

	Ja	Nej
Tidsfrist overholdt (røde + grønne)	✓	
Formkrav overholdt (røde + grønne)	✓	
Genforelægges (kun grønne)		

Til ministeren via departementschefen  
RØD

7/6-10 Retor  
Modtaget i Departementet

- 2 JUNI 2010

MILJØMINISTERIET

Miljøstyrelsen

2-6-10  
Jord & Affald KRSLO  
J.nr. MST-719-00021  
Ref. Los

2/6.10/MS

2/6-10

Kopi: HITEM

## Haster - Mødemat. til 3.6.10

Mødemateriale til ministerens møde med Orica torsdag d. 3. juni 2010

- ./ Til ministerens brug til møde med Orica torsdag d.3. juni 2010 vedlægges en taleseddel, en række beredskabsnotater og et notat med engelske af-faldstermer. + Brev fra Orica af 31. maj 2010

På mødet deltager:

Graeme Liebelt, Administrerende direktør Orica,  
John Fetter, Group Manager, Corporate Affairs Orica  
Jan Juul Christensen, Public Affairs Consultant  
John Fetter og Jan Juul Christensen deltog begge, i det møde Orica havde med Miljøstyrelsen d.6. maj 2010.

Desuden deltager Marianne Thyrring og Anne-Marie Rasmussen.

Dorte Hermansen / Anne-Marie Rasmussen  
2. juni 2010

Taleseddel til ministerens brug til møde med Orica torsdag d. 3. juni

I would like to welcome all of you. I hope you have had a nice journey.

I have with me today Marianne Thyrring, my Permanent Secretary and Anne-Marie Rasmussen Deputy Director of the Danish Environmental Protection Agency.

This is a very special case – both for you and for us. I know that you and your company have made a huge effort to prevent any environmental damage at the facility in Botany Bay.

For us this case is special as it is the first time another OECD country has made this kind of request.

First of all I would like to say that it is important for me to look at and consider all aspects of the case before making the final decision. In that respect I understood from the EPA, that your company when meeting with them, expressed a request to meet with me before a decision was taken regarding the request for export to Denmark from the Australian Ministry of Environment

I have been thoroughly briefed by the EPA regarding the background of this case and the situation in Australia but I'm very interested in your assessment of the crucial elements in this case.

Til brug ved afslutning af mødet:

Thank you very much for an interesting presentation – I will take your information into consideration making the final decision.

**Beredskab – When will you make a decision?**

**I will take your information into consideration and expect to make a final decision very soon.**

**Beredskab – Can we provide you with any further information?**

**No thank you, You have readily provided information when needed and I believe that we have got all information needed to make a reasoned decision.**

Beredskab – Are there anything we can do to make you change your mind?<sup>1</sup>

As I said earlier – I have not made up my mind yet. I will take all the information which you have provided me with today into my considerations.

Beredskab – Could you please explain why you would be against this export?

Option 1.

As I said earlier – I have not made up my mind yet. I will take all the information which you have provided me with today into my considerations.

Option 2.

~~In my opinion~~ - and that is from a political point of view - a country like Australia is to be in a position to acquire the technical capacity and the necessary facilities in order to dispose of HCB waste in question.

Furthermore, the shipment of such quantities of highly toxic waste transported from one side of the earth to the other poses a risk to the environment should an accident occur, which I don't think is acceptable, all things considered.

*But also how  
we will  
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Beredskab – Could you please explain us your doubts in this case?

I wish to get your views directly in this case before I make a decision, to make sure that all aspects will be carefully considered in my assessment.

## Engelske affaldstermer

Stockpile	lager
HCB, Hexachlorbenzen	
HTI – High Temperature Incineration	Høj temperatur forbrænding
Environmentally sound management	Miljømæssig forsvarlig behandling
Environmental risk and hazard	Miljømæssig risiko og fare
POP – Persistent Organic Pollutants	Persistente organiske miljøgifte





**Graeme Liebelt**  
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31 May 2010

Mrs Karen Ellemann  
Minister for the Environment  
The Danish Ministry for the Environment  
Højbro Plads 4  
1200 Copenhagen K

By email: [mim@mim.dk](mailto:mim@mim.dk)

Dear Minister

Thank you for the opportunity to meet with you on 3 June to discuss Orica's application to the Australian Government to export our stockpile of HCB waste to Kommunekemi in Denmark for destruction. As you know, Orica is not a party to this application in Denmark as it is between your Government and the Australian Government under the Basel Convention.

On the basis that Orica is not a party to the import decision in Denmark we have largely left all contact with your Environment Protection Agency (EPA) to the Australian Government. This has been despite the fact that we are totally committed to the destruction of the HCB waste in an environmentally sound manner as prescribed by the Stockholm Convention and that we believe that Kommunekemi has the best available technology to achieve this goal. We further believe that the Australian Government has demonstrated without doubt that there is no available technology to treat the waste in Australia.

