Philipp Engewald

Strengthening regional waste management in Macedonia

Final project report September 2010

Fkz 380 01 225









Final Project Report: Strengthening regional waste management in Macedonia

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The project was carried out with financial support of the German Federal Ministry of the Environment, Nature Conservation and Nuclear Safety and the Federal Environment Agency (Umweltbundesamt) in the frame of the Advisory Assistance Programme for Environmental Protection in the Countries of Central and Eastern Europe, the Caucasus and Central Asia.



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	cument "Organizational and management recommendations for future regional was edonia" is a separate part of this report and available in English and Macedonian.	te management

List of Abbreviations

	:
BEF	Baltic Environmental Forum
BMU	German Federal Ministry for the Environment, Nature Conservation and Nuclear Safety (Bundesministerium für Umwelt, Naturschutz und Reaktorsicherheit)
DST	German Association of Cities and Towns (Deutscher Städtetag)
EU	European Union
IPA	Instrument for Pre-accession Assistance
LASUA	Latvian Association of Waste Management Companies (Latvijas atkritumu saimniecības uzņēmumu asociācija)
NWSRM	National Waste Strategy of the Republic of Macedonia
PPP	Public-private partnership
REC	Regional Environmental Center for Central and Eastern Europe
RWMP	Regional Waste Management Plan
UBA	Federal Environment Agency (<i>Umweltbundesamt</i>)
ZAAO	North Vidzeme Regional Waste Management Organization (Ziemeļvidzemes atkritumu apsaimniekošanas organizācija)

1 Summary

This chapter contains a summary in German, Macedonian, and English.

1.1 Zusammenfassung

Wie in vielen Mitgliedstaaten der Europäischen Union liegt auch in der ehemaligen jugoslawischen Republik Mazedonien die Verantwortlichkeit der kommunalen Abfallwirtschaft bei den lokalen Behörden. Im Rahmen des Anpassungsprozesses an den Umweltacquis der Europäischen Union und der nationalen Abfallwirtschaftsstrategie ist die Errichtung regionaler Körperschaften vorgesehen, um die Kommunen zu unterstützen und anstehende organisatorische und investive Maßnahmen effektiver und effizienter umsetzen zu können. Kommunen in Mazedonien begegnen einer solchen regionalen Zusammenarbeit derzeit jedoch mit Unsicherheit. Außerdem hat das mazedonische Umweltministerium für den ersten Schritt die Errichtung einer regionalen Deponie in Form einer Public-Private-Partnership vorgegeben. Offene Fragen betreffen daher unter anderem Erfahrungen mit Public-Private-Partnership-Modellen und die Sicherstellung eines umweltfreundlichen Abfallwirtschaftsystems unter diesen Bedingungen.

Ein Vorgängerprojekt zur Unterstützung der kommunalen Selbstverwaltung in Kroatien und Mazedonien bei der Anwendung europäischer Umweltgesetzgebung gab Anstoß für eine mazedonisch-lettische Zusammenarbeit, die die Errichtung regionaler Körperschaften für das Abfallmanagement als eine Herausforderung für mazedonische Kommunen identifizierte. Mit diesem Projekt sollte nun mazedonischen Akteuren die Möglichkeit gegeben werden, das Know How und die Erfahrungen des jungen EU-Mitglieds Lettland sowie deutscher Experten zu diesem Thema zu nutzen. Ein Lerneffekt ist gegeben, weil sich Lettland vor seinem EU-Beitritt ähnlichen Herausforderungen gegenüber sah. Der Fokus musste jedoch stark auf die zu Projektbeginn bereits unumkehrbar angelaufene Ausschreibung zur Errichtung und zum Betrieb der regionalen Deponie ausgerichtet werden.

Die Ziele des Projektes waren es, die mazedonischen Behörden bei der Errichtung eines regionalen Abfallwirtschaftssystems zu unterstützen, ihre Organisation und kosteneffiziente technologische Optionen zu diskutieren sowie den internationalen Informationsaustausch zwischen Experten aus Mazedonien, Deutschland und Lettland zu vertiefen. Recycling-Optionen wurden dabei ebenso besprochen wie Möglichkeiten der Abfallvermeidung. Zu diesem Zweck wurden in Mazedonien eine Arbeitsreise und ein Workshop durchgeführt, auf denen Vertreter der mazedonischen Kommunen und des Umweltministeriums mit den Experten aus der EU gemeinsam Vorschläge erarbeiteten, wie rechtliche und organisatorische Strukturen eines regionalen Abfallwirtschaftsystems in Mazedonien aussehen können. Außerdem wurde ein weiterer Workshop durch die mazedonischen Partner organisiert, um wesentliche Erkenntnisse des ersten Workshops breiter unter den Kommunen zu streuen. Unterstützt wurden die Projektpartner vom Deutschen Städtetag und der Vereinigung der Abfallwirtschaftsbetriebe Lettlands.

Die Empfehlungen zur Errichtung regionaler Abfallmanagementsysteme wurden mit dem Ziel der Übertragbarkeit auf ganz Mazedonien erarbeitet. Hinsichtlich der Errichtung einer Deponie mit Hilfe eines Public-Private-Partnership-Modells, wie von der mazedonischen Seite derzeit forciert, werden jedoch grundsätzliche Bedenken angemeldet. Eine Übertragung dieses Ansatzes in andere Regionen wird grundsätzlich nicht empfohlen.

1.2 Резиме

Како и во многу земји членки на Европската Унија, во Македонија (земја со кандидатски статус) локал-ната власт/општината е одговорна за управувањето со отпадот. Во процесот на усогласување на националното законодавство со Европското, акко и според националната стратегија за управување со отпад, се предвидуваат регионални тела за управување со отпадот. На тој начин локалната власт ќе има поддршка за поефикасно и поефективно организирање на активностите.

Меѓуопштинската соработка е сеуште нов поим за локалната администрација во Македонија, кадешто регионалното административно ниво сеуште не е воспоставено или пак е недоволно развиено, а при тоа има и многу отворени прашања, особено во однос на искуствата со моделите на јавно-приватно партнерство, како и околу создавањето на прифатлив систем за управување со отпад од аспект на животната средина преку овој вид на партнерство.

Во текот на спроведувањето на претходниот проект за поддршка на локалните власти во Хрватска и Македонија во поглед на градењето на капацитети поврзани со законодавството на ЕУ за животна средина, беше констатирано дека воспоставување на регионален систем за управување со отпад, претставува иден предизвик за македонската локална самоуправа.

Новиот проект ќе им даде можност на македонските експерти од областа на управувањето со отпад, да ги користат искуствата на Летонија, како една млада држава членка на ЕУ, како и да ги воочат придобивките од познавањето на германски колеги кои потекнуваат од локалната самоуправа..

Поддршка за Македонија во воспоставувањето на регионален систем за управување со отпад претставува главната цел на проектот. Во текот на две мисии во земјата, германски и летонски експерти ќе разговараат за финансиски одржливи технолошки и организациски можности, рециклирање, преработка и избегнување на создавањето на отпад, со што ќе се продлабочи размената на информации помеѓу експертите од три земји.

Преку мисиите, исто така, ќе се овозможи развој на низа организациски, технички и правни препораки за идниот регионален систем за управување со отпад. Партнерите во проектот добиваат дополни-телна поддршка од германската асоцијација на градови (Deutscher Städtetag) и летонското Здруже-ние на компании кои делуваат во областа на управувањето со отпад.

Препораките за поставување на регионален систем за управување со отпад се развиени со цел да бидат применливо на ниво на целата Македонија. Конкретно основањето на регионална депонија во форма на јавно-приватно партнерство, е применливо за два региона и не може да се препорача за останатите региони во земјата.

1.3 Summary

Like in many other member states of the European Union, in the Former Yugoslav Republic of Macedonia, local authorities are responsible for the organization of waste management. In the frame of the approximation process for EU membership as well as the National Waste Management Strategy it is foreseen to establish regional waste management bodies to support local authorities to jointly manage the organizational tasks more efficiently and effectively. Intermunicipal cooperation is still new for local administrations in Macedonia, where an intermediate regional administrative level does not exist and there are many open questions particularly regarding experiences with public-private partnership models and regarding the establishment of an environmentally sound waste management system through this form of partnership.

A preceding project to support local authorities in Croatia and Macedonia in building capacities on EU environmental legislation identified the establishment of a regional waste management system as a future challenge for Macedonian local self-government. The intention of this follow-up project was to give Macedonian municipal waste experts the opportunity to make use of the knowledge and experiences of the young EU Member State Latvia as well as of German colleagues from local authorities. The focus of the project, however, had to be adjusted to the tendering procedure for establishing a landfill in form of a private-public-partnership model. This process had been initiated shortly before the project start.

Supporting Macedonia in establishing a regional waste management system was the overall objective of the project. During a field mission to the country and one workshop organized in the South East of Macedonia, German and Latvian experts discussed cost-efficient technological and organizational options, also regarding recycling, recovery and avoidance of waste and thus deepened the exchange of information between experts from the three countries. The development of a set of organizational, technical and legal recommendations for a future regional waste management system was also a part of the project activities. Towards the end of the project, another workshop was organized locally, where further details of the tendering process were discussed and where results of the first workshop could be spread further among the municipalities. The German Association of Cities and Towns (Deutscher Städtetag) and the Latvian Association of Waste Management Companies supported the project partners.

The recommendations for establishing a regional waste management system were developed with the intention to be applicable to the whole country. The establishment of a regional landfill in form of a private-public partnership, as currently happening in Macedonia, can however not be recommended.

2 Introduction

This report informs about the activities carried out within the project "Strengthening regional waste management in Macedonia" which was carried out between December, 2009 and August, 2010.

The project idea emerged out of a capacity building action in Macedonia on European environmental legislation for local self-government, which ended in July, 2009. One of the focus topics of that project was European waste legislation and waste management from the perspective of local authorities in Macedonia. As the country does not formally have an intermediate regional political level, local authorities face more responsibilities than in many other countries with more administrative levels.

One of these challenges is the establishment of a modern regional waste management system. This project was initiated to contribute with the help of German and Latvian expertise to the establishment of such a regional system in Macedonia.

The activities were carried out with financial support of the German Federal Ministry for the Environment, Nature Conservation and Nuclear Safety and the Federal Environment Agency (Umweltbundesamt) in the frame of the Advisory Assistance Programme for Environmental Protection in the Countries of Central and Eastern Europe, the Caucasus and Central Asia.

On the following pages, the background and the activities carried out during the project are presented and evaluated.

2.1 Objectives

Overall project goal was to support the relevant authorities of the Republic of Macedonia in establishing a regional municipal waste management system.

The project had the following objectives:

- > To share experience and knowledge from Germany and Latvia with regard to the enforcement of EU policy and requirements in the field of municipal waste management;
- > To advise on organisational management issues in setting up the regional cooperation model among the local authorities on municipal waste management issues;
- > To consult on actual technological issues and possible options related to municipal waste recycling and recovery issues;
- > To strengthen the contacts among German, Macedonian and Latvian waste experts and managers.

The project "Capacity-building on EU environmental legislation for local and regional self-government in Croatia and Macedonia" (Fkz 380 01 158) was carried out between February, 2007 and July, 2009 and was funded by the German Federal Ministry for the Environment, Nature Conservation and Nuclear Safety and the Federal Environment Agency (Umweltbundesamt) in the frame of the Advisory Assistance Programme for Environmental Protection in the Countries of Central and Eastern Europe, the Caucasus and Central Asia.. Further information about the project can be obtained from www.bef-de.org.

2.2 Results

- > Through two regional workshops, German and Latvian experts provided information on their countries' experience in enforcing EU policy and requirements in the field of municipal waste management;
- > Eventually, having participated in one field mission and one workshop in Macedonia, German and Latvian waste management experts advised on alternative options for setting up the regional waste management systems covering both, organisational and technological, aspects;
- Based on experiences from Germany and Latvia, organisational and management recommendations for cooperation and legal entity structures for a future regional waste management system were developed for Macedonia taking the South-East Region as example. Some of these recommendations are valid and applicable for the whole country and not only for selected regions.;
- > During the meetings and communications closer contacts between Macedonian, German and Latvian waste experts and managers have been established for further cooperation

2.3 Project financing

The project was carried out with financial support of the German Federal Ministry for the Environment, Nature Conservation and Nuclear Safety and the Federal Environment Agency (Umweltbundesamt) in the frame of the Advisory Assistance Programme for Environmental Protection in the Countries of Central and Eastern Europe, the Caucasus and Central Asia. 78% of the total budget is financed from this source.

Table 1: Budget breakdown

Positions	EUR
A Personnel	36,000
B Travel	10,000
C Venues and Translations	8,2000
D Overheads	3794
TOTAL BUDGET	57,994

Fig. 1: Budget line shares

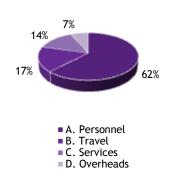
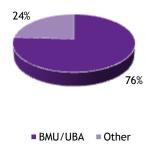


Table 2: Funding sources

Sources	EUR
BMU/UBA Grant	44,024
Other sources	13,970
TOTAL BUDGET	57,994

Fig. 2: Shares of funding sources



3 Background and Local Situation

The waste sector is presently one of the most crucial environmental issues to be solved in Macedonia. Currently, only the two largest cities, the capital Skopje² and Ohrid, in the South-West of the country, have a more advanced waste management system. Some form of organized waste collection and disposal is carried out in Macedonia mostly in urban areas, but the country often remains uncovered.³

The Government of Macedonia has adopted a new Law on Waste Management in 2004, which significantly contributed to the ongoing process of approximation of the national legislation and provided an up-to-date and comprehensive framework for waste management based on EU Directives and guidelines on waste management. Besides mentioned Law, the broad national policy concerning waste management has been formulated within the National Waste Management Plan (2006-2012), the National Solid Waste Management Strategy, and the National Environmental Action Plan II. The Macedonian Ministry of Environment and Physical Planning is the public authority in charge for planning, overseeing and controlling the management of wastes. Organizing and financing waste management activities is in the responsibility of local authorities. All these plans, strategies and activities are bundled in the National Waste Strategy.

The establishment of regional integrated waste management systems is a priority task for solving the currently inappropriate management of municipal wastes. Since Macedonia does not have regional political entities, waste management regions were established on the basis of the so-called statistical regions (cf. Fig. 3), which are used for comparisons of national statistics inside the country.⁶

The process of establishing a regional landfill system is based on the National Waste Strategy. Negotiations started in 2005 – and municipalities have so far not come to a solution. This information, however was unknown, when the project was applied and became known only during the field visit in February 2010. By law they are in charge of the whole waste management. However, there is a provision for the national level to force the establishment of 8 regional landfills. Land in Macedonia is owned by government (or private), so that is the "asset" with which the government can create pressure. There are currently three regions in Macedonia which foresee to establish a waste management system with a landfill on the basis of a public-private partnership (PPP): the South-East Region, with the centre Strumica, the Polog Region in North-West Macedonia (centre is Tetovo), and the South-West Region (centres are Ohrid and Struga). The South-East Region is the first where such a system will be established.

Currently there is pressure from the overall government on the Ministry of Environment and Physical Planning to successfully conclude the establishment of a first regional landfill by the end of 2010. In April 2010, a tender was issued by the Ministry of Environment to identify potential private companies that qualify to build and maintain a landfill in the South-East Region. Ad-

Skopje as such is not one municipality but consists of ten different municipalities. Altogether they constitute the capital of Macedonia.

Pre-feasibility Assessment of Options for Establishment of an Integrated Solid Waste Management System in the South-East Region, Macedonia, prepared by REC Country Office Macedonia and Pro-Consult, Skopje (October, 2008).

Since 17 December, 2005 Macedonia has the status of a Candidate for EU membership.

⁵ Cf. Pre-feasibility Assessment, p. 10.

⁶ lbid.

ditionally, the closure of illegal dump-sites and the collection of waste is optionally included in the concession, depending on whether the successfully bidder has opted for it.

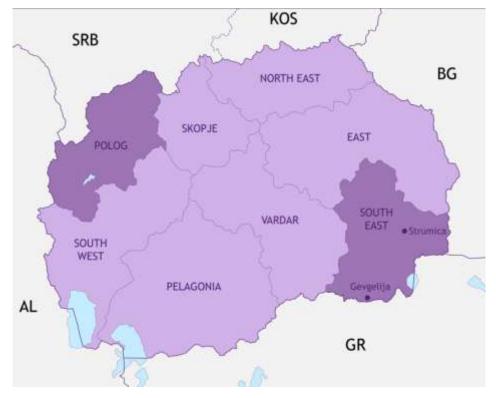


Fig. 3: Statistical regions in Macedonia. The South-East Region is the focus region of the project. The Polog Region will be the next region to carry out a tender for a regional landfill and has therefore been included in some of the activities.

