



CONTENT

- Legale framework for SEVESO III implementation
- Obligations
- Inspection
 - Example of inspection of a petroleum storage depot
- Conclusion

LEGAL FRAMEWORK (1999)

- **Convention on the Transboundary Effects of Industrial Accidents (ratified 1999)**
- **Environmental Protection Act (Official Gazette No. 82/94, 128/99)**
- **Regulation on Environmental Protection Emergency Plan (Official Gazette No. 82/99, 86/99, 12/01)**



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STATUS OF CONVENTION IN 2016

- 27 SIGNATORIES
- 41 PARTIES
- Albania 1994
- FYR Macedonia 2010

6. CONVENTION ON THE TRANSBOUNDARY EFFECTS OF INDUSTRIAL ACCIDENTS

Helsinki, 17 March 1992

ENTRY INTO FORCE

REGISTRATION:

STATUS:

TEXT:

19 April 2000, in accordance with article 30(1).

19 April 2000, No. 36805.

Signatories: 27 Parties: 41.

United Nations, Treaty Series, vol. 2105, p. 457.

Document ECE/CP.TEIA/15/Add.1 (Amendments to Annex I of Convention) ¹

Document ECE/CP.TEIA/30/Add.1 (Decision 2014/2 Amending Annex I to the Convention) ²

Note: The Convention was adopted by the Senior Advisers to the Economic Commission for Europe Governments on Environmental and Water Problems at their Revised Fifth Session held at Helsinki from 17 to 18 March 1992. The Convention was opened for signature at Helsinki from 17 to 18 March 1992 and was open for signature at United Nations Headquarters in New York until 18 September 1992.

Participant	Signature	Ratification, Accession(s), Approval(AA)	Participant	Signature	Ratification, Accession(s), Approval(AA)
Albania	18 Mar 1992	5 Jun 1994	Lithuania	18 Mar 1992	2 Nov 2000
Armenia	18 Mar 1992	21 Feb 1997 a	Luxembourg	20 May 1992	8 Aug 1994
Azerbaijan	18 Mar 1992	4 Aug 1999	Monaco		28 Aug 2001 a
Belarus		16 Jun 2004 a	Montenegro		19 May 2009 a
Belgium	18 Mar 1992	25 Jun 2003 a	Netherlands ³	18 Mar 1992	6 Nov 2006 A
Bosnia and Herzegovina		6 Apr 2006	Norway	18 Sep 1992	1 Apr 1993 AA
Bulgaria	18 Mar 1992	12 May 1995	Poland	18 Mar 1992	8 Sep 2001
Canada	18 Mar 1992	20 Jun 2000 a	Portugal	9 Jun 1992	2 Nov 2006
Croatia		31 Aug 2005 a	Republic of Moldova		4 Jan 1994 a
Cyprus		12 Jun 2000 a	Romania		22 May 2003 a
Czech Republic	18 Mar 1992	28 Mar 2001 AA	Russian Federation	18 Mar 1992	1 Feb 1994 A
Denmark ⁴	18 Mar 1992	17 May 2000	Serbia		31 Jul 2009 a
Estonia	18 Mar 1992	24 Apr 1998 AA	Slovakia		9 Sep 2003 a
European Union ⁵	18 Mar 1992	13 Sep 1999 A	Slovenia		13 May 2002 a
Finland	18 Mar 1992	3 Oct 2003 AA	Spain	18 Mar 1992	16 May 1997
France	18 Mar 1992	9 Sep 1998	Sweden	18 Mar 1992	22 Sep 1999
Germany	18 Mar 1992	2 Jul 2002	Switzerland	18 Mar 1992	21 May 1999
Greece	18 Mar 1992	11 Jun 2001 a	The former Yugoslav Republic of Macedonia		2 Mar 2010 a
Hungary	18 Mar 1992	29 Jun 2004	United Kingdom of Great Britain and Northern Ireland	18 Mar 1992	5 Aug 2002
Italy	18 Mar 1992		United States of America	18 Mar 1992	
Kazakhstan					
Latvia					

