

Brussels, 23 April 2013

To: Mr Serge Roudier (Head of the EIPPCB)
To: Mr Miguel Rodrigo and Gianluca Cusano (NFM BREF Team)

Dear Sirs,

The NFM Industry welcomed the release of the 3rd Draft of the Non-Ferrous Metals BREF on 28 February 2013. We believe that the excellent cooperation experienced between the authors and all the volunteers from the Technical Working Group will facilitate the exchange of views and the achievement of the primary goal of having a good quality & representative BREF document.

And it is precisely with regard to the **representativeness of the document** that we have decided to remind you of one of our concerns from the past: **the deletion of the Refractory Metals chapter and references in the common sections.**

While we fully understand that your main argument was that you considered there was a lack of information, we would like to point out once again the fact that some producers did give input on separate occasions since 2008; and we as TWG members feel it is our duty to give the right to the producers of some of these metals to appear in the BREF Document. We must stress here the fact that communicating the importance of the BREF document and the review process to all the producers of these metals has not been an easy task. Many of them are SMEs with limited resources, who are unable to be as proactive as we could have wished

We are very much aware of the importance of being part of the BREF Document in order to facilitate a smooth transition from IPPC to IE Directives, and also set the right framework for all current and future producers of these metals in the EU. We really appreciate and acknowledge the BREF as a shared European "emission culture" that has been created in order to set the frame for the existing EU-wide Best Available Techniques and their Associated Emission Limit Values, and therefore firmly believe that a common framework is really important, but not forgetting to include the smaller industries such as Refractory Metals. We **therefore propose that the EIPPCB reconsider the inclusion of Tungsten**, whose producers – even though they are a very reduced number in the EU nowadays – are willing to cooperate.

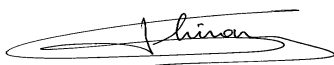
Any other alternative than being part of the BREF Document would not be consistent with the provisions in the Industrial Emissions Directive.

We believe that, this being the first time we are facing such a particular situation with a BREF document, we should all reconsider the way in which the process is going to function for these sections, including deadlines and evaluation of information in the various sections.

With this letter we simply wish to stress the interest we have received from these producers and hope you will hear our message; we are of course always open for discussion via conference call in order to find an adequate solution together. Let us also emphasize that the colleagues at the International Tungsten Industry Association are willing to cooperate and coordinate any technical requests.

Naturally, we will address this message following the official commenting procedure with its deadline on 26th April.

Yours sincerely,



Guy Thiran
Director General of EUROMETAUX
on behalf of the Austrian Non-Ferrous Metals Federation and the International Tungsten Industry Association