Initially, this project of strengthening regional waste management planning was focusing on providing arguments for inter-municipal cooperation. With the enforcement of the Ohrid Agreement, signed in 2001 and ending the armed conflict between militant Albanian nationalists and Macedonian security forces, the regional level was abandoned and responsibilities were shared between the national and local levels. Municipalities have since been focused on managing their own affairs independently from the neighbouring municipality. By the time the project activities started, developments had advanced very rapidly, and the tendering process for the South-East Region was initiated. As the facts could not be ignored, the project focussed on advising on different options for setting up a regional landfill on the basis of a PPP model. It must be highlighted, however, that the project experts from the German, Latvian and Macedonian team are not considering this the most optimal solution, given the dependencies of municipalities towards the private investor, which has a commercial interest. This is why the project's results and recommendations are not to be considered a blueprint for other regions.

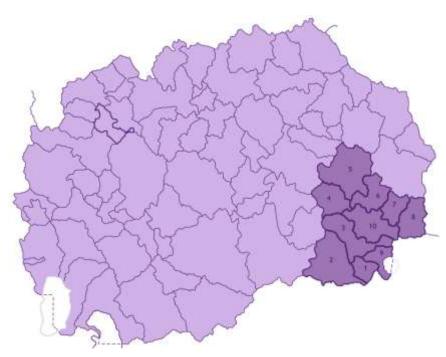


Fig. 4: Municipalities of Macedonia and the municipalities of the South-East Region are highlighted: [1] Bogdanci, [2] Gevgelija, [3] Valandovo, [4] Konče, [5] Radoviš, [6] Vasilevo, [7] Bosilovo, [8] Novo Selo, [9] Star Dojran, [10] Strumica

Building a landfill today is not anymore a preferable option, particularly looking at the discussion of the topic in Germany and the European Union (EU), where waste prevention, recycling and recovery solutions to save resources are preferred. Yet, the situation in Macedonia is very different. The German expert, Mark Lindert, Head of the waste management section in the City of Düsseldorf, after visiting the region, stated that skipping development stages will not be possible there. The present infrastructure and financial capacities would not allow establishing a sophisticated system of waste management that would strive for a maximum of recovery and recycling right away - a gradual, but steady improvement is more feasible.

Table 3: The South-East Statistical Region in key figures.⁷

Number of municipalities	10
Number of settlements	187
Area in sq km	2,741
Total population	171,416
Total number of households	49,705
Population density	63 inhabitants per sq km
Urban population	82,772 (48%)
Rural population	88,694 (52%)

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All statistical information is taken from the following study: Pre-feasibility Assessment of Options for Establishment of an Integrated Solid Waste Management System in the South-East Region, Macedonia, prepared by REC Country Office Macedonia and ProConsult, Skopje (October, 2008).

It will be already a big improvement, if there is firstly a well-managed landfill which meets EU environmental standards and if all the waste in the region is systematically directed there while existing minor dump-sites, as well as all illegal dump-sites can be closed and will not be used anymore. The task of the project was therefore to help finding an appropriate solution for the landfill with least impact to the environment but to ensure at the same time that all actors, which are involved in the establishment of the waste management system, now take into account future developments and think about higher recycling and recovery targets, that will also be of concern for them, since European legislation requires them.



Fig. 5: Dump-site in rural area in Macedonia. With the development of the new land-fill, such small sites in the open land shall disappear | Photo: M. Lindert

4 Activity report

4.1 Overview

During the project six main activities were carried out: a kick-off meeting, organised in connection with the fact-finding mission, which was preceded by a longer planning phase. Due to the official granting of the project as of 1 December, 2009 and the following Christmas holiday periods, this could only be organised in February 2010. Then a workshop for local authorities and participants from the Macedonian Ministry of Environment and Physical Planning was held in May, after the publication of the tender in April 2010. A second workshop could be organised which was then only lead by the Macedonian experts without foreign support and which allowed to discuss further issues related to the tender process and to deliver the topics provided by foreign experts during the first workshop to more municipal representatives. In the meantime, the German and Latvian experts prepared a set of organisational and management recommendations for regional waste management with feedback from the Macedonian side.

2009 2010 5 Activity / Month 12 6 9 2 Planning and Kick-off 1 Meeting (15 February) Fact finding mission to 2 Macedonia (16-18 February) 3 Workshop preparation Workshop in Strumica 4 (13-14 May) Development of Recom-5 mendations Workshop in Ohrid 6 (21-22 September)

Table 4: Schedule of activities

The following subchapters summarise the course of action and proceedings of each main activity.

4.2 Kick-off meeting and fact finding mission

The kick-off meeting of the project was held back to back with the fact-finding mission in Macedonia. Prior to the meeting the general frame and information about the present activities going on in the area of waste management in Macedonia could be exchanged to bridge the time until the actual meeting of the project partners in Skopje on 15 February, 2010. There, more detailed information of the latest events could be exchanged. The kick-off meeting took place in the Macedonian capital Skopje from where the participants moved South-East to the city of Strumica.

The participants of the mission were Mr. Philipp Engewald (Project Manager/Baltic Environmental Forum (BEF) Germany), Ms. Kristīna Veidemane (senior environmental expert/BEF Latvia), and the external Latvian experts, Mr. Armands Nikolajevs (Director/Latvian Association of

Waste Management Companies, LASUA), and Mr. Aivars Sirmais, (North Vidzeme Regional Waste Management Organization, ZAAO).

Date	Location	Activity
15 February	Skopje	Meeting between BEF Germany/BEF Latvia, and Latvian experts and the local partner Regional Environmental Center, Country Office (REC CO) Macedonia
16 February	Skopje	Meeting with Ms. Kaja Šukova, Ministry of Environment and Physical Planning, Head of Department for Sustainable Development and Investments
17 February	Strumica	Participation in a meeting of the newly established Committee which manages the tendering procedure for the establishment of the regional landfill / Presentation and question and answer session
18 February	Skopje	Follow-up meeting between BEF Germany/BEF Latvia, and Latvian experts and the local partner REC CO

On 11 February, 2010, a few days before the mission, the procedural principles for the tender were approved by the Macedonian parliament. The Commission negotiating the tender was established on 17 February in Strumica, and the project team participated in the first session, where the principles for the tender were explained.

- > The procedure will be a competitive dialogue with a foreign investor. There is no local company that could perform the necessary tasks.
- Once tender documents are approved by the Commission the tender will be translated and published. Further procedure: 37 days for bidders to provide initial offers, then pre-selection of suitable offers in English and Macedonian. The procedure as such foresaw two steps. In the first step, the interested potential operators would provide detailed information about their technical, operational, and managerial capacities to identify the most experienced candidates. Those pre-selected would be invited to submit an offer where the technical details for the particular region are to be specified.
- > Contract will be obligatory regarding the construction of a landfill (full investment of the private operator), optionally, the bidder may include in the offer separate or comprehensive solutions for the following two additional issues: the collection of waste in the region and the closure of illegal dump-sites.
- > It was expected, that it would be more attractive and beneficial for bidders to provide a comprehensive offer on all three items. No information about what will happen, if no bidder includes one or both optional items in their offers, was given.
- > Potentially, there would be financial support from the government, if unavoidable. But this would not be communicated openly in the tender.
- > The concession for operation of the landfill shall be issued for a period of 25 years.

The Macedonian Ministry of Environment expressed concern that bidders will negotiate with the Committee only about the establishment of the landfill, but not about the transportation. It is feared, that this will happen bilaterally with each municipality individually, and municipalities are played off against each other, endangering the negotiations on the landfill. Therefore, the ministry favors that the whole region jointly negotiates with the bidders on all issues.

By now, the major concerns of the municipalities, once the new operator is in place, were the following: Firstly, what will happen to existing municipal enterprises with its staff and existing equipment? Will workers be taken over by a new private operator?

Secondly, it was not clear, what will happen to tariffs and fees? How will they be set and how will they be paid and how will the revenues be distributed between the operator and the municipalities.

Until shortly before the visit of the Latvian and German delegation it was expected, that finding a basis for cooperation among the municipalities would be the most crucial point to tackle. However, during the mission it became clear, that a memorandum of understanding between the 10 municipalities of concern had been signed. This shifted the needs for support from Germany and Latvia to be delivered with the help of this project and the experts sought to identify the needs, which were to be addressed in a workshop in the next stage of the project:

- > Technical assistance related to documentation;
- > What to find out in the dialogue, what to pay attention to, to avoid being ripped off by a bidder, where are the hidden issues; what are the spaces that should be left for the bidder to make it attractive to invest – finding the right balance;
- > Technical aspects (technology);
- > Model of institutional setup;
- > Closure of illegal dump-sites is considered a very important issue;
- > Important are all aspects on finances, costs, and potential revenues,



Fig. 6: Meeting with representatives of municipalities of the South-East Region and the Ministry of Environment and Physical Planning in Strumica, 17 February, 2010 — senior expert on waste issues, Kristina Veidemane (BEF Latvia) during a question and answer session (left at speaker's desk). | Photo: P. Engewald

During the meeting with the regional Committee in Strumica, the Latvian experts presented an example for the establishment of a modern waste management system in the North Vidzeme Region in Latvia. The geographical range and the amounts of waste handled there are quite comparable to the Macedonian case. Although, the example is not a form of public-private partnership, many technical and operational details were relevant (e.g. tariff and fee system, potential sources for additional benefits from energy generation and waste sorting. It gave the participants a practical example of how the future landfill in the South-East Region could look like.

In conclusion, the approach to first have a fact finding mission was a successful tool to get a clearer understanding of the situation in detail and particularly to understand what expertise in particular is needed to help establishing a regional waste management system in Macedonia.

4.3 First Workshop

Following the information gathered during the fact finding mission, a workshop was organised which took place on 13-14 May, 2010. The workshop, "Establishing Regional Waste Management system in Polog Region and South-East Region in Republic of Macedonia", took place in the town of Strumica (cf. Fig. 3). Around 30 participants (excluding the project team) from local authorities of the South-East Region and the Polog Region in North Western Macedonia, as well as the Macedonian Ministry of Environment took part in the event. Originally, the event was only planned to be held for the South-East Region, but as developments in the second region which is establishing a regional landfill, the Polog Region, around the city of Tetovo, had accelerated, it was possible to include participants from that region.

The foreign experts which participated as speakers and resource persons in the workshop were Ms. Kristina Veidemane and Ms. Ingrida Bremere from BEF Latvia, Mr. Mark Lindert (City of Düsseldorf) Mr. Aivars Sirmais (ZAAO), Mr. Armands Nikolajevs (LASUA), and Mr. Janis Abeltins (Geokosultants)



Fig. 7: Workshop in Strumica, 13-14 May, 2010. | Photo: M. Ordzanova

The following topics were discussed at the workshop in separate sessions:

- > Experience with public-private partnership options for waste management (Examples from Germany and Latvia);
- > Landfilling of municipal waste, including EU targets on the landfilling (incl. biodegradable waste), national legal preconditions for effective landfilling with least environmental impact, costs for constructing and maintaining landfills, role of the national landfilling tax;
- > Alternative technologies for disposal: mechanical-biological treatment and pre-treatment of waste at the landfill;
- Waste collection and transportation, including the topics recycling and recovery targets for packaging waste, different actors and the requirements for a collection system: development of different services, frequency of services and fee, and costs for waste collection, costs positions for fee;
- Closure of old dump-sites: Technical steps to be taken; costs for closure (per ha, per capita, per technologies);

- Contracting with end-users of waste management services: local regulations of municipalities and enforcement of signed contracts; the form of the contracts with legal entities, individual households; contracting and payments;
- > Wrap up on potential concession and institutional setup: benefit and risk evaluation for each concession model; recommendations for competitive dialogue.

Subsequently, the proceedings and discussion topics are described in more detail.



Fig. 8: Workshop in Strumica - presentation by Mr. Aivars Sirmais \mid Photo: M. Ordzanova

3.3.1 Experiences with public-private partnership with presentations by Armands Nikolajevs and Mark Lindert

In this session different models of partnership between the public and the private sector were discussed. Different alternatives for arranging the public-private partnership between the local authorities (the municipalities) and the potential private partners were presented:

Establishing partner relations with the private sector are possible:

- (1) In the area of collection and transportation of the municipal waste at regional level (the private partner may provide and finance the supply of the necessary equipment, organize and execute the delivery of the service)
- (2) In financing, designing, constructing and operating the regional landfill
- (3) In financing, designing and closing the existing unregulated landfills.

The advantages and disadvantages with regard to above mentioned possibilities were discussed. The main emphasis was given to the following issues:

- > The reorganization of the public utilities will reduce the number of employees (through the preparation of a special agreement, the private partner may be obliged to keep all employees in the new company).
- > It is not recommendable to award the concession to less than 5 years (there are some cases where the concession was awarded on three years, but it seems to be very stressful for

the concessionaire and for the conceding authority as well who should announce the tender procedure over and over again).

- > It is acceptable for the municipality to charge the costumers with a fee for waste collection and transportation and then pay the company which provides the service for the customers (to be stipulated within the contract) Corporation Agreement.
- The producers and traders of products that leave behind packaging waste are obliged to organize a system for the selection and separate collection of different types of packaging waste within the municipalities. Of course, this activity should be organized in cooperation with the respective local self-government unit, however it is first of all the producer's responsibility to ensure a proper collection.
- > The advantage for the new private partner would be reaching the national targets for the reduction of waste commodities.

The discussion moved to the descriptive part of the tender documentation:

- > Establishing a regional concept for municipal solid waste management practically means delivering the total waste generated in the municipality to the relevant pre-treatment and disposal facilities. Having in mind that the local authorities should prevent the illegal waste dumping at any cost, before the regional landfill is set in place, one existing landfill with low level of risk for the environment needs to be used temporarily.
- > The proper methodology for the calculation of a landfill fee should be determined.
- > Because the announced tender is tackling the household and non-hazardous communal waste generated in the municipality, it was requested the construction and demolition waste to be treated on the new landfill as well. This issue is to be taken into consideration especially for the Polog Region where many wild dump-sites are scattered around.
- > Regarding construction and demolition waste to be pre-treated by the potential private operator (considering the possibility to handle this waste on the location where the regional landfill will be constructed or to be crushed and used as covered material) it was proposed to use a special mobile equipment for waste crushing.

3.3.2 Alternative landfilling technologies with presentations by Mark Lindert, Aivars Sirmais and Kristina Veidemane

Different aspects of landfilling technologies need to be taken into consideration when the final solution for the regional integrated waste management has to be chosen. With that regard, the following issues were stressed out:

- > Besides the fact that the concession for the regional landfill is given for at least 25 years due to the big investment needs, it is proposed that the construction of the landfill is carried out cell by cell, because this gives the opportunity for splitting the investment (per cells). The initial investment for the construction of the first cell is the crucial and the most expensive one, but the investment into future cells will rely on the profit from charging the costumers a fee for waste management services. The future investment needs for new cell construction will mainly depend on the introduction of new technologies for pre-treatment of waste (the more waste commodities are pre-treated the less space for landfill is needed).
- It is proposed to keep a record about the composition of waste intended for disposing as the chemical composition of waste determines the need for providing a suitable landfill construction and technology (e.g. lining system, lagoons for treating the leachate etc.). What kind of technology for landfill construction will be introduced mainly depends on the types of waste commodities disposed of.
- > The international experts evaluated the competitive dialogue process for the selection of potential bidders (private operators of waste management facilities) as a very complex and demanding process, but at the same time as the quickest one. The Latvians financed the

construction of their regional landfills through funds from the Instrument for Preaccession Assisstance (IPA) (65-80% EU contribution; up to 15% - Latvian State co-financing, remaining share municipal means). Preparing an IPA application is time-consuming and requires respective feasibility studies, as well as detailed documentation to be prepared before the application can be submitted (at least three years for preparation of relevant technical documentation are needed as well as special budget allocation to be designed for this specific activity).

- > The existence of a market for waste management services may reduce the prices (for waste management) and make negotiations over prices possible.
- > It is recommendable for the larger investments that the contract with the private operator covers at least 20 years.
- > Because this 20 years period is a pretty long period during which for example the prices for electricity may change, it is recommendable to make revisions of the prices for the services that are determined within the contract (from year to year) possible.
- There is a need for clarification within the descriptive tender documentation regarding the type of waste commodities that are subject of the contract for the collection and transportation of waste (e.g. the mixed households' waste only; can the organic waste be covered by the service? etc.) The fee amount for the collection and transportation services depends on the waste commodities' type for which the system for collection and transportation is provided.
- > If for each specific waste commodity a special system for selection and separate collection is set in place an adequate price for the respective services needs to be established.

The second day of the workshop continued with the topic of closing old municipal non-sanitary landfills.