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ENVIRONMENTAL PROTECTION

EMERGENCY PLAN (1999 -1)

The subject of the Plans:

- ❖ Plans have to be made in conformity with EPA 40 CFR 68, including "worst case" analyses and a calculation for threat zones
- ❖ Plans must be submitted to the respective county expert commissions
- ❖ Plans shall apply to possible environmental accidents or environmental emergencies likely to cause environmental risks and human health hazards



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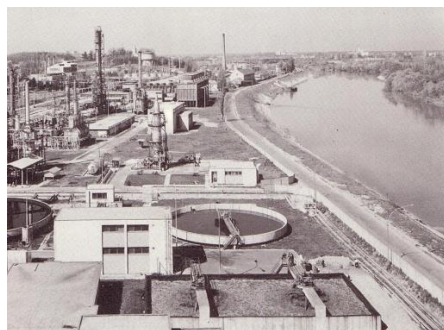
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ENVIRONMENTAL PROTECTION

EMERGENCY PLAN (1999 - 2)

The Plan should define:

- ❖ types of risks and hazards
- ❖ procedures and measures for mitigation and elimination of immediate environmental consequences
- ❖ actors in charge of implementation of individual measures
- ❖ implementation responsibilities and authorisations
- ❖ methods of coordination with contingency measures implemented according to other regulations.



SISAK REFINERY NEAR RIVER SAVA

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IMPEMENTATION (1999 - 2004)

- **982** EPEPs of legal and natural persons in Republic of Croatia
- **820** inspection controls (2001-2004)
- **478** inspection rulings (2001-2004)
- **388** inspection rulings realized (2001-2004)



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LEGAL FRAMEWORK (2016)

- Convention on the Transboundary Effects of Industrial Accidents (ratified 1999)
- **DIRECTIVE 2012/18/EU on the control of major-accident hazards involving dangerous substances, of 4. July 2012.**
- Environmental Protection Act (Official Gazette No. 80/13, 153/13 and 78/15)
 - Regulation on the prevention of major accidents involving dangerous substances (Official Gazette No. 44/14)
 - Ordinance on the register of installations in which dangerous substances have been identified and on the register of reported major accidents (Official Gazette No. 139/14)
- Civil Protection Law (Official Gazette No. 82/15)



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TRANSPPOSITION OF SEVESO III



Article 1

Subject matter

The Directive lays down rules for the prevention of major accidents which involve dangerous substances, and the limitation of their consequences for human health and the environment, with a view to ensuring a high level of protection through the Union in a consistent and effective manner.

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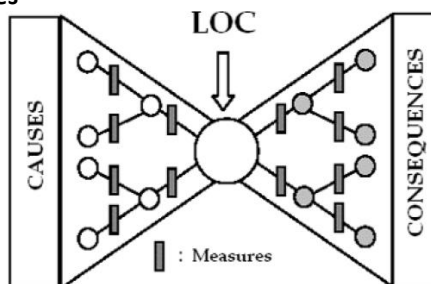
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Environmental protection act

- Defines the obligations of the Operator and Competent Authorities in relation to prevention of major accidents and mitigation of their consequences



- Maner of performing inspectional supervision

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Regulation on the prevention of major accidents involving dangerous substances (I)

- Dangerous substances and their classification
- Obligation of the operators
 - Basic obligations
 - Requirements concerning the prevention of major accidents
 - Obligations aimed at limiting the effects of major accidents
 - Other obligations
 - **Mandatory notification of presence of dangerous substances in the installation**
 - Instalations in which small quantities of DS are present
 - Instalations in which large quantities of DS are present



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Regulation on the prevention of major accidents involving dangerous substances (II)

