



UEIL Remote Annual General Meeting

Thursday 21 October 2021, 10:00-12:00

Teleconference call via Microsoft Teams

AGENDA

1. Welcome by the President

UEIL President Valentina Serra-Holm, welcomed the UEIL Members to the virtual meeting and shared first impressions of the UEIL Virtual Congress 2021 after its first day.

The Secretariat reminded the members of the anti-trust rules.

2. General Assembly Formalities

- a. Any matters arising and approval of the agenda
Under any matters arising François Guegan (Cipelia, France) proposed to add an item to the agenda, namely the exclusion of a member, which was discussed in the Board meeting. No other points were added.
- b. Election of the scrutinisers
Peter Vickers (UKLA) and François Guégan (CSNIL) were elected as scrutinizers.
- c. Election of the Secretary of the General Assembly
Russell Patten was elected as the Secretary of the General Assembly.
- d. Election of controller(s) of 2021 accounts
David Hopkinson (Multisol) and Edwin Leber (UNITI) were elected controllers of the 2021 accounts. This election remains to be confirmed by a formal vote of members (via written procedure).

3. President Annual Report

UEIL President, Valentina Serra-Holm presented an overview of the activities of the past year and an outlook to planned 2022 activities. She concluded that 2021 has been again a complex year dominated by the pandemic and the annual Congress which had to be cancelled unfortunately two years in a row, which as impacted the finances. Despite challenging environment, there have been several positive initiatives aimed at raising awareness on UEIL and creating value for our members, such as:

- Virtual get-together arranged in October 2020 - Half-day interactive program focused on networking and presenting UEIL and its activities, which brought together around 200 participants from all over the world.
- High levels of activity in the Working groups and committees which have regularly held meetings via Microsoft Teams calls and having a really good engagement from members.



- New statistics report covering both 2019 and 2020 available - the data is available for purchase in Excel format as well as in an analytical Summary Report.
- Continued communication efforts through high presence on social media – UEIL continued to keep a high presence in LinkedIn with over 6,000 reactions
- Upgraded web page to include more information on sustainability
- Two-days 2021 virtual congress - Despite waiving the registration fee, we managed to make a reasonable profit of 12,800 EUR, thanks to our sponsorships for which we would like to thank our members most warmly for their support. There were around 450 participants signed up from 60 different countries in Europe, America, Middle East, APAC, and Africa.

Looking towards next year, Valentina presented the UEIL's 2022 planned activities, which fall into three categories: continued focus on communication, 2022 physical Congress in Athens and continued advocacy work:

- Under the first category, the focus will be on a new members survey, new video, webinars on industry statistics and on intensifying communications on sustainability.
- Valentina explained that the preparations for a physical Congress in Athens are already underway, and the theme of the event will be innovation. The programme is being already prepared.
- In addition, she emphasised the ongoing work on advocacy and named as the important topics the Group II import quota, MVBBER and EMCS/ETD.

A member asked if there is a formal succession plan in place going forward, since the mandate of the UEIL President will come to an end next year. Valentina explained that this issue has been under consideration and opportunities are being explored as we speak and that the Board will examine this as a matter of priority.

Members thanked Ms Serra-Holm for the great work and wished success for the coming year.

4. Approval of the minutes of the General Assembly meeting of 27 May 2021

No questions or comments were raised on the minutes of the virtual meeting of 27 May 2021. The minutes will now be approved by a formal vote of members via written procedure – see below for the outcome.

5. Treasurer report

a. Presentation of the 2021 accounts until 31 July and forecast to end 2021

UEIL Treasurer, Mattia Adani presented the 2021 accounts until 31 July and the forecast to end 2021. He explained that although this year the main source of income, the Congress, has not taken place physically the income expected will take us over the line and that for next year we should be return to normality.

Edwin Leber asked if the fees of other associations UEIL is part are included in the budget, and if there would be any changes planned in memberships in other associations. Mr Adani explained that all the membership fees of other associations are included in the budget and there have been no plans to leave these associations.

For further information, please refer to the presentation in Annex



b. Presentation of the proposed 2022 UEIL budget

The Treasurer outlined the proposed 2022 UEIL budget, explaining that there is a positive outlook since the physical Congress will take place, unless of course the Covid pandemic does not allow this to happen. He added that there is an appetite for physical meetings, and therefore UEIL hopes to see many participants at next year's Athens Congress.