3.3.3 Closure of old municipal non-sanitary landfills and the wild dump-sites scattered around the municipality with presentations by Jānis Ābeltiņš and Armands Nikolajevs

The following discussion arose:

- > The scope of the descriptive tender documentation needs to be precisely defined. It is up to the municipalities to decide will they remediate the wild dump-sites by allocating a special budget line of their local budgets or will they be more interested to leave this responsibility to the future private operator the concessionaire of the waste management services.
- According to the Law on Waste Management local self-government units are responsible for the remediation of the non-sanitary landfills. If they lack financial resources to carry out the closure of the non-sanitary landfills and their aftercare, they have to make a contract with the private operator who will be responsible for the remediation of wild dump-sites and this will probably aggravate the fee amount for waste management services charged from the inhabitants.
- > The potential private operator is obliged to make a review and to propose possible solutions at minimum technical requirements (by complying with both, the EU and national standards at minimum price) in order to justify the remediation of the existing non-sanitary landfills. Depending on the type of waste disposed onto the landfill the technical solutions are to be proposed respectively (e.g. technology for extraction of landfill gas CH4 to be introduced on those landfill sites with high altitude at cross section where a huge amount of organic waste is disposed of).
- > If they do not comply with the agreed timeframe for the closure of the non-compliant landfills, the EU countries are getting penalized by the European Commission.

3.3.4 Contracting with end-users with contributions by Ana Petrovska, Ingrida Bremere, Aivars Sirmais and Mark Lindert

Contracting the end-users of waste management services is a very complex issue and it may require many different preparation activities before the final contract is concluded. The issues discussed with this regard were the following:

- > According to the Law on waste management the municipalities are the responsible authorities obliged to handle the non-hazardous waste generated within their municipalities. This practically means that they should find the most appropriate methods for managing the residual waste in an environmentally friendly manner.
- If they not possess enough capacities (weak public enterprises non-efficient and over-employed) they should announce a tender and look for a concessionaire (private operator who will provide services for the collection and transportation of waste). The municipality should make an agreement contract with the private operator in which all previously negotiated details will be stipulated (e.g. fees for waste services a charging method to be specified monthly fixed tariffs per household or charging the households per volume (or tone) of waste generated per month. This will consequently foster waste reduction activities).
- > Introduction of incentives a system for returned receipt of the used products and packaging and/or by selection and separate collection of certain waste commodities delivered to special waste treatment facilities should be introduced.
- > The private operator who delivers the service of collecting and transportating waste should make a contract with the respective landfill operator about the acceptance of waste intended to be disposed of.
- > Depending on the agreed technology to be established at the landfill facility (recycling and/or waste recovery facility), negotiating performances are needed for the determination of the fee for waste services.

3.3.5 Review of the tender documentation

At the final session Ana Petrovska (REC Macedonia) introduced the descriptive tender documentation. The perspectives and what should potentially be taken into consideration during the negotiation with the potential private operators were discussed:

- > The potential private operator is looking for a clear situation in the negotiation with the conceding authorities (the municipalities): Detailed information on income (revenues) and expenditures of the public enterprises as well as on the available technical equipment is needed.
- > After selection of the potential bidders on the announced tender, an invitation for participation in the competitive dialogue as well as the descriptive tender documentation is to be delivered to the selected potential private operators.
- > The timeframe of activities with justified solutions for waste management under minimum technical requirements is to be proposed by the potential bidders as well as (solutions for managing of the construction and demolition waste for Polog Region and solutions for managing of the organic waste for the South-East Region).
- > The conceding authorities need to be ready for negotiation with the potential bidders and to be open for providing them with relevant technical information (e.g. number of customers receiving waste management service, percentage of customers who pay for the service on a regular basis etc.) and statistical data for the region. A list of confidential information prescribed by the potential bidders has to be presented to the municipalities when the negotiation process with the selected candidates is starting.

- Consensus upon the type of agreement (concession or corporation public-private partnership) that may be concluded with the potential private operators has to be adopted between the municipalities.
- > The benefits for the hosting municipality of the landfill facility are to be clearly defined (the authorities representing the hosting municipality are invited to come up with a list of demands and those should be subject to a review in the negotiation with the potential private operators).

In conclusion, the workshop had two benefits: for the participants it was a valuable opportunity to exchange information and experiences with the colleagues from Germany and Latvia to get an impression about PPP relationships and also to get to know different options for establishing the landfill in the context of a regional waste management system. For the German and Latvian experts in return, the discussion with the Macedonian colleagues provided a necessary input for the development of the recommendations.

4.4 Second Workshop

A second workshop was organized by REC Macedonia in the city of Ohrid (21-22 September 2010).

The first day was devoted to specific issues in connection with the tendering process and the inter-municipal agreement that must be signed in order to ensure proper conditions on the territory covered by the regional landfill. Mostly, this concerned participants from the South-East Region, involved in the tender process. Additionally, there were some observers from the Polog Region, which intends to build a similar landfill. The agenda of that day foresaw the following topics:

- > Scope of joint operations,
- Content of inter-municipal agreement,
- > Legal form of inter-municipal agreement,
- > Types of PPP.

On the second day, a wider audience of participants — staff from the municipalities in the South-East and Polog Regions, which could not attend the first workshop — were provided with information from the previous workshop regarding:

- > Waste Framework Directive,
- > EU targets on the landfilling (incl. biodegradable waste),
- > Law on waste national requirements,
- > Alternative technologies for disposal,
- > Mechanical-biological treatment,
- > Pre-treatment of waste at the landfill
- > Other modern technologies (incineration, etc.),
- > Conclusions and closure of the event.

The second day did not reveal any new questions as the organizers and presenters tried to address the most crucial discussion points which were discussed already in the first workshop. In the following the most important issues of the sessions of the first day are presented:

4.4.1 Scope of joint municipal-private operations

 Waste collection will be carried out by the existing public enterprises; provided an equal or lower tariff offered per collected ton / cubic meter of waste also by a potential private partner, willing to cover the waste collection service for the entire municipality; in addition, the partnership with a private service provider is conditioned with the transfer of qualified staff

- employed in the public enterprises into the new venture. Not all municipalities which lack a public enterprise are willing to enter into a partnership with a private operator, although they are all aware that the waste generated on their territory will somehow have to be delivered at the gate of the regional waste treatment / disposal system.
- 2. Long hauling appeared to be even more sensitive than the waste collection, because: (i) municipalities which intend to provide the waste collection and transport on their own right lack appropriate long hauling capacity; (ii) the municipalities located closer to the regional landfill(s) do not appreciate the sharing of transport costs over the region. Especially the municipalities hosting the regional landfill(s) do not want to share the transport expenses of other municipalities, believing that their gate fee should be lower as to compensate them for accepting the waste generated across the region. The above issues, especially the compensation of municipalities hosting the regional landfill(s) should be carefully addressed in the inter-municipal agreement, but also some conceptual solutions should be sought, in order to minimize the long hauling distances and to equalize municipal burdens.
- 3. Closure and remediation of non-compliant landfills. Municipalities do not want to share the costs of closure / remediation, especially if there are only small dump-sites on their territory that can be cleaned up using their own resources. Some municipalities have stated that they inherited some dump-sites from the former, now obsolete territorial division and therefore they could consider them as "historical pollution" which would mean transferring the responsibility for their closure to the national level. The inter-municipal agreement should define the most appropriate cost sharing method among the municipalities.

4.4.2 Content of an inter-municipal agreement

- 1. The need to define the share of each municipality in the venture, including the limits of risk sharing, was understood and appreciated by municipalities; however, there was no decision on how to define it. The most common criterion for defining the shares is the number of inhabitants and/or the generated waste quantities. Rural municipalities also asked for a special status due to worse socio-economic situations. Two major types of risks linked to regional operations were identified: (i) financial and (ii) environmental risk. The financial risk may derive from the failure of some municipalities to pay their gate fees and/or to deliver contractually specified waste quantities. Therefore, apart from the risk sharing stipulations for the joint operations, there should be determinants for individual disobedience in the inter-municipal agreement. In case of non-payment by a single municipality, there could be an instrument available to withdraw funds granted from the national budget. An example can be seen in the case when an annual VAT transfer from the Ministry of Finance intended for the non-paying municipality is diverted to the regional private operator. Another option is to withdraw funds for the implementation of regional development projects. The environmental risk, however, lies fully with the municipality hosting the landfill; therefore it should be compensated by other municipalities in an appropriate manner. The inter-municipal agreement should propose some compensation methods which municipalities will discuss and decide
- 2. The municipalities agreed without hesitation upon delivering the waste generated on their territory exclusively to the regional facilities, rather than at unauthorized dump-sites. Most municipalities which intend to provide waste collection services declared that they are, or will be able to collect the waste from their entire territory; also, they stated that the municipal communal inspectors will ensure that waste is not dumped illegally but is rather delivered at the gate/reception point. These commitments must be reflected in the inter-municipal agreement. It must be stressed that municipalities that will contract out the waste collection will deal with these issues by way of individual contracts.
- 3. Increase of (the domestic) disposal tariffs must be approved, according to law, individually by each of the 10 municipal councils involved in the South-East Region. This may prove to be a very challenging issue, which may cause difficulties for the private operator who runs the regional integrated waste management system and collects fees from end-users. The same applies to the concessionaires who would provide waste collection and transportation and collect fees from end-users. The inter-municipal agreement must introduce an appropriate mechanism for diminishing the private operator's losses deriving from failures of municipalities to adopt increased tariffs.

4. Reserves and precaution arrangements have not been entirely understood. Some additional information may be important to discuss further the methods for generating such reserves: whether insurances and/or guarantees can be used for such purposes or the municipalities must have available reserve funding in any case and where such funds may be obtained from. This issue must be further addressed during coming meetings and discussions.

4.4.3 Legal form of inter-municipal agreement

Once the inter-municipal agreement is drafted and agreed upon by participating municipalities, there should be one party assigned to be legally responsible towards the private partner for any issues including the court cases against one or more municipalities not complying with either the inter-municipal agreement or the concession contract. Municipalities were given three alternative legal forms of a legal representative of the multiparty conceding authority:

- Simple contract with one municipality appointed as representative; this alternative was considered the least applicable, because municipalities were hesitant to appoint one municipality to bear all the risks on behalf of others;
- 2. An inter-municipal public enterprise alternative was compromised, because such entity is usually established to provide a communal service, while in this case, its role would be reduced on administrative and financial issues only:
- 3. Establishment of an Limited enterprise (Ltd); this was not sufficiently analyzed, however, any legal person, including an association of municipalities, could be established in order to guarantee that the contractual conditions are met by all the municipalities, on one hand, and by the private partner, on the other.

Some municipalities argued that during the workshop the focus of discussions was on the municipal commitments while the requirements to be met by the private partner were neglected. Also, the Councils of planning regions were suggested as a platform to ensure the execution of the inter-municipal agreement. It must be stressed that the Councils are a political decision-making instrument for regional development policies, while the Centres of planning regions, which execute the councils' decisions, are legal persons with a mandate to provide administrative support and to manage regional funds channeled through the Agency for Regional Development that implements annual programmes on the national level. It is to explore further whether any existing form of inter-municipal cooperation can be utilized to act as an umbrella for the execution of the inter-municipal agreement.

Additional information is needed to further specify the potential coordination, administrative and financial role of the third party representing the municipalities in front of the private partner.

4.4.4 Types of PPP

Contractual and institutional concessions were compared on the grounds of the risk sharing between the private and public partner as well as the probability for early contract termination. The municipalities were not interested in exploring an institutional concession due to the minority shares in the joint venture and the permanent loss of contributed assets. Monitoring over the implementation of contractual obligations by the private partner was seen as part of the enforcement activities of authorized national / local environmental inspectors (for the environmental part of the contract) as well as of the financial auditing for the financial performance of the future operator. However, the monitoring remains a critical issue and the controlling of the private operator's performance must be organized exclusively for this contract, notwithstanding the environmental and corporate law enforcement to be carried out through appropriate institutions.

Municipalities might need additional information on the risks for early termination of the concession contract and the exit strategies to deal with potential discontinuation of services deriving from the institutional and contractual concession. Monitoring issues should be further discussed and a monitoring framework should be agreed upon after the first stage of the dialogue phase

4.5 Recommendations to develop a regional waste management system

4.5.1 Development

On the basis of the information gathered during the two visits of the German and Latvian experts to Macedonia, and taking into consideration the discussions during the project implementation, a set of recommendations was developed, that will help the South-East Region in its efforts to establish a regional waste management system and also with the coming steps of the running tender procedure. The recommendations are part of the annex of this report.

The document takes into account the given situation in the South-East Region and the one of waste collection and landfilling in Macedonia in general, where there is much emphasis on the establishment of a suitable environmentally sound landfill. Nevertheless, the recommendations have a wider goal: looking ahead and pointing to the fact that landfilling is not the best solution for waste handling, but avoidance of waste and recycling are preferred. Still, the document provides information about how to organize and properly manage a landfill. It takes into account that the financial resources in Macedonia are rather limited and that there is still capacity building needed that focuses on waste management systems and technologies, commonly used in Western Europe.

The recommendations were prepared by Ms. Kristina Veidemane, Ms. Ingrida Bremere (both BEF Latvia) and Mr. Mark Lindert from the City of Düsseldorf.

4.5.2 Contents

The recommendations are kept short, but try to touch a comprehensive set of topics:

- > Relevant waste policy issues in the EU and the Republic of Macedonia
- > Municipal waste generation and collection in the Republic of Macedonia
- > Development of a regional waste management system
- > Waste landfilling and pre-treatment
- > Waste collection system
- > Biodegradable waste
- > Waste recycling
- > Closure and remediation of the former dump-sites and landfills
- > Organisational and contractual aspects
- Economic aspects

The initial chapter recalls the most important requirements which are defined by national Macedonian and EU legislation now and in the future, the second chapter briefly sketches the current situation in Macedonia with regard to the waste generated and its collection and puts the given situation into a Europe-wide context. It shows that the current amount of waste produced in the South-East Region (approx. 250 kg per capita annually) is comparable to the situation in Latvia of the early 1990s shortly after the breakup of the Soviet Union. The trend there, however, is a fast growing amount of waste which is gradually coming closer to the EU average of around 520 kg per capita. The increase is partly due to better monitoring and more reliable data than in the beginning of the 1990s, but mostly due to a better economic situation where people substantially buy more goods and generate more waste. A similar process can be expected in Macedonia, the speed however is depending on the future economic development.

In the following chapters, the recommendations try to briefly outline different options and to highlight their effectiveness in dependence to the actual circumstances. Costs are considered where appropriate. Eventually the recommendations draw the following conclusions:

The very first step is to stop "wild dumping" and to establish proper landfills to avoid environmental pollution. The investments must be combined with an efficient law-enforcement "on site" and effective public relations activities to make clear that Macedonia does not intend to become a "littered" country.

The Ministry of Environment and Physical Planning and the municipalities in the South-East Region have launched a tender on the construction and operation of a landfill by private companies, which are potentially foreign companies, as there is no local company that would be capable of taking over these tasks. This is in so far understandable as landfills are complex establishments, their set-up und operation needs a specific knowledge and they require high initial investments. A strategic problem might be that Macedonia gets into a position of dependency from international waste management companies, if the majority of landfills are built and operated by foreign private companies.

The currently on-going tendering process is complex and new for municipalities. They are hesitant to continue with the process and they may feel overrun by the whole process. Municipalities have to make it clear to themselves that economic prosperity and "wild dumping" of waste do not go together. It will be easier to understand if local businesses and/or municipal companies participate in the evolution of the system. They must be the local "crystallisation points" for a growing industry of resource-recovery, including respective job opportunities.

Currently, the local waste management companies operate with a relatively small volume of waste turnover. They need to grow to cover new tasks like (separate) collecting and recycling. This means to select the 'easier' manageable pieces first – but start!

It is assumed that, during the following years, the smaller companies will merge, for example on a rural or regional scale. Cooperation between municipalities – at least between the smaller ones – will be a "must". The alternative would be to be 'taken over' by some international waste management company some day. The local waste management companies need to widen their field of operation step by step – and thus might become some important local or rural counterweight to the international companies which potentially operate the landfills.

Government and municipalities need to act as partners in this process. It is important to understand that waste management and "keeping the landscape clean" needs a commitment on the local level, in the local population. Therefore, the municipalities must be given a context to fulfil their tasks, including legal framework and funding.

4.5.3 Influence on the further process

Given, that this project will end with the development of the recommendations, it is difficult to predict, how much influence the document will have on the actual decisions taken in the running tendering process. There are, however, two aspects, which give reason to expect that the document will have relevance: firstly, the document has been carefully prepared, considering the local situation in Macedonia and it is not just a purely generic compilation of recommendations. Secondly, the local project partner REC Macedonia will remain actively involved in the process of the development of the regional landfill and the establishment of the waste management system and will ensure that important aspects will not be 'forgotten' in the coming steps.

5 Project management

5.1 Implementing organisations and project team

The project was implemented by three organisations: the Baltic Environmental Forum Germany, the Baltic Environmental Forum Latvia, and the Macedonian Country Office of the Regional Environmental Center for Central and Eastern Europe. BEF Germany and REC have been cooperating since 2005 in three other projects. BEF Germany and BEF Latvia are both members of the BEF Group, a network of five independent environmental non-governmental non-profit organizations in the Eastern Baltic Sea Region.

