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# 40 C.F.R. § 63.11502

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## What definitions apply to this subpart?

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(a) The following terms used in this subpart have the meaning given them in the CAA, § 63.2, subpart SS (§ 63.981), subpart WW (§ 63.1061), 40 CFR 60.111b, subpart F (§ 63.101), subpart G (§ 63.111), subpart FFFF (§ 63.2550), as specified after each term:

Administrator (§ 63.2)

Article (40 CFR 372.3)

Batch operation (§ 63.2550)

Boiler (§ 63.111)

Bottoms receiver (§ 63.2550)

CAA (§ 63.2)

Closed-vent system (§ 63.981)

Combustion device (§ 63.111)

Commenced (§ 63.2)

Compliance date (§ 63.2)

Container (§ 63.111)

Continuous monitoring system (§ 63.2)

Continuous operation (§ 63.2550)

Control device (§ 63.111)

Distillation unit (§ 63.111)

Emission standard (§ 63.2)

EPA (§ 63.2)

Fill or filling (§ 63.111)

Floating roof (§ 63.1061)

Fuel gas system (§ 63.981)

Halogen atoms (§ 63.2550)

Halogenated vent stream (§ 63.2550)

Halogens and hydrogen halides (§ 63.2550)

Hazardous air pollutant (§ 63.2)

Heat exchange system (§ 63.101)

Incinerator (§ 63.111)

Isolated intermediate (§ 63.2550)

Maintenance wastewater (§ 63.2550)

Major source (§ 63.2)

Maximum true vapor pressure (§ 63.111)

Oil-water separator or organic-water separator (§ 63.111)

Operating permit (§ 63.101)

Owner or operator (§ 63.2)

Performance test (§ 63.2)

Permitting authority (§ 63.2)

Process condenser (§ 63.2550)

Process heater (§ 63.111)

Process tank (§ 63.2550)

Process wastewater (§ 63.101)

Reactor (§ 63.111)

Responsible official (§ 63.2)

State (§ 63.2)

Supplemental gases (§ 63.2550)

Surge control vessel (§ 63.2550)

Test method (§