

Project Fiche

**‘Strengthening the capacity of the Regional Environmental Protection Agencies (REPAs), the Local Environmental Protection Agencies (LEPAs) and the National Environmental Guard (NEG) in implementing, monitoring and enforcement of the transposed environmental legislation’
linked to the Sector Programme ENV**

STANDARD SUMMARY TWINNING FICHE

RO 06 IB EN 06

**Implementation and enforcement of the environmental acquis focussed on
domestic waste management**

Phase II

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Basic Information

1.1 Twining (TW) Number: PHARE/2006/018-147.03.03.01.06, RO 06 IB EN 06

1.2 Title of the TW:

“Implementation and enforcement of the environmental acquis focused on domestic waste management”- Phase II

1.3 Title of the Project including the TW component:

“Strengthening the capacity of the Regional Environmental Protection Agencies (REPAs), the Local Environmental Protection Agencies (LEPAs) and the National Environmental Guard (NEG) in implementing, monitoring and enforcement of the transposed environmental legislation”

1.4 Location

Romania, **REPA Bacau** located in Bacau County which includes LEPAs from the following counties: Suceava, Botoşani, Iaşi, Neamţ, Bacău and Vaslui.

1.5 Sector Annual/Multiannual

2004-2006 Phare Multiannual Programme for Environment

2006 Standard sector programme fiche amendment – **“Implementation and enforcement of the environmental acquis communautaire”**.

1.6 Duration: 18 months; budget: 800.000 Euro

2. Objectives of the Twinning

2.1 Overall Objective(s)

Strengthening the administrative, monitoring and enforcement capacities and capabilities at regional and local level in implementing the environmental acquis.

2.2 Twinning purpose

The proposed project aims to continue supporting the **Regional Environmental Protection Agency (REPA)**, the **Local Environmental Protection Agencies (LEPAs)** and the **National Environmental Guard (NEG)** within the region, with their day-to-day responsibilities and functions related to the implementation, monitoring and enforcement of the transposed environmental legislation in accordance with their responsibilities established by law.

*The specific aim of this twinning is to consolidate the capacity of the **REPA Bacau** and the **LEPAs** and **NEG’s structures in the region** in the implementation and enforcement of the environmental legislation.*

*In addition, during its life, the proposed project will assist **REPA Bacau** to act as **Focal Point** for the technically focussed activities related to **Domestic Waste Management** sector.*

2.3 Accession Partnership and NPAA priority

- Ensure progress with the implementation of the transposed acquis;
- Improve administrative capacity to implement the acquis, through reinforcement of staffing in relevant regional agencies and their subordinated bodies. Particular attention needs to be paid to enforcing capacity of Environmental Protection Agency at local level and the regional level as well as to the co-operation between those bodies and the ministry;
- Ensure that sufficient resources are available at the local level to improve the status of existing staff, to recruit new staff, and to train them adequately.

2.4 Contribution to National Development Plan

The Development Strategy of the NDP 2007-2013 aims to reduce, as fast as possible, the existing disparities between Romania and the EU, through methods that are promoted at the European level, and which will benefit also from a substantial EU financial assistance.

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The Sectorial Operational Programme for Environmental Infrastructure develops the Priority Axis 3 of the National Development Plan 2007-2013 - „*Protection and Improvement of the Environment*”. The SOP Priority Axes take into account the development necessities of Romania and is built on the experience in developing pre-accession programmes in the environmental sector. From international perspective, they are based on the European Strategy for Sustainable Development and the 6th action Programme of the EU.

The aim is to reduce the environment infrastructure gap that exists between the European Union and Romania both in terms of quantity and quality.

The proposed programme is supporting the integration of environmental protection policy into sectoral policies. Thus, taking into account that the number of ready and well prepared investment and institution capacities is low and because regional authorities have to manage substantial funds, through ‘*young*’ structures, this support aims also to increase their absorption capacity by developing long-term strategic and financial planning capacity.

The projects designed to be implemented at regional level will contribute in preparing and implementing the strategies in the target region by strengthening the capacity to identify, prepare and evaluate investment projects in the environmental field and by assisting the implementation of environmental policies within other sectors.

Strengthening the institutional capacity in the environmental sector significantly contributes to solving the urgent problems concerning the effective implementation and enforcement of the EC environmental legislation.

2.5 Cross Border Impact

N/A

3. Description

3.1 Background and justification

In its way to accession, Romania is undertaking the necessary measures in order to ensure compliance with the political and economic criteria, and to assume its capacity of membership, especially in ensuring full transposition and implementation of the *acquis*.

Romania accepts the whole *acquis communautaire* regarding Chapter 22 - Environmental Protection – in force by the 31st of December 2000. Romania will implement these provisions by the date of accession. Romania has unilaterally assumed 1st of January 2007 for finalising the preparations for accession. Transition periods were asked for concerning 11 legal acts in the following sectors: air quality and climate change, waste management, water quality and industrial pollution control and risk management. These transitional periods are between 3 and 15 years.

However, in the last couple of years, the efforts have been intensified and important progress has been noticed in the environmental protection field. While the transposition process is on the right track, difficulties are encountered in terms of implementation and control, due to the reduced administrative and institutional capacity of the responsible authorities.

Beside the national effort, the European Union, through its financial instruments, is assisting Romania in the accession process by developing the necessary sustainable instruments and providing part of the financing to develop the investment projects necessary to achieve compliance.

One of the main environmental priorities for the next period is to strengthen the administrative capacity at national, regional and local level to improve capacities for policymaking and economic analysis. Particular attention needs to be paid to the enforcement capacity of the Environmental Protection Agencies and Environmental Guard at regional and local level.

The central Governmental environmental structure in Romania is the **Ministry of Environment and Water Management (MEWM)** re-organised at the beginning of 2006 (GD no. 408/2004, published in Romanian Official Journal no. 285/31.03.2004, as amended by GD 1895/2004 published in Of. J. 1075/18.11.2004, GD 308/2005, published in Of. J. 336/21.04.2005 and GD 136/2006, published in Of. J. No. 98/01.02.2006). The main responsibilities of the ministry relate to the development of environmental strategy, policy and legislation, focussed on the EU approximation.

According to GD 497/2004 as amended by the GD 1179/2004 and GD 128/2006 regarding the establishment of the institutional framework for coordination, implementation and management of structural instruments, MEWM is the Managing Authority for SOP Environment. The Managing Authority for SOP Environment is organized as a general directorate, according to GD 308/2005 and GD 136/2006.

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The National Environmental Protection Agency (NEPA)

The national environmental executive structure was set up by the Decision of Government No. 1625 of 23 December 2003 on the establishment, organization and functioning of the NEPA. This was further amended by the recent Decision of Government No. **459 of 19 May 2005 (OJ No. 462/31.05.2005)** on the institutional setup and the reorganisation of NEPA, REPAs and LEPAs. With this decision REPAs and LEPAs are directly subordinated to the NEPA.

The **National Environmental Protection Agency (NEPA)** represents the national executive level subordinated to the Ministry of Environment and Water Management (MEWM). The main roles are to provide technical and scientific assistance and support to environmental institutions (mainly to the ministry) and to co-ordinate, from a technical point of view, the territorial public authorities for environmental protection at local and regional level, providing the necessary training.

Specific functions of planning approvals and reporting control are also attached to NEPA, together with the development of secondary legislation for implementation and enforcement.

The **National Environmental Protection Agency** has the following main responsibilities:

- To authorize the activities with impact over the environment, according to the competences established in the legislative documents, and coordinates this process at national, regional and local level;
- To ascertain the unconformities within the authorization documents emitted and to inform the inspection authority in the field of environmental protection about them;
- To adopt the measures to be taken in the case of unconformities within the authorization documents;
- To ensure the technical support for elaborating the strategies and politics in the field of environmental protection;
- To coordinate the achievement of the sectoral action plans and The National Action Plan for Environmental Protection;
- To collaborate and ensure the technical support for elaborating the specific legislative documents promoted by the central authority for the environmental protection;
- To ensure the functioning of National Reference Laboratory for air, waste, noise and vibrations and also for radioactivity;
- To organize and coordinate the National Integrated Monitoring System;
- To participate in international programmes/ projects and partnerships of public concern;
- To accomplish the technical training of the personnel belonging to the local and regional authorities for environmental protection and National Environmental Guard, on the basis of the annual programme approved by the central authority for environmental protection.

