



Coordinamento Regionale rifiuti della Campania (CO.RE.ri)

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**To the European Parliament
Petitions Committee**
Rue Wiertz
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and to The Members of The Petitions Committee

Attachments: FOUR

Object: Petition N. 0787/2010 submitted by Carmela Alberico on behalf of CO.RE.ri on the bad use of the European Structural Funds, within the Regional Operative Program, for the financing of plants for the treatment of the organic fraction, and on the violation of the directives 2006/12/EC and 1999/31/EC concerning the location, construction and management of the landfills of Ferrandelle and Maruzzella in the Province of Caserta.

to the attn of the Committee
the Members of the Committee,

Herewith, CO.RE.ri - Coordinamento regionale Rifiuti - Campania, a non-governmental organization representative of many environmental committees and associations of the whole territory of Campania, **intends** to provide specific information about the development of the waste crisis in Campania, useful to consider, in the ongoing procedures, in the meeting of this Committee, scheduled on the next 27 February in Brussels, and having on the agenda the situation of waste treatment in Campania in the light of the Regional Plan recently passed. Meeting in which also the Petition N. 0787/2010 submitted by CO.RE.ri in July 2010 concerning the topics in the agenda will be discussed.

To this purpose, we need to highlight that the Regional Urban Waste Plan, approved last January by the Regional Council of Campania, is not an effective answer to the serious conditions of the Region, and it leaves unsolved the problems complained about by many citizens in Campania in the petitions submitted to this Committee.

This Plan, in fact, openly violates the EU legislation on the hierarchy in waste treatment¹ (art. 4 of the Directive 2008/98/CE), aiming massively at incineration (it calculates to burn over 51% of the waste produced in the Region), since it does not plan adequate plants for the treatment of the organic fraction² (500,000 ton/per year versus the necessary 800,000 ton/per year at least), sharply reducing the target of waste separate collection (50% in 2014 versus the 65% already

¹ In the phase of the Strategic Environment Evaluation of the Regional Waste Plan also ISPRA – Institute for the protection and environmental research - highlighted the existence of this violation and observed that “ the Plan seems to be based mainly on the plants for the final reception of the waste produced (plants for the treatment of the undifferentiated waste, incinerators and landfills) in contrast with the principles stated in the Plan and declared in the European hierarchy”.

² Also the ARPAC – Regional Agency for the protection of the environment of Campania – finds this underestimation and in the phase of strategic Environment evaluation observed that “*the Plan underestimates the need of composting plants*”.

compulsory by 2012 for the Italian legislation) and of material recycling (only 20% in 2014 versus a compulsory 50%, according to EU legislation).

Furthermore, the plan does not adequately solve the problem of the unseparated and untreated waste stocked in several sites in the territory of the Campania Region as it establishes to build (besides the 4 incinerators already approved for the disposal of the waste produced per year) an incinerator of 500,000 ton in the area of the towns of Giugliano/Villa Literno, where, in violation of the EU directive for landfills³ (Directive 1999//31/CE), most of the waste, ground but not treated or stabilized, produced in the last 10 years is stocked. This plant will not be working until 2015 according to the optimistic prevision of the plan, and it will take 15 years at least to burn the ecobales produced. This huge period of time (20 years) is incompatible with the protection of the environment and the health of the population living in the area.

The Plan does not give, either, adequate indication for waste management in the transitory period, since it plans the construction of plants (3 incinerators and 1 gasifier) which at best will be working only in 2015(that I to say at least 3 years from today). For this reason, the Italian authorities have considered necessary, in the attempt to answer the many remarks of the European Committee contained in the letter of formal notice of September 2011, to prepare an additional document, the so called “dossier”, sent to the Committee last January 16 together with the Plan.

However, also this document is contradictory and inadequate. As a consequence of fixing targets of separate waste collection not higher than 50%, the Dossier provides to send over 100,000 ton of untreated waste to landfills every year, in open violation of art. 6 of the European directive 1999/31/CE on the matter of landfills, which forbids to send untreated waste to landfills.³ The “dossier”, generically, mentions the activation of composting plants and establishes the enlargement of some of the landfill sites (Maruzzella in San Tammaro, Chiaiano), object of the Petitions sent to this Committee because of the violation of European Legislation which would derive from their location, construction and management.

