

In depth description of the 5 good practices selected dealing with regulatory reliefs, incentives or other simplification measures

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Good practice selected: Reduction of financial guarantees for EMAS or ISO 14001 organisations	
N. assigned in the mapping phase	[ID: 2, 9, 11, 12, 13, 26, 58, 71, 81]
Promoting institution(s)	State, other Regions
Type of measure	Reduction of financial guarantees
Background	In Italy, Waste Recovery and disposal companies, companies subjected to IED, and the companies participating in public procurement must provide financial guarantees to the competent authorities in order to be used in case of environmental accidents. Since EMAS could allow to reduce the environmental risks, the legislators have decided to award the EMAS companies reducing the amount to be guaranteed allowing them to save money.
Detailed description of the measure	The reduction of financial guarantees in Italy is not a single measure referred to a single kind of companies. It has been repeated by different legislators adopting it toward different kind of companies. Here below we provide a list of example of the same measure (reduction of financial guarantee) adopted in different legislative context. The numbers are referred to the row

number of the excel sheet of the mapping phase.

2) Reduction of financial guarantee for companies Emas registered (50% less) or ISO 14001 certified (40% less). It applies to companies subjected to IED legislation as scheduled by Annex I of Dir. 2010/75/UE (Italian Legislative decree 4 March 2014, n. 46)

9)The reduction of financial guarantee for new waste plants permit is: 50% for Emas registered organization and 40% or ISO 14001. It applies to EMAS and ISO14001 companies that manage plants for disposal and recovery of waste

11)Financial guarantee reduction for waste plant permit if the firm is Emas registered (50% less) or SO 14001 certified (40% less). It applies to companies operating in the waste management process and asking permit in special cases.

12) The registration of the Register for the collection and transport of hazardous waste, the activity of brokering and trading of waste without holding them, is subject to the provision of appropriate financial guarantees to the State whose amounts and modalities are established by one or more decrees of the Minister of the Environment and the protection of the territory and of the sea, in agreement with the Ministry of Economy and Finance. Such guarantees are reduced by fifty percent for firms registered under Regulation (EC) No. 1221/2009, and forty percent in the case of companies with environmental certification under the UniEnlso 14001 standard.

13) Firms undertaking remediation of sites and remediation of asbestos-containing sites must provide appropriate financial guarantees to the region that is territorially competent for any remedial action in accordance with the general criteria referred to in Article 195 (2) (g)). Such guarantees are reduced by fifty percent for firms

	<p>registered under Regulation (EC) No. 761/2001, and forty percent in the case of companies with environmental certification under the UniEnso 14001 standard.</p> <p>26) Reduction of financial guarantee in the public contracts for supplies and services (-30% for EMAS companies and 20% for ISO14001) art 10 comma a. It applies to companies attending public procurement.</p> <p>58) The financial warranties in Waste Sector are reduced of 30% for EMAS registered companies and of 15% for ISO14001 certified companies. It applies to Waste Recovery and disposal companies</p> <p>71) The financial guarantee is reduced of 50% for EMAS registered companies and of 40% for ISO14001 certified companies. It applies to Waste Recovery and disposal companies</p> <p>81) Reduction of financial guarantees for waste companies related to specific activities (according to art. 212 Leg. Decree 152/2006) in the case of EMAS registered companies (50%) and ISO14001 certified companies (40%). It applies to Waste companies</p>
<p>Legislative reference</p>	<p>2) Legislative Decree 3 April 2006, n.152 Regulation on environmental topics art. 29 -t-sexies, comma 9-septies. Adpted by Decree 26 May 2016 art.4 comma 1 a,b</p> <p>9) Legislative Decree 3 April 2006, n.152 Regulation on environmental topics art. 208 19 bis.</p> <p>11) Legislative Decree 3 April 2006, n.152 Regulation on environmental topics art.210 comma 3 h.</p> <p>12) Legislative Decree 3 April 2006, n.152 Regulation on environmental topics art.212 comma 10.</p> <p>13) Legislative Decree 3 April 2006, n.152 Regulation on environmental topics art.212 comma 11.</p> <p>26) Attachment to the Stability Law DDL</p>

	<p>n.1676/2014. Linked to stability law DDL n.1676/2014</p> <p>58) Regional Resolution D.G.R. 13/10/2003, n. 1991 (Regione Emilia Romagna)</p> <p>71) Regional Law 31/07/2000 n. 14, art. 19, comma 4 (Laws and criteria to implement projects, authorization to realize and management of waste disposal and recovery plant, according to art. 27,28 Legislative Decree 22/97) (Regione Umbria)</p> <p>81) Regional Law. N. 4 of 28/3/2007 (Regione Campania)</p>
Level of Application (regional, national, etc.)	2, 9,11, 12, 13, 26 are applied at the National level 58, 71, 81 are applied at the Regional level
Score obtained in the first level assessment	9
Score obtained in the second level assessment	9,60
Final Score	18,60
Legal feasibility	
Description	<i>Legislative score: the measure does not require a long and time intensive legislative process to be adopted a minor amendment of the legislative text allow to apply it.</i>
Economic feasibility	

Description	<i>Economic feasibility: the costs required to adopt the measure are very low since the economic savings achieved by the EMAS companies don't cause a lower revenue of Competent Authorities but a lower revenue for the organisations that provide to the EMAS companies the financial guarantees (e.g. banks, insurances)</i>
Technical feasibility	
Description	<i>Technical feasibility: the measure will not require a high technical effort to be adopted, since new skills are not necessary in competent authorities as well as EMAS companies.</i>
Achieved results	
Description	<i>Achieved results by the measure: the measure is very welcome by the EMAS registered organisations. Studies on the effects of these measure have demonstrated a high effectiveness in the spread of EMAS in waste sector that is in Italy one of the most important sector in terms of number of registrations.</i>
Policy priorities	
Description	<i>IED includes a number of sectors: most of them have a policy relevance at national/regional level</i>
Environmental benefit	

Description

Environmental benefit: the environmental benefit is high because this measure influence the adoption of EMAS in one of the most pollutant sector: waste sector.
