



EUROPEAN DREDGING ASSOCIATION

Central Dredging Association

EUROPEAN SEA PORTS ASSOCIATION

Quick Questionnaire

Overview of the responses

This questionnaire was established by the organising committee of the workshop, composed of members of EuDA, ESPO and CEDA. This questionnaire was intended as an informal exercise to gather the views of the participants on their national legislation concerning controls of dredging projects. This was also considered to be a good starting point to trigger the open discussion of the workshop.

8 dredging cases/scenarios were listed and the participants were asked their personal opinion on which legislative framework should apply.

The responses, summarised here below, presented the following points of interest:

1. there are differences of interpretation between the EU Member States;
2. there are differences of interpretation inside the same country;
3. there are however clear trends in case 1-2 to use the water legislation and for the others (3-8) the trend goes towards the waste legislation;
4. for the cases 3-8, the responses reveal already a difficulty of interpretation and, according to the participants, sometimes both water & waste legislations should apply or the environmental legislation or some other specific national legislation.

It is interesting to use identical cases/scenarios to compare the national legislations, their interpretation, their understanding by the stakeholders and concrete implementation on the field. It is an interesting approach to test the legislative consistency across Europe.



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		Legislation Applied Water? Waste? Water & waste? None?			
		Water	Waste	Water & Waste	Other legislation / Comments
1	<i>Relocation of material within water (hydrodynamic dredging, water injection, etc)</i>	BE, DE, DK, EE, IT, LV, NL, UK		BE	None (NL, UK) Sediment >< waste (DE) Permit (BE)
2	<i>Relocation of material within water but including taking onto dredger or boat</i>	BE, DE, DK, EE, IT, LV, NL, UK	NL, UK	BE, NL, UK	Environment (LV, UK) Permit/License (BE, UK)
3	<i>Transporting dredged material from origin site to place of use (for benefit or repatriation as soil) where channel is required to be dredged for navigation purposes</i>		BE, DE, EE, IT, LV, NL, UK	BE, NL, UK	Building Act (EE) Environment (DK) Pollution Prevention (LV) Permit (BE, LV) None (UK)
4	<i>Transporting soil like material from origin site to place of use (for construction, soil formation, making up levels, etc) where material is being sourced from a waterway channel</i>	DK	BE, DE, IT, LV, NL, UK	BE, EE, DK, NL, UK	Environment (DK, LV, UK) Pollution Prevention (LV) Soil (BE, DK) Treatment (UK) None (UK)
5	<i>Transporting dredged material from origin site to place of stabilisation (drying, treatment, etc) prior to use</i>		BE, DE, DK, EE, LV, NL, UK	BE, IT, UK	Environment (UK) Permit (BE) None (IT, NL, UK)
6	<i>Transporting dredged material from origin site to place of deposit – specific deposit site where dredged material will remain</i>	DK	BE, DE, EE, IT, LV, NL, UK	BE, IT, NL, UK	Environment (UK) Permit (BE) ? (NL)
7	<i>Specific deposit site where dredged material will remain – no input to site of material other than dredged material</i>		BE, DE, EE, IT, LV, NL, UK	BE, IT, NL, UK	Environment (UK) None (DK) Permit/EIA (BE, LV)
8	<i>Removing dredged material from deposit site to use in construction or other beneficial use</i>	DK	BE, DE, EE, IT, LV, NL, UK	BE, IT	Environment (UK) EIA (LV) ? (NL)

BE: Belgium, DE: Germany, DK: Denmark, EE: Estonia, IT: Italy, LV: Latvia, NL: Netherlands, UK: United Kingdom