Everything leads to foresee that in the near future new waste crises will break out with heavy consequences on public health and on the environment.

To allow this Committee to analyse in depth the critical aspects highlighted, with, above all, reference to the violation of EU legislation, we enclose the Remarks that CO.RE.ri. presented to the Regione Campania during the phase of the Strategic Environmental Evaluation of the Plan, as well as the letters sent to the European Commission on the content of the Letter of formal notice of 29 September 2011 and the above-mentioned “dossier” of the Italian Government, and the Remarks to the Regional Plan of special waste management which is about to be approved. All these documents are well-known to the European Member of the Environment Committee Janez Potocnik.

With specific reference to the object of the petitions submitted in the year 2010 by CO.RE.ri., we would like to observe that:

- neither the Regional Waste Plan nor the “ dossier “ sent to the European Committee provide for the recovery of the composting plants financed by European funds apart from the plants of Eboli, Giffoni Valle Piana and San Tammaro, whose completion has required further funds⁴. This would result in the final loss of the European funds utilized for the construction of these plants.

³ For the same reason the Environment general Direction of the European Committee has started an infraction procedure (n. 2011/4021) against the Italian government concerning the landfill of Malagrotta located in the town of Rome stating that “it can not be excluded that the Italian republic has not complied with the obligations provided by the art. 6 (...) of the directive 1999/31/CE of the Council of 26 April 1999 <(...), according to which the Member States make sure that only treated waste is disposed of in landfill”.

⁴ Pag. 36 e 37 of the “Dossier” of Reply to the Letter of Formal notice C (2011) 6707 sent with reference number DPE 289 of 16/01/2012 to the permanent Deputation of Italy to the European Union.

- the landfill of Ferrandelle is being partially emptied at the moment⁵.
However, the “as such” waste there stocked is taken, without any treatment, to the nearby landfill of Maruzzella. This activity presents itself as another of the numerous violation of the European legislation which allows to confer to landfills only properly treated waste the area where the landfills of Ferrandelle and Maruzzella 3 are located, both object of the petition n. 0787/2010 which reports the violation of the Directives 2006/12/EC and 1999/31/EC for their location, construction and management, has been included in the proposal of the Regional Plan of Reclamation approved by the Regional Council of Campania with the resolution n. 403 of 04/08/2011 and issued on the Official Bulletin of the Regione Campania n. 62 del 03/10/2011. This area, part of the towns of San Tammaro and Santa Maria La Fossa in the province of Caserta, called Area Vasta loc. Maruzzella, includes up to 7 landfill sites and 2 industrial plants, and is characterized by widespread and proved pollution of the environmental matrices and by the necessity to secure the existing waste sites. Despite this, both the Regional Waste Plan and the “dossier” sent to the European Committee by the Italian Authorities plan the extension of this landfill (whose capacity was originally of about 1.600.000 cm) of one more million cm of waste (about the 64% of enlargement) following the Agreement of 4 January 2011 between The Minister of the Environment, the undersecretary of the Prime Minister, Regione Campania and Province of Caserta. It is clear that, also in this case, the Regional Waste Plan, providing for an enlargement of this landfill, which has been working since 2008 in violation of the European legislation, to confer the waste produced in Campania (a great part of which is not stabilized) does not give an adequate answer to the violations denounced by the citizens in the above-mentioned petitions.

In the light of the above considerations, this Committee is invited to acquire all the necessary elements – more than once highlighted herein and in the attachments - to evaluate the compliance of the Regional Plan with the European legislations, and its capacity to give effective solutions in the short, middle and long term for a correct waste management, also aimed at a possible opening of European funds in favour of Regione Campania.

Looking forward to your answer, our best regards.

Napoli, 18/02/2012

CO.RE.ri.

Coordinamento Regionale Rifiuti - Campania

⁵ <http://corrieredelmezzogiorno.corriere.it/caserta/notizie/cronaca/2011/7-dicembre-2011/rifiuti-annuncio-presidente-zinzie-iniziato-svuotamento-ferrandelle-1902454464308.shtml>