- Major Accident Prevention Policy and safety management system
- Safety report
- Approval of the SR
- Obligations of the operator in the case of changes
- Informing the public in the event of MA
- Supervision over the implementation of the activities and measures in accordance with the operator's notifications and issued approval of the safety report
- Register of companies and their installations which may cause domino effect accidents

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IDENTIFICATION OF DANGEROUS SUBSTANCES -
RELATION TO REACH/CLP

DIRECTIVE 2012/18/EU art.3., point 12,

„presence of dangerous substances” substances in the establishment in quantities equal to or exceeding the qualifying quantities set out in Part 1 or Part 2 of Annex I


PART I
Categories of dangerous substances

This Part covers all dangerous substances falling under the hazard categories listed in Column 1:

Column 1	Column 2	Column 3
Hazard categories in accordance with Regulation (EC) No 1272/2008	Qualifying quantity (tonnes) of dangerous substances as referred to in Article 3(10) for the application of	
	Lower-tier requirements	Upper-tier requirements
Section 'H' – HEALTH HAZARDS		
H1 ACUTE TOXIC Category 1, all exposure routes	5	20
H2 ACUTE TOXIC — Category 2, all exposure routes — Category 3, inhalation exposure route (see note 7)	50	200

SDS-HAZARD identification

EXAMPLE: METHANOL



SECTION 2. HAZARDS IDENTIFICATION

Classification
(EC 1272/2008)

Classification
(67/548/EEC)

Label Elements:

Signal Word

Hazard Statements

Precautionary Statements

Supplemental information

Other hazards

2.6 — Flammable liquids, Hazard Category 2
3.8 — Specific target organ toxicity — single exposure, Hazard Category 1
3.1 — Acute toxicity (inhal.), Hazard Category 3
3.1 — Acute toxicity (dermal), Hazard Category 3
3.1 — Acute toxicity (oral), Hazard Category 3

HIGHLY FLAMMABLE
TOXIC

R11
R23/24/25, 39/23/24/25

DANGER

H225
H331
H311
H301
H370

H225 Highly flammable liquid and vapour.
H331 Toxic if inhaled.
H311 Toxic in contact with skin.
H301 Toxic if swallowed.
H370 Causes damage to organs.

P210
P233
P280
P307+P311

P210 Keep away from heat/sparks/open flames/hot surfaces. — No smoking.
P233 Keep container tightly closed.
P280 Wear protective gloves/protective clothing.
P307+P311 IF exposed: Call a POISON CENTER or doctor/physician.

Not applicable

Risk of blindness if product is swallowed. Not classified as PBT or vPvB, based on the assessment carried out according to Annex XIII of REACH Regulation.

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Istanbul, 8.-10. December 2015.

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REQUIREMENTS LOWER TIER

- General Obligations
- Notification
- Major Accident Prevention Policy
- Modifications
- Accident Reports
- Cooperation with Authorities

REQUIREMENTS UPPER TIER

- Lower Tier Obligations
and
- Safety Report
- Internal Emergency Plans
- Information to Public