The REC is an international organisation with a mission to assist in solving environmental problems. The Center fulfils this mission by promoting cooperation among governments, nongovernmental organisations, businesses and other environmental stakeholders and by supporting the free exchange of information and public participation in environmental decision making. The network has offices in 13 countries and the Kosovo.

Table 6: Implementing organisations and their role in the project

Organisation	Role in the project	
BEF Germany	Overall project management and recruiting experts from Germany for experience exchange with Macedonian professionals from local authorities.	
Baltic Environmental Forum Deutschland e. V. Osterstraße 58 D-20259 Hamburg, Germany	,	
BEF Latvia Biedrība "Baltijas Vides Forums" Doma laukums 1 LV-1050 Riga, Latvia	Conceptual leadership and providing expertise on EU waste legislation, appearing as speakers in the workshop and leading authorship of the recommendations, as well as recruiting other Latvian experts for experience exchange with Macedonian professionals from local authorities.	
Regional Environmental Center for Central and Eastern Europe Country Office Macedonia ul. Ilindenska 118 MK-1000 Skopje, Macedonia	Local expertise in the area of waste management, organization of events in Macedonia, recruiting local speakers and participants for the events, and maintaining ties to the Ministry of Environment and Physical Planning of the Republic of Macedonia.	

In detail, the following members of staff were involved by the three project partner organisations for the implementation of the project:

Table 7: List of members of staff by organization, working in the project

Organisation	Name	Position
BEF Germany	Philipp Engewald	Project Manager
	Heidrun Fammler	Project supervision
BEF Latvia	Kristīna Veidemane	Senior expert
	Ingrīda Brēmere	Senior expert
REC Country office Macedonia	Kornelija Radovanović	Senior Expert and local coordination
	Katarina Stojkovska	Senior expert
	Ana Petrovska	Senior expert
	Milena Manova	Assistant
	Marina Ordžanova	Assistant

5.2 Involvement of external experts

To widen the capacities and experiences the project team was supported by German and Latvian professionals working on a daily basis in the field of waste management. Support came from the German Association of Cities and Towns (DST) and from the Latvian Association of Waste Management Companies (LASUA).

Table 8: List of external experts from Germany and Latvia participating in the project. The second workshop is not listed as no external expert participated.

Name	Organization	Country	Position	Fact finding mission	Workshop	Recom- mendations
Mark Lindert	City of Düsseldorf Environmental Office	Germany	Head of Waste Management Sec- tion	_	S	А
Jānis Ābeltiņš	SIA Geokosultants	Latvia	Director		S	
Armands Nikolajevs	Latvian Association of Waste Management Com- panies (LASUA)	Latvia	Director	E	S	С
Aivars Sirmais	North Vidzeme Regional Waste Management Or- ganization (ZAAO)	Latvia	Director	S	S	_

Abbreviations: A = author; C = Commenting E = expert, participating in meetings and discussions, but not speaker, S = speaker

5.3 Project implementation

The project implementation was generally smooth and no significant problems were observed. As the project eventually began officially on 1 December, 2009 a kick-off meeting could not be organized anymore in that year. So effectively, the kick-off and the first field mission took place in February 2010. Instead the partners took the opportunity to exchange more detailed information about the latest developments, so that the partners from Germany and Latvia had some background information when coming to Macedonia to make discussions in Macedonia more efficient and specific.

As a result of the findings, the project's focus was narrowed, taking the fact of the on-going tender process into account. The project team adjusted to that and foresaw to prepare the workshop and the recommendations to some extent along the documentation required for the tender. As the actual tender was published only in April, it was decided to extend the project duration by three months until 31 August 2010.

It was eventually decided in August to carry out another workshop for more municipal representatives. For that purpose, the project was once more extended by one month, until 30 September, 2010. The workshop was intended to continue the discussion of the tender and to provide more municipal representatives from the South-East and Polog Regions with information from the first workshop.

As mentioned earlier in this report, the rapid development of the situation in Macedonia required a shift of the project objective. While the initial idea was to give advice on the establishment of a regional waste management system in general, the project had to give advice on how to organize a public-private partnership for a landfill including the tendering.

These decisions were primarily taken by the Macdeonian Ministry of Environment and Physical Planning, without prior announcement and came as a surprise to all involved parties of this project. The German and Latvian members of the project team were informed about the situation only shortly before the field mission.

The project team has highlighted during the field mission and the workshop, as well as in communication with the local project partner REC Macedonia, that the landfill is only a first, but unavoidable step when developing a modern waste management system in the country. REC Macedonia has also clearly pointed out, that the decision was irreversible and all steps towards preparing the tender were already initiated.

Even more a cause of concern, however, is the decision to establish this landfill in form of a public-private partnership. It leads to dependencies of the municipalities, particularly in the case that the private operator of the landfill goes bankrupt. Moreover, it is necessary that the state or local level de facto have sufficient means to effectively control and enforce legislation which ensures that the landfill is operated properly and that no illegal operations are taking place. This also concerns caring for a proper closure of the landfill after its operations cease. As this is in principle a task of local authorities, it is currently foreseen that risk prevention should be taken account of contractually with the private operator for the case that the municipalities do not have sufficient financial means. This is still a critical issue and it should be rather considered that the state foresees to take over the responsibility and to provide finances to the municipalities rather than to leave it to the private operator.

The original objective, that the recommendations prepared should be transferrable to any other region in Macedonia had to be revised. We state here once more that the public-private partnership model for operating a landfill is not promoted. In case that the decision is taken to build a landfill according to a public-private partnership model elsewhere in Macedonia, the document yet does contain valuable information what to take into consideration to establish an EU conform landfill.

6 Conclusions and outlook

Taking into consideration the shift of the focus in the project from generally setting up a regional waste management system to a more concrete case with the actual establishment of a landfill in the South-East Region in Macedonia and a connected collection system, the project has successfully delivered the expected results of this adapted focus.

- In a regional workshop (May 2010) German and Latvian experts have provided information on their countries' experiences in enforcing EU policy and requirements in the field of municipal waste management;
- Having participated in two field missions in Macedonia, German (May 2010) and Latvian (February and May 2010) waste management experts have advised on various options for setting up the regional waste management system's related organisational and technological aspects, particularly taking into consideration the situation with the on-going tender for the establishment of a regional landfill and collection system in the South-East Region;
- Based on experiences in Germany and Latvia technological, organisational and management recommendations for cooperation and legal entity structures for a future regional waste management system were developed for Macedonia. It was taken care that these recommendations are valid and applicable for the whole country and not only for the South-East Region.
- During the meetings and communications closer contacts between Macedonian, German and Latvian waste experts and managers were established for further cooperation particularly, the local partner considered to invite the German expert, Mr. Mark Lindert, once more in the up-coming second phase of the tendering process.

Looking ahead, from early autumn 2010, the second phase of the tendering process with the development of the technical documentation and the concrete offers from the bidders will be taking place. It is foreseen that a selection of the company that will eventually build the landfill will be made in the end of the year.

On the one hand, it would be helpful to continue to accompany the future procedure in the South-East Region and to provide more specific advice; however, this depends on the needs of the Macedonian side. In principle, the Baltic Environmental Forum is ready to continue. Nevertheless, we must also conclude that with the help of this project, the local partner REC has gained additional input from the experts and is committed to continue to closely follow the process and to make sure that a feasible, environmentally sound solution will be found for the South-East Region.

Annex 1: List of contributions by experts

The following table lists all contributions, i.e. presentations or authorship of the recommendations by German and Latvian experts to the project. The following abbreviations are used to designate an event or output: F = Fact finding mission; W = Workshop; R = Recommendations.

Expert	Title	Туре	Event
Abeltins, J.	Closing of the old dump-sites (Experience from Latvian municipalities)	Presentation	W
Abeltins, J.	Costs of constructing and maintenance of the landfills (Experience from Latvian municipalities)		W
Bremere, I.	From waste to energy	Presentation	W
Bremere, I.	Organisational and management recommendations for regional waste management in the Republic of Macedonia: targeted at the South-East Region	Author	R
Lindert, M.	Contracting and payment (concerning the end-users)	Presentation	W
Lindert, M.	Costs for waste collection, costs positions for the fee, contracts with the companies	Presentation	W
Lindert, M.	Experience in public-private partnership (example Düsseldorf, Germany)	Presentation	W
Lindert, M.	Mechanical-biological treatment	Presentation	W
Lindert, M.	Organisational and management recommendations for regional waste management in the Republic of Macedonia: targeted at the South-East Region	Author	R
Nikolajevs, A.	Different actors and share of market in waste collection	Presentation	W
Nikolajevs, A.	Experience in public-private partnership (example Jelgava, Latvia)	a) Presentation	
Sirmais, A.	Forms of the contracts with legal entities, individual households	Presentation	W
Sirmais, A.	National legal preconditions for successful landfilling	Presentation	W
Sirmais, A.	Pre-treatment of waste at the landfill	Presentation	W
Sirmais, A.	Requirements for an efficient waste collection system	Presentation	W
Sirmais, A.	Waste Management in the North Vidzeme Region in Latvia	Presentation	F
Veidemane, K.	EU targets on landfilling of municipal waste (Considering recycling and recovery)	Presentation	W
Veidemane, K.	Organisational and management recommendations for regional waste management in the Republic of Macedonia: targeted at the South-East Region	Author	R
Veidemane, K.	Role of national landfilling tax	Presentation	W

At the second workshop from 21.-22 September, 2010 in Ohrid, the presentations were held by Macedonian experts in local language:

21 September

- 1. Objectives of the workshop, Kornelija Radovanovic REC Senior Project Manager
- 2. Scope of joint operation, Ana Petrovska, REC Project manager
- 3. Content of inter-municipal agreement, Danco Uzunov local waste expert
- 4. Legal form of inter-municipal agreement, Danco Uzunov local waste expert
- 5. Types of PPP, Ana Petrovska, REC Project manager
- 6. Conclusions, Kornelija Radovanovic REC Senior Project Manager

22. September

1. Waste Framework Directive

EU targets on the landfilling (biodegradable waste)

Law on waste- national requirements, Lence Kupcieva, MOEPP Legal department

2. Alternative technologies for disposal

Mechanical-biological treatment

Pre-treatment of waste at the landfill

Other modern technologies (incineration, etc.), Danco Uzunov local waste expert

3. Conclusions and closure of the event, Kornelija Radovanovic REC Senior Project Manager

Annex 2: Presentations

On the following pages all presentations can be found which were held by the foreign experts at the workshop, "Establishing Regional Waste Management system in Polog Region and South-East Region in Republic of Macedonia", took place in the town of Strumica, 13-14 May, 2010.

They appear here in the order of the workshop agenda.

Day 1: 13 th of	May, 2010
9:30	Welcome and Opening of the workshop: Representatives of the REC Macedonia
9:40	Introduction to the potential concession : contractual versus institutional concession (Representatives of the MoEPP)
10:00	Experience in public-private partnership in waste management
	Germany: Mark Lindert, Düsseldorf, Germany Latvia (Jelgava and Daugavpils): Armands Nikolajevs, Association of Waste Management Companies, Latvia Questions and Discussion
11:00	Coffee break
11:30	Landfilling of municipal waste:

- EU targets on the landfilling (biodegradable waste)
 Ingrida Bremere, Baltic Environmental Forum, Latvia
- National legal preconditions for successful land filling;
 Aivars Sirmais, Regional Waste Management company "ZAAO", Latvia
- Costs for constructing the landfills and maintenance of the landfill Jānis Ābeltiņš Association of Waste Management Companies, Latvia
- Role of the national tax of landfilling Kristina Veidemane, Baltic Environmental Forum, Latvia

Questions and Discussion

13:00	Lunch break
14.00	Alternative technologies for disposal:

- Mechanical-biological treatment Mark Lindert, Düsseldorf, Germany
- Pretreatment of waste at the landfill Aivars Sirmais, Regional Waste Management company "ZAAO", Latvia

Questions and Discussion

14:45 Waste collection and transportation:

- Recycling and recovery targets for packaging waste;
 Kristina Veidemane, Baltic Environmental Forum, Latvia
- Different actors and and share of market;
 Armands Nikolajevs, Association of Waste Management Companies, Latvia

Questions and Discussion

Coffee break Requirements for collection system: development of different services, frequency of services and fee Aivars Sirmais, Regional Waste Management company "ZAAO", Latvia Costs for waste collection; costs positions for fee Mark Lindert, Düsseldorf, Germany

Questions and Discussion

18:00	Closing of the day
Day 2:	14 th of May, 2010
9:00	Opening
9.15	Closure of the old dumn-sites:

- Technical steps needed to be taken;
- Costs for closure (per ha, per capita, per technologies)
 Jānis Ābeltiņš, Association of Waste Management Companies, Latvia
 Armands Nikolajevs, Association of Waste Management Companies, Latvia

Questions and Discussion

11:00	Coffee Break
11:30	Contracting with end-users of waste management service:

- Local regulations of municipalities and enforcement of signing contracts Ingrida Bremere, Baltic Environmental Forum, Latvia
- The form of the contracts with legal entities, individual households;
 Aivars Sirmais, Association of Waste Management Companies, Latvia
- Contracting and payments
 Mark Lindert, Düsseldorf, Germany

13.00 Lunch / Departure 14:00 Wrap up on potential concession and institutional setup: • Benefit and risk evaluation for each concession model; • Recommendations for competitive dialogue. Kristina Veidemane, Baltic Environmental Forum, Latvia Representatives of the REC Macedonia Questions and Discussion 15.30 Coffee break

Departure

16.00

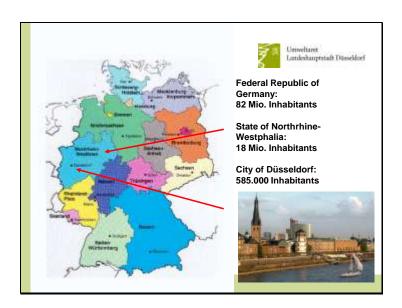
Presentations (First Workshop May 2010)

Mark Lindert: Experience in public-private partnership in waste management
Armands Nikolajevs: Experience in public-private partnership (example Jelgava, Latvia) 47
Ingrida Bremere: From Waste to Energy54
Aivars Sirmais: National legal preconditions for successful landfilling
Janis Abeltins: Costs of constructing and maintenance of the landfills
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Armands Nikolajevs: Different actors and share of market in waste collection
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Aivars Sirmais: Forms of the contracts with legal entities, individual households
Mark Lindert: Contracting and payment (concerning the end-users)

Mark Lindert: Experience in public-private partnership in waste management

Slide 1







Responsibilities

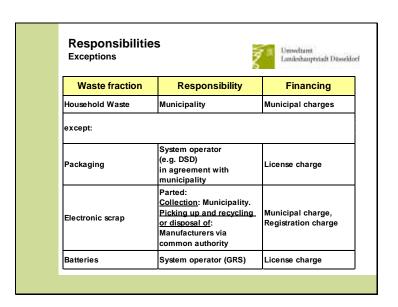
in waste management in Germany:

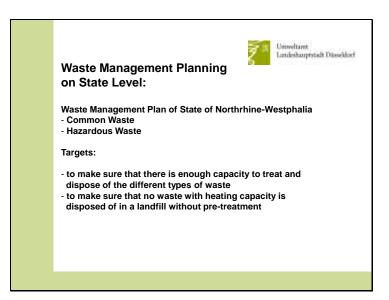
Municipalities and rural districts

- Collection and transport of wastes
 from private households in their area
- that can not be re-used from other producers (commercial) Contracting with waste management companies is possible.

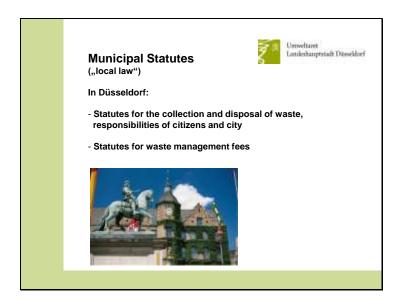
Rural districts and large cities not belonging to such a district:

- Planning, raising and operation of plants for waste-treatment and disposal. Contracting with waste management companies is possible.
 As authority: control and inspection of the waste-flow from
- commercial sources, especially hazardous waste





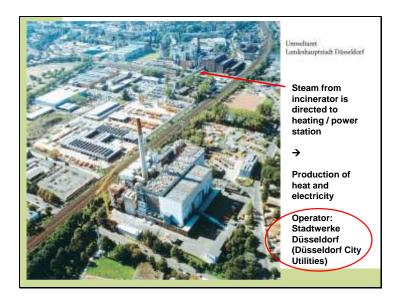


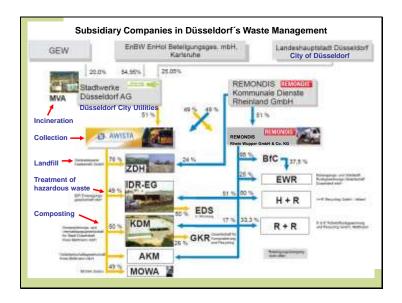








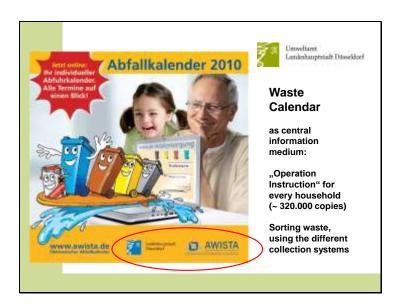




Slide 13

















Armands Nikolajevs: Experience in public-private partnership (example Jelgava, Latvia)

Slide 1





EU position to public – private partnership

- European Commission has launched a new and comprehensive framework for public private partnerships.
- As Europe emerges from the economic crisis, PPP can help public authorities to create jobs by continuing to invest in the future, while we implement exit strategies to bring public finances back towards balance.
- The decision on whether or not to use PPPs will remain entirely with national authorities.

