

From: Ken Glassey (Ken) [REDACTED]  
Sent: Tuesday, 16 June 2020 3:30 pm  
To: Reassessments  
Cc: [REDACTED]  
Subject: FW: New documents published for Methyl Bromide 2 June 2020  
Attachments: 2020 MPI Submission to EPA on six months waiver.pdf

Dear [REDACTED]

Please see the MPI submission attached supporting the 6 month waiver application.

Best regards  
Ken Glassey

From: Reassessments <Reassessments@epa.govt.nz>  
Sent: Tuesday, 2 June 2020 4:45 p.m.  
Subject: New documents published for Methyl Bromide 2 June 2020

To the submitters on the modified reassessment of methyl bromide

The applicant for the modified reassessment of methyl bromide has submitted an application for a waiver of the time frame for recapture. The basis for the application for the waiver of the recapture deadline relates to the reliance of industry on irrevocable letters of credit in order to continue exporting logs to India which requires these logs to be treated with methyl bromide before importation. As there is currently uncertainty around the 28 October 2020 recapture deadline due to the current reassessment, and the applicant submits that industry cannot meet the current recapture control that is due to come into force on 28 October.

The applicant is seeking to ensure that exports to India remain certain prior to 28 October and beyond, by extending the recapture deadline by 6 months in order for a decision on the reassessment to be reached.

The 9th memorandum of Counsel and the 13th memorandum of Counsel and the affidavit accompanying it provides further information in relation to this issue. The advice from the EPA on 26 March sets out the legal basis for the consideration of such an application and the process which the Decision-making Committee (DMC) will need to follow.

In response the DMC has issued a 13th Direction and Minute (WGT013) which outlines the process for consideration of the application and directs the next steps for the Environmental Protection Authority (EPA), applicant and other parties to this application.

Under this direction we are circulating the 13th memorandum of counsel and the direction and minute to submitters to provide the opportunity to comment on this waiver application by 5pm on 16 June 2020.

We would highlight to all parties that the waiver application is supplementary to the reassessment process which will continue as per the current time line and following the statutory process set out in the HSNO Act. Any decision on the reassessment would take precedence over the waiver application such that if a different timeframe is set in the reassessment this would take effect and the waiver would no longer apply. We would also emphasise that this is not an opportunity to provide further information in respect of the substantive reassessment.

Further information on the reassessment can be found in the attached Direction and Minute (WGT013).

Kind regards,



Administrator, Hazardous Substances Applications

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