For further information, please refer to the presentation.

6. Committees' updates

a. GEIR report – Marco Codognola

Marco Codognola informed on the latest GEIR activities, namely that there is an updated study on LCA for regeneration of waste base oil with IFEU and several participating member companies. There is also a questionnaire circulated among the GEIR members on basic parameters and destinations of RRBOs produced. He informed that at the UEIL 2021 Virtual Congress GEIR will participate in a roundtable on "Circular economy in the lubricants industry".

Under EU policy updates he explained that the European Commission must conduct a feasibility assessment on the potential adoption of quantitative targets for waste oils regeneration and that the deadline has been changed to 2023. Initially it was expected to end in 2022. Regarding the assessment GEIR has met with JRC and European Commission policy officer Enrique Garcia John to discuss GEIR's concerns and the way forward. As a next step GEIR will have a follow-up with JRC and Commission and send a letter to the European Commission informing the Members of the European Parliament as well.

He provided an overview of the files from "Fit for 55" Package that are key to GEIR.

For further information, please refer to the presentation in Annex.

b. Technical & Competition Committees report – François Guégan & Nigel Bottom

François Guégan updated the members of the activities of the Technical & Competition Committees. He reminded UEIL members that the Technical and Competition Committees are having joint meetings, three times a year.

The committees are currently working 26 ongoing cases, covering different sectors, such as motor vehicle, construction and off-road equipment, agriculture equipment, and industry. Majority of the type of issues is access to technical information and misleading communication but also misuse of warranty and approval procedure are issues that occur several times.

On advocacy the committee is focusing on two topics.

- Access to technical Information – UEIL participation in the European Commission survey on RMI and taking part in the Motor Vehicle Working Group. Achievement for UEIL is that the Delegated Regulation (EU) 2021/1244 states that service handbooks have to include technical specifications references regarding fluids (notably on lubricants, brake fluids and cooling liquids).
- Motor Vehicle Block Exemption - The European Commission published its MBVER evaluation report, that mentions some key elements from UEIL position paper and responses to the public consultation, but the European Commission sees the reported anti-competitive behaviors marginal and therefore does not foresee further action. UEIL is drafting a letter to DG COMP and to add weight to UEIL's arguments concrete examples of anti-competitive behavior with written evidence would be needed. For that reason, the Committee has requested input from members.



He invited the members to provide input for the DF COMP letter with concrete examples of anti-competitive behavior. He explained that the committee would like to finalize the letter in the next two weeks. He added that the committee is looking into organising meetings with Members of the European Parliament (MEPs). He invited the AGM members to let the committee know if they have had contacts with MEPs that they would suggest the committee to meet. In parallel the committee is working alongside AFCAR on the issue and having meetings to discuss the topic.

For further information, please refer to the presentation in Annex

David Wright, UKLA, thanked Francois and his Committee for the time and effort put into these actions and inquired about the relationship with AFCAR and with FIGIEFA and whether we should become a member.

François explained that for FIGIEFA there is no current valid reason to become a member because UEIL's concerns are unlikely to be heard. He added that in AFCAR the work is currently on the topics that are important to UEIL. He concluded that on some topics the TC/CC Committee has good contact at the national level, and it has been very productive in terms of communication and getting UEIL's points across.

The question of AFCAR's fee was also discussed and it was noted that François and Jos will be in contact with AFCAR on this. For 2021 UEIL paid a lower fee, but it should be discussed further how to go forward.

c. **Health, Safety and Environment Committee report** – *Stephan Baumgärtel*

Stephan gave an update on the Health, Safety and Environment (HSE) Committee activities. He explained that the committee is a bit late on the actions but has increased much engagement with the European Commission and also with external partners, such as SMEunited. He added that the first communication and outreach has been to identify our first common areas and it has been promising.

UEIL together with ATEIL and ELGI has drafted a paper on lithium classification and the committee has also worked on a position paper on storage of lubricants. He updated that the committee has also established the HSE issue tracker and will use that from now on. He invited the members to provide comments.

In addition, he introduced the new proposed HSE Committee structure. The change has been proposed because the topics the Committee is working on is becoming more and more complicated. He explained the reasoning behind the new sub-groups and the way forward for the committee.

