

subpart H of this part, shall implement the reporting requirements outlined therein. Copies of all reports shall be retained as records for a period of 5 years, in accordance with the requirements of 40 CFR 63.10(b)(1).

(c) The owner or operator of any affected BLR source, as well as the owner or operator of any affected WSR source that elects to comply with the emission limit for process vents, storage tanks, and wastewater systems shall include records of wastewater system monitoring parameters in the Notification of Compliance Status and summary reports required by subpart A of this part.

§ 63.529 Implementation and enforcement.

(a) This subpart can be implemented and enforced by the U.S. EPA, or a delegated authority such as the applicable State, local, or Tribal agency. If the U.S. EPA Administrator has delegated authority to a State, local, or Tribal agency, then that agency, in addition to the U.S. EPA, has the authority to implement and enforce this subpart. Contact the applicable U.S. EPA Regional Office to find out if implementation and enforcement of this subpart is delegated to a State, local, or Tribal agency.

(b) In delegating implementation and enforcement authority of this subpart to a State, local, or Tribal agency under subpart E of this part, the authorities contained in paragraph (c) of this section are retained by the Administrator of U.S. EPA and cannot be transferred to the State, local, or Tribal agency.

(c) The authorities that cannot be delegated to State, local, or Tribal agencies are as specified in paragraphs (c)(1) through (4) of this section.

(1) Approval of alternatives to the requirements in §§ 63.520, 63.521, 63.523, and 63.524. Where these standards reference another rule, the cited provisions in that rule will be delegated according to the delegation provisions of that rule.

(2) Approval of major alternatives to test methods for under § 63.7(e)(2)(ii) and (f), as defined in § 63.90, and as required in this subpart.

(3) Approval of major alternatives to monitoring under § 63.8(f), as defined in § 63.90, and as required in this subpart.

(4) Approval of major alternatives to recordkeeping and reporting under § 63.10(f), as defined in § 63.90, and as required in this subpart.

[68 FR 37350, June 23, 2003]

TABLE 1 TO SUBPART W OF PART 63—GENERAL PROVISIONS APPLICABILITY TO SUBPART W

Reference	Applies to subpart W			Comment
	BLR	WSR	WSR alternative standard, and BLR equipment leak standard (40 CFR part 63, subpart H)	
§ 63.1(a)(1)	Yes	Yes	Yes	Additional terms defined in § 63.522.
§ 63.1(a)(2)	Yes	Yes	Yes.	
§ 63.1(a)(3)	Yes	Yes	Yes.	
§ 63.1(a)(4)	Yes	Yes	Yes	
§ 63.1(a)(5)	N/A	N/A	N/A	Subpart W specifies applicability of each paragraph in subpart A to subpart W. Reserved.
§ 63.1(a)(6)	Yes	Yes	Yes.	
§ 63.1(a)(7)	Yes	Yes	Yes.	Discusses State programs. Reserved.
§ 63.1(a)(8)	No	No	No	
§ 63.1(a)(9)	N/A	N/A	N/A	
§ 63.1(a)(10)	Yes	Yes	Yes.	
§ 63.1(a)(11)	Yes	Yes	Yes.	
§ 63.1(a)(12)–(14)	Yes	Yes	Yes.	
§ 63.1(b)(1)	No	No	No	§ 63.521 of subpart W specifies applicability.
§ 63.1(b)(2)	Yes	Yes	Yes.	
§ 63.1(b)(3)	Yes	Yes	Yes.	