REGISTER OF INSTALLATIONS WITH DANGEROUS SUBSTANCES

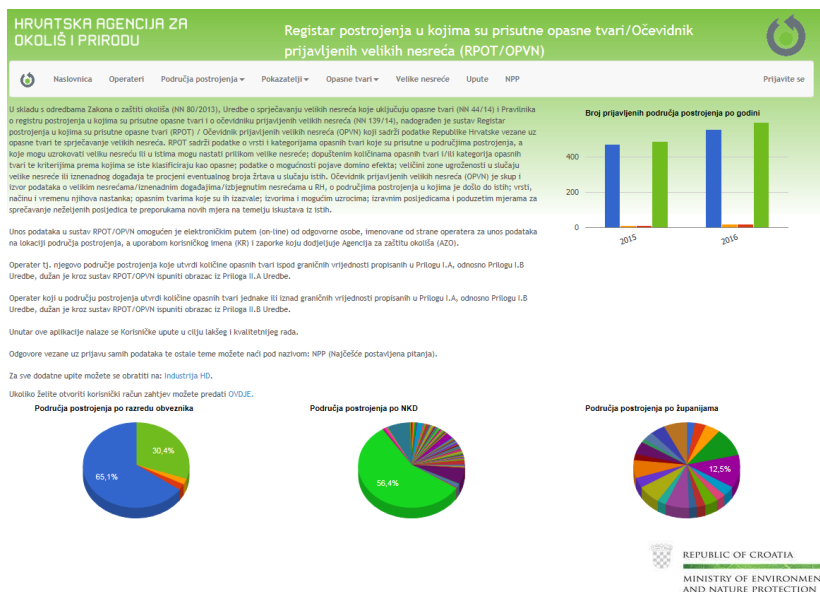
- Croatian Environment and Nature Agency is responsible for a REGISTER of installations with hazardous substances for Croatia
- 596 installations
- 19 installations lower tier
- 20 installations upper tier
- 557 installations under-tier



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CONDITIONS FOR ENFORCEMENT



Effective implementation of legislation can be guaranteed only if its requirements are enforced in an appropriate and effective way.

INSPECTION OF SEVESO INSTALLATIONS

- ART. 20. of the Directive

2. Inspections shall be appropriate to the type of establishment concerned. They shall not be dependent upon receipt of the safety report or any other report submitted. They shall be sufficient for a planned and systematic examination of the systems being employed at the establishment, whether of a technical, organisational or managerial nature, so as to ensure in particular that:

INSPECTION OF SEVESO INSTALLATIONS

ART. 20. of the Directive

- (a) the operator can demonstrate that he has taken appropriate measures, in connection with the various activities of the establishment, to prevent major accidents;
- (b) the operator can demonstrate that he has provided appropriate means for limiting the consequences of major accidents, on-site and off-site;

INSPECTION OF SEVESO INSTALLATIONS

ART. 20. of the Directive

the data and information contained in the safety report, or any other report submitted, adequately reflects the conditions in the establishment;

information has been supplied to the public pursuant to Article 14.

INSPECTION OF SEVESO INSTALLATIONS

ART. 20. of the Directive

The period between two consecutive site visits shall not exceed one year for upper-tier establishments and three years for lower-tier establishments, unless the competent authority has drawn up an inspection programme based on a systematic appraisal of major-accident hazards of the establishments concerned.

WHY TO ENFORCE SEVESO INSTALLATIONS?

Inspection and enforcement of SEVESO installations aim to achieve one or more of the following:



- **Prevent major accidents**
- **Mitigate the consequences of major accidents**
- **Ensure safety of man and environment**
- Return violators to compliance
- Impose a sanction to prevent future violations
- Remove economic benefit of non-compliance
- Correct company safety management system

ENSURE SAFETY OF MAN AND ENVIRONMENT



PROCESS INDUSTRY

Major hazard sites are industrial sites that manufacture, process or store dangerous chemicals and substances in quantities that could pose a risk to workers, people in the vicinity of the site, and the environment in the event of a major accident.

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MAJOR ACCIDENT PREVENTION

Major accident means an occurrence such as a major emission, fire or explosion resulting from uncontrolled developments in the course of the operation of any establishment covered by Directive, and leading to serious danger to human health or the environment, immediate or delayed, inside or outside an establishment, involving one or more dangerous substances.