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The Regional Environmental Protection Agencies (REPAs)

The Regional Environmental Agencies (REPAs) have been established in 2003 within the boundaries of the existing development regions. The creation of REPAs reflects the application of the regionalisation approach in the area of environmental protection. It has been considered necessary to create a legal-administrative-institutional framework allowing a new, regional, decision-making system to effectively apply (regionally and locally) environmental legislation. From the very beginning, a strong assumption has been to match the creation of the eight Development Regions with eight Regional Environmental Protection Agencies in order to coordinate the existing county-level environmental agencies (LEPAs) but also effectively cooperate with the regional development agencies

The REPAs are:

- REPA Bacau, for Region 1 – North-East;
- REPA Galati for Region 2 – South-East;
- REPA Pitesti for Region 3 – South-Muntenia;
- REPA Craiova for Region 4 – South-West;
- REPA Timisoara for Region 5 – West;
- REPA Cluj-Napoca for Region 6 – North-West;
- REPA Sibiu for Region 7 – Centre;
- REPA Bucharest for Region 8 – Bucharest

The 8 **REPAs** have the following responsibilities:

- To practice, at regional level, the responsibilities of NEPA, with its approval;
- To participate in the elaboration and monitoring process of the Plan for Regional Development;
- To collaborate with the LEPAs for elaborating the synthesis plans and constituting the data-bases at regional level;
- To coordinate the elaboration and monitoring process of the regional action plans for environmental protection ;
- To evaluate and annually update, in close cooperation with NEG and other public authorities, their own regional plans or the environmental chapters integrated in other regional plans;
- To ensure specialty assistance to LEPAs;
- To collaborate with NEG in issuing the authorization documents, performing the compliance control and applying the environmental legislation;
- To manage and spread the environmental information at regional level, in the limit of legal provisions.

Through GD 1895/2004 as amended by the GD 136/2006 the 8 Regional Environmental Protection Agencies were designated Intermediate Bodies for SOP Environment. These are to undertake on a management agreement basis the responsibilities delegated from the Managing Authority for SOP Environment.

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The Intermediate Body (from the level of each REPA) is organized as a specific directorate, coordinated by a Deputy Executive Director. This directorate reports, directly to Managing Authority for SOP Environment within MEWM. In this way is ensured the separation the two main functions of REPA (IB versus pure environment protection functions at the regional level).

The Local Environmental Protection Agencies (LEPAs) - 42 at present, one/each County plus the Danube Delta Biosphere Reserve Administration. The Local EPAs were established originally in 1990, but their responsibilities grew substantially after years. The LEPAs oversee most aspects of environmental enforcement at the local executive level, interfacing too many other county and municipal bodies that run certain of the environmental utilities. The key aspects of the Local EPA control over environmental impacts concern the use of Environmental Authorisations, these including both Environmental Impact Assessments and Integrated Environmental Permitting.

The National Environmental Guard (NEG) (GD no. 440/2005 – Official Journal No. 448/26.05.2005) is a specialized body under the subordination of the MEWM - Decision No.136/2006 modifying GD No.408/2004 - for inspection and control, with a specific statute and responsibilities for the implementation of the Government environmental policy. NEG through inspection and control activities ensures the compliance with legal legislation provisions in the field of environmental protection (forestry, fisheries, game, waters, soil, air, biodiversity and industrial pollution control and risk management).

GD 440/2005 on reorganization and functioning of the National Environmental Guard transposed the Parliament and European Council recommendation No. 2001/331/EC on minimum criteria for environmental inspections in the Member States.

The National Administration “Apele Romane” has as goal the implementation of the strategy in the field of water management, as the management of the national network for hydrological, hydro-geological and quality measurements of the waters under the public domain.

The National Administration has in its structure 11 river basins and groups of rivers basins, the National Institute of Hydrology and Water Management, the Stanca Costesti exploitation, as other units.

The National Administration implements the national strategy and policy in the field of quantitative and qualitative management of water resources. In order to achieve the above-mentioned goal, this Administration co-ordinates and responds for the appropriate use of the surface and underground waters for the entire territory of the country with the following general tasks and responsibilities:

- Preservation of water resources, for a sustainable development and sustainable use of waters;
- Ecological reconstruction of the waters, ensuring hydrological and hydro-geological surveillance;

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- Implementing the legal framework in accordance with EU requirements in the field of water resources and conservation of the aquatic ecosystems and wet zones.

Tacking into account that the proposed project will be implemented during 2008-2009, key priority is to be given to enforcement of the transposed acquis: permitting, monitoring and inspection. Having in mind that the responsibility related to implementation and enforcement stays mainly with local and regional environmental authorities, the key beneficiaries will be regional and local environmental agencies. The priority action is to continue the improvement of the performance of their daily tasks in the various areas. Therefore, the present project fiche addresses mainly the institutional capacity building needs at local and regional level, so to ensure the appropriate capabilities of these bodies to deal with the challenges in an appropriate and accurate manner.

Given the fact that the core of our proposal stays mainly with the need to have a permanent assistance for daily work from a familiarised team of experts that have been involved previously in administrative structures and have already good experience and knowledge to overcome the related inherent problems, a **second Phase of the Phare 2004 twinning projects** is envisaged to further improve the capacity and capabilities of the environmental institutions at the regional and local levels.

This second Phase will be built on the results of the previous twinning project and will take into account all lessons learnt from its implementation.

The emphasis will be put on the strengthening the capacities of REPA, as Intermediate Body for SOP Environment, in performing its tasks delegated by the Managing Authority (MEWM).

For the focussed area

With respect to the implementation and enforcement of waste management legislation, it should be noted the **achievements in this field**, such as:

- **The National Waste Management Strategy (NWMS) and the National Waste Management Plan (NWMP)**, with a general orientation for the regional and local waste management policies elaborated. The NWMP includes special plans for hazardous waste and packaging waste;
- A **Guide** for implementation of the NWMP elaborated;
- A Waste Management Guideline and an regional exemplary waste management plan for the central region developed;
- A preliminary inventory of the existing landfills established;
- A **methodology of data collection** for the national data bank regarding waste resulted from medical activities established.

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- research studies were done and materials were elaborated in order to disseminate the information, namely:
 - Guide on composting the organic municipal bio-wastes;
 - Guide on selecting the solid recyclable urban waste;
 - Studies regarding the recycling of construction materials from demolitions and/or reallocations, in order to re-use/recycle them;
 - Studies for insuring the stability conditions of industrial waste landfills in exploitation and environmental protection measures in the bordering areas and proposals of monitoring parameters;
 - Studies regarding the situation of the industrial landfills. Designing a data base on the situation of the existing landfills (in preservation, abandoned);
 - Taking over some CEN standards for waste characterization;
 - Study to identify the isolated localities in Romania, according to the definition set out in the Directive 1999/31/EC on the landfill of waste.
- About 49,550 tones were estimated to be generated in 2005. A part of this quantity was landfilled and the other part was treated and recovered.
- 6.63 million tonnes of waste were landfilled, out of which 2.02 million tonnes on complying landfills, in 2004. Out of the total amount of municipal waste landfilled, about 49% are biodegradable wastes.

There are more specific implementation and enforcement requirements to achieve, as follows:

- Strengthening the capacity and capabilities at the local/regional level to enforce the waste management legislation;
- Assessing feasibility of new technological approaches to be applied for household waste sorting/ treatment in the context of the Regional Plan for Municipal Waste Management, including associated investment costs (population acceptance based on Romanian economic situation);
- Elaborating modern approaches related implementation of the future EU legislation requirements in the field of biodegradable household waste;
- Taking-over and harmonize Romanian legislation with latest EU legislation in the domestic waste management domain

The twinning project will cover **18 months** and is continuing first twinning project (2005-2007).

The relevant **legislation** for the present project is listed in the Annex 4 of the Project Fiche.

3.2 Linked activities

Since 1991, the European Union and other donors have assisted and supported in the development of the environmental sector in Romania. The assistance/projects of relevance for industrial waste management sector are as follows:

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Under **Phare 1998** ‘**Strengthen the Institutional and Administrative Capacity to Manage Environmental Policy in Romania in conformity with the Acquis Communautaire**’, was developed a twinning in the waste sector which foreseen: transposition of the Acquis into Romanian law (Directives 75/442/EEC amended by 96/350/EC, 75/439/EEC, 91/689/EEC, 91/157/EEC, Regulation 259/93, 94/67/EC, 96/59/EC, 99/31/EC), approaches on waste policy, waste management strategy and action programme, Romanian data base on waste, economic and financial aspects and training sessions.

The main project establishing the current environmental institutional structure was **Phare 2000** Project ‘**Technical Assistance for strengthening the Local Environmental Protection Agencies (LEPAs) and developing Regional Environmental Protection Agencies (REPAs)**’, which was designed to assist Romania to develop its capacity (structures and processes) to comply with implementation of EU environmental legislation.

The general objectives of the project aim to assist MEWM in the implementation of the environmental Acquis, and to support environmental institution-building, in particular at the local and regional levels.

As specific objectives, it has to: strengthen the institutional capacities of the local EPAs, set-up Regional EPAs, including to assist to improve the communication between LEPAs, REPAs, NEPA, MEWM and other stakeholders, and to increase environmental planning capacity in Counties and the new regions. The project includes the elaboration of 3 regional environmental action plans, based on local (county level) plans developed at the same time.