Environmental Protection Agency

Pt. 63, Subpt. W, Table 1

Reference	Applies to subpart W			Comment
	BLR	WSR	WSR alternative standard, and BLR equipment leak standard (40 CFR part 63, subpart H)	
§ 63.1(c)(1)	Yes	Yes	Yes	Subpart W specifies applicability of each paragraph in subpart A to sources subject to subpart W.
§ 63.1(c)(2)	No	No	No	Area sources are not subject to subpart W.
§ 63.1(c)(3)	N/A	N/A	N/A	Reserved.
§ 63.1(c)(4)	Yes	Yes	Yes	
§ 63.1(c)(5)	Yes	Yes	No	Subpart H specifies applicable notification requirements.
§ 63.1(d)	N/A	N/A	N/A	Reserved.
§ 63.1(e)	Yes	Yes	Yes	
§ 63.2	Yes	Yes	Yes	Additional terms are defined in § 63.522 of subpart W; when overlap between subparts A and W occurs, subpart W takes precedence.
§ 63.3	Yes	Yes	No	Other units used in subpart W are defined in that subpart; units of measure are spelled out for subpart H.
§ 63.4(a)(1)–(3)	Yes	Yes	Yes	
§ 63.4(a)(4)	N/A	N/A	N/A	Reserved.
§ 63.4(a)(5)	Yes	Yes	Yes	
§ 63.4(b)	Yes	Yes	Yes	
§ 63.4(c)	Yes	Yes	Yes	
§ 63.5(a)	Yes	Yes	Yes	Except replace the terms “source” and “stationary source” in § 63.5(a)(1) of subpart A with “affected source”.
§ 63.5(b)(1)	Yes	Yes	Yes	
§ 63.5(b)(2)	N/A	N/A	N/A	Reserved.
§ 63.5(b)(3)	Yes	Yes	Yes	
§ 63.5(b)(4)	Yes	Yes	Yes	
§ 63.5(b)(5)	Yes	Yes	Yes	
§ 63.5(b)(6)	Yes	Yes	Yes	
§ 63.5(c)	N/A	N/A	N/A	Reserved.
§ 63.5(d)(1)(i)	Yes	Yes	Yes	
§ 63.5(d)(1)(ii)	Yes	Yes	Yes	
§ 63.5(d)(1)(iii)	Yes	Yes	Yes	
§ 63.5(d)(2)	Yes	Yes	Yes	
§ 63.5(d)(3)–(4)	Yes	Yes	Yes	
§ 63.5(e)	Yes	Yes	Yes	
§ 63.5(f)(1)	Yes	Yes	Yes	Except replace “source” in § 63.5(f)(1) of subpart A with “affected source”.
§ 63.5(f)(2)	Yes	Yes	Yes	
§ 63.6(a)	Yes	Yes	Yes	
§ 63.6(b)(1)–(2)	No	No	No	Subpart W specifies compliance dates.
§ 63.6(b)(3)–(4)	Yes	Yes	Yes	
§ 63.6(b)(5)	Yes	Yes	No	Subpart H includes notification requirements.
§ 63.6(b)(6)	N/A	N/A	N/A	Reserved.
§ 63.6(b)(7)	No	Yes	No	Sources subject to subpart H must comply according to the schedule in § 63.520 of subpart W for new sources subject to subpart H.
§ 63.6(c)(1)–(2)	Yes	Yes	Yes	Except replace “source” in § 63.6(c)(1)–(2) of subpart A with “affected source”.
§ 63.6(c)(3)–(4)	N/A	N/A	N/A	Reserved.
§ 63.6(c)(5)	Yes	Yes	Yes	
§ 63.6(d)	N/A	N/A	N/A	Reserved.
§ 63.6(e)	Yes	Yes	Yes	
§ 63.6(f)(1)	Yes	Yes	Yes	
§ 63.6(f)(2)(i)–(ii)	Yes	Yes	Yes	
§ 63.6(f)(2)(iii)	Yes	Yes	Yes	
§ 63.6(f)(2)(iv)	Yes	Yes	Yes	
§ 63.6(f)(3)	Yes	Yes	Yes	
§ 63.6(g)	Yes	Yes	Yes	An alternative standard has been proposed for WSR; however, affected sources will have the opportunity to demonstrate other alternatives to the Administrator.
§ 63.6(h)	No	No	No	Subpart W does not contain any opacity or visible emissions standards.