Orica was approached by Kommunekemi in late 2008 with a proposal to treat the waste at their plant. We did extensive due diligence on their technology, environmental and safety systems and found them to be the best standard in the world. A contract for the destruction of the waste was then entered into with a value of approximately 10 million Euros or 74 million Kroner at current exchange rates. I understand that 20 full time jobs at Kommunekemi are dependent on this contract.

This is a contract that is of great importance to both companies and I believe both countries. Kommunekemi and Denmark have the best available waste destruction technology in the world. As a country you already import substantial amounts of waste under the Basel Convention and are seen as a world leader in environmental policy and technology.

The waste we have applied to export is a one off stockpile that is stored in a central city location. The local community is extremely supportive of the export. Indeed the export application has the support of the local Government of Botany, the Government of the State of New South Wales and the Federal Government of Australia. Opposition political parties at all levels also support the export. A positive decision will only stand to enhance the already strong relationship between our two countries and highlight Denmark's position as an exporter of green technology solutions.

Orica fully understands the nature of the HCB waste and the emotive nature of the substance. As a company we are committed to packaging and transporting the waste in a world leading manner. Details of this commitment were enclosed in our application to the Australian Government and I believe communicated to your EPA as part of the application process and in the answering of numerous questions over the past 18 months.

Any opposition to this application will likely come from an extremely small number of NGOs that oppose the export from Australia but can offer no viable solution. Only destruction in a well regulated and operated High Temperature Incinerator such as Kommunekemi's will rid Australia of this one off stockpile of HCB waste.

An application was lodged with the Australian Government in November 2008 for the export of the waste to Denmark under the Basel Convention. Orica has responded to numerous questions posed by your EPA via the Australian Government and believe we have satisfied all technical and legal requirements of an application under the Basel Convention.

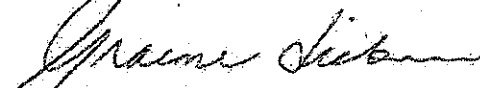
To summarise I would like to reiterate three key points:

- There is international agreement that there is a need to destroy this type of waste by High Temperature Incineration.
- Australia does not have and is never likely to have the technology to destroy the waste and Denmark is a world leader in this technology.
- Orica would have liked to destroy the waste in Australia but unfortunately that option is just not possible.

I have also asked the new Australian Ambassador to Denmark to join us at the meeting and his office will confirm this with you closer to the date.

I am travelling to Copenhagen for the meeting and look forward to a positive discussion.

Yours sincerely



**Graeme Liebelt**

Cc:  
Martin Vith Ankerstjerne: [marva@mim.dk](mailto:marva@mim.dk)  
Permanent Secretary: Marianne Thyrring: [mth@mim.dk](mailto:mth@mim.dk)  
Australian Ambassador to Denmark, James Choi

## MIM - Ministersager

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**Emne:** [MP] [Rød sag]: Mødemateriale til ministerens møde med Orica

**Vedhæftede filer:** forklæde Orica møde.doc; bilag 1- taleseddel til Orica mødet.doc; bilag 2- beredskab 1.doc; bilag 3 - beredskab 2.doc; bilag 4 - beredskab 3.doc; bilag 5 - beredskab 4 .doc; bilag 6 - beredskab 5.doc; bilag 7 - Engelske affaldstermer.doc

**FremsendelseNR:** 1

**Modtager i DEP:** Miljøpolitisk Sekretariat

**MsagHelpText:** Ministerforelæggelse

**Sagsnr:** MST-719-00021

**Sagstype:** Rød sag

**Svarfrist i DEP:** 02-06-2010 15:00:00



forklæde Orica møde.doc (116 K...



bilag 1- taleseddel til Orica ...



bilag 2- beredskab 1.doc (48 K...



bilag 3 - beredskab 2.doc (49 ...



bilag 4 - beredskab 3.doc (49 ...



bilag 5 - beredskab 4 .doc (50...



bilag 6 - beredskab 5.doc (49 ...



bilag 7 - Engelske affaldsterm...

Møde om HCB affald med australierne

**Dato og klokkeslet:** Torsdag den 3. juni 2010 kl. 12.15-13.00

**Mødested/lokale:** Ministerens mødesal

**Deltagere:**

Minister, ministersekretær, Marianne Thyrring, Anne Marie Rasmussen, Martin Vith Ankerstjerne, Graeme Liebelt, CEO Orica, John Fetter, Group Manager, Corporate Affairs, Jan Juul Christensen, Public Consultant