(EC Reference IP/09/1740, date:19/11/2009)

Slide 4

PPP legislation in Latvia

- Main legal document: Law on PPP adopted on 18.06.2009.
- Law on Public procurement for state and municipalities needs
- EU directives and regulation on public procurement .
- EU Waste Frame Directive

Situation with PPP in Latvia

- 1991: in process of privatisation, municipalities sold a part of own municipal enterprises.
- 2003: the first case, when municipality handed over a municipal waste collection company to private company in concession for period of 25 years
- 2004-2006: a lot of small companies founded a joint venture with municipalities (today - it is called PPP)

Slide 6

Diference between companies

We have two main groups:

- Companies where shares for municipalities is from 5-50 %
- Companies where shares for municipalities are more than 51 %.
 - Latvian law demands that if a join venture is having shares for public more than 51 % and offer service to more than 80 % municipal inhabitants, the municipality dies not have obligation to organize public procurement procedure in it's teritory, for example for waste collection and transportation.

Some examples

- Daugavpils PPP: municipality has 37 % shares, private sector 63 %. At a moment companies have contract with region until 2020.
- "+" municipality have full information about waste business in the region
 - in profit situation, municipalities must receive dividends from the company
- "-" when the contract will end, the company gets in the same position like other companies of the market; they will have to participate in public procurement procedure.

Slide 8

Some examples

- Jelgava city PPP: municipality has 51%, private sector 49%
- "+" municipality does not need to organize tender for service in own territory
 - municipality always has a control over business, and in positive situation receives dividends company organizes their works in long-time period and my thinking about investments politic
- "-" inhabitants have the service from a limited number of companies, thus may be not the cheapest service
 - municipality is jointly responsible for state adopted targets and standards in waste sector











Ingrida Bremere: From Waste to Energy

Slide 1

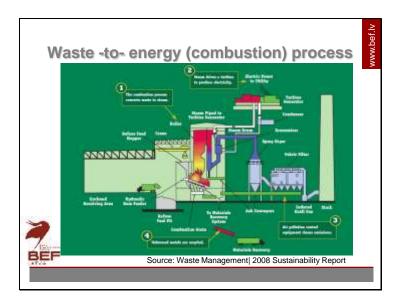


Slide 2

Options to use waste for energy

www.bef.lv

- · Waste incineration
 - Relatively old method
 - Significantly reduce the volume of the original waste (up to 95%)
 - Serious concern to air pollution with emitted gases and particles!
- Non-thermal technologies
- Biogas production
 - _ Landfill gas extraction and use



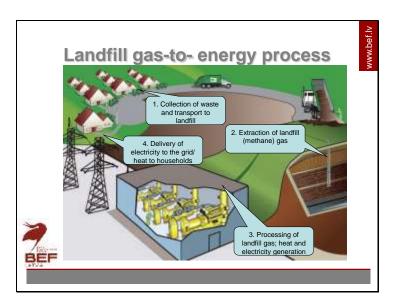
Slide 4

Landfill as an energy source



- Organic/biodegradable waste decomposes under anaerobic conditions
- Landfill gas is about 40-60% methane (remainder mainly carbon dioxide, but also other compounds and contaminants!)
- The process is on-going continuously!
- · What can be done with the landfill gas?
 - Doing nothing leads to release of (methane) gas in atmosphere
 - __ Collected gas can be used as an energy source

Philipp Engewald Baltic Environmental Forum Deutschland e. V.



Slide 6

Important aspects to consider



- Boreholes driven into the waste after landfilling (old waste disposal sites)
- A network built into the capping of the landfill, through which the gas is extracted (horizontal network)
- Care is needed to avoid a blockage to air flow!
- Technology selection:
 - Combined heat-and-power schemes
- Additional equipment to burn excess gas, reduce water from the gas
- Care is needed to ensure corrosion resistance of systems!

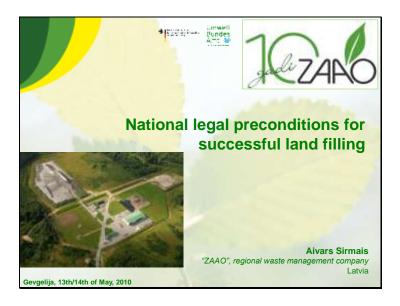
Philipp Engewald Baltic Environmental Forum Deutschland e. V.

More of important things...

- ww.bef.lv
- Critical elements in project sizing and its economic performance are landfill gas recovery projections
- In choice of utilization system important is to balance the options for transport to the grid (electricity) and on-site loads
- The product sales agreement is very important for ensuring the project economic performance

Aivars Sirmais: National legal preconditions for successful landfilling

Slide 1









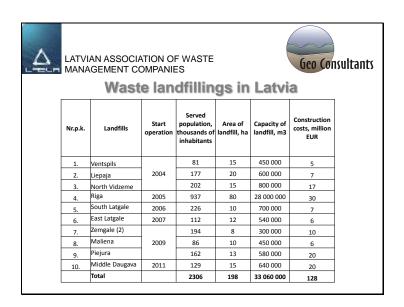
Janis Abeltins: Costs of constructing and maintenance of the landfills (Experience from Latvian municipalities)

Slide 1















Kristina Veidemane: Role of National Landfilling Tax

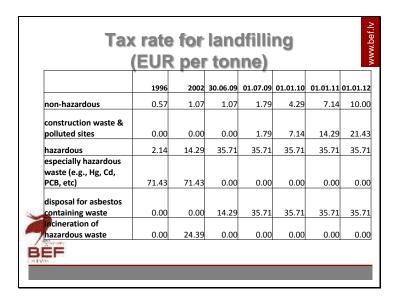
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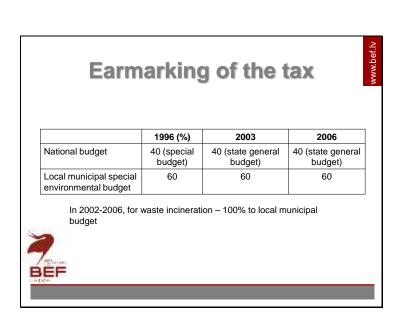


Slide 2

Aim

- to support a waste management priority hierarchy (prevention, recycling, incineration, disposal)
- making waste recovery activities more profitable
- to support local municipality in financing environmental measures

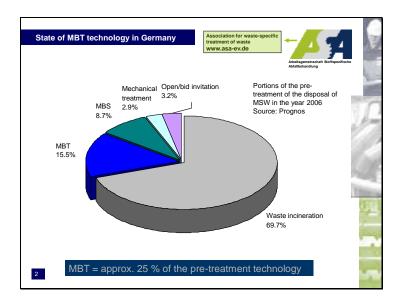


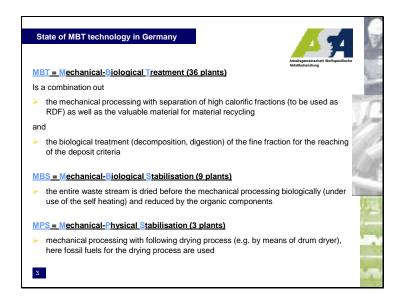


Mark Lindert: Mechanical-biological treatment

Slide 1









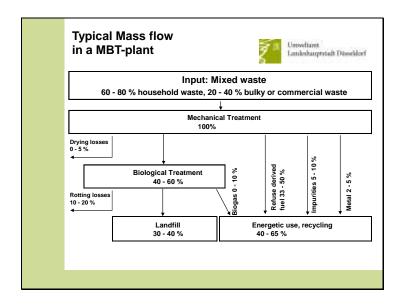




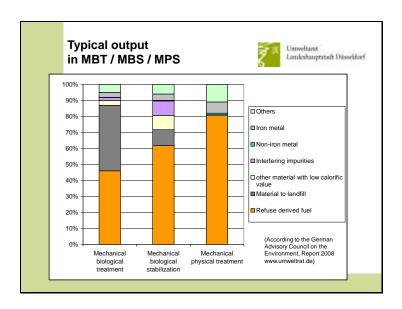


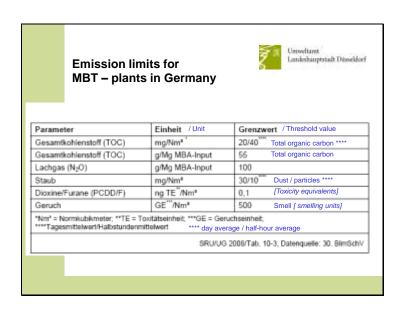


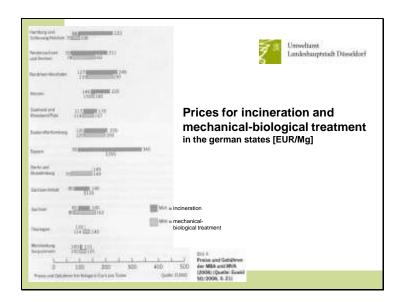




Slide 11







Aivars Sirmais: Pre-treatment of Waste at the Landfill

Slide 1













Kristina Veidemane: EU targets on landfilling of municipal waste (Considering recycling and recovery)

Slide 1





Landfilling requirements

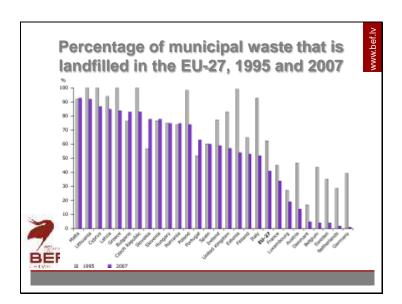
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- · Pre-treatment before landfilling:
 - To reduce quantity of waste;
 - To reduce hazards to environment or human health;

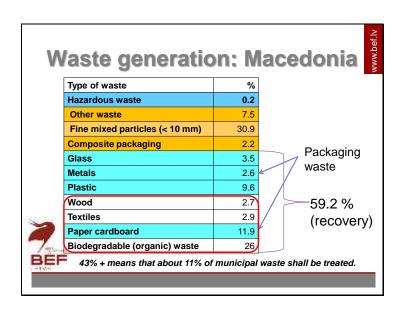
• Treatment:

 Physical, thermal, chemical and biological processes, including sorting, that change characteristics of waste in order to reduce its volume or hazardous nature, facilitate its handling or enhance recovery.









Armands Nikolajevs: Different actors and share of market in waste collection

Slide 1



Slide 2

Themes of the presentation Situation in Latvian waste management until joing EU, 2004 Changes after joining the EU, from 2004 Todays trends

Insight into the history

- Until 1991: market was dominated just by municipals companies (more than 100).
- ◆ 1991-1998: privatization of many companies
- 1998: the first regional company as the pilot activity (ZAAO)
- ◆ 2001-2003: separate waste managements systems related to packaging waste were created (e.g., Green Dot, Green Belt, etc, now more than 10 different actors)
- 2004: Establishment of regional waste companies with stronger role of municipalities. Foreign waste management companies starts to work on Latvian market

Slide 4

Changes after joining the EU

- EU requires fair competition rules for all waste companies and, thus, markets had to be opened for EU waste business
- EU large waste management companies were looking for access to the new markets, not just in Latvia, but completely in all Baltic region and especially in metropolitan like Riga, Tallinn, Vilnius.
 - Now You can see on the streets trucks with so popular brands like Veolia (France), "L & T" (Finland), "Ragn Sells" (Sweden), etc.

Changes after joining the EU

- In special waste streams like construction waste, packaging waste, etc., market also have to be open:
 - a lot of companies, like municipal, privates enterprises, including foreigner companies offers waste collection services
- Hazardous waste, including household hazardous waste, collection and transportation:
 - the government took overall responsibility choose companies by a special contract, which at a moment is private company but untill 2004 the Ministry of Environment was main shareholder in it

Slide 6

Todays trends

- The following actors are working in waste management sector at the moment:
- 1. Foreigner companies;
- 2. Municipal companies, especially in rural regions.
- 3. PPP companies (aprx in 50 % of the country)
- 4. National private companies (small companies with turnover up to aprx 1,5 mill EUR per year).
- 5. Regional waste management companies (North Latvia region, Ventspils region)



Slide 8

Important facts

- Municipalities need to decide which model for waste collection and transportation in their region is most suitable.
- Municipalities need to be involved in waste management process. Then they follow and are in charge of the result. The waste is generated in their territory by their inhabitants.
- ◆ It is very common to set apart household waste management from the rest of municipal waste streams. However, it can turn out that You pay twice for the works, which you could actually avoid.
- Experience shows, that it has been beneficial to establish regional companies. This might be useful for your region when discussing the future of the sector.





Slide 11



Slide 12



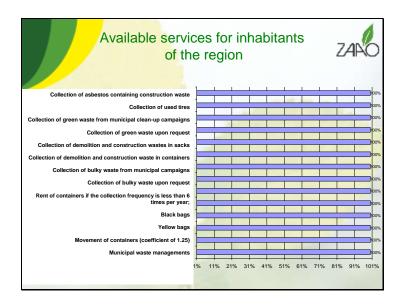
Aivars Sirmais: Requirements for an efficient waste collection system

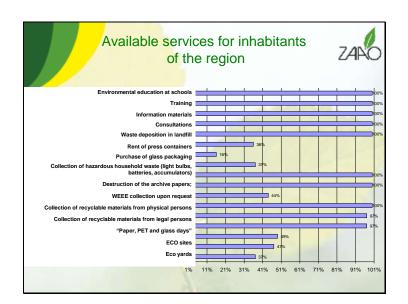
Slide 1





Slide 3

















Waste disposal at landfill



- People can bring the waste directly at the landfill with their car, every day 8.00-17.00
- They can pay with cash or bank transfer.

Code	Waste type	Fee (EUR/tone)
200301	Mix household waste and similar to hosuehold waste	24.71
200201	Garden and park waste	10.00
170107	Sorted construction waste	7.14
170904	Mixed construction waste	21.43

Mark Lindert: Costs for waste collection, costs positions for the fee, contracts with the companies

Slide 1





Contracts with Waste Management Companies:



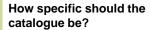
Considering, if needed or convenient:

- Detailed guideline / description for services
- Specific prices, e.g.:
 Emptying garbage containers, 60 I 240 I
 103.001 108.000: xx EUR / a

98.001 - 103.000: xy EUR / a 93.001 - 98.000: yy EUR / a

- Quality standards
- Penalty if service is not carried out properly
- · Short validity of contract (about 3 5 years)

Slide 4



Does the company empty every container on agreed schedule?

Does contract include cleaning around containers? What about "wild heaps" of waste?

Dilemma:

If not specified, company might try to get extra money in every case "outside of the contract"

If generally specified, the contract will be more expensive from the beginning ("allround carefree-package")









Are the locations of waste containers clean / cleaned according to agreed schedule?

(maybe expensive when additional emptying is necessary)

Agreement on cleaning according "to necessity"?