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40 CFR Ch. I (7-1-10 Edition)

Reference	Applies to subpart W			Comment
	BLR	WSR	WSR alternative standard, and BLR equipment leak standard (40 CFR part 63, subpart H)	
§ 63.6(i)(1)	Yes	Yes	Yes.	
§ 63.6(i)(2)	Yes	Yes	Yes	Except replace "source" in § 63.6(2) (i) and (ii) of subpart A with "affected source".
§ 63.6(i)(3)	Yes	Yes	Yes.	
§ 63.6(i)(4)(i)	Yes	Yes	Yes.	
§ 63.6(i)(4)(ii)	Yes	Yes	Yes.	
§ 63.6(i)(5)-(14)	Yes	Yes	Yes.	
§ 63.6(i)(15)	N/A	N/A	N/A	Reserved.
§ 63.6(i)(16)	Yes	Yes	Yes.	
§ 63.6(j)	Yes	Yes	Yes.	
§ 63.7(a)(1)	Yes	Yes	No	Subpart H specifies required testing and compliance procedures.
§ 63.7(a)(2)(i)-(vi)	Yes	Yes	No	Subpart H specifies that test results must be submitted in the Notification of Compliance Status due 150 days after the compliance date.
§ 63.7(a)(2)(vii)-(viii)	N/A	N/A	N/A	Reserved.
§ 63.7(a)(2)(ix)	Yes	Yes	Yes.	
§ 63.7(a)(3)	Yes	Yes	Yes.	
§ 63.7(b)(1)	Yes	Yes	Yes.	
§ 63.7(b)(2)	Yes	Yes	Yes.	
§ 63.7(c)	No	No	No.	
§ 63.7(d)	Yes	Yes	Yes	Except replace "source" in § 63.7(d) of subpart A with "affected source".
§ 63.7(e)(1)	Yes	Yes	Yes	Subpart W also contains test methods specific to BLR and WSR sources.
§ 63.7(e)(2)	Yes	Yes	Yes.	
§ 63.7(e)(3)	Yes	Yes	No	Subpart H specifies test methods and procedures.
§ 63.7(f)	Yes	Yes	No	Subpart H specifies applicable methods and provides alternatives.
§ 63.7(g)(1)	Yes	Yes	No	Subpart H specifies performance test reporting.
§ 63.7(g)(2)	N/A	N/A	N/A	Reserved.
§ 63.7(g)(3)	Yes	Yes	Yes.	
§ 63.7(h)(1)-(2)	Yes	Yes	Yes.	
§ 63.7(h)(3)(i)	Yes	Yes	Yes.	
§ 63.7(h)(3)(ii)-(iii)	Yes	Yes	Yes.	
§ 63.7(h)(4)-(5)	Yes	Yes	Yes.	
§ 63.8(a)(1)	Yes	Yes	Yes.	
§ 63.8(a)(2)	Yes	Yes	Yes.	
§ 63.8(a)(3)	N/A	N/A	N/A	Reserved.
§ 63.8(a)(4)	Yes	Yes	Yes.	
§ 63.8(b)(1)	Yes	Yes	Yes.	
§ 63.8(b)(2)	Yes	Yes	No	Subpart H specifies locations to conduct monitoring.
§ 63.8(b)(3)	Yes	Yes	Yes.	
§ 63.8(c)(1)(i)	Yes	Yes	Yes.	
§ 63.8(c)(1)(ii)	Yes	Yes	Yes.	
§ 63.8(c)(1)(iii)	Yes	Yes	Yes.	
§ 63.8(c)(2)-(3)	Yes	Yes	Yes.	
§ 63.8(c)(4)-(8)	No	No	No	Subpart W specifies monitoring frequencies.
§ 63.8(d)	No	No	No.	
§ 63.8(e)	No	No	No.	
§ 63.8(f)(1)	Yes	Yes	Yes.	
§ 63.8(f)(2)	Yes	Yes	Yes.	
§ 63.8(f)(3)	Yes	Yes	Yes.	
§ 63.8(f)(4)	Yes	Yes	Yes.	
§ 63.8(f)(5)	Yes	Yes	Yes.	
§ 63.8(f)(6)	Yes	Yes	No.	
§ 63.8(g)	Yes	Yes	Yes.	
§ 63.9(a)	Yes	Yes	Yes.	
§ 63.9(b)(1)(i)-(ii)	Yes	Yes	Yes.	
§ 63.9(b)(1)(iii)	Yes	Yes	Yes.	
§ 63.9(b)(2)	Yes	Yes	Yes.	
§ 63.9(b)(3)	Yes	Yes	Yes.	

