

**Environmental Protection Agency**

**Pt. 63, Subpt. W, Table 1**

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(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.	

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 .....	Subpart H specifies applicable notification requirements.
§ 63.1(c)(5) .....	Yes .....	Yes .....	No .....	Reserved.
§ 63.1(d) .....	N/A .....	N/A .....	N/A .....	Reserved.
§ 63.1(e) .....	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.
§ 63.2 .....	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 .....	Reserved.
§ 63.4(a)(4) .....	N/A .....	N/A .....	N/A .....	Reserved.
§ 63.4(a)(5) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.4(b) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.4(c) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 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 .....	Reserved.
§ 63.5(b)(2) .....	N/A .....	N/A .....	N/A .....	Reserved.
§ 63.5(b)(3) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(b)(4) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(b)(5) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(b)(6) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(c) .....	N/A .....	N/A .....	N/A .....	Reserved.
§ 63.5(d)(1)(i) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(d)(1)(ii) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(d)(1)(iii) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(d)(2) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(d)(3)–(4) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.5(e) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 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 .....	Reserved.
§ 63.6(a) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.6(b)(1)–(2) .....	No .....	No .....	No .....	Subpart W specifies compliance dates.
§ 63.6(b)(3)–(4) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 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 .....	Reserved.
§ 63.6(d) .....	N/A .....	N/A .....	N/A .....	Reserved.
§ 63.6(e) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.6(f)(1) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.6(f)(2)(i)–(ii) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.6(f)(2)(iii) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.6(f)(2)(iv) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 63.6(f)(3) .....	Yes .....	Yes .....	Yes .....	Reserved.
§ 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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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.	Except replace "source" in § 63.6(2) (i) and (ii) of subpart A with "affected source".	
§ 63.6(i)(2) .....	Yes .....	Yes .....	Yes .....		
§ 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.		Subpart H specifies required testing and compliance procedures.
§ 63.7(a)(1) .....	Yes .....	Yes .....	No .....		
§ 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.	Except replace "source" in § 63.7(d) of subpart A with "affected source". Subpart W also contains test methods specific to BLR and WSR sources.	
§ 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 .....		
§ 63.7(e)(1) .....	Yes .....	Yes .....	Yes .....		
§ 63.7(e)(2) .....	Yes .....	Yes .....	Yes.		
§ 63.7(e)(3) .....	Yes .....	Yes .....	No .....		
§ 63.7(f) .....	Yes .....	Yes .....	No .....		
§ 63.7(g)(1) .....	Yes .....	Yes .....	No .....	Subpart H specifies applicable methods and provides alternatives. Subpart H specifies performance test reporting.	
§ 63.7(g)(2) .....	N/A .....	N/A .....	N/A .....	Reserved.	
§ 63.7(g)(3) .....	Yes .....	Yes .....	Yes.	Reserved.	
§ 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 .....		
§ 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.	Subpart W specifies monitoring frequencies.	
§ 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 .....		
§ 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 alter- native stand- ard, and BLR equipment leak standard (40 CFR part 63, subpart H)	
§ 63.9(b)(4) .....	Yes .....	Yes .....	Yes.	Separate Notification of Compliance Status re- quirements 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 re- quirements.
§ 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.	