



IAPMEI

Parcerias para o Crescimento

Type 2 Industrial Facilities Installation

Procedure Without Prior Inspection

1

Facilities Covered in Type2

Type 2 industrial establishments are not included in type 1, but they are covered by at least one of the following legal regimes:

- European Greenhouse Gas Emissions Trading Scheme (CELE);
- Waste management operation (OGR) that dismisses prior inspection.

Are excluded from this typology establishments identified in part 2-A of Annex I of SIR, even if located in entitled buildings for commerce or services, provided that recovery operations of non-hazardous waste are carried out.

Applicable Legislation (non-exhaustive list)

- Decree-Law No. 169/2012, of August 1st in writing conferred by Decree-Law No. 73/2015 of May 11th (SIR- System of Responsible Industry);
- Rectification Declaration No. 29/2015, June 15th (SIR);
- Portaria No. 279/2015, of September 14th – Preparatory Elements;
- Portaria No. 280/2015, of September 15th – Rates;
- Portaria No. 307/2015, of September 24th – Compulsory insurance of civil non-contractual liability;
- Decree-Law No. 75/2015 of May 11th, - Only Environment Licensing Regime.

Related Regimes (non-exhaustive list)

- Decree-Law No. 75/2015 May 11th - Only Environment Licensing Regime (LUA);
- Portaria No. 399/2015, of November 5th - Preparatory Elements for LUA Procedures;
- Decree-Law(?) No. 38/2013 of March 15th - European Gas Emissions Trading Scheme
Decree-Law No. 178/2006, of September 5th with redaction conferred by Decree-Law no. 73/2011, of June 17th –Waste Management General System.

Installation and Operation

Preparatory elements

- Electronic form (available at Balcão do Empreendedor);
- Descriptive Memory;
- Designed parts;
- Project of electric or thermal energy production or evidence of prior approval;
- Evidence of prior favorable information about urban operation or architectural design approval issued by City Hall, or declaration of option by the deferral of its delivery;
- Request for authorization of installation or operation of pressure equipment request, when applicable;
- Greenhouse gas emissions title request , if applicable;
- Waste management operations licensing request, when applicable;
- Information on the implementation of the environmental legal systems covered.

How to submit the request

1. Through the online channel:

<https://bde.portaldocidadao.pt>

- Filling the "Framework form"

Free Access, without requiring authentication, where it is requested a set of answers that will allow, at the end, to classify the industrial facility, identify the applicable procedure, the Coordinator Entity (CE), the environmental regimes applicable and, when available, the rate value.

At the end of the filling, and if you intend to proceed with the application submission, the transition to the detailed form requires an authentication that will allow access to your confidential area, where it will be kept until their submission request (which will only be allowed after the complete filling out the form and attach the required documents).

(See chapter II and III of Portaria no. 279/2015 of September 14)

* Citizen card, digital certificate of lawyer or solicitor or mobile digital key

- Filling the “Detailed form”

Organized by sections aimed the characterization of the EI and generated based on the framework form. Like in the framework form, the given answers determine the questions raised in the course of filling out the application.

The last section (P-attachments), is suitable to attach all necessary documents to the statement of claim. This section is presented by items according to the supporting elements contained in the Portaria referred above.

2. Digital Assisted Service

- Can be provided digital assisted service at the “Balcão do Empreendedor” by the presential attending services of the coordinating entities;
- The fees charged for the order have an additional value when the digital assisted service is requested.

Required fees

- Determined by Portaria No. 280/2015, of September 15th and Portaria No. 332-B/2015, October 5th (fees related to the environmental regimes);

Deadline for decision about the request for installation

- Check page 22 from “Guidance on Industrial Licensing ” available at IAPMEI’s website through the link: <https://www.iapmei.pt>

Enabling document for the exercise of the activity

- Installation and Operation Title

Beginng of Operation

The exploitation of the establishment can start as soon as the following elements are issued:

- Operation and installation title;
- Authorization to use title (permit of use license);
- Non-contractual liability insurance contract (see article 4 of SIR).

The date of the beginning of the exploitation should be communicated to the Coordinator Entity, at least 5 days before (art. 32 of SIR).

For more information check IAPMEI's website in: <https://www.iapmei>. where it is suggested to consult the:

- Guidance on Industrial Licensing (SIR users guidance);
- Guidance on Responsible Industry (Technical Requirements).

IAPMEI Contacts:

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