Reference	Applies to subpart W			Comment
	BLR	WSR	WSR alternative standard, and BLR equipment leak standard (40 CFR part 63, subpart H)	
§ 63.9(b)(4)	Yes	Yes	Yes.	Separate Notification of Compliance Status requirements are specified for subpart H. Reserved. Subpart H specifies Notification of Compliance Status requirements.
§ 63.9(b)(5)	Yes	Yes	Yes.	
§ 63.9(c)	Yes	Yes	Yes.	
§ 63.9(d)	Yes	Yes	Yes.	
§ 63.9(e)	No	No	No.	
§ 63.9(f)	No	No	No.	
§ 63.9(g)	No	No	No.	
§ 63.9(h)(1)–(3)	Yes	Yes	No	
§ 63.9(h)(4)	N/A	N/A	N/A	
§ 63.9(h)(5)–(6)	Yes	Yes	No	
§ 63.9(i)	Yes	Yes	Yes.	Subparts H and W specify recordkeeping requirements.
§ 63.9(j)	Yes	Yes	Yes.	
§ 63.10(a)	Yes	Yes	Yes.	
§ 63.10(b)(1)	Yes	Yes	Yes.	
§ 63.10(b)(2)	No	No	No	
§ 63.10(b)(3)	Yes	Yes	Yes.	
§ 63.10(c)(1)–(6)	No	No	No.	
§ 63.10(c)(7)–(8)	Yes	Yes	Yes.	
§ 63.10(c)(9)–(15)	No	No	No.	
§ 63.10(d)(1)	Yes	Yes	No	
§ 63.10(d)(2)	Yes	Yes	No	Subpart H specifies performance test reporting requirements.
§ 63.10(d)(3)	No	No	No.	Subpart H specifies performance test reporting requirements.
§ 63.10(d)(4)	Yes	Yes	Yes.	
§ 63.10(d)(5)	Yes	Yes	Yes.	
§ 63.10(e)(1)–(2)	No	No	No.	
§ 63.10(e)(3)	Yes	Yes	No.	
§ 63.10(e)(4)	No	No	No.	
§ 63.10(f)	Yes	Yes	Yes.	
§ 63.11–63.15	Yes	Yes	Yes.	

Subpart X—National Emission Standards for Hazardous Air Pollutants from Secondary Lead Smelting

SOURCE: 62 FR 32216, June 13, 1997, unless otherwise noted.

§ 63.541 Applicability.

(a) The provisions of this subpart apply to the following affected sources at all secondary lead smelters: blast,

reverberatory, rotary, and electric smelting furnaces; refining kettles; agglomerating furnaces; dryers; process fugitive sources; and fugitive dust sources. The provisions of this subpart do not apply to primary lead smelters, lead refiners, or lead remelters.

(b) Table 1 of this subpart specifies the provisions of subpart A that apply and those that do not apply to owners and operators of secondary lead smelters subject to this subpart.

TABLE 1—GENERAL PROVISIONS APPLICABILITY TO SUBPART X

Reference	Applies to subpart X	Comment
63.1	Yes.	
63.2	Yes.	
63.3	Yes.	
63.4	Yes.	
63.5	Yes.	
63.6 (a), (b), (c), (e), (f), (g), (i) and (j)	Yes.	