Bhopal plant, 1984



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ENFORCEMENT STRATEGIES



- the principles that will be followed:
 - priority setting,
 - frequencies of inspections,
 - how to deal with inspection outcomes,
 - which quantitative and qualitative resources are needed,
 - which inspection and enforcement tools are needed and how to apply them
 - **Compliance promotion**

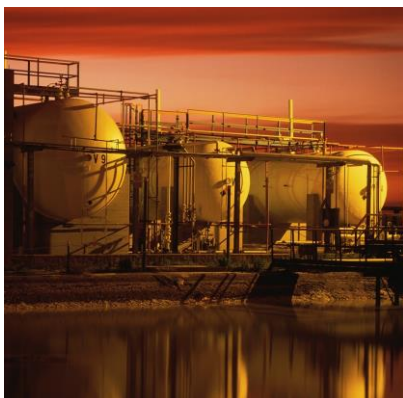
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INTEGRATED APPROACH



Principle of Integrated Approach

(Environmental protection act, OG 80/13, 153/13, 78/15; Article 14.)

The purpose of the principle of integrated approach is the prevention of environmental risk and/or the reduction of environmental risk to a minimum risk to the environment as a whole.

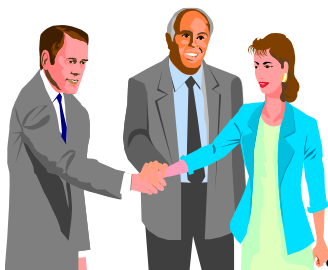
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COOPERATION AND COORDINATION BETWEEN ENFORCEMENT AUTHORITIES



- Agreement on co-operation between inspection services in the field of environment, from 5. Jun 2008.
 - Co-ordinated inspection controls of IED and SEVESO installations
 - Annual plan, submitted report on co-ordinated inspection available on web
- The environmental inspectorate play **LEADING** and coordinating role.

