Nm³) for existing medium combustion plants with a total rated thermal input between 1 and 5 MW. Plants other than engines and gas turbines

<table>
<thead>
<tr>
<th>Pollutant</th>
<th>Solid biomass</th>
<th>Other solid fuels</th>
<th>Gas Oil</th>
<th>Liquid fuels other than Gas Oil</th>
<th>Natural Gas</th>
<th>Gaseous fuels other than natural gas</th>
</tr>
</thead>
<tbody>
<tr>
<td>SO₂</td>
<td>200(1)(2)</td>
<td>400</td>
<td>-</td>
<td>350</td>
<td>-</td>
<td>200(3)</td>
</tr>
<tr>
<td>NOₓ</td>
<td>650</td>
<td>650</td>
<td>200</td>
<td>650</td>
<td>250</td>
<td>250</td>
</tr>
<tr>
<td>Dust</td>
<td>50(4)</td>
<td>50(4)</td>
<td>-</td>
<td>50</td>
<td>-</td>
<td>-</td>
</tr>
</tbody>
</table>

(1) The value does not apply in case of plants firing exclusively woody solid biomass.
(2) 300 mg/Nm³ in case of plants firing straw.
(3) 400 mg/Nm³ in case of low calorific gases from coke oven (iron and steel industry).
(4) Until 01/01/2035, 150 mg/Nm³.

1a. Emission limit values (mg/Nm³) for existing medium combustion plants with a total rated thermal input above 5 MW. Plants other than engines and gas turbines

<table>
<thead>
<tr>
<th>Pollutant</th>
<th>Solid biomass</th>
<th>Other solid fuels</th>
<th>Gas Oil</th>
<th>Liquid fuels other than Gas</th>
<th>Natural Gas</th>
<th>Gaseous fuels other than natural gas</th>
</tr>
</thead>
</table>

PE546.728v03-00 18/22  AD\1058971EN.doc
### Table: Emission Limit Values (mg/Nm³)

<table>
<thead>
<tr>
<th></th>
<th>Oil</th>
</tr>
</thead>
<tbody>
<tr>
<td>SO₂</td>
<td>200 (2)(3)</td>
</tr>
<tr>
<td>NOx</td>
<td>650</td>
</tr>
<tr>
<td>Dust</td>
<td>30 (5)</td>
</tr>
</tbody>
</table>

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(1) 400 mg/Nm³ in case of low calorific gases from coke oven and 200 mg/Nm³ in case of low calorific gases from blast furnace (iron and steel industry).

(2) The value does not apply in case of plants firing exclusively woody solid biomass.

(3) 300 mg/Nm³ in case of plants firing straw.

(4) 170 mg/Nm³ in case of biogas.

(5) 50 mg/Nm³ in case of plants with a total rated thermal input between 5 and 20 MW.

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**Amendment 28**

Proposal for a directive

Annex II – Part 2 – point 1 – introductory part

*Text proposed by the Commission*

1. Emission limit values (mg/Nm³) for medium combustion plants other than engines and gas turbines

*Amendment*

1. Emission limit values (mg/Nm³) for new medium combustion plants with a total rated thermal input between 1 and 50 MW. Plants other than engines and gas turbines.

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**Amendment 29**

Proposal for a directive

Annex IV – point 3

*Text proposed by the Commission*  
*Amendment*

3. The first measurements shall be carried out within three months following the registration of the plant.  

3. The first measurements shall be carried out within six months following the permit or registration of the plant or the date of start of the operation, whichever is the latest.
Justification

The Commission proposal provides a very tight deadline for testing emissions of the plant after registration. This will result in very high demand for testing at key dates (e.g., in 2025 and in 2030, when existing plant must be registered and start complying with Emission Limit Values), and in addition a plant may not be operational within three months of registration if there are delays in commissioning. We therefore consider that additional flexibility is required regarding the date for the first test.

Amendment 30

Proposal for a directive
Annex IV – point 5 a (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>5a. As an alternative to the periodic measurements referred to in point 1, Member States may require continuous measurements.</td>
<td></td>
</tr>
<tr>
<td>In the case of continuous measurements, the automated measuring systems shall be subject to control by means of parallel measurements with the reference methods at least once per year and the operator shall inform the competent authority about the results of those controls.</td>
<td></td>
</tr>
</tbody>
</table>

Amendment 31

Proposal for a directive
Annex IV – Part 1 a (new)

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Assessment of compliance</td>
<td></td>
</tr>
<tr>
<td>1. In the case of periodic measurements, the emission limit values referred to in Article 5 shall be regarded as having been complied with if the results of each of the series of measurements or of the other procedures defined and determined according to the rules laid down by the competent authorities, do not exceed the relevant emission limit value.</td>
<td></td>
</tr>
</tbody>
</table>
2. In the case of continuous measurements, compliance with the emission limit values referred to in Article 5 shall be assessed as set out in point 1 of Part 4 of Annex V of Directive 2010/75/EU.

The validated average values are determined as set out in points 9 and 10 of Part 3 of Annex V of Directive 2010/75/EU.

For the purpose of the calculation of the average emission values, the values measured during the periods referred to in Article 5(6) and 5(7) as well as during the start-up and shut-down periods shall be disregarded.
**PROCEDURE**

<table>
<thead>
<tr>
<th>Title</th>
<th>Limitation of emissions of certain pollutants into the air from medium combustion plants</th>
</tr>
</thead>
<tbody>
<tr>
<td>References</td>
<td>COM(2013)0919 – C7-0003/2014 – 2013/0442(COD)</td>
</tr>
<tr>
<td>Committee responsible</td>
<td>ENVI 13.1.2014</td>
</tr>
<tr>
<td>Opinion by</td>
<td>ITRE 13.1.2014</td>
</tr>
<tr>
<td>Rapporteur</td>
<td>Fredrick Federley 15.9.2014</td>
</tr>
<tr>
<td>Discussed in committee</td>
<td>25.9.2014 23.2.2015</td>
</tr>
<tr>
<td>Date adopted</td>
<td>14.4.2015</td>
</tr>
<tr>
<td>Result of final vote</td>
<td>+: 42  --: 9  0: 10</td>
</tr>
<tr>
<td>Substitutes present for the final vote</td>
<td>José Blanco López, Simona Bonafè, Lefteris Christoforou, Cornelia Ernst, Eugen Freund, Michèle Rivasi, Maria Spyra, Marco Zullo</td>
</tr>
<tr>
<td>Substitutes under Rule 200(2) present for the final vote</td>
<td>Daniela Aiuto, Enrique Calvet Chambron, Stanislav Özög</td>
</tr>
</tbody>
</table>