(more flexible, maybe less expensive, but municipality needs to control more often)



Umwelturet Landeshauptstadt Düsseldorf

Slide 6

"Dividing Lines" between contracts

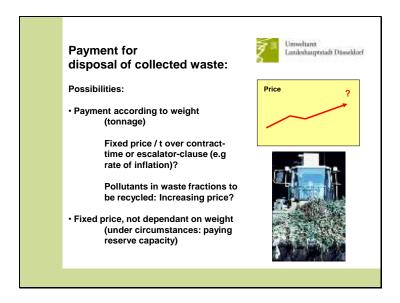
Always a topic in negotiating

Limits of responsibility

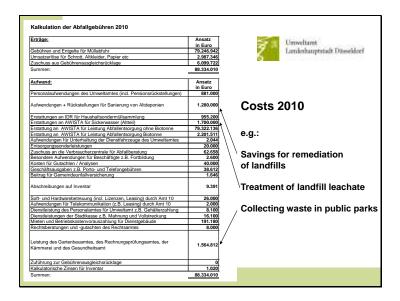
municipality

E.g. (Germany): Places for Containers for glass and paper: Company A: Emptying glass containers, tendered by DSD ("green dot"), harmonized with specifications drawn up by

Company B: Emptying paper containers and cleaning the whole site, tendered by municipality

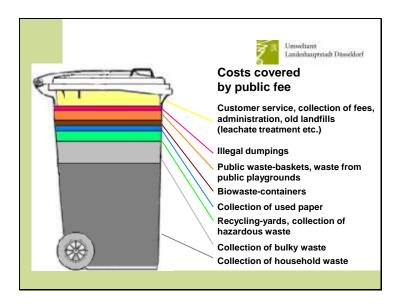


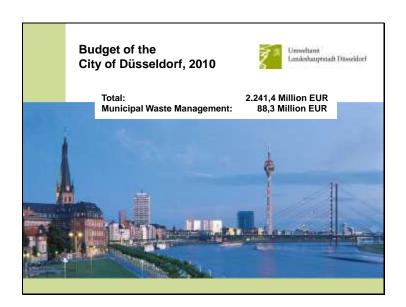






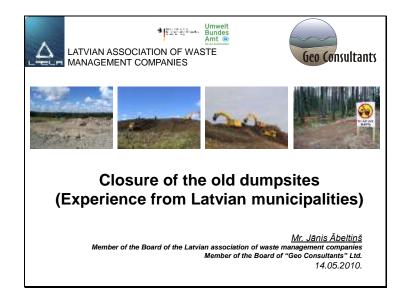
Slide 11





Janis Abeltins: Closing of the old dump-sites (Experience from Latvian municipalities)

Slide 1

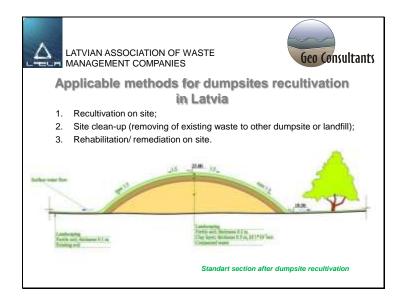






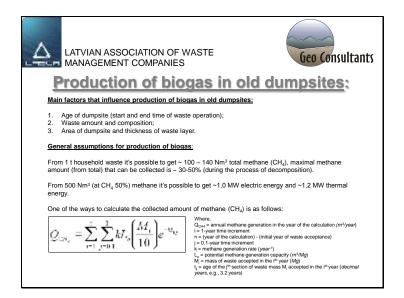


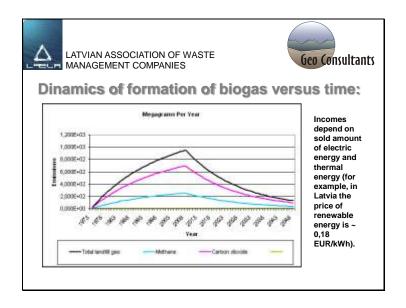










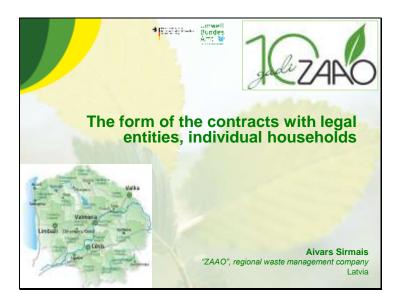






Aivars Sirmais: Forms of the contracts with legal entities, individual households

Slide 1



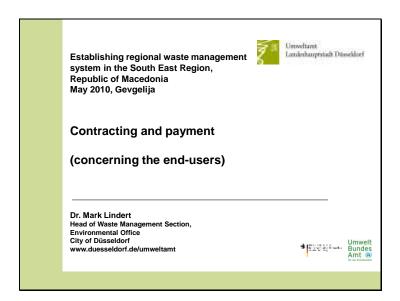


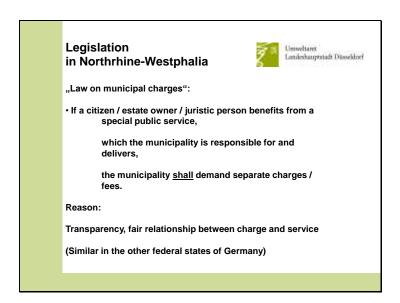




Mark Lindert: Contracting and payment (concerning the end-users)

Slide 1





Financing of services by fees:



- Special fees only for specific services, e.g.
 Waste management, Street cleaning
 Sewage treatment, Ambulance transport
- Citizens / owners of real-estate recieve notice of decisions including the amount of the fee.
- Level of fee may be controlled by administrative tribunal.



Slide 4

Legislation / judgements



Interpretation of "Law on municipal charges" by specialized court of upper administrative tribunal:

- Fees must not exceed the financial requirements (principle of cost-covering)
- If the amount of service differs for different "customers", this must be adequately considered in the amount of the fee
- Calculation must be correlated to period (year);
 exception: subsequent costs for securing of old landfills can be included
- Resulting account of a year shall not exceed the initial cost-forecast (calculation) more than 3 %, compensation must follow in the following 3 years

Legislation in Northrhine-Westphalia



- "Waste Management Law":
- Municipalities may collect charges for their waste management services
- System of charges shall motivate citizens to avoid production of waste or to separate waste to be recovered (stimulus)
- System of charges shall specially motivate citizens to perform private composting

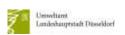
Slide 6

Essential regulations in Düsseldorf's

waste management statutes

Every real estate with private household(s) has to accept and use municipal wastecontainers (volume between 60 litres and 4.500 litres).

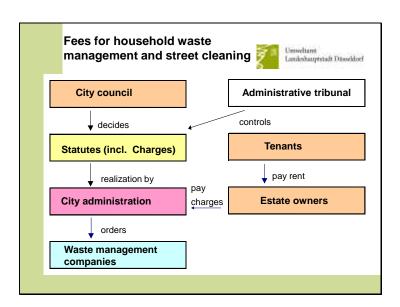
2. The owner of the real estate has to make sure that the containers are large enough for any household waste that can not be brought to the municipal recovery facilities.













Düsseldorf's model of defrayment of costs in waste management:

Calculating a basis fee (covering at least a part of the fix-costs) for each container for household waste / residual waste

Adding a volume-based fee

Reduction of the fee for partial service (curbside collection) and self-composting

Surcharge for "cellar-service"

Slide 10

Calculation of fees for biowaste containers



Considering costs for:

- · emptying containers,
- transport
- · composting of biowaste
- Fee: costs divided on litres (volume of containers)





Special fees

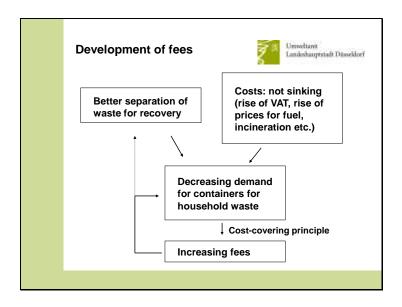
Special fees / charges

for services exceeding the "standard level of service":

- for collecting bulky waste of amounts larger than 2 m³
- for polymer-sacks that can be used to dispose of extraamounts of household-waste
- for household- or bulky waste delivered to the recycling yard
- · for specially secured containers for medical waste



Slide 13



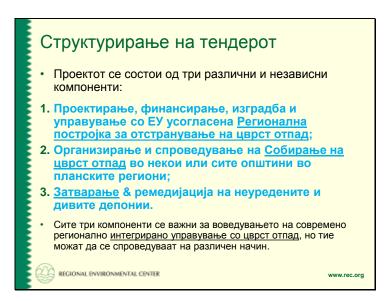


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A. Petrovska: Scope of joint municipal operations Slide 1





<u>Регионална постројка за отстранување на</u> цврст отпад

- Оваа компонента се развива целосно одново и се финансира од надоместоците наплатени од корисниците. Од тие причини избраното решение предложено од кандидатите мора да биде:
- 1. Во границите на потрошувачката моќ (ниски трошоци)
- 2. Одржливо на долг рок
- 3. Технички, економски & еколошки издржано
- 4. Инвестицијата ја превзема приватниот партнер кој вложува средства за изградба на објектите, набавка на опремата и рекултивација на постојната депонија на локацијата.
- За спроведување на целокупната инвестиција и оперирање на системот мора да се ангажира стручен и искусен кандидат кој спроведувал инвестиции од овој ранг.

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Slide 4

Собирање на цврст отпад

- Во оваа компонента општините можат да се вклучат, што пред се ќе зависи од обемот на постојните активности што тековно се спроведуваат; сепак, заедничка организација на собирањето на цврст отпад има свои предности заради обемот на економија.
- Само доколку сите општини се согласат да го отстапат собирањето, заедничкото собирање на цврст отпад може да претставува еден независен ЛОТ и да биде интегрален дел на првата компонента. Во спротивно, секоја заинтересирана општина ќе потпишува одделен договор со приватниот оператор.
- При намален обем на договорите (во смисла на намалена финансиска вредност) можат да учествуваат локални компании.

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Затварање на неуредени и диви депонии

- Оваа компонента е целосно различна од претходните две.
- Ангажираниот партнер треба да има искуство во градежништвото, но и да е искусен во планирање и изведување на ваков вид на работи. Домашни фирми можат целосно да ги извршуваат работите додека надзорот треба да го врши искусен оператор.
- Најважна одлука во врска со оваа компонента е финансирањето.
 Можно е финансирањето да се врши централизирано (преку вклучување на трошоците во надоместокот за депонирање) или децентрализирано при што во финансирањето учествува секоја одделна општина.



A. Petrovska: Legal forms and content of Inter-municipal Agreement

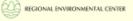
Slide 1



Slide 2

Институционални модели

- Општините во планските региони во Македонија треба да одлучат на каков начин ќе се организираат операциите за отстранување на цврстиот отпад преку избор на соодветен институционален модел
- Институционалниот модел ќе се избира спрема одлуки за следното:
- 1. Обем на операциите поврзани со регионалното депонирање
- 2. Содржина на меѓуопштинскиот договор
- 3. Правната форма на меѓуопштинскиот договор
- 4. Видот на јавното-приватно партнерство



Обем на операциите поврзани со регионалното депонирање

- Јадрото на предвидениот концепт за отстранување на отпадот е регионалната санитарна депонија, вклучително постројката(ите) за предтретман, кои се финансираат преку договорените услови предвидени со јавното-приватно партнерство
- Како ќе се организираат и финансираат останатите активности во состав на интегрираното управување со отпадот во планските региони?
- 1. Кој ќе го извршува собирањето на отпадот?
- 2. Кој ќе го врши транспортот од зоната на собирањето до локацијата за третман / депонијата?
- 3. Кој ќе го врши затварањето и рекултивацијата на дивите депонии?



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Slide 4

Содржина на меѓуопштинскиот договор

- Се што ќе биде договорено во врска со обемот на операциите за регионално депонирање мора да се преточи во меѓуопштинскиот договор, и да претставува неотповиклив и составен дел на договорот за јавното-приватно партнерство.
- Во таа насока, меѓуопштинскиот договор ќе ги регулира најмалку следните аспекти:
- 1. Спогодба за уделот на секоја општина во заедничките операции вклучително превземањето на ризиците;
- 2. Обврзување да се користат регионалните постројки и опрема за отстранување на собраниот отпад;
- Обврзување да се корегираат усвоените тарифи за депонирање спрема променети услови дефинирани со договорот
- Спогодба за учеството на секоја општина во формирањето на резерви и/или при други инструменти заради претпазливост.

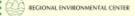
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Правна форма на меѓуопштинскиот договр

Меѓуопштинскиот договор може да има различни правни форми, меѓутоа најважно е со него да се обезбеди долгорочна стабилност на уредената област низ правото на судски спор: да судиш и да бидеш суден.

Следните форми можат да се применат:

- 1.Договор со една општина овластена како претставник на останатите општини;
 - 2. Меѓуопштинско јавно претпријатие
 - 3. Друштво со ограничена одгворност.



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Slide 6

Вид на јавното - приватно партнерство

- Јавното-приватно партнерство може да има различни конфигурации, како на пример, да биде концесија, Договор за управување и друго.
- Суштинските разлики помеѓу овие видови се однесуваат на релациите помеѓу јавниот и приватниот партнер. Овие релации можат да се воспостават врз основа на:
- 1. Договор
- 2. Институционално партнерство

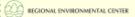


Договорно јавно-приватно партнерство

Кај договорното партнерство приватниот партнер го превзема целосно комерцијалниот ризик на операциите;

Јавниот партнер не мора да биде информиран за економската и финансиската состојба на операторот повеќе од задолжителните обврски превземени со договорот;

Кај договорните партнерства се случува почесто да настанат неочекувани ситуации, вклучително предвремено раскинување на договорот.



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Slide 8

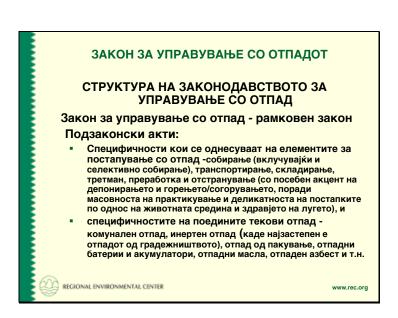
Институционално партнерство

- 1. При институционално партнерство обата партнери го споделуваат ризикот и добивката спрема утврдените односи во мешовитото друштво;
- Уделот на јавниот партнер вообичаено е основни средства и поретко во финансиски средства;
- 3. Соработката вообичаено е поблиска при што јавниот партнер ретко се соочува со неочекувани ситуации.



K. Radovanović: Overview of Macedonian waste legislation in the light of EU legislation and targets for waste Slide 1





ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

НАДЛЕЖНОСТИ НА ЛОКАЛНАТА САМОУПРАВА

- 1. Сите надлежности се ИЗВОРНИ НАДЛЕЖНОСТИ
- 2. Лоцирани се на:
 - комуналниот отпад,
 - другите видови неопасен отпад (на пр индустриски), и
 - инертниот отпад



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Slide 4

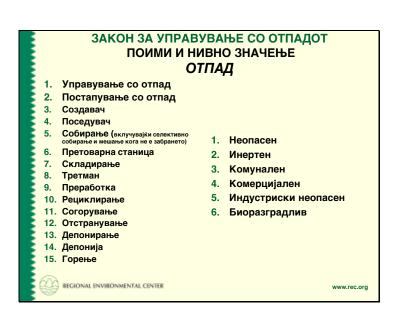
ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПРИМЕНА НА ЗАКОНОТ

Се однесува на на сите видови отпад (во цврста, течна и гасна состојба), ОСВЕН НА ВИДОВИ ОТПАД КОИ:

- 1. заради своите специфични карактеристики не можат ефикасно и целосно да се уредат според општите принципи на управувањето со отпадот пропишани со Законот, а тоа се:
- -радиоактивен отпад,
- деактивирани експлозиви и распрскувачки материјали
- 2. според својата природа можат подобро да се уредат со законодавството наменето за други медиуми, а тоа се:
- отпадни води, - емисии на гасови во атмосферата
- -отпади од животинско потекло и отпади од природно потекло кои се користат во земјоделството



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОИМИ И НИВНО ЗНАЧЕЊЕ Управување со отпад Постапување со отпад 3. Отпад 4. Собирање (вклучувајќи селективно собирање и мешање кога не е забрането) Претоварна станица Складирање Третман 7. 8. Преработка Рециклирање 10. Согорување 11. Отстранување 12. Депонирање 13. Депонија 14. Горење REGIONAL ENVIRONMENTAL CENTER www.rec.org

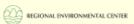






ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ НАЧЕЛА ВО УПРАВУВАЊЕТО СО ОТПАДОТ

- Претпазливост бара преземање на мерки сега, со цел да се избегне можната штета врз животната средина или човечкото здравје во иднина, дури и ако научната основа за потребата од мерки на претпазливост во моментот е недоволна.
- пример на примена:
 - забрана за депонирање на отпад кој содржи висок процент на биоразградливи состојки и
 - обврска за изработка на план (во рамките на Националниот и на Општинските / Регионалните планови за управување со отпад) за фазно отстранување на биоразградливиот отпад од депониите.



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Slide 10

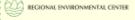
ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

- Начело на блискост
 - бара отпадот да се отстранува колку што е можно поблиску до локацијата каде што се создава, бидејќи отпадот е првенствено ОДГОВОРНОСТ НА ОНИЕ КОИ ШТО ГО СОЗДАВААТ.
 - бара да се избегнат / намалат негативните влијанија врз животната средина кои би можеле да настанат од неопходноста за негов транспорт.

