

**Question for written answer E-011509/2012
to the Commission
Rule 117
Jan Mulder (ALDE)**

Subject: Biogas plants

Reports have recently appeared in the Dutch press concerning the susceptibility to fraud of some biogas plants due to the use of increasingly hazardous waste in them. As a result, more and more risks are arising to human health and the environment, particularly because of soil pollution.

1. Is the Commission aware of these reports, and does it endorse them?
2. Is the Commission aware of similar reports from other EU Member States?
3. In the light of these reports, does the Commission consider it necessary to propose legislation with the aim of combating the undesirable effects of biogas production?
4. Does the Commission consider the existing legislation to be adequate, in view of the criticism which has been expressed over the years that the digestate is classified as manure and not as a completely different product, which it is in reality?