MINIMUM CRITERIA FOR INSPECTIONS - INSPECTION PERFORMANCE



- PLANNING THE INSPECTION
- PREPARING THE INSPECTION
- ON SITE VISIT
- REPORTING
- LEGAL ACTION
- FOLLOW UP INSPECTION

ANNUAL PLAN – EXTRACT FOR APRIL 2016

Naзив operatera	Datum nastava	izo	vod	zp	san	polj	el	opt	vet	rud	sto	zvr	iz (dual)
P. P. C. BUZET d.o.o. lokacija Buzet	04.-08.04.	BOŽICEVIĆ	052616014 marijana.basorec@com.hr ic@mzoip.hr	Vlado Rogić vlado.rogic@com.hr 099 213 1 443	PU STARŠKA Moreno Kanciani 002 332 014 mkanciani@msup.hr	Iva Kontolić Hadžić 0998020381	GRUBIŠĆ boris.grubisic@min go.hr 099 2663025	BLUČ enol.bluc@mingo.hr 099 2663 027				Viljam Dubrović viljam.dubrovic@mn r.hr 051 356 172 099 3138 799	
JANAF d.d., Terminal Zrnsak	04.-08.04.	MILOŠIĆ	013717180 aneta.milosic@mn go.hr	Snejzana Foretić snejzana.foretic@mn go.hr 099 8153027	Kadojić Balaško Davor 4887 882 kadojic@balasko@msup.hr	Zvonimir Kramarić 099 8020 440 zvonimir.kramaric@ miz.hr	PADOVAN mirjana.padovan@ mingo.hr 099 267 0868,	BAŠNEC ivan.basneec@ming o.hr 099 2646 420				Krešimir Kačunko kresimir.kacunko@ mms.hr 6504 570 098 9455 830	NEVENKA SUGNETIĆ nadzor izvršen 2015. provedene mjere
KOKA farma 9. Kućan Gomji Varždin	11.-15.04.	GRUDEN	013717227 nedijka.gruden@ mzoip.hr	NEVEN MLAKAR vodopravni.inspe ktor@vuduvz.hr 098 607 613	Damir Brezovec 042 372 285 dbrezovec@msup.hr		Duro Žugec 099/815 6187 duro.zugec@mp s.hr 098 9174 165,	HANŽE zvонko.hanze- hanzlin@mingo.hr 098 9174 165,	BOROVIĆ bosidar.borovec@ mingo.hr 099 2663 243	Natala Lončarić natasa.loncaric@mps. hr 099/8156 377	Vera Matić 099/815 6186 vera.matic@mn go.hr	Daruko Klarić daruko.klaric@mms. hr 042 653 377 099 2627 352	
INA RAFINERIBA SISAK d.d., Sisak	11.-15.04.	TADIĆ	044524392 lidija.tadic@mo go.hr	SLAVEN ŠTMAČ 099 32 99 448	PU SISAČKO-MOSLAVAČKA Nada Bulat 0998020428 Nada.Bulat@miz.hr		HANŽE zvонko.hanze- hanzlin@mingo.hr 098 9174 165,	BAŠNEC ivan.basneec@ming o.hr 099 2646 420				Krešimir Kačunko kresimir.kacunko@ mms.hr 6504 570 098 9455 830	NEVENKA SUGNETIĆ nadzor izvršen 2015. provedba mjera u tisaku
LEIBERLETT d.o.o. Turčin	11.-15.04.	KUČER	042301684 miljenka.kucer@ mzoip.hr	NEVEN MLAKAR vodopravni.inspe ktor@vuduvz.hr 098 607 613	PU SISAČKO-MOSLAVAČKA Damir Brezovec 042 372 285 dbrezovec@msup.hr	Darovka Žinbrek 099/8020 500 darovka.zimbrek@ miz.hr	HANŽE zvонko.hanze- hanzlin@mingo.hr 098 9174 165,	BOROVIĆ bosidar.borovec@ mingo.hr 099 2663 243				Krešimir Kačunko kresimir.kacunko@ mms.hr 042 653 377 099 2627 352	
Eurolabel group d.o.o. Jakovlje	18.-22.04.	MILOŠIĆ	013717180 aneta.milosic@mn go.hr	ŽELJKO POVIJAC 099 213 3 389 01 4570 627 zpeer@msup.hr	PU ZAGREBAČKA Željko Perić 01 4570 627 zpeer@msup.hr	Helena Penčić 0998020342 Helena.Pencic@mi s.hr	PADOVAN mirjana.padovan@ mingo.hr 099 267 0868,	BAŠNEC ivan.basneec@ming o.hr 099 2646 420				Krešimir Kačunko kresimir.kacunko@ mms.hr 6504 570 098 9455 830	ALEN ILIĆ 01/ 3855 785 alen.iliic@duus.hr
Eko Međimurje d.o.o.	18.-22.04.	PAŠALIĆ	013717908 vlasta.pasalic@mn goip.hr	VINKA S. BALENT vinka.samardžijab alen@gmail.com 099 8153 022	PU MEDIMURSKA Marijana Hurić 099/8020 409 marijana.huric@ miz.hr		HANŽE zvонko.hanze- hanzlin@mingo.hr 098 9174 165,	BOROVIĆ bosidar.borovec@ mingo.hr 099 2663 243				Daruko Klarić daruko.klaric@mms. hr 042 653 377 099 2627 352	



