



# **UKRAINE ON THE PATH**

**OF IMPLEMENTATION  
OF IED AND BREF/BATs**

# **CURRENT ENVIRONMENTAL REGULATORY CONTEXT FOR INDUSTRIAL EMISSIONS**



**PERMIT FOR  
EMISSIONS OF  
POLLUTANTS INTO  
THE ATMOSPHERIC  
AIR**  
by stationary  
sources



**PERMIT FOR  
SPECIAL WATER  
USE**  
(ground and  
surface water)



**PERMIT FOR  
DISCHARGES OF  
INDUSTRIAL  
WASTEWATER IN  
THE CENTRALIZED  
WATER  
DISTRIBUTION  
SYSTEM**



**PERMIT FOR  
WASTE  
MANAGEMENT**



**HAZARDOUS  
WASTE  
MANAGEMENT  
LICENSE**

# **BACKGROUND**

## of IED implementation in Ukraine

**2011**

The Treaty on the Establishment of the Energy Community entered into force for Ukraine

**2014**

Association Agreement between EU and Ukraine is signed (more than **30 directives in environmental area**, including IED entered in force)

**2022**

Ukraine was **granted EU candidate status in June 2022**

# IED IMPLEMENTATION in Ukraine

**DECEMBER 2019**

Action Plan to the  
Concept is approved  
by the Government

**Scheduled till the  
end of 2023**

Draft law on  
Integrated permit is  
adopted

**IN 1 YEAR** - Law in  
force

(\*after Law adoption)  
Development and  
adoption  
of 22 by-laws



**MAY 2019**

Policy Concept on IED  
implementation is  
approved by the  
Government

**OCTOBER 2019**

Draft law on  
Integrated permit is  
developed

**2024**

(\*depends on draft Law  
adoption)  
Electronic system to  
issue integrated  
permits is in place

**IN 1 YEAR** (\*after  
Law in force)  
Issuing integrated  
permits

# **ELEMENTS OF THE** UKRAINIAN DRAFT LAW ON IED



New permitting  
procedure:  
**INTEGRATED  
ENVIRONMENTAL  
PERMIT**



**TRANSPARENT  
AND USER-  
FRIENDLY  
ELECTRONIC  
SYSTEM** for issuing  
an integrated  
permit and  
communicating  
with stakeholders



**REPORTING AND  
MONITORING**  
compliance with  
the terms of the  
integrated permit



**BREFs/BAT**  
introduction

# KEY POINTS OF THE DRAFT LAW



## EU INTEGRATION

Gradual transition to BREF/BAT approach modernization of industrial installations



## INTEGRATED APPROACH

Introduction of the integrated approach to industrial pollution regulation



## AUTOMATION

of filling out documents for obtaining a permit – special forms developed



## DEREGULATION

Introduction of 1 integrated environmental permit instead of 3 (reducing the number of permits)



## DIGITALIZATION

Digitalization of the permitting procedure. Possibility to submit public comments and suggestions online



## DIALOG WITH BUSINESS

Introduction of a consultation procedure for operators of installation with the permitting authority on the application for an integrated environmental permit