In January 2004 the Project was awarded Complementary Services to strengthen the NEPA after it had formally been established. Activities include supporting the staffing process and developing the Institutional Development Plan and the ROF.

Under **Phare 2000 Programme** ‘**Implementation of the Environmental Acquis**’ the twinning component developed an environmental strategy with particular reference to financial mechanism. The results achieved were: implementation plans and for 9 selected directives in the field of air, water, waste and IPPC, cost assessment for the 9 implementation plans, economic instruments and financial strategy for implementation. The selected directives in the waste sector were 75/442 – waste framework, 86/278 – sewage sludge and 94/62 – packaging waste.

Under **Phare 2001 Programme** the project ‘**Twinning to further assist Romania in the transposition and implementation of legislation on Waste Management**’ had the following results:

- Improved and updated “National Waste Management Strategy” (NWMS) and “National Waste Management Action Plan” (NWMAP);
- Improved waste management planning;
- A Governmental Decision (GD) on transposed Directive 2000/53/EC on end-of life vehicles and completed implementation plan approved by the Ministry;
- Drafted and tested provisions/rules regarding internal waste shipment control approved by the Ministries involved ready for implementation;
- A transporters guide;

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- Trained personnel from the EPAs in applying the provisions/rules regarding internal waste shipment control;
- Improved operational instruments for a landfill permit, for permission, operation, control, monitoring and aftercare (post-closure) of landfills, approved by Ministerial Orders;
- Improved instructions on landfill techniques and the operation of landfills approved by Ministerial Order;
- Training concepts/materials developed;
- Exemplary schemes for cost and fee calculation, agreed by the Ministry;
- Improved operational instruments for permission, control, monitoring and data-management of waste incineration, approved by Ministerial Orders;
- Projects for the National Environmental Action Plan on incineration plants identified.

‘The study on Master Plan for Hazardous Waste Management in Romania’ developed with the assistance of **JICA Japonia** has as main objective strengthening the hazardous waste management system in Romania at both governmental and private level. The major activities project has been addressed were: formulation of a national hazardous waste management master plan and action plan, implementation of pilot projects and transfer of technology and strengthening of awareness.

Under **Phare 2003 ‘Economic and Social Cohesion’**, the MEWM receives assistance through two IB components and one investment component, as follows:

- ‘Twinning to support Ministry of Environment and Water Management in preparation of the multi-annual programming scheme under ESC’;
- ‘Technical Assistance to support the implementation of the waste management investment/infrastructure projects under ESC’;
- ‘Small-scale waste management investment scheme’.

The main objective of this twinning project on constitutive waste management was agreement support in appoint multi annual grant schemes at national level, which has also a waste component especially for local waste management projects. At the same time, in the frame project PHARE 2003 Economical and Social Cohesion – **‘Small grand scheme for investment in the waste management field’** (5,33 million EURO) launched in November 2004 they received 40 proposal projects. After the appraisal process hold at the Centre Regional Development Agency (Region 7th Centre) 13 projects have been selected to receive financial support.

PHARE 2004 project **RO/04/IB/EN/06 ‘Implementation and enforcement of the environmental Acquis focussed on domestic waste management’ - Phase I** aims to consolidate the capacity of the REPA Bacău and its subordinated LEPAs (Suceava, Botoșani, Iași, Neamț, Bacău and Vaslui) in the implementation and enforcement of the environmental legislation focused on urban and rural waste management related requirements.

- The beneficiary REPA and its subordinate LEPAs will also receive assistance in performing activities specific to management of waste in the following areas:
 - Waste sorting analysis

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- Education material on minimization and recovery of organic wastes
- Guidance for the implementation of waste management system in urban and rural areas
- On -the-job training for waste analysis in the laboratory

PHARE 2004 project **RO/04/IB/ENV/07 ‘Implementation and enforcement of the environmental Acquis focussed on industrial waste management’ - Phase I** aims to consolidate the capacity of the REPA Galați and its subordinated LEPAs (Brăila, Galați, Buzău, Constanța, Tulcea and Vrancea) in the implementation and enforcement of the environmental legislation focused on industrial waste related requirements.

The beneficiary REPA and its subordinate LEPAs will also receive assistance in performing activities **specific to management of waste** and in the field of **Waste Service Enterprises as inter mediators between waste producers and waste recyclers**.

PHARE 2004 project **RO 2004/016-772.03.03/04.01 ‘Technical Assistance for Elaborating the Regional Waste Management Plans’** aims to provide 8 complete (municipal waste and hazardous waste) Regional Waste Management Plans (RWMPs) and to provide support to strengthen the administrative structures, capacities and skills necessary for effective and efficient preparation, revision, implementation and monitoring of the RWMPs in all 8 regions.

PHARE 2004 project **RO 2004/016-772.03.03/04.02 ‘Education and information campaigns on the waste management issues’** aims to design and implement public awareness and information campaigns concerning: selective collection of waste packaging, waste oil and used batteries, collection and recycling used tyres, collection of bulky waste, to prepare and deliver seminars, workshops and training sessions for the stakeholders.

PHARE 2004 project **RO 2004/016 - 772.03.03/04.03 ‘Waste from Electrical and Electronic Equipment (WEEE) Directive implementation’** aims to strengthen capacity and capabilities at the local/regional and central level for the enforcement of the environmental legislation on waste within the appropriate legal framework for ensuring the full implementation of the Waste from Electrical and Electronic Equipment (WEEE) Directive. It also aims to estimate the costs, treatment possibilities and necessary action regarding the WEEE management.

PHARE 2005 project **PHARE/2005/017-553.03.03/04.05 ‘Assistance in the preparation for compliance with provisions regarding temporary storage of waste’** aims to enhance the institutional capacities of the Romanian environmental structures to prepare appropriate solutions (guidelines) for temporary storage of hazardous and non-hazardous waste so that, waste management legislation to become compliant with the EU provisions in this matter.

PHARE 2005 project **PHARE/2005/017-553.03.03/04.06 ‘Assistance in promoting solutions regarding recycling and use of recycled materials from End-of-Life Vehicles’** envisages enhancing technical and practical capacities of the Romanian environmental authorities to implement and enforce waste management legislation by promoting solutions regarding recycling and use of recycled materials from End-of-Life Vehicles.

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Moreover, in the period **2004-2006, Phare ESC Programme** will be adjusted and expanded within a multi-annual environmental scheme that will extend the scope of activities in the waste management field and address the other environmental sectors. It is to be mentioned here that, 2004 will be dedicated also to waste management infrastructure investments at local-regional level and, further on, in 2005-2006 extended to the remaining environmental sectors.

Within this project has been trained the advisers from REPA’s, NEPA, MEWM-WDSO in the waste management field and they will support local and environmental protection authorities in taking decisions concerning waste management.

There were achieved all established workshops of project in order to train advisers in waste management field. In the end, the adviser in waste management trained within the project was evaluated and they received a “waste adviser” certificate.

A technical assistance ‘Bilateral Assistance for Regional Waste Management Planning’ has been organised by ICP, Germany, together with the Environmental Protection Agency in Germany, in cooperation with the Ministry of Environmental and Water Management.

The objective of this project was trained responsible experts from the REPAs, which participated at the Regional Waste Management Plan development and to provide practical training for regional planning in the waste management field, waste management plan development methodology, support tools, decision criteria.

3.3 Results

- Strengthened institutional capacities at regional and local levels in terms of good institutional management and technical performances of staff;
- All regional and local EPAs’ and NEG’s staff involved in permitting, monitoring and inspection trained and consequently, associated competencies, knowledge and skills significantly improved;
- Regional component of the relevant strategic and planning documents on environmental protection reviewed and improved/updated;
- Data collection/storage systems improved;
- Programmes for remediation actions/measures of contaminated sites in the region developed;
- Improved capacities and capabilities of IB to perform the delegated tasks regarding the implementation of SOP Environment;
- **REPA Bacau** acting as Focal Point for the other REPAs/LEPAs/NEG/NEPA regarding the technically focussed activities in domestic waste management sector;
- National guidelines/standards, procedure manuals provided by the Focal Point on its technically focussed activities disseminated;
- Trained staff with well developed skills for the specific areas of the Focal Point;

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3.4 Activities

The MS experts will support the Romanian staff of REPA/LEPAs/NEG in order to achieve two categories of activities, as follow:

- 1) **Daily activities**
- 2) **Technically focussed activities on domestic waste management sector**

1. Daily activities

The main objective of the project is to support the REPA, the LEPAs and the NEG within the region in performing their daily tasks.

As the basis for its activities, the regional twinning has to use the methodologies and lessons learnt from the previous twinning project financed by Phare 2004.