Овој принцип создава обврска создавачите да обезбедат САМОДОВОЛНОСТ при отстранувањето на отпадот, но тоа е сепак условено со можноста и рационалноста за обезбедување на технички и економски услови, па

неминовно води до воспоставување интегрирани мрежи за отстранување отпад на регионално и национално ниво



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Начело на универзална услуга

Универзалност на услугата-постапување со отпадот (дојност од јавен интерес) значи дека услугата мора да биде дадена на целата област која ја покрива под исти услови (без дискриминација по било кој критериум) и при тоа да биде квалитетна, ефикасна, континуирана и дадена под прифатливи цени и со целосна транспарентност (попрецизно пропишана за локално ниво).

- Начело на заштита на животната средина
 - бара управувањето со отпадот да обезбеди висок степен на заштита на сите медиуми на животната средина (воздух, вода, почва) и здравјето на лугето,
 - вградено е во сите одредби на Законот.

Ги поврзува сите начела во една целина, и го поставува управување со отпадот во функција на одржливиот развој

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ПОСТАПУВАЊЕ СО ОТПАДОТ

Собирање и транспортирање на отпад

Законот ги пропишува:

- општите услови (Чл. 27) за собирање и транспортирање на отпад,
- специфичните услови за собирање и транспортирање на комуналниот и друг вид неопасен отпад (Чл. 43, став 3-9),
- специфичностите на селективното собирање на комуналниот отпад (Чл.44) и на
- собирањето (вклучувајќи и собирање со повратен прием) на отпад од одредени производи и од пакувања (Чл.51).



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ПОСТАПУВАЊЕ СО ОТПАДОТ

Собирање и транспортирање на отпад (2)

- Давателот на услугата "собирање и/или транспортирање на отпад" мора да поседува дозвола издадена од МЖСПП врз основа на поднесено барање - Правилник (сл.в. 8/2006);
- Создавач и поседувач на отпад има обврска да го предаде отпадот исклучиво на собирач и/или транспортер кој поседува дозвола;
- Дејноста можат да ја вршат:
 - јавни претпријатија основани од една или повеќе општини и градот Скопје (Чл. 46, став 2 И 3) кои склучиле мегусебен договор (Чл. 46 став 9), и
 - правни и физички лица кои склучиле договор со локалната самоуправа, во согласност со постапката за јавен тендер или според одредбите на Законот за концесии (Чл.46 став 4 и 6).

истапување од мегуопштинско - јавно претпријатие само со согласност на сите оснивачи



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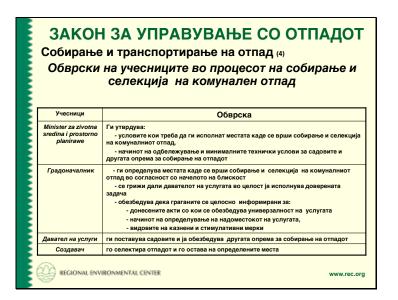
ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ПОСТАПУВАЊЕ СО ОТПАДОТ

Собирање и транспортирање на отпад (3)

- Создавачите на комерцијален отпад обврзани да склучат договор со давател на услуга од своја општина;
- Правните и физичките лица кои создаваат отпад во количества помали од оние пропишани со Националниот план за управување со отпад, се обврзани да ги користат услугите на давателите на услуги од нивната општина (Чл.43 став 7).
- Сите останати, можат да користат услуги на даватели на услуги од други општини, врз основа на склучен договор (Чл.43 став 9).
- Инертен отпад (градежен шут):
 - даватели на услуга со дозвола за вршење на оваа дејнот или од самите создавачи ;
 - мора да биде оставен (заради третман или отстранување) на места определени од локалната самоуправа (во согласност со општинските планови, односно Планот на град Скопје, за управување со отпад и во согласност со просторните и урбанистичките планови).





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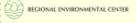
Во сите случаи е ограничено на ;

- три години доколку складираниот отпад е наменет за третман/преработка или
- на една година доколку е наменет за отстранување.

Правните и физичките лица мора да поседуваат дозвола.

МЖСПП пропишува: форма и содржина на барање и дозвола, мин. техн. услови на локацијата и за дејноста;

Градоначалници одредуваат локации.



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОСТАПУВАЊЕ СО ОТПАДОТ (2)

Преработка на отпад

Обезбедува искористување на материјата и енергијата содржани

Селективното собирање обезбедува чист и еднороден отпад е

предуслов за долгорочен опстанок на преработката.

Затитата е обезбедена со систем на дозволи:

- за изградба (по претходно прибавени ОЦ И ИЕД),
- за инсталациите (А и Б ИЕД, ДУОП и ген. еколошки ревизии) и
- за вршење на дејност за операторите (најмалку едно лице со висока стручна спрема од областа на природните или техничките науки)

Извозот на отпад кој не може безбедно и економски оправдано да се преработи во земјата е дозволен.

"R" ОПЕРАЦИИ

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОСТАПУВАЊЕ СО ОТПАДОТ (3)

Отстранување на отпад

Значи дефинитевно, неповратно губење на материјата и енергијата, а со тоа и губење на еден дел од природните ресурси на кои базира човековиот опстанок

"D" ОПЕРАЦИИ

Се изведуваат на посебно определени локации и во посебно изградени објекти и инсталации кои имаат обезбедено А/Б интегрирана еколошка дозвола

Најчесто применети: ДЕПОНИРАЉЕ И ГОРЕЊЕ



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОСТАПУВАЊЕ СО ОТПАДОТ (4)

Отстранување на отпад - Депонирање

Се класифицираат како депонии за:

- опасен отпад,
- неопасен отпад и
- инертен отпад

Надлежност на локалната самоуправа - за комунален и друг вид неопасен отпад и депониите за инертен отпад

Отпади не смеат да се депонираат:

течен отпад, станува опасен во услови на депонијата, медицински, од научно истражувачка работа (практично непознат), цели искористеми гуми со стандардни димензии, намерно разблажен опасен отпад, отпад со биоразградлива компонента со концентрации над оние утврдени со Нацинален план

МЖСПП - ќе донесе подзаконски акт



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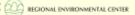
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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ПОСТАПУВАЊЕ СО ОТПАДОТ (5)

Отстранување на отпад - Депонирање Депонирањето подлежи на ситем на дозволи и тоа:

- Дозвола за основање на депонија (Чл. 80)
- Дозвола за изградба на депонија (Чл. 85)
- Одобрена студија за влијанието на депонијата врз животната средина (само за нови депонии) (Чл.30 став 2)
- А/Б интегрирана еколошка дозвола за нови депонии (Чл. 34 став 5 и Чл. 30 став 5), а за постојни депонии:
 - о дозвола за усогласување со оперативни планови, доколку не поседуваат интегрирана еколошка дозвола (Чл.81 став 2)
 - о генерална еколошка ревизија, доколку поседуваат A интегрирана еколошка дозвола (Чл.81 став 1) И
- Дозвола за вршење на дејност "депонирање" т.е. дозвола за оператор на депонија (Чл.84)



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ПОСТАПУВАЊЕ СО ОТПАДОТ (6)

Отстранување на отпад - Депонирање

Дозвола за основање на депонија за неопасен и инертен отпад се издава врз основа на барање доставено до МЖСПП

Депонија може да основаат (доколку основањето е во согласност со Националниот план за управување со отпад):

- една или повеќе општини кои склучиле мегусебен договор (Чл. 80 став 2 прв дел и став 4),
- домашно мили странско лице кое склучило договор со локалната/е самоуправа/и (Чл. 80 став 5) или
- Владата на РМ доколку општините не се согласат да основаат депонија која со Националниот план е предвидена за нивната

Истапување од договори - исклучиво со согласност на сите потписници на договорите

МЖСПП може како услов за издавање на дозволата да побара оснивачот да приклучи кон договорот и други општини

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ПОСТАПУВАЊЕ СО ОТПАДОТ

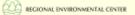
Отстранување на отпад - Депонирање (продолжение)

Оператори на депонија можат да бидат:

- јавни претпријатија (и / или меѓуопштински ЈП) основани за вршење на оваа дејност или на кои вршењето на дејност им се доделува врз основа на договор за концесија или
- правни лица врз основа на договор со локалната/е самоуправа/и (Чл.84 став1 точка 2) или врз основа на концесиски договор (Чл. 84 став 2).

Дозволата ќе биде издадена доколку операторот демонстрира:

- техничка опременост (Чл. 84 став 3, точка 1,4,5 и 6 и став 4, втор дел)
- техничка опременост (чл. 84 став 3, точка 1,4,5 и 6 и став 4, втор дел) раководен и организационен капацитет и кадровска екипираност (Чл. 84 став 3, точка 2, 3, 7, 8, 9, 10 и став 4 прв дел) финсиска гаранција со која можат да се покријат трошоците за реализација на обврските на депонијата за време на работењето, затворањето и грижата по нејзиното затворање (Чл. 84 став 3, точка 11 и Член 125 став 1 и 2). Оваа гаранција може да се активира секогаш кога операторот не може да ги покрие овие трошоци (Чл. 83 став 1) како и во случај, операторот предвереме да го раскине договорот за извршување на работите од јавен интерес или концесискиот договор (Чл. 83 став 3)



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОСТАПУВАЊЕ СО ОТПАДОТ

Отстранување на отпад - Депонирање (продолжение)

Дозволата ќе биде издадена доколку операторот демонстрира:

- техничка опременост
- раководен и организационен капацитет и кадровска екипираност
- финсиска гаранција со која можат да се покријат трошоците за реализација на обврските на депонијата за време на работењето, затворањето и грижата по нејзиното затворање.

Гаранцијата може да се активира:

- кога операторот не може да ги покрие овие трошоци.
- операторот предвереме да го раскине договорот за извршување на работите од јавен интерес или концесискиот договор.



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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОСТАПУВАЊЕ СО ОТПАДОТ

Отстранување на отпад - Депонирање (продолжение)

Доколку инертниот отпад (најчесто градежен шут) се депонира на депонии исклучиво наменети за инертен отпад, Советот, на предлог на градоначалникот, ги определува местата за третман (за ваков отпад најцелисходно е третманот да се изведува на иста локација со отстранувањето) и отстранување на инертен отпад, во согласнот со:

- општинските/регионалните планови за управување со отпад и
- просторните и урбанистичките планови



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ ПОСТАПУВАЊЕ СО ОТПАДОТ

Отстранување на отпад - Горење

Горењето не се практикува често за отстранување на комунален и друг вид неопасен отпад, воглавно заради:

■ВИСКИТЕ ТРОШОЦИ КОИ ПРОИЗЛЕГУВААТ ОД ВИСОКИТЕ стандарди за инсталациите за горење и постапките кои се применуваат, а кои се идентични за сите видови отпад (комунален, опасен, медицински и т.н.),

•капацитетот на инсталацијата за горење е ограничувачки фактор за помали заедници - создавачи на отпад

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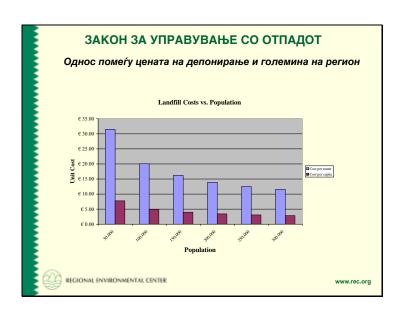
ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Интегрирано управување со цврст отпад на регионално ниво

- Собирање на комунален и друг неопасен отпад, стандардизација и економичност на услугата
 - Садови за собирање (60 / 120л, 1,1 м<sup>3, 5 7 9 м³)
 </sup>
 - Возила за собирање (подигачи на контејнери, рото прес, со потисна плоча, возила за тешки терени, возила за тесни улици)
 - Планирање на селективно собирање
 - Комбинација на рути за возила со мала и голема зафатнина
 - Оптимизација на работни смени
 - Оптимизација на транспорт од зона на собирање до локација за третман / отстранување
 - Оптимален број на вработени по тон собран отпад (тековна состојба од 5 20 / собран тон отпад)
 - Пресметките за тековни трошоци за собирање се движат од 20 130 €/тон

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ Интегрирано управување со цврст отпад на регионално ниво • Регионален транспорт ■ Трансфер станици (ТС) се инсталираат доколку трошоците за директен транспорт до депонија се повисоки од трошоците за претовар и тоа: • Не е рационална инсталација на ТС за годишен капацитет еднаков или помал од 2,500 тони • За годишен капацитет од и над 10,000 тони и растојание околу 140 км. до депонија се исплати изградба на трансфер станица • За капацитети над 20,000 тони годишно, изградбата се исплаќа за растојанија од околу 60 км. • За изградба на едноставни трансфер точки (инвестиција од најмногу 50,000 €), рационални се годишни капацитети од 10,000 тони за растојанија од 120 км, или 5,000 тони за растојание од м140 км.) и емивомеми семте



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Можни чекори кон промена на тековната пракса

- Затварање на "диви" депонии
- Издвојување на одделението за отпад од другите служби во .IП
- Покривање со услуга на целата територија
- Отстапување на услугата на оператор што има добиено дозвола по пат на тендер
- Опремање со стандардизирана опрема (прилагодена на конкретните услови во општината)
- Намалување на трошоците
- Подобрување на наплатата



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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

АЛАТКИ ВО УПРАВУВАЊЕТО СО ОТПАДОТ

Листа на видовите отпад (Правилник, Сл.в. на РМ 100/06)

Листата ги класифицира отпадите во 20 групи, воглавно врз основа на местото (стопанската дејност) каде што се создаваат. Секој вид отпад е означен со шестоцифрена шифра која е придружена и со соодветен опис (именување).

Во надлежност на локалната самоуправа се:

- сите видови отпад содржани во групата 20 (комунален отпад),
- сите видови отпад од останатите групи од категориите на неопасен и инертен отпад т.е. оние кои не се одбележени со звездичка (*), исклучувајќи ги видовите отпад кои се изземени со Чл.2 од Законот (на пр. отпадите од глава 01)



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Евидентирање и известување

- Градоначалникот на локалната самоуправа има обврска да:
 - изготви консолидиран годишен извештај за отпадот (комунален, неопасен и инертен) кој бил собран, транспортиран и отстранет на територијата на локалната самоуправа и
 - извештајот да го достави до надлежниот орган за вршење на стручни работи од областа на животната средина при МЖСПП, најдоцна до 31-ви март во тековната година, за претходната година,
- Консолидираните извештаи се подготвуваат:
 - на обрасци и според упатство дадени во Прилог 5 на

"Правилникот за формата и содржината на дневникот за евиденција за постапување со отпад, формата и содржината на формуларите за идентификација и транспорт на отпадот и формата и содржината на обрасците за годишни извештаи за постапување со отпадг (Сл.весник на РМ 7/2006), а

- врз основа на податоците кои, собирачите и транспортерите на отпад и операторите на депониите, се обврзани да ги достават до локалната самоуправа најдоцна до 31 јануари во тековната за претходната година. (Чл. 39 став 7 и Прилог 4 и 6 од Правилникот.

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Мониторинг и информативен систем

Локалната самоуправа има обврска:

- да обезбеди постојан мониторинг на управувањето со неопасниот отпад, на состојбата на животната средина и на влијанијата на отпадот врз животот и здравјето лугето, во согласност со методологијата која ја пропишува Министерот на МЖСПП и
- ПОДатоците од мониторингот, да ги доставува до надлежниот орган за вршење на стручни работи во животната средина при МЖСПП
- Локалните самоуправи можат Да ОСНОВаат Заедничка администрација за вршење на мониторинг или мониторингот да го доверат на правно/физичко лице врз основа на склучен договор.



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Мониторинг и информативен систем

Локалната самоуправа има обврска:

- да организира информативен систем за својата територија, со кој се обезбедува собирање и презентирање на податоци за општата состојба во врска со управувањето на неопасниот отпад и
- обработените податоци да ги доставува до надлежниот орган за вршење на стручни работи во животната

Содржината на информативниот систем на централно и локално ниво е пропишана.

Катастар на создавачи на отпад - според одлука и можности на локалната самоуправа.



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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Планирање

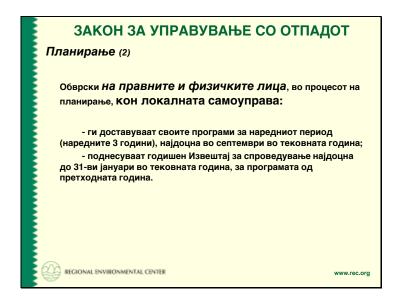
План за управување со отпад на локалните самоуправи:

- за период од 3-6 години; усогласен со Националниот план на Република Македонија;
- го донесува Советот, на предлог на градоначалникот;
- градоначалникот го доставува до МЖСПП на одобрување;
- градоначалникот е одговорен за спроведување на Планот.