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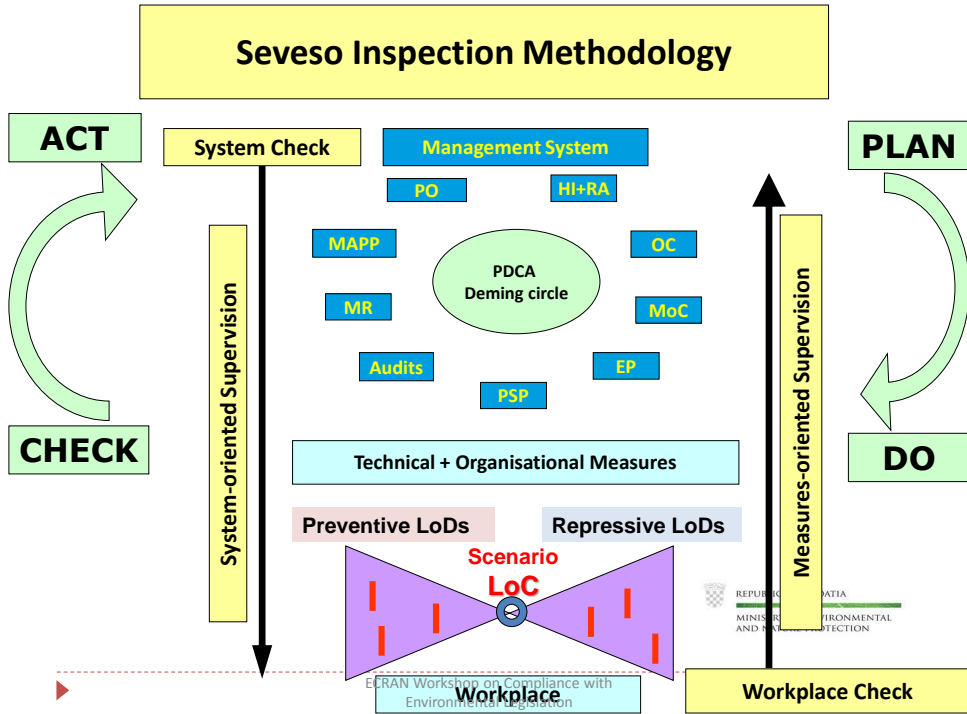
PREPARING THE INSPECTION

- ANNOUCEMENT LETTER TO THE OPERATOR
- COORDINATION WITH OTHER INSPECTORS
- PREPARATORY MEETING
- CLOSE UP MEETING WITH OPERATOR

Red. br.	Datum nastupa	Nadležno tijelo	Ime inspektora	Predmet nadzora
1.	16.11.2015.	Ministarstvo zaštite okoliša i prirode – inspekcija zaštite okoliša	Miljenka Klíč – koordinatorka nadzora	Postupanje prema izvješću o sigurnosti, Politika opređavanja velikih nesreća, nadzor sustava upravljanja sigurnošću, dostava podataka u RPOT/RPVN, pripravnost i održiv. Unutarnji plan i dostava podataka za Vanjski plan.
2.	17.11.2015.	Ministarstvo unutarnjih poslova – inspekcija zaštite od požara		Ispunjavanje obveza iz Rješenja o kategorizaciji objekata prema ugroženosti od požara, Ispravnost sustava za dojavu i gašenje požara, sustava nađenja spremnika, pokretnih uređaja protupožarne zaštite, ispunjavanje obveza prema Zakonu o zapaljivim tekućinama i plinovima i Pravilniku o zapaljivim tekućinama
3.	17.11.2015.	Ministarstvo zdravlja – Sanitarna inspekcija	Vjekoslav Kokorović	Kemikalije – udovoljavanje uvjetima za skladištenje i uporabu kemikalija, osposobljenost zaposlenih i rukovoditelja iz toksikologije.
3.	18.11.2015.	Inspekcija za posude pod tlakom	Bolidar Borovec	identifikacija posuda i instalacija pod tlakom, ispravnost istih - pregled opreme i dokumentacije o opremi
4.	18.11.2015.	Elektroenergetska inspekcija	Zvonko Hanžel	Ispravnost električnih instalacija, gromobranskih instalacija, obveze u svezi protueksplozijske zaštite
5.	19.11.2015.	Ministarstvo poljoprivrede, Uprava za vodno gospodarstvo, Vodopravna inspekcija	Josip Herent	Udovoljavanje uvjetima iz vodopravne dozvole, iznenađna onečišćenja voda (ako ih je bilo), potrošnja vode, obrada i kontrola kakvoće otpadnih voda
5.	19.11.2015.	Ministarstvo rada i mirovinskog sustava - inspekcija rada	Blazenka Seleš	Procjena opasnosti, ispravnost strojeva i uređaja s povećanim rizikom, osposobljavanje zaposlenika i rukovoditelja iz zaštite na radu, poslovi s posebnim uvjetima rada