The MS team and Romanian counterpart will perform the following activities:

Institutional Capacity

- To assess the existing institutional capacities, at regional and local levels with respect to expected performances of staff on their daily tasks and responsibilities as were established by law (SWOT/GAP analysis); to assess the status of fulfilling the recommendations made by the previous twinning project;
- To make recommendations to optimise the institutional capacity; up-date training needs assessment (GAP filling); elaborate strategy on personnel development;
- To design training programmes for REPA/LEPAs/NEG staff - on medium and long-run - on specific environmental protection issues based on results of the training needs assessment;

Environmental Planning and Policy:

- To review, update and monitor the implementation of the Regional and Local Environmental Action Plans;

Integrated Permitting Procedure

- To support REPAs in reviewing the environmental integrated permits;
- To support daily activities related to the integrated permitting procedure including monitoring of compliance;
- To provide periodical training sessions for staff directly involved in permitting procedure and for IPPC applicants, on general and specific issues related IPPC and on environmental management system (EMS).

Waste management

- To monitor the implementation of the Regional Waste Management Plan;
- To support the optimisation of data collection system;

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Air quality and climate change

- To monitor the implementation of the Action Plans and Programmes for Air Quality Management;
- To support the optimisation of the reporting system on air quality;
- To support reviewing/up-dating of climate change permits;
- To support monitoring of compliance of regional operators developing specific activities with effect on earth climate.

Biodiversity and nature protection

- To up-date inventories of species and natural habitats;
- To support monitoring the status of existing protected areas network;
- To provide training to improve knowledge and skills of target public institutions involved in biodiversity and nature protection sector;
- To support up-dating the data collection/storage on nature protection;

Soil/subsoil protection and ecological reconstruction

- Support in permitting procedures for soil/subsoil remediation works/projects that need environmental agreement/permit;
- Provide adequate training to staff involved in the analyse of application forms for remediation works/projects to further issuing the environmental agreement/permit;
- Support to develop analysis programmes for contaminated sites to substantiate remediation actions/measures at regional level;
- Support to staff in developing a practical trial, for the most representative ‘case-study’ (complex contaminated site) in the region.

Chemicals

- Provide support to monitor the use and trade of restricted chemical substances;
- Support to identify economic agents that develop activities involving persistent, bio-accumulable and toxic chemical substances (PBT, CMR) according to REACH procedure.

Horizontal legislation

- Support to REPA staff to apply EIA procedure for projects to be financed from Structural and Cohesion Funds (SCFs);
- To support reviewing the evaluation of the EIA/SEA studies’ reports and subsequently related permitting process;

Structural Instruments

- Support in programming and project monitoring & reporting activities;

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- Support in projects’ financial management and control.

2. Technically focussed activities

The MS team will support the Romanian counterpart to develop a few very much focussed activities related to *domestic waste management* sector.

For these technically focussed activities, during the project lifetime, the **REPA Bacau** will act as **Focal Point** among other REPAs and LEPAs.

- Support to assess feasibility of new technological approaches to be applied for household waste sorting/ treatment in the context of the Regional Plan for Municipal Waste Management, including associated investment costs (population acceptance based on Romanian economic situation);
- Support to elaborate modern approaches related implementation of the future EU legislation requirements in the field of biodegradable household waste;
- Support to take-over and harmonize Romanian legislation with latest EU legislation in the domestic waste management domain;
- To advise the other RTAs/ STEs from the other twinning projects with specific activities related to urban and rural waste management issues whenever the case;
- To assist in developing the communication and exchange of information network/ progress related to the urban and rural waste management, **REPA Bacau** getting the position of ‘**Focal point**’ among other REPAs and LEPAs.

Activities of the RTA

The main functions and tasks of the RTA would be as follows:

- To co-ordinate day-to-day participation of the STE in the activities of the REPA/LEPAs related to environmental legislation implementation, enforcement and monitoring activities;
- To support the staff at regional level to perform their duties regarding institutional capacity building, planning, integrated permitting and to organise and oversee specific activities in a manner that meets EU requirements;
- To assure the development and implementation of a wide training programme aimed to increase and consolidate capabilities of the REPAs/LEPAs/NEG staff regarding the implementation of the environmental legislation;
- To assist in developing the network for communication and exchange of information/ progress between this region and the other ones;
- Facilitate the co-ordination between Member State and Romanian experts and ensure the information flow between them as well as the most appropriate exchange of information and know-how.

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Duration: The Resident Twinning Adviser (RTA) shall stay in Romania for a period of **18 consecutive months**. The assignment should start around **December, 2007** and will be based in **REPA Bacau**.

Profile of the RTA:

The RTA will be a senior civil servant or equivalent staff with strong knowledge and experience in implementing and enforcing environmental acquis at the executive level.

He/She will require expertise and professional experience in HR and institutional capacity development, activity planning, needs assessment and training development.

The RTA has to know the basic rules to conduct a twinning project in the field of environment and handling responsibilities in environmental integrated permitting, monitoring and control activities in this field and management of Structural and Cohesion Funds. He/She will have good experience in organization and will assure that the partners involved in this twinning will have a leading role throughout the region regarding the specific tasks of the project.

He/she will have capability of conducting complex activities on international and local issues, defining the roles and structures in assessing current and future co-operation linkages between the REPA and the other bodies and in keeping tracks with the evolution of the project.

The RTA should have permanent link with the backstopping institution he/she originates from and with MS bodies in his/her country dealing with the subjects to ensure the condition that the approach that is to be implemented is fitting currently with that of a EU corresponding body.

Strong communication facilities and ability to work in difficult environment is required. He/she should also have ability to manage a team of experts and to co-ordinate multipurpose activities, to assure linkage with EU institutions and sector organisations. Good working knowledge of English is required.

Other required inputs:

The activity of the RTA has to be assisted by two kind of pool of short-term experts (STEs):

- ✓ One pool of STEs will support the RTA in performing the common daily activities and should have good knowledge and expertise in the implementation and enforcement of the environmental legislation at regional/local level, such as:
 - Drafting regional/local environmental action plans, regional waste management plan and plans and programmes for the management of air quality and emissions reduction;
 - Reviewing applications and issuing environmental license/ agreement/ integrated environmental agreement and environmental permit/ integrated environmental permit for projects;
 - Coordinating data collection and reporting procedures at the regional/local level;

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- Inspection and enforcement activities, in particular providing the laboratory services, at local level;
 - Cooperation with the other environmental protection public authorities, with other authorities and public institutions and civil society;
 - Providing intensive training activities and/or training-in-the-job on the EU legislation implementation and best practices.
- ✓ One pool of STEs should have deep knowledge and specific experience in:
- Assessing feasibility of new technological approaches to be applied for household waste sorting/ treatment in the context of the Regional Plan for Municipal Waste Management, including associated investment costs;
 - Elaborating modern approaches related implementation of the future EU legislation requirements in the field of biodegradable household waste;
 - Taking-over and harmonize national legislation with latest EU legislation in the domestic waste management domain

The STEs will act within twinning’s work packages in accordance with the agreed contract. It is important to note that the input of STEs must be considerable, having in view the wide range of problems to be tackled throughout the entire duration of the twinning project. Therefore, the Member State team should cover in their proposal all aspects of the environmental acquis. Hence the STEs should cover that experience and knowledge so to complement the RTA’s qualifications, and to prove good competencies both, as team as well as individuals.

Commitments:

For a successfully implementation of the project the Romanian partners will provide:

- All existing documentation in Romania related to specific issues on environmental protection area (legislation, information on previous/on-going linked projects) – English or Romanian copies;
- Human resources to smooth and effective implementation of the twinning project together with the MS twinning partner:
 - ♦ Adequate human resources to prepare the twinning Contract;
 - ♦ Romanian counterparts to Member State RTAs with relevant background and expertise in the twinings’ focused area (IPPC, air quality, nature protection, waste management, soil/subsoil, noise) in terms of reasonable time-availability, language skills;
 - ♦ Twinning Project Officer from Phare PIU/MEWM responsible with monitoring project implementation on EDIS procedures base.
- All the facilities which are necessary for the smooth implementation of the twinning (office, computer, printer, telephone, access to Internet);
- Funds to cover any travel and accommodation costs of the Romanian authorities in the context of training or seminars.

4. Institutional Framework

The central environmental protection authority, the **Ministry of Environment and Water Management (MEWM)**, together with the **National Environmental Protection Agency (NEPA)**, the **Local/Regional Environmental Protection Agencies (LEPAs/REPAs)** and the **National Environmental Guard (NEG)** play a key role in implementation and enforcement of environmental policies and legislation in Romania.

To enable the central level to fulfil its leadership role, responsibilities are assumed by the lower levels of government (regional and local, including the local self-government institutions).

The main beneficiary of this project will be **REPA Bacau** which co-ordinates LEPAs for the following counties in the region: Suceava, Botoşani, Iaşi, Neamţ, Bacău and Vaslui and the local NEG branches.

