

Mr. Klaus Berend
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European Commission
Directorate-General for Enterprise and Industry
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Position Paper on digestate and REACH

Dear Mr. Berend,

During the ongoing End of Waste process for digestate and compost we heard for the first time that under certain conditions digestate, the second product of anaerobic digestion, could possibly fall under REACH regulation.

On 4 June 2013 European Biogas Association, German Biogas Association and representatives of DG Environment and DG Enterprise discussed on the phone conference the digestion process, the differences between anaerobic digestion and composting as well as scope of the Regulation and the potential consequences of REACH on the biogas industry. The Commissions' representatives requested EBA to provide a document about the biogas technology, digestate and composition of this product to compost. In addition, a formal statement on exclusion from Register based on Regulation and Annex V should be provided by the associations.

This position paper represents the arguments of the biogas industry on digestate exemption from REACH. We hope that this paper will bring you a proper insight into the topic and will enable you to take an appropriate decision. We are looking forward to receiving your reply.

Sincerely,



Franz Kirchmeyr
Vice-President EBA



Claudius Costa da Gomez
General Manager Fachverband Biogas

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