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ON SITE VISIT



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SITE VISIT – THE ROLE OF INSPECTOR



- **Inspector should be able to professionally handle unforeseen situations and should have a high level of technical, legal and administrative knowledge.**
- **Inspector should be familiar with a range of communication techniques, such as human interaction, interviewing techniques, negotiation techniques, conflict handling techniques and even interrogation techniques.**

Quote from: MANUAL FOR IPPC INSPECTIONS, March 2009

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EXAMPLE – INSPECTION REPORT

INSPECTION REPORT ON COORDINATED SEVESO
INSPECTION IN PETROLEUM PRODUCTS STORAGE
DEPOT

[JANAF d.d. TERMINAL OMIŠALJ KN 2015.docx](#)

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SEVESO INSPECTOR'S COMETENCY

Professional degree:

- minimum UNIVERSITY DEGREE - B.Sc.,
(mechanical engineering, chemical technology,
biotechnology, veterinary, natural science,
agronomy, pharmacy, medicine, forestry,
geology, mining, environmental engineering)
- Inspectorial state exam

Experience:

5 years for inspectors

7 years for senior inspectors



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CONTINUOUS CAPACITY BUILDING

- TWG 2 (Technical Working Group 2 on SEVESO inspection)
- harmonization of inspection approach across the EU member States



TWG 2 ANNUAL MEETING 2006, HAAG



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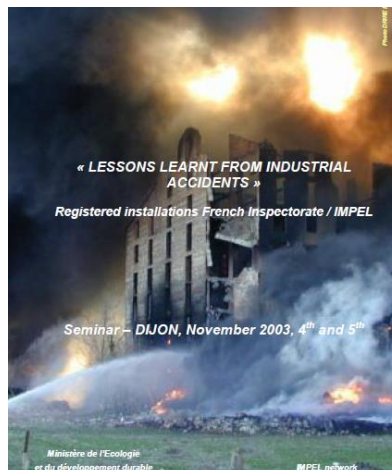
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CONTINUOUS CAPACITY BUILDING

IMPEL activities:

Seminars

„LESSONS LEARNT
FROM INDUSTRIAL
ACCIDENTS”



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CONTINUOUS CAPACITY BUILDING

- **PROJEKT PHARE 2005**
- Enhanced environmental inspection for enforcement of the new environmental legislation
 - Training of trainers
 - National training



REPUBLIC OF CROATIA
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AND NATURE PROTECTION

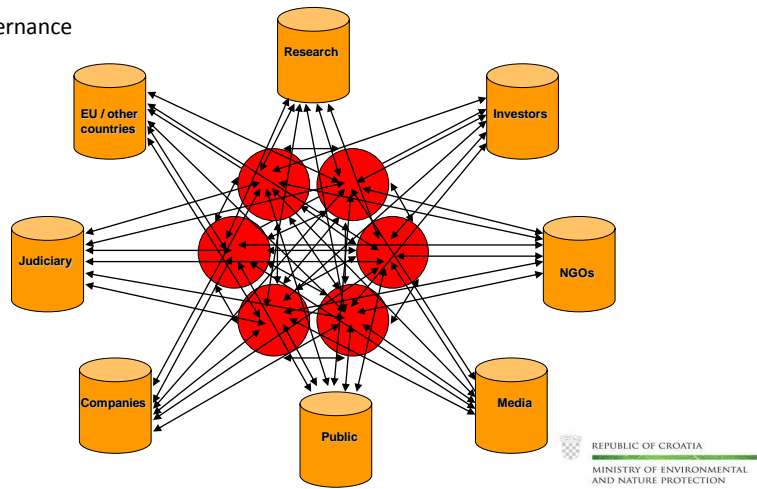
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CONCLUSION

Good governance



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THAK YOU FOR YOUR ATTENTION



Croatian orchid (Hrvatska orhideja)
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