The counterpart of the MS team will be the staff from REPA together with LEPAs and NEG within the region. They will work together in achieving the results of this project.

The implementation of the project will be supervised and co-ordinated by the twinning project located at NEPA in close co-operation with the Phare PIU within MEWM.

For the technically focussed activities within the twinning project, the **Directorate for Management of Waste and Dangerous Substances within MEWM** and **NEPA** will have joint- responsibility to monitor, from technical point of view, the good implementation of proposed activities.

The project implementation will be monitored by a **Project Steering Committee** comprising representatives from REPA Bacau, MEWM, NEG, NEPA, Twinning team, EC Delegation and CFCU.

Bi-annually, the implementation of the project will be also analysed by the **Sector Monitoring Sub-Committee no.9**.

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5. Detailed Budget

MEUR

Twinning Project - Phase II	EU Support					
	Investment Support	Institution Building	Total EU (=I+IB)	National Co-financing*	IFI*	TOTAL
Contract Task 1.12	-	0.80	0.80	0.04	-	0.84
Total	-	0.80	0.80	0.04	-	0.84

*provided by the MEWM’s budget

6. Implementation Arrangements

6.1 Implementing Agency

The **Implementing Agency** is the **Central Finance and Contracting Unit (CFCU)** within the Ministry Public Finance, which retains overall responsibility for the general, financial and administrative management of the project implementation including, contracting, managing the contracts, checking the invoices, payments, monitoring and reporting to NF and EC

Central Financing and Contracting Unit (CFCU)
Ministry of Public Finances
44, Mircea Voda Street, Bucharest 3, Romania
Phone: (0040-21) 326.87.33/326.55.55 extension 104
Fax (0040-21) 326.87.30
e-mail: carmenrosu@cfcu.ro

Contact person

Mrs. Carmen ROSU, Director, PAO
Phone: (0040-21) 326.87.33/326.55.55 extension 104
e-mail: carmenrosu@cfcu.ro

Implementing Authority

The **Implementing Authority** is the **Ministry of Environment and Water Management (MEWM)** which retains overall responsibility regarding technical aspects of the project implementation and the financial responsibility for providing parallel co-financing from the state budget.

Contact person

Liliana CHIRILA, Director, DSPO
Phone/Fax: (0040 -021) 300.77.77
e-mail: liliana.chirila@mmediu.ro

The **Beneficiary** of the twinning project is **REPA Bacau**

Contact person

Mr. Iulian Ionel MOVILA, Executive Director
Phone: (00 40- 0234) 52.46.91
e-mail: movila@arpmbc.ro; office@arpmbc.ro

In co-operation with MEWM, REPA Bacau is responsible for the operational management of the project: evaluation of the MS offers, preparation of twinning Contract, signature of the contract, monitoring and reporting on the implementation, approving the invoices for payment.

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6.2 Twinning

The Twinning components will follow the general rules of twinning projects. In the event that no suitable twinning proposal is forthcoming, this component of the project will instead be implemented through conventional technical assistance.

6.3 Non-standard aspects

There are no “non-standards aspects”. The “Practical Guide to PHARE, ISPA and SAPARD contract procedures” will be strictly followed.

6.4 Contract

2006

Twinning Contract/Task 1.12:

0.84 MEUR

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7. Implementation Schedule

7.1 Start of tendering/call for proposals:

12/2006

7.2 Start of project activity:

11/2007

7.3 Project Completion:

05/2009

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8. Equal Opportunity

Equal opportunity for men and women to participate in all the components of the project will be ensured. The Implementing Authority will develop parameters to monitor the ongoing equal opportunity to participate in the projects, and where unequal opportunity for participation is observed, will take necessary and appropriate actions.

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9. Environment

The programme has no negative effect on the environment. It will provide the basis for the enforcement of the environmental acquis.

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10. Rates of return

Financial rate of return %: N/A

Economic internal rate of return %: N/A

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11. Investment criteria

Not Applicable.

12. Conditionality and sequencing

Conditionality

- All the twinning components require the full commitment and participation of the senior management of the beneficiary institutions (REPAs, LEPAs, NEPA, MEWM and NEG). In addition to providing the twinning partner with adequate staff and other resources to operate effectively, the senior management must be fully involved in the development and implementation of the policies and institutional change required delivering the projects results;
- MEWM, NEPA, REPA and NEG will provide the necessary resources for smooth implementation of the twinning project;
- MEWM undertakes to finance any additional costs, which may arise in order to ensure timely completion of the project;

Sequencing

- The present twinning project is part of the 2004-2006 Phare programming exercise and represents a continuation of the first phase of the Phare 2004 twinning project at **REPA Bacau** (2005-2007);
- Project has been conceived on mandatory results to be obtained under first twinning phase as stated by Contract clauses.

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ANNEXES TO PROJECT FICHE

1. Logical framework matrix in standard format
2. Detailed implementation chart
3. Contracting and disbursement schedule by quarter for full duration of programme (including disbursement period)
4. Relevant Legislation on waste management sector

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ANNEX 1 - LogframeMatrix

2006, NATIONAL PHARE PROGRAMME FOR ENVIRONMENT

Strengthening the Capacity of the Regional Environmental Protection Agencies (REPAs), Local Environmental Protection Agencies (LEPAs) and National Environmental Guard (NEG) in Implementing, Monitoring and Enforcement of the Transposed Environmental Legislation

LOGFRAME PLANNING MATRIX FOR PROJECT		Programme name and number	PHARE/2006/018-147.03.03.01.06
Implementation and enforcement of the environmental acquis focussed on domestic waste management – Phase II		Contracting period expires 30/11/2008	Disbursement period expires 30/11/2009
		Total budget: 0.84 MEUR	Phare budget: 0.80 MEUR
Overall objective	Relates to Copenhagen criterion and Acquis chapter	List of other projects with same objective	
Strengthening the administrative, monitoring and enforcement capacities and capabilities at regional and local level in implementing the environmental acquis.	Romania’s negotiations on Chapter 22 - Environment	<ul style="list-style-type: none"> • Phare 1998 - “<i>Strengthen the Institutional and Administrative Capacity to Manage Environmental Policy in Romania in conformity with the Acquis Communautaire</i>”; 	

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		<ul style="list-style-type: none"> • Phare 2001 <i>“Twinning to further assist Romania in the transposition and implementation of legislation on Waste Management”</i>; • Phare 2001 RO 0107.15.03 – <i>“Environmental Cost Assessment and Investment Plans”</i>; • Phare 2003 - ‘Economic and Social Cohesion’ - two IB components and one investment component, as follows: <ul style="list-style-type: none"> • <i>Twinning to support Ministry of Environment and Water Management (MoEWM) in preparation of the multi-annual programming scheme under ESC;</i> • <i>Technical Assistance to support the implementation of the waste management investment/infrastructure</i>
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		<p><i>projects under ESC;</i></p> <ul style="list-style-type: none"> • Small-scale waste management investment scheme. • <u>2004-2006, Phare ESC</u> programme; • <u>Phare 2004</u> RO 2004/IB/EN/06 <i>“Implementation and enforcement of the environmental Acquis focussed on domestic waste management” - REPA Bacau;</i> • <u>Phare 2004</u> RO 2004/IB/EN/07 <i>“Implementation and enforcement of the environmental Acquis focussed on industrial waste management” - REPA Galati;</i> • <u>PHARE 2004</u> RO 2004/016-772.03.03/04.01 <i>‘Technical Assistance for</i>
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		<p><i>Elaborating the Regional Waste Management Plans’</i></p> <p>RO 2004/016-772.03.03/04.02 <i>‘Education and information campaigns on the waste management issues’</i></p> <p>RO 2004/016 - 772.03.03/04.03 <i>‘Waste from Electrical and Electronic Equipment (WEEE) Directive implementation’</i></p> <ul style="list-style-type: none"> • <u>2004-2006, Phare ESC</u> programme; • <u>Phare/2005/017-553.03.03/04.05</u> “Assistance in the preparation for compliance with provisions regarding temporary storage of waste”; • <u>Phare/2005/017-553.03.03/04.06</u> “Assistance in promoting solutions regarding recycling and use of recycled materials from End-of-Life Vehicles”; • <u>ISPA projects</u> - „Piatra Neamt Waste Management
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		<p>programme in Romania” and „Integrated municipal waste management system in Ramnicu Valcea”;</p> <ul style="list-style-type: none"> • JICA project - „The study on Master Plan for Hazardous Waste Management in Romania”. 	
Project purpose	Objectively Verifiable Indicators	Sources of Verification	Assumptions
<p>To continue supporting the Regional Environmental Protection Agency Bacau (REPA Bacau), the Local Environmental Protection Agencies (LEPAs) and the National Environmental Guard (NEG) commissariats within the region on their day-to-day responsibilities and functions related to the implementation, monitoring and enforcement of the transposed environmental legislation in accordance with their responsibilities established by law.</p>	<ul style="list-style-type: none"> • Obvious and measurable progress with the enforcement of the environmental legislation; • Staff adequately trained at regional and local level to enforce the environmental acquis; • Operation of REPA Bacau and LEPAs and NEG within the region on a professional basis. 	<ol style="list-style-type: none"> 1. Program evaluation reports; 2. Monitoring Reports prepared for Sector Monitoring Sub-Committees no.9; 3. Reports prepared for Joint Monitoring Committee (JMC); <ul style="list-style-type: none"> • National Development Plan; • Regional Development Plans; • Position Paper on chapter 22. 	<ul style="list-style-type: none"> • National legislation compliant with EU legislation; • Enforcement of directives is continued in a proactive way; • Adequate yearly allocation from state budget; • Adequate staff involved in data processing/management is recruited and regularly trained; • Successful implementation of the