For further information, please refer to the presentation, see Annex.

d. **Sustainability Committee** – *Christine Fuchs*

Christine explained that the Committee is collaborating with other organisations, such as ATC, ATIEL and GEIR and their sustainability groups to find common grounds and work together on raising awareness of the industry's standpoints in the green transition. For that reason, chairs of sustainability groups of UEIL, ATIEL, ATC and GEIR will be having bi-monthly steering meetings.

She also provided an overview of the sustainability survey, which had also been published in the Lube Magazine and covered the work of sub-groups regarding carbon footprint.



Under the Communications Working group the committee has been responsible for the communication of the committee work and under that the committee is launching a new Sustainability website and publishing deliverables.

For further information, please refer to the presentation in Annex.

e. **Taxation Taskforce report** – Harald Boerekamp

Harald explained the recent developments on taxation and that there is a discussion at the EU level to include lubes under EMCS. He noted that the majority of Member States are supporting this position with main allies being France, Germany, and The Netherlands. He added that the European Commission will introduce a new definition of light lubes at the end of the year and explained that UEIL has had meetings with DG TAXUD and the cabinet of Commissioner Gentiloni, as well as meetings with Member States' attachés.

As a second topic Mr Boerekamp updated the AGM members about the Energy Taxation Directive (ETD) revision which was part of the European Commission's European Green Deal legislative package "Fit for 55". He explained that lubricants are out of the scope of the revised ETD, although UEIL wanted to include lubricants in the scope to promote a level playing field. He added that the lubricant sector wants to be in the scope of the new ETD as excise products but be exempted. The reason for that is the fact that then Member States can no longer tax lubricants at national level. To achieve this result, he introduced the actions that the taskforce will take.

For further information, please refer to the presentation in Annex.

f. **Industry Statistics report** – Christian Hartmann

Due to time constraints this agenda item was cancelled.

7. Membership update

Prista Oil

Ms Serra-Holm updated the AGM members on Prista Oil and reminded that UEIL members had voted to exclude Prista Oil at the AGM in May 2021 on the basis of non-payment of fees. She explained that in May 2021 UEIL Board of Directors had requested the UEIL Secretariat to look into the possibility of an "injunction de payment" ("Payment Order"). The Secretariat contacted a European debt recovery service called Bierens and in September 2021 the UEIL Board of Directors asked the Secretariat to check Bierens' experience/expectations in Bulgaria to gauge possible success before proceeding, noting this will be a fee of 150 EUR.

Forsythe

Ms Serra-Holm explained that there is also an ongoing case of un-paid membership fee with Forsythe and that the company has responded that they were not aware of their membership in UEIL. The issue has been discussed in UEIL Board of Directors meetings and it has been decided that the UEIL Secretariat will go back to Forsythe with evidence of communication and offer to come to an arrangement for the outstanding fees.

EOS

Ms Serra-Holm provided an overview regarding Electrical Oil Services (EOS), which is a brand of HCS group. She explained that they resigned this year from UKLA and for that reason are no longer eligible to be a member of UEIL. Since EOS was still a member of the HSE Committee in UEIL, it raised a question whether they could remain a member if their parent company HCS is a member of UNITI or VSI in Germany.



Detlev Bruhnke (DB) noted as a remark that EOS is also a member of GEIR and HCS is a member of Bundesverband Altöl (BVA), a German association. AGM members noted that in the light of this information UEIL Board of Directors should discuss this topic again.

Action:

- 1. Secretariat to update UEIL Board of Directors that HCS is a member of a German national association.**
- 2. UEIL Board of Directors to discuss whether EOS should be allowed to participate in UEIL HSE Committee as a representative of a German national association.**

Atak

Ms Serra-Holm updated the members that Atak Oil has expressed their wish to resign from UEIL as of 2022 and that they have also sent their letter of resignation.

Belladd

Ms Serra-Holm shared with the AGM members that Belladd has applied for membership. They are based in Denmark and specialise in production of additives for passenger cars, HD truck busses and equipment, small marine and agri. Since they are producing additives, UEIL Board of Directors has agreed to approve their membership request as "Associate Membership". She explained that the membership request of Belladd will be put to the vote and AGM members can vote on this item through written voting procedure.

8. UEIL Congress 2022

Ms Serra Holm updated the members about the next UEIL Congress which will take place in person in Athens on 19-20 October 2022. She added that the work of preparing the programme has already started and invited members to contribute and share their ideas.