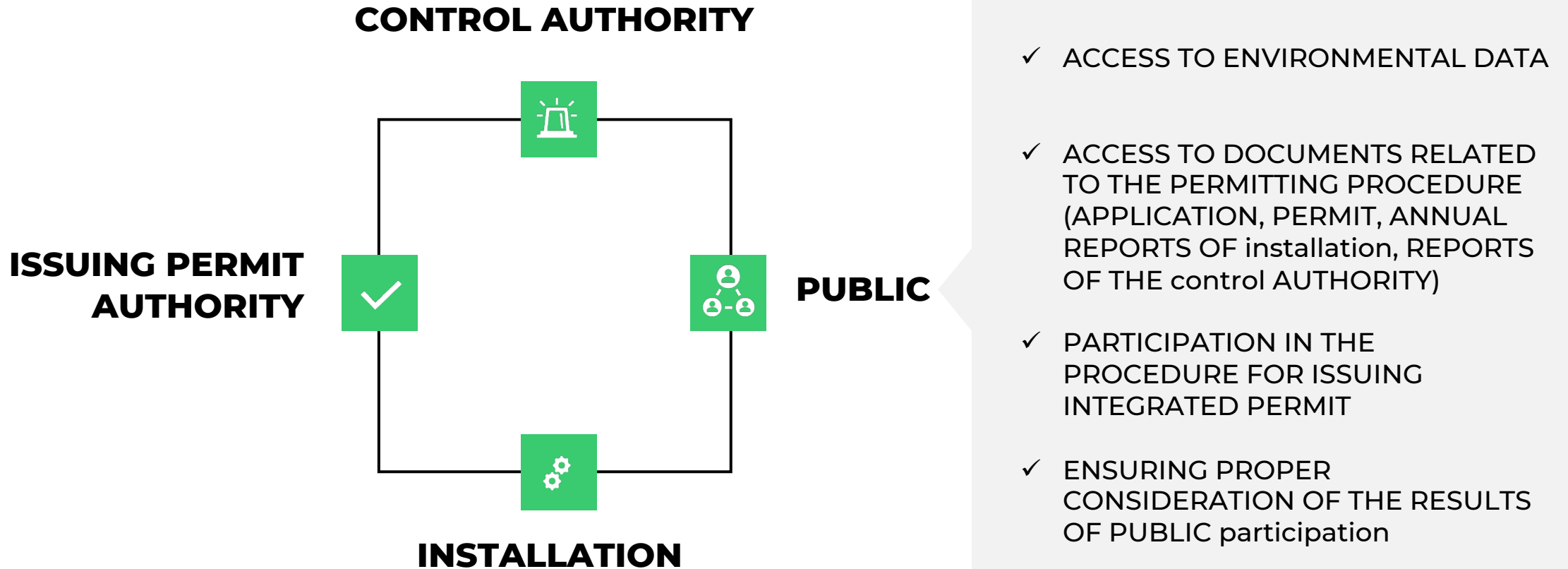
## TRANSITION PERIOD FOR CURRENT INSTALLATIONS

Transitional conditions of the integrated environmental permit for existing installations



## HARMONIZATION WITH OTHER LEGISLATION THAT IS DYNAMICALLY REFORMING

# **STAKEHOLDER'S COOPERATION**



## WHAT IS DONE



**DEVELOPMENT OF  
DRAFT LAW AND  
BY-LAWS FOR THE  
IMPLEMENTATION  
OF THE LAW**

*(more than 60%  
have been  
developed)*



**TRANSLATION  
BREF/REF  
INTO UKRAINIAN:**

13 translated into  
Ukrainian



**DEVELOPMENT  
OF AN  
ELECTRONIC  
SYSTEM:**

Register of integrated  
permits  
(launch – 2024, GIZ)



**OPTIMIZATION OF  
INSTITUTIONAL  
CAPACITY:**

Established  
Industrial Pollution  
Prevention and  
Climate Policy  
Department in  
MinEnvironment:  
- Industrial  
Pollution  
Prevention Policy  
Division  
- Division of  
Environmental  
Audit and  
Implementation of  
BAT



# **BREFs/BATCs**

## **TRANSPOSITION PROCESS:**

- In June 2023 Ukraine obtained the Observer status under Article 13 IED
- During 2023 10 BREFs/REF translated into Ukrainian were published on the Ministry's of Environment website and presented to stakeholders
- 5 sectoral WGs were created by the Ministry's orders, other WGs are in process of preparation
- 10 meetings of WGs held to discuss translated into Ukrainian and published BREFs
- organized 4 roundtables to discuss the published BREFs/REF. The last roundtable was held in September 2023, with involvement of international speakers from the European IPPC Bureau, OECD and representatives of Czech Republic Ministry of Environment

**BECAUSE OF THE RUSSIAN  
WAR AGAINST UKRAINE,  
AFTER FEBRUARY 2022:**

near

**426**

**Installations are  
damaged or destroyed**

among them near

**222**

**big industrial  
installations**

near

**\$11,4** bln

**estimated industrial  
losses and enterprise  
losses**

**IED implementation in  
Ukraine is a gradual  
transition to unified  
European rules and BAT  
approach, introduction of  
modern efficient  
technologies and is one  
of the **KEY ELEMENTS  
FOR THE GREEN  
RECOVERY OF UKRAINE****