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			<p>phase I of the 2004 Phare Twinning projects</p> <p>RO 2004/IB/EN/06 and RO 2004/IB/EN/07</p> <p>”Implementation and Enforcement of the environmental Acquis focussed on domestic/ industrial waste management – REPA Bacau/ REPA Galati (2005-2007).</p>
Results	Objectively Verifiable Indicators	Sources of Verification	Assumptions
<ul style="list-style-type: none"> Strengthened institutional capacities at regional and local levels in terms of good institutional management and technical performances of staff; All regional and local EPAs’ and NEG’s staff involved in permitting, monitoring and inspection trained and consequently, associated competencies, knowledge and skills significantly improved; Regional component of the relevant strategic and planning documents on 	<ul style="list-style-type: none"> Number of relevant strategic and planning documents on environmental protection elaborated/ reviewed during project lifetime; Number of staff from regional/local level involved in permitting, monitoring and 	<p>4. National/ Regional Development Plans;</p> <ul style="list-style-type: none"> Regional and Local Environmental Development Plans; Regional Action Plans; REPA’s and LEPA’s organizational structure; REPA’s and LEPA’s organizational plans; 	<ul style="list-style-type: none"> Horizontal and transparent co-operation between key stakeholders; Interest of beneficiary organizations for training component is obvious; Trained staff will continue developing activities at respective REPA/LEPAs and NEG;

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<p>environmental protection reviewed and improved/updated;</p> <ul style="list-style-type: none"> • Data collection/storage systems improved; • Programmes for remediation actions/measures of contaminated sites in the region developed; • Improved capacities and capabilities of IB to perform the delegated tasks regarding the implementation of SOP Environment; • REPA Bacau acting as Focal Point for the other REPAs/LEPAs/NEG/NEPA regarding the technically focussed activities in domestic waste management sector; • National guidelines/standards, procedure manuals provided by the Focal Point on its technically focussed activities disseminated; • Trained staff with well developed skills for the specific areas of the Focal Point; 	<p>inspection activities trained during project life-time/ Number of graduation certificates received/issued;</p> <ul style="list-style-type: none"> • Number and quality of Guidelines/Manuals/ Standard Procedures and other supporting documents prepared by RTA and the pool of STEs during twinning implementation and compliant with EU Directive’ requirements; 	<ul style="list-style-type: none"> • Training and familiarization programs; • Training reports; • Guidelines and procedure manuals of similar programs in EU member states as example; • Twinning and TA project reports (monthly TPRs) and documentation; • Minutes of the Project Steering Committee meetings; • Minutes of the Phare Unit’s Monthly Reports; • Minutes of the Weekly-Meeting acc. to EDIS procedures requirements; • Documents on monitoring project implementation prepared under EDIS procedures (checklists) - Phare PIU/MEWM; • Single Monitoring Information System (SMIS).
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Activities	Means		Assumptions
<p><i>Institutional Capacity</i></p> <ul style="list-style-type: none"> • To assess the existing institutional capacities, at regional and local levels with respect to expected performances of staff on their daily tasks and responsibilities as were established by law (SWOT/GAP analysis); to assess the status of fulfilling the recommendations made by the previous twinning project; • To make recommendations to optimise the institutional capacity; up-date training needs assessment (GAP filling); elaborate strategy on personnel development; • To design training programmes for REPA/LEPAs/NEG staff - on medium and long-run - on specific environmental protection issues based on results of the training needs assessment; <p><i>Environmental Planning and Policy:</i></p> <ul style="list-style-type: none"> • To review, update and monitor the implementation of the Regional and 	<ul style="list-style-type: none"> • One Twinning Contract for 18 months; • EDIS parallel-financial management of the TW's budget and national contribution (CFCU/MPF and MoEWM); • Member State RTA; BC counterpart to RTA; • Pool of short-term experts supporting daily activities; • Pool of short-term experts supporting technical focused activities; • Secretarial services and logistical support provided throughout twinning project implementation; • (Trained) staff 		<ul style="list-style-type: none"> - Project's activities are starting in due time; - Appropriate communication and collaboration between project stakeholders; - Staff turnover is limited; - Training is successfully carried out; - Qualified experts identified and rapidly mobilized.

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<p>Local Environmental Action Plans;</p> <p><i>Integrated Permitting Procedure</i></p> <ul style="list-style-type: none"> • To support REPAs in reviewing the environmental integrated permits; • To support daily activities related to the integrated permitting procedure including monitoring of compliance; • To provide periodical training sessions for staff directly involved in permitting procedure and for IPPC applicants, on general and specific issues related IPPC and on environmental management system (EMS). <p><i>Waste management</i></p> <ul style="list-style-type: none"> • To monitor the implementation of the Regional Waste Management Plan; • To support the optimisation of data collection system; <p><i>Air quality and climate change</i></p> <ul style="list-style-type: none"> • To monitor the implementation of the Action Plans and Programmes for Air Quality Management; • To support the optimisation of the reporting system on air quality; 	<p>employees of REPA Bacau and subordinated LEPAs and NEG;</p> <ul style="list-style-type: none"> • Training modules. 		
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<ul style="list-style-type: none"> • To support reviewing/up-dating of climate change permits; • To support monitoring of compliance of regional operators developing specific activities with effect on earth climate. <p><i>Biodiversity and nature protection</i></p> <ul style="list-style-type: none"> • To up-date inventories of species and natural habitats; • To support monitoring the status of existing protected areas network; • To provide training to improve knowledge and skills of target public institutions involved in biodiversity and nature protection sector; • To support up-dating the data collection/storage on nature protection; <p><i>Soil/subsoil protection and ecological reconstruction</i></p> <ul style="list-style-type: none"> • Support in permitting procedures for soil/subsoil remediation works/projects that need environmental agreement/permit; • Provide adequate training to staff involved in the analyse of application 			
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<p>forms for remediation works/projects to further issuing the environmental agreement/permit;</p> <ul style="list-style-type: none"> • Support to develop analysis programmes for contaminated sites to substantiate remediation actions/measures at regional level; • Support to staff in developing a practical trial, for the most representative ‘case-study’ (complex contaminated site) in the region. <p><i>Chemicals</i></p> <ul style="list-style-type: none"> • Provide support to monitor the use and trade of restricted chemical substances; • Support to identify economic agents that develop activities involving persistent, bio-accumulable and toxic chemical substances (PBT, CMR) according to REACH procedure. <p><i>Horizontal legislation</i></p> <ul style="list-style-type: none"> • Support to REPA staff to apply EIA procedure for projects to be financed from Structural and Cohesion Funds (SCFs); • To support reviewing the evaluation of the EIA/SEA studies’ reports and 			
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<p>subsequently related permitting process;</p> <p><i>Structural Instruments</i></p> <ul style="list-style-type: none"> • Support in programming and project monitoring & reporting activities; • Support in projects’ financial management and control. <p><u>II. Technical focussed activities</u></p> <ul style="list-style-type: none"> • Support to assess feasibility of new technological approaches to be applied for household waste sorting/treatment in the context of the Regional Plan for Municipal Waste Management, including associated investment costs (population acceptance based on Romanian economic situation); • Support to elaborate modern approaches related implementation of the future EU legislation requirements in the field of biodegradable household waste; • Support to take-over and harmonize Romanian legislation with latest EU legislation in the domestic waste management domain; • To advise the other RTAs/ STEs from the other twinning projects with specific activities related to urban and rural waste management issues whenever the case; • To assist in developing the communication 		
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and exchange of information network /progress related to the urban and rural waste management, REPA Bacau getting the position of <i>‘Focal Point’</i> among other REPAs and LEPAs.			
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ANNEX 2

Detailed implementation chart

Implementation and Enforcement of the Environmental Acquis Focused on Domestic Waste Management – REPA Bacau

Years	2006					2007					2008					2009																																						
Calendar months	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D												
Activities																																																						
Standard Summary	D	D	D	D	D	D	c	c	c	c	c	c	S	S	C	C	C	N	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I	I																			
Twinning Fiche – F6							c	c	c	c	c	c						I																																				

Legend:

- D = Design of the Twinning Fiche
- cc = twinning fiche is circulating in MS homologues administration
- S = Selection of the Twinning MS partner
- C = Contracting
- N = Notification of Contract
- I = Implementation of the Twinning

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ANNEX 3

Cumulative contracting and disbursement schedule by quarter for full duration of the programme

Implementation and Enforcement of the Environmental Acquis Focused on Domestic Waste Management – REPA Bacau

Components	Cumulative contracting schedule by quarter in MEUR (planned)																Total Phare Allocation
	2007				2008				2009				2010				
	I	II	III	IV	I	II	III	IV	I	II	III	IV	I	III	III	IV	
Twinning project – (2007-2009)				0.8	0.8	0.8	0.8	0.8	0.8	0.8	0.8	0.8					0.80
Total contracting:				0.8	0.8	0.8	0.8	0.8	0.8	0.8	0.8	0.8					0.80
Components	Cumulative disbursement schedule by quarter in MEUR (planned)																Total Phare Allocation
	2006				2007				2008				2009				
	I	II	III	IV	I	II	III	IV	I	II	III	IV	I	III	III	IV	
Twinning project – (2007-2009)				0.3	0.4	0.5	0.6	0.7	0.8	0.8	0.8	0.8					0.80
Total disbursement:				0.3	0.4	0.5	0.6	0.7	0.8	0.8	0.8	0.8					0.80

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ANNEX 4 – Waste Management relevant legislation

EU Measures	National Measures	Current status of measure (OJ No or Draft)	Transposition	Responsible Authority	Date of actual/proposed entry into force
<p>Council Directive 78/176/EEC of 20 February 1978 on waste from the titanium dioxide industry amended by 382L0883 from 10/12/1982, 383L0029 from 28/01/1983, 391L0692 from 23/12/1991 incorporated by 294A0103(70)</p>	<p>MO No 751/23.11.2004 of MEWM and No 870/15.12.2004 of MET (OJ No 10/05.01.2005) regarding waste management from titanium dioxide industry</p>	<p>OJ No 10/05.01.2005</p>	<p>F</p>	<p>MEWM MET</p>	<p>05.01.2005</p>
<p>Council Directive 82/883/EEC of 3 December 1982 on procedures for the surveillance and monitoring of environments concerned by waste from the titanium dioxide industry, amended by 185IN01/10 from 01/01/1986, 194NN01/08/A from 01/01/1995, incorporated by 294A0103(70), amended by 303R0807 from 05/06/2003</p>	<p>MO No 751/23.11.2004 of MEWM and No 870/15.12.2004 of MET (OJ No 10/05.01.2005) regarding waste management from titanium dioxide industry</p>	<p>OJ No 10/05.01.2005</p>	<p>F</p>	<p>MEWM MET</p>	<p>05.01.2005</p>

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	industry				
Council Directive 92/112/EEC of 15 December 1992 on procedures for harmonizing the programmes for the reduction and eventual elimination of pollution caused by waste from the titanium dioxide industry corrected by 392L0112R(01)	MO No 751/23.11.2004 of MEWM and No 870/15.12.2004 of MET (OJ No 10/05.01.2005) regarding waste management from titanium dioxide industry	OJ No 10/05.01.2005	F	MEWM MET	05.01.2005
Council Directive 89/369/EEC of 8 June 1989 on the prevention of air pollution from new municipal waste incineration plants Repealed by Directive 2000/76/EC of the European Parliament and of the Council of 4 December 2000 on the incineration of waste from 28/12/2005	MO No 756/26.11.2004 (OJ No 86 bis /26.01.2005) for approval of Technical Norms on waste incineration	OJ No 86 bis /26.01.2005	N	MEWM	26.01.2005
	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000

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	GD No 268/31.03.2005 (OJ No 332/20.04.2005) for the amendment of GD No 128/2002 on incineration of waste	OJ No 332/20.04.2005	P	MEWM MH MAI	20.04.2005
	GD No 128/14.02.2002 (OJ No 160/06.03.2002) regarding waste incineration	OJ No 160/06.03.2002	P	MEWM MH MAI	06.04.2002
Council Directive 89/429/EEC of 21 June 1989 on the reduction of air pollution from existing municipal waste incineration plants					
Repealed by Directive 2000/76/EC of the European Parliament and of the Council of 4 December 2000 on the incineration of waste from 28/12/2005					
Council Directive 94/67/EC of 16 December 1994 on the incineration of hazardous waste	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000
Amended by 303R1882 (Replacement ART 16 from 20/11/2003)					

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	MO No 940/07.09.2005/MEWM and 698/2005/MH (OJ No 858/23.09.2005) on Evaluation Criteria for thermal sterilization equipment of dangerous waste from medical activity.	OJ No 858/23.09.2005	N	MH MEWM	23.10.2005
	MO No 756/26.11.2004 (OJ No 86 bis /26.01.2005) for approval of Technical Norms on waste incineration	OJ No 86 bis /26.01.2005	N	MEWM	26.01.2005
	GD No 268/31.03.2005 (OJ No 332/20.04.2005) for the amendment of GD No 128/2002 on incineration of waste	OJ No 332/20.04.2005	F	MEWM MH MAI	20.04.2005

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	GD No 128/14.02.2002 (OJ No 160/06.03.2002) regarding waste incineration	OJ No 160/06.03.2002	P	MEWM MH MAI	06.04.2002
Directive 2000/76/EC of the European Parliament and of the Council of 4 December 2000 on the incineration of waste	Joint MO MEWM and MH No. 1248/1426/07.12.2005/19.12.2005 (OJ No. 21/10.01.2006) on amending of Annex 1 of MO No 698/940/10.08.2005 on approval of the evaluation criteria for neutralization equipment by thermic sterilization of the medical waste	OJ No. 21/10.01.2006	N	MEWM MH	10.01.2006

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	MO No. 1274/14.12.2005 (OJ No. 1180/28.12.2005) on issuing the environmental permit for simplified closure of non-compliance waste landfill and incineration.	OJ No. 1180/28.12.2005	N	MEWM	28.12.2005
	MO No. 698/940/10.08.2005 (OJ No. 858/23.09.2005) on approval of the evaluation criteria for neutralization equipment by thermic sterilization of the medical waste	OJ No. 858/23.09.2005	P	MEWM MH	10.01.2006

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	MO MH No 997/11.08.2004 (OJ No. 771/23.08.2004) on the completion and amendment of MO MH No 219/2002 on medical waste incineration	OJ No. 771/23.08.2004	N	MH	23.08.2004
	MO MH No 1029/18.08.2004 (OJ No. 853/17.09.2004) on the completion and amendment of MO MH No 219/2002 on medical waste incineration	OJ No. 853/17.09.2004	N	MH	17.09.2004
	MO No 756/26.11.2004 for the approval of Technical normative on incineration of waste (OJ No 86 bis/26.01.2005) – repealed MO No 1215/2003	OJ No 86 bis/26.01.2005	N	MEWM NEG	26.01.2005

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	GD No 268/31.03.2005 (OJ No 332/20.04.2005) for the amendment of GD No 128/2002 on incineration of waste	OJ No 332/20.04.2005	P	MEWM MH MAI	20.04.2005
	GD No 128/14.02.2002 (OJ No 160/06.03.2002) regarding waste incineration	OJ No 160/06.03.2002	P	MEWM MH MAI	06.04.2002
	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000
Commission Decision No 96/302/EC of 17 April 1996 establishing a format in which information is to be provided pursuant to Article 8 (3) of Council Directive 91/689/EEC on hazardous waste (Text with EEA relevance)					
Commission Decision No 97/283/EC of 21 April 1997 on harmonized measurement methods to determine the mass concentration of dioxins and furans in atmospheric	-				

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emissions in accordance with Article 7 (2) of Directive 94/67/EC on the incineration of hazardous waste					
Council Directive 75/439/EEC of 16 June 1975 on the disposal of waste oils amended by Directives 87/101/EEC, 91/692/EEC and 2000/76/EC (partial repeal from 28/12/2005) and incorporated by 294A0103(70)	GD No 662/12.07.2001 (OJ No 446/08.08.2001) on the disposal of the waste oils	OJ No 446/08.08.2001	P	MWEP MIR NEG	08.02.2002
	GD No 441/30.04.2002 (OJ No 325/16.05.2002) amending GD No 662/2001(OJ No 446/08.08.2001) regarding the waste oils disposal	OJ No 325/16.05.2002	P	MWEP MIR	16.05.2002
	GD No. 1159/02.10.2003 (OJ No 715/14.10.2003) amending GD No 662/2001(OJ No 446/08.08.2001) regarding the waste oils disposal	OJ No 715/14.10.2003	P	MWEP MIR	14.10.2003