9. Presentation of calendar of meetings for 2022

Ms. Serra-Holm, informed about the timing of the next meetings. She explained that whether the first meetings of the year would be physical depends on the covid situation. She was hopeful to see members in a physical meeting in May.

10. Process and next steps (voting procedure)

The Secretariat explained that because of COVID-19, the UEIL General Assembly could not be organised in person as usual. Therefore, UEIL members need to approve decisions via written procedure.

The Secretariat reminded members that for the votes to be valid, not less than half (1/2) of all UEIL Ordinary Delegated members, expressed in number of votes, will have to participate in the vote. For a resolution to be adopted, it will have to be approved by a majority of three quarters (3/4) based on the number of votes submitted. Voting rights remain the same as usual.

The Secretariat will circulate a voting form to all UEIL Ordinary Delegated members after this call. The deadline for members to return their signed voting forms is Thursday, 4 November end of business.

The results of the vote will be announced in an email to all members and will be included in those minutes. See results below.



11. Date and place of next meeting

The next AGM will take place virtually, on 12st May 2022, 09:00-12:30 CEST.

12. End of the meeting'

UEIL AGM participant list

Nr	Name	Organisation	Signature
1.	Valentina Serra-Holm	UEIL President	Attended
2.	Bantis Miltiadis	LPC	Attended
3.	Blerta Ramphos	VSS	Attended
4.	Christine Fuchs	Fuchs	Attended
5.	David Hopkinson	Multisol	Attended
6.	David Wright	UKLA	Attended
7.	Detlev Bruhnke	Avista Oil	Attended
8.	Edwin Leber	UNITI	Attended
9.	Fabio Della Giovanna	Technoilogy	Attended
10.	François Guégan	CSNIL	Attended
11.	Jan Strubinski	POPIHN	Attended
12.	Jos Jong	VSN	Attended
13.	Lutz Lindemann	UNITI	Attended
14.	Marco Codognola	Itelyum	Attended
15.	Maria Moschopoulou	Hellenic Fuels and Lubricants (EKO ABEE)	Attended
16.	Mattia Adani	Nowalchimica	Attended
17.	Nilay Azizoglu		Attended
18.	Ottone Favini	Federchimica/GAIL	Attended
19.	Owen O'Neill	Maxol Lubricants Limited	Attended
20.	Paul Cezanne	Moreira-Maia	Attended
21.	Pedro Rey	EGEO Oil	Attended
22.	Peter Vickers	UKLA	Attended
23.	Stephan, Baumgärtel	VSI	Attended
24.	Tine Cattoor	LAB	Attended
26.	Russell Patten	UEIL Secretariat	Attended
27.	Harald Boerekamp	UEIL Secretariat	Attended
28.	Anneli Teelahk	UEIL Secretariat	Attended

UEIL asbl

Avenue des Arts 46 | B-1000 Brussels – Belgium | Tel. +32 2 504 90 03

secretariat@ueil.org | www.ueil.org



UEIL General Assembly

Written voting procedure results

As UEIL was not able to hold a face-to-face Annual General Assembly (AGM) on 21 October 2021 due to the COVID-19 crisis lockdown, votes have been organised via written procedure.

On 21 October 2021, the Secretariat invited UEIL members to vote via written procedure on several resolutions. UEIL members were given ten working days, until Thursday 4 November 2021, 23:59:59 CET, to complete and sign a voting form and return it to the UEIL Secretariat.

- For the votes to be valid (i.e., for the quorum to be met), not less than half (1/2) of all UEIL Ordinary Delegated members, expressed in number of votes, had to participate in the vote. For a resolution to be adopted, it has to be approved by a majority of three-quarters (3/4) based on the number of votes submitted.
- More than half of UEIL Ordinary Delegated members, expressed in number of votes, participated in the vote: 291 votes out of 349 were collected.
- The following resolutions were approved by the required majority of three-quarters based on the number of votes submitted:
 - David Hopkinson (UKLA) and Edwin Leber (UNITI) were elected controllers of the 2021 accounts – approved with 291 votes in favour;
 - The minutes of the General Assembly of 28 October 2021 were approved with 291 votes in favour;
 - the UEIL 2022 budget proposal was approved with 291 votes in favour;
 - BellAdd the application to become an Associate member of UEIL was accepted – 290 votes in favour (and 1 rejection).