Програми за управување со отпад на локалните самоуправи:

- за период од една (1) година;
- ги донесува Советот, на предлог на градоначалникот;
- усогласени со Националниот и локалните/регионални
- планови како и програмата на МЖСПП за тековната година;
 градоначалникот доставува до МЖСПП Извештај за спроведување (одобрен од Советот), најкасно до 28-ми февруари во тековната година за програмата од претходната година);
- мора да се определат изворите на финансирање







ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Планирање (4)

Неопходни предуслови и почетни чекори при изработка на План:

- Осознавање на потребата за изработка и спроведување на План за управување со отпадот и цврста политичка определба одлука која подразбира и волја да се обезбедат доволно ресурси (човечки, финансиски и сл.).
- Утврдување на опсег на планот што како минимум треба да опфати:
 - дефинирање на географското покривање (општинско, мегуопштинско),
 - видовите отпад кои ќе се земат предвид,
 - секторите (стопанство, земјоделство, градежништво и сл.) кои ќе се вклучат во анализите,
 - глобалната временската рамка (период помеѓу 3-6 години),
 - начин на вклучување на заинтересираните страни и јавноста
 - детален временски распоред на активностите.

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

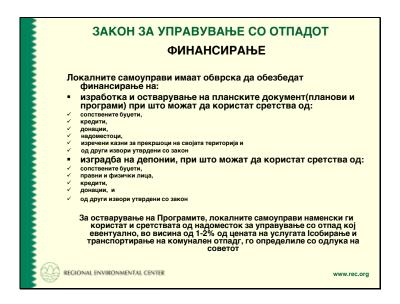
Планирање (5)

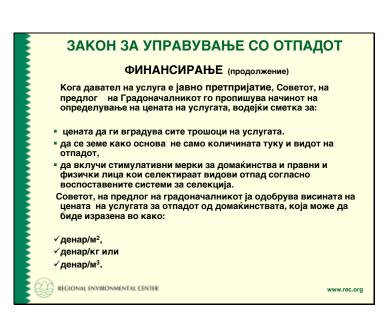
- Утврдување на временска рамка (зависи од повеќе фактори);,
 Планот може да биде поделен во два дела:
 - акции кои можат веднаш да се спроведат и кои не ангажираат високи сретства (замена на дотраени возила, стандардизација на опремата садови и возила за собирање, рационализација на рутите за собирање и транспорт, спроведување на кампањи за различни цели и целни групи) и
 - акции кои се со подолгорочен карактер (на пример изградба на депонија која опфаќа долг процес на обезбедување на документација, избор и испитување на можните локации, високи финансиски сретства и сл.);
- Вклучување на сите заинтересирани страни и јавноста мора да биде обезбедено во тек на целиот процес на планирање и спроведување на планот.



ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ Планирање (6) Детален временски распоред (шема) на изведба на планирани активности со која се овозможува успешно следење на спроведувањето на планот и олеснува изготвувањето на годишните Програми, Усогласување со веќе усвоените Планови на национално/регионално и локално ниво (Националниот план за управување со отпад, НЕАП, ЛЕАП-ите, Просторните планови, плановите во сферата на енергетиката, транспортот, здравствениот сектор и др.) - можат да имаат импликации врз локалните Планови за управување со отпад







ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ФИНАНСИРАЊЕ (продолжение)

Кога давател на услуга е Правно или физичко лице, цената на услугата за домаќинствата (изразена во единица мерка: денар/м2, денар / кг или денар / м3) се утврдува со договорот што давателот на услугата го склучува со локалната самоуправа врз база на количината и видовите отпад.

Договорот повторно мора да обезбеди стимулативни мерки за домаќинства и правни и физички лица кои селектираат видови отпад согласно воспоставените системи за селекција

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ФИНАНСИРАЊЕ (продолжение)

Создавачите на комерцијален отпад и на други видови неопасен отпад кои ги надминуваат количините утврдени со Националниот план за управување со отпад плаќаат цена на услугата според договорот што го склучиле со јавните претпријатија или приватните даватели на услуги изразени како:

- за комерцијален отпад :денар/килограм или ден/м3 и
- за друг вид неопасен отпад :денар/тон или денар/м3

Општините можат, со одлука на советот да определат надоместок за управување со отпад во висина од 1-2% од цената на услугата за собирање и транспортирање, која се наплатува заедно со наплатата на основната услуга, но се прикажува одвоено.

Давателите на услугата се должни сретствата собрани по овој основ, да ги уплатат на буџетот на општините.

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

ФИНАНСИРАЊЕ (продолжение)

Цената за депонирање, изразена како денари/тон ја определува операторот на депонијата во вид на Тарифник,

Цената мора да ги вклучи целокупните трошоци кои произлегуваат од:

- инвестирањето (вкучително и трошоците на финансиската гаранција),
- работењето
- одржувањето и
- грижата по затворањето на депонијата, за период од 30 години.

Советот на општините ја одобрува цената од

Тарифникот кој Се Објавува во службениот гласник на локалните самоуправи

МЖСПП презема соответни мерки доколку овие трошоци не се вградени во цената што операторот ја наплатува за услугата

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ **НАДЗОР**

За работите од надлежност на општините, <mark>ИНСПЕКЦИСКИ НАДЗОР</mark> над примената и спроведувањето на Законот го вршат ОВЛАСТЕНИ ИНСПЕКТОРИ за животна средина.

Законот го пропишува делокругот на надлежности на овластениот инспектор за животна средина како и постапката и околностите за:

- донесување решенија,
- изготвување на записник за утврдените неправилности и определување на рок за корекции,
- поднесување на прекршочна, односно кривична постапка доколку не се отстранат причините за настанатата состојба утврдени со решението,
- издавање усна наредба за инто и неодложно отстранување на утврдените недостатоци,
 забрана за работата на инсталацијата, објектот, постројката, уредот, како и употреба на средствата и опремата за вршење на дејноста

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ЗАКОН ЗА УПРАВУВАЊЕ СО ОТПАДОТ

Елементи на Тендер и Договор за ангажирање на давател на услуга

Тендер:

- Договор за услуга (пократок временски период, операторот на вложува сопствени средства во поголеми инвестиции)
- Концесија (подолг временски рок, операторот инвестира во изградба на дел од системот, или целиот систем)
 - Географски опфат и број на опслужени корисници
 - Општи и посебни услови
 - Обврски на општината
 - Обврски на операторот
 - Цена на услугата и сопственост на активата
 - Времетраење на Договорот
 - Раскинување на Договорот
 - Банковни гаранции

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A Petrovska: Alternative technologies for waste disposal

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Содржина

- 1. Вовед
- 2. Што претставува МБТ
- 3. Примери од воспоставување на вакви техологии во земјите на ЕУ
- 4. Заклучоци

Вовед - Постигнување на целите во управувањето со отпад

Пр. Германија:

Технички насоки за постапување со комунален отпад со воведување на забрана за отстранување на биоразградливата фракција од 1-ви јуни 2005 год.

- Швајцарија: Забрана за отстранување на запаллив отпад уште од 2000 год.
- Норвешка: Забрана за отстранување на биоразградлив отпад од 2001год.
- Австрија: Забрана за отстранување на нетретиран отпад уште од 2004 год.

<u>Европа:</u> Цел за 2020 год.: Целосна преработка на ЦКО до крајот на 2020 год.

ЕУ Директива за депонии (99/31/ЕС)

- Постапно намалување на количините на биоразградлив отпад што е наменет за депонирање

(цел: до 65 % до крајот на 2016 – во однос на значењето за климатските промени - 3.5 мил. тони СН₄)

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Вовед - Можности

Селективно собирање и искористување на отпадот

Одвојување на ресиклабилните фракции и нивно повторно враќање во цикличниот тек на материјали



Механичкибиолошки третман

Минерализација/ Инертизација на органската фракција при

оксидација на висока температура

Согорување на

отпад



(меѓу другите има и значително учество на биоразградлива компонента подложна на компостирање)

Цели на МБТ

- 1. Намалување на отпадот што се депонира за намалување на потребниот капацитет за депонија и да се продолжи оперативниот век на депоијата.
- 2. Намалување на микробиолошката активност на биоразградливата фракција со цел минимизирање на неконтролираното создавање на депонискиот гас и спречување на ефектот на стаклена градина.
- 3. Редукција на маса на опасни супстанции кои инаку би се појавиле во исцедокот од депонијата и претставуваат потенцијална опасност за загадување на подземните води доколку исцедокот не се собира и третира.
- 4. Преработка на материјали и енергија по пат на одвојување на материјали и таму кадешто е применливо се генерира гориво добиено од преработка на отпад – refused derived fuel (RDF) или биогас (постројки за МБТ со анаеробна дигестија)

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МБТ - Правна рамка

- Строги барања во врска со тековите на отпад што се наменети за депонирање (тешко да се постигнат)
- Строги барања за гасовите што се емитираат во атмосферата (за пречистување на излезните гасови потребни се Регенеративни топлински оксидативни системи)
- Не постојат правни барања во врска со фракциите кои имаат висока калориска вредност (RDF)

МБТ – Барања за квалитет на RDF

Potential consumer		Calorific value	Granulometric properties	Content of chlorine	
Waste incineration		6-12 MJ/kg	no special requirements	no special requirements	
WtE-plants	Grate combustion	11-17 MJ/kg	< 300 mm	< 2 %	
	Fluidized bed combustion		< 100 mm		
	Pyrolysis		< 300 mm		
	pit coal (dust feeding)	> 14 MJ/kg	< 20 mm	< 1 %	
incineration	brown coal (dust feeding)	> 11 MJ/kg	< 25 mm		
	brown coal (fluidized bed combustion)	> 11 MJ/kg	< 50 mm		
Cement kiln	Primary firing system	> 20 MJ/kg	< 30 mm	< 1 %	
	Calciner firing system	14-18 MJ/kg	< 35 mm		
	Fluidized bed combustion	> 11 MJ/kg	< 50 mm		

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МБТ- Принципи на процесот

Пристап насочен кон проток на материјали

Селективно одвојување на мешаниот отпад:

- отпад за преработка на материјали
- отпад за преработка на енергија
- отпад за биолошки третман

2 основни процеси

Стабилизација и сушење на отпадот што е наменет за преработка заради добивање на енергија Третман на отпад со цел намалување на емисиите кои потекнуваат од депонирањето

МБТ - Проблеми

- Амбициозните стандарди за животна средина во некои од земјите на ЕУ прават технологијата на МБТ, да биде скапа и во никој случај поефтина од инсинерацијата.
- Согласно наметнатите прилики, МБТ претставува технологија за предтретман што и претходи на постапката за термички третман, но не претставува алтернатива за инсенерацијата.
- Техничките проблеми поврзани со отпочнување на технолошкиот процес се надминати (освен проблемите со Регенеративните топлински оксидативни системи за третман на излезните гасови).
- Во моментот постојат пазарни проблеми со високо калориските фракции поради недостаток на капацитети (постројки) за топлинско искористување, како и поради квалитетот на ваквите фракции.

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Заклучоци

- Намалување на
- содржина на тешки метали од отпадот до 90 %,
- реактивноста на органската фракција до 95 % и
- волуменот на отпад за повеќе од 60 %
- Резултатите се намалување на емисиите и унапредување на начините за отстранување на резидуите.
- Зголемување на искористувањето на материјалите за повторна употреба, како и искористување на енергетскиот потенцијал на отпадот.
- Правната рамка мора да биде прилагодена на ефикасноста на МБТ технологијата!
- МБТ мора да биде составен дел на концептите кои работат согласно материјалниот проток!
- Високо калориската фракција мора да се преработи во RDF така што ќе ги задоволува специфичните барања за квалитет поставени од корисниците (цементари, енергетски постројки и др.)

Заклучоци- услови за искористување на RDF

Калориски вредности на резидуите од отпадот

	Share [%]	Calorific value MJ/kg
Metal packaging	0,9	0
Plastic (mixed)	18,8	32,9
Glass (mixed)	5,6	0
Paper and cardboard (mixed)	24,9	11,0
Biodegradable waste (mixed)	35,7	3,6
Garden an park waste	4,5	3,8
Incombustible waste	6,8	3,6
Other	2,8	5,8
Average		10,8

- Високата содржина на пластика и хартија/картон поттикнува споредливо високи калориски вредности
- Нејасна е содржината на опасните супстанции (пр. хлор)

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Типови на согорување

- Инсенерација (искористување на енергијата преку целосна оксидација)
 - Горење на маса
 - Гориво добиено со третман на отпад -Refuse Derived Fuel (РДФ)
- Пиролиза
- Гасификација
- Метод на плазма (напредна топлинска конверзија)

Инсенерација на отпад - Предности

- Намалување на волумен и тежина (приближно 90% волуменска и 75% тежинска редукција)
- Инстантно намалувањето на отпадот
- Се постигнува уништување на отпадот за неколку секунди, наспроти 100-те години за распаѓање на некои од компонентите отстранети на депонија
- Инсенерацијата може да се одвива на самото место на создавање на отпад
- Емисиите во воздух можат да се контролираат
- Остатоците од пепел често се инертни, крајно минерализирани
- Се бара мала површина за нивно отстранување
- Трошоците може да се покријат, така што ќе се обезбеди искористување на топлината / продажба на ел. енергија

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Аспекти во врска со заштитата на животната средина

- Тон отпад генерира 3.5 MW енергија (што ја произведуваат 300 kg мазут), обезбедувајќи енергија за 70 домови
- Biogenic portion of waste is considered CO₂ neutral (дрвото користи повеќе CO₂ за време на својот животен век отколку што ослободува при согорувањето)
- Не смее да го замени рециклирањето

Инсенерација на отпад -Недостатоци

- Високи капитални трошоци
- Потреба од обучени оператори (главно за операциите поврзани со котелот)
- Некои материи се несогорливи
- Некои материи бараат воведување на дополнително гориво
- Можност за отфрлање од јавноста
 - Инценерацијата ќе ја намали вредноста на околното земјиште
 - Недоверба во способноста на Владата/индустријата да го регулира процесот

Annex 3: Workshop Participant lists

List of participants on the Workshop "Establishing Regional Waste Management system in Polog Region and South-East Region in Republic of Macedonia" for the members of the Commission for the implementation of the concession procedure in the municipalities of the South-East and Polog planning region, Strumica, hotel Sirius, 13 - 14 May 2010

Names with (*) indicate participants from the Polog Region

No.	Name	Position	Institution
1	Shefije Saiti*	Municipal Secretary	Municipality of Zhelino
2	Violeta Ismaili*	Junior adviser	Municipality of Zhelino
3	Nikola Gjorgiev	Secretary Podracna Edinica Ograzden Bosilovo	Municipality of Bosilovo
4	Toni Grazdanliev	Director Podracna Edinica Ograzden Bosilovo	Municipality of Bosilovo
5	Ljupco Kolev	Mayor	Municipality of Bosilovo
6	Liridona Beqiri	Associate	Ministry of Economy
7	Enver Pajaziti*	Mayor	Municipality of Brvenica
8	Servet Demiri	Associate	Ministry of Local Self-government
9	Saladin Ze]iri*	Environmental Inspector	Municipality of Tearce
10	Kabir Asani*	Head of finance	Municipality Mavrovo i Rostuse
11	Darko Spasovski*	Secretary	Municipality of Jegunovce
12	Vojislav Antovski*	Local Economic Developer	Municipality of Jegunovce
13	Zoran Gjorgiev	Head of urbanism	Municipality of Konce
14	Olivera Doldurova	Head of sector	Municipality of Radovis
15	Kaja Sukova	Head of sector	Ministry of Environment and Physical Planning
16	Saso Sekulovski	Head	Ministry of Environment and Physical Planning
17	Branko Georgiev	Local Economic Developer	Municipality of Dojran

No.NamePositionInstitution18Goran GavrilovskiDirectorJPKD Komunalec Gevgelija19Mensur Zenuni*Head of legal sectorMunicipality of Vrapciste20Bajram Kadrija*MayorMunicipality of Vrapciste21Lirim Abdili*AdvisorMunicipality of Bogovinje22Hazbi Idrizi*MayorMunicipality of Bogovinje23Irfan Odai*Local Economic DeveloperMunicipality of Tetovo24Gjorge StojcevHead of communal sectorMunicipality of Valandovo25Fatos BaliuMinistry of Environment and Physical Planning26Lence KurcievaMinistry of Environment and Physical Planning	
19 Mensur Zenuni* Head of legal sector Municipality of Vrapciste 20 Bajram Kadrija* Mayor Municipality of Vrapciste 21 Lirim Abdili* Advisor Municipality of Bogovinje 22 Hazbi Idrizi* Mayor Municipality of Bogovinje 23 Irfan Odai* Local Economic Developer Municipality of Tetovo 24 Gjorge Stojcev Head of communal sector Municipality of Valandovo 25 Fatos Baliu Ministry of Environment and Physical Planning	
20Bajram Kadrija*MayorMunicipality of Vrapciste21Lirim Abdili*AdvisorMunicipality of Bogovinje22Hazbi Idrizi*MayorMunicipality of Bogovinje23Irfan Odai*Local Economic DeveloperMunicipality of Tetovo24Gjorge StojcevHead of communal sectorMunicipality of Valandovo25Fatos BaliuMinistry of Environment and Physical Planning	
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Implementing organizations:



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Baltic Environmental Forum Latvia www.bef.lv



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