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<p>Council Directive 75/442/EEC of 15 July 1975 on waste amended by Directives 91/156/EC, 91/692/EC, Decision 96/350/EC and Regulation 2003/1882/EC</p> <p>Incorporated by 294A0103(70)</p>	<p>GD No 1470/09.09.2004 (OJ No 954/18.10.2004) on the approval of the Strategy and the National Plan for Waste Management</p>	<p>OJ No 954/18.10.2004</p>	<p>N</p>	<p>MEWM</p>	<p>18.10.2004</p>
	<p>GD No 856/16.08.2002 (OJ No 659/05.09.2002) regarding the evidence of waste management and for the approval of the list of wastes, including hazardous wastes</p>	<p>OJ No 659/05.09.2002</p>	<p>F</p>	<p>MWEP EPAs</p>	<p>05.09.2002</p>

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	GD No 918/22.08.2002 (OJ No 686/17.09.2002) on establishing the framework procedure for environmental impact assessment and approves the list of private or public projects to which the procedure must be applied	OJ No 686/17.09.2002	N	MEWM	15.01.2003
	MO No. 1037/25.10.2005 (OJ No. 985/07.11.2005) for the amendment of MO No 860/2002, for approval of the procedure for the environmental impact assessment and the environmental permit issuing.	OJ No. 985/07.11.2005	N	MEWM	07.11.2005

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	MO No 860/26.09.2002 (OJ No 52/30.01.2003) on the approval of the procedure for environmental impact assessment and the issuance of environmental agreement	OJ No 52/30.01.2003	N	MWEM	30.01.2003
	MO No 863/26.10.2002 (OJ no 52/30.01.2002) on approval of methodological guide applicable for the stage of the environmental impact assessment frame procedure	OJ no 52/30.01.2002	N	MWEM	30.01.2003
	MO No 757/26.11.2004 (OJ No 86/26.01.2005) on the approval of the Technical Norms regarding the landfill of waste	OJ No 86/26.01.2005	N	MEWM	27.02.2005

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	MO No 1230/30.11.2005 (OJ No 1101/07.12.2005) amending Annex of MO No 757/26.11.2004 (OJ No 86/26.01.2005) on the approval of the Technical Norms regarding the landfill of waste	OJ No 1101/2005	N	MEWM	07.12.2005
	GD No 128/14.02.2002 (OJ No 160/06.03.2002) regarding waste incineration	OJ No 160/06.03.2002	P	MEWM MH MAI	06.03.2002
	GD No 268/31.03.2005 (OJ No. 332/28.04.2005) regarding waste incineration	OJ No. 332/28.04.2005	P	MEWM MH MAI	20.04.2005

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	MO No 756/26.11.2004 on the approval of the Technical Norms regarding the incineration of waste		P	MEWM	26.02.2005
	MO No 818/17.10.2003 (OJ No 800/13.11.2003) on the approval of issuing procedure of the integrated environmental permit	OJ No 800/13.11.2003	N	MAFWE	13.11.2003
	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000
Commission Decision No 76/431/EEC of 21 April 1976 setting up a Committee on Waste Management, amended by 179HN01/13, 185IN01/10 and 103TN02/16A	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ	OJ No 283/22.06.2000	F	MWEP MET MAI MH	22.07.2000

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	No 411/25.07.2001)			MPWTH	
Commission Decision No 94/3/EC of 20 December 1993 establishing a list of wastes pursuant to Article 1a of Council Directive 75/442/EEC on waste (See Decision 2000/532/EC – OJ No 226/06.09.2000, p.3)	-				
Council Decision No 94/904/EC of 22 December 1994 establishing a list of hazardous waste pursuant to Article 1 (4) of Council Directive 91/689/EEC on hazardous waste (See Decision 2000/532/EC – OJ No 226/06.09.2000, p.3)	-				
Commission Decision No 2000/532/EC of 3 May 2000 replacing Decision 94/3/EC establishing a list of wastes pursuant to Article 1(a) of Council Directive 75/442/EEC on waste and Council Decision 94/904/EC establishing a list of hazardous waste pursuant to Article 1(4) of Council Directive 91/689/EEC on hazardous waste (notified under document number C(2000) 1147) (Text with EEA relevance), amended by Decisions 2001/118/EC, 2001/119/EC, 2001/573/EC	GD No 856/16.08.2002 (OJ No 659/05.09.2002) on the evidence of the waste management and for the approval of the list of waste including hazardous waste	OJ No 659/05.09.2002	F	MWEP	05.09.2002

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<p>Council Directive 96/59/EC of 16 September 1996 on the disposal of polychlorinated biphenyls and polychlorinated terphenyls (PCB/PCT)</p>	<p>GD No 291/07.04.2005 (OJ No 330/19.04.2005) amending GD No 173/2000 on the special regime of the management and control of PCBs and other similar compounds</p>	<p>OJ No 330/19.04.2005</p>	<p>N</p>	<p>MEWM</p>	<p>19.04.2005</p>
	<p>MO No 1018/2005 (OJ No 966/01.11.2005) for the establishment of the Technical Secretariat for PCB compounds control and management within the Directorate for Waste and Dangerous Chemicals Management (Which repealed MO No 279/03.04.2002)</p>	<p>OJ No 966/01.11.2005</p>	<p>N</p>	<p>MWEP</p>	<p>01.11.2005</p>

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	GD No 173/13.03.2000 (OJ No 131/28.03.2000) on regulating the special regime regarding the management and effects control of the PCBs and other similar components	OJ No 131/28.03.2000	F	MWEP MIR MH MPWTH	28.03.2000
Commission Decision 2001/68/EC of 16 January 2001 establishing two reference methods of measurement for PCBs pursuant to Article 10(a) of Council Directive 96/59/EC on the disposal of polychlorinated biphenyls and polychlorinated terphenyls (PCBs/PCTs)	-				

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<p>Council Directive 91/689/EEC of 12 December 1991 on hazardous waste corrected by Directive 91/689/EC(01) amended by Directive 94/31/EC</p>	<p>Joint MO MEWM and MH No. 1248/1426/07.12.2005/19.12.2005 (OJ No. 21/10.01.2006) on amending of Annex 1 of MO No 698/940/10.08.2005 on approval of the evaluation criteria for neutralization equipment by thermic sterilization of the medical waste</p>	<p>OJ No. 21/10.01.2006</p>	<p>N</p>	<p>MEWM MH</p>	<p>10.01.2006</p>
	<p>MO No 698/940/10.08.2005 (OJ No 858/23.09.2005) on approval of the evaluation criteria for neutralization equipment by thermic sterilization of the medical waste</p>	<p>OJ No 858/23.09.2005</p>	<p>N</p>	<p>MEWM MH</p>	<p>10.01.2006</p>

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	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000
	GD No 856/16.08.2002 (OJ No 659/05.09.2002) regarding the evidence of waste management and for the approval of the list of wastes, including hazardous waste	OJ No 659/05.09.2002	P	MWEP	05.09.2002

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<p>Council Directive 86/278/EEC of 12 June 1986 on the protection of the environment, and in particular of the soil, when sewage sludge is used in agriculture amended by Directive 91/692/EC, 194NN01/08/F and 303R0807</p>	MO No 344/16.08.2004 of MEWM and No 708/01.10.2004 of MAFRD (OJ No 959/19.10.2004) on the approval of the Technical Norms concerning the protection of the environment, and in particular of the soil, when sewage sludge is used in agriculture	OJ No 959/19.10.2004	P	MEWM MAFRD	19.10.2004
	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000

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<p>Council Directive 91/157/EEC of 18 March 1991 on batteries and accumulators containing certain dangerous substances implemented by Directive 93/86/EC incorporated by 294A0103(52) Amended by Directive 98/101/EC</p>	GD No 1057/18.10.2001 (OJ No 700/05.11.2001) on bateries and accumulators containing certain dangerous substances	OJ No 700/05.11.2001	P	MWEP MIR NEG	05.05.2002
	EGO No 78/16.06.2000 (OJ No 283/22.06.2000) on waste regime approval by Law No 426/18.07.2001 (OJ No 411/25.07.2001)	OJ No 283/22.06.2000	P	MWEP MET MAI MH MPWTH	22.07.2000
<p>Commission Directive 93/86/EEC of 4 October 1993 adapting to technical progress Council Directive 91/157/EEC on batteries and accumulators containing certain dangerous substances</p>	GD No 1057/18.10.2001 (OJ No 700/05.11.2001) on batteries and accumulators containing certain dangerous substances	OJ No 700/05.11.2001	P	MWEP MIR	05.05.2002

Legend:

MEWM – Ministry of Environment and Water Management

MET- Ministry of Economy and Trade

MAI – Ministry of Administration and Interior

MAFRD – Ministry of Agriculture, Forestry and Rural Development

MH – Ministry of Health