

EN
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Answer given by Ms Roswall
on behalf of the European Commission
(9.1.2025)

The Waste Framework Directive¹ (WFD) mandates Member States to prohibit the uncontrolled management of waste. It also establishes the waste hierarchy where landfilling is the least preferable step. Permits for landfills may only be issued in accordance with the strict requirements of the Landfill Directive². Also, as per Article 13 of the WFD, waste management must be carried out without endangering human health or harming the environment and without adversely affecting the countryside or places of special interest.

The Industrial Emissions Directive³ contains general requirements for emissions and the Best Available Techniques (BAT) Conclusions provide sector specific requirements^{4,5}. Such BAT Conclusions are already available inter alia for waste treatment and the development of those for landfills will start in 2025.

The Commission monitors compliance and has taken action against Italy for over 240 landfills (cases C-135/05, C-196/13, and C-498/17), including over 40 in Calabria of which 3 remain unregularised.

Without prejudice to the Commission's role as guardian of the Treaties, Member States are primarily responsible to ensure compliance with EU law. This is because they are best placed to examine the characteristics of any specific landfill site. The Commission therefore invites the Honourable Members to contact, as a first step, the relevant national authorities.

¹ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives, OJ L 312, 22.11.2008, p. 3–30, as amended by Directive (EU) 2018/851 of the European Parliament and of the Council of 30 May, OJ L 150, 14.6.2018, p. 109–140.

² Council Directive 1999/31/EC of 26 April 1999 on the landfill of waste, OJ L 182, 16.7.1999, p. 1–19, amended by Directive (EU) 2018/850 of the European Parliament and of the Council of 30 May 2018, OJ L 150, 14.6.2018, p. 100–108.

³ Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and control) (recast); OJ L 334, 17.12.2010, p. 17–119.

⁴ Commission Implementing Decision (EU) 2018/1147 of 10 August 2018 establishing best available techniques (BAT) conclusions for waste treatment, under Directive 2010/75/EU of the European Parliament and of the Council; OJ L 208, 17.8.2018, p. 38–90.

⁵ Directive (EU) 2024/1785 of the European Parliament and of the Council of 24 April 2024 amending Directive 2010/75/EU of the European Parliament and of the Council on industrial emissions (integrated pollution prevention and control) and Council Directive 1999/31/EC on the landfill of waste; PE/87/2023/REV/1; OJ L, 2024/1785, 15.7.2024.

General information on the revised Directive: https://environment.ec.europa.eu/topics/industrial-emissions-and-safety/industrial-and-livestock-rearing-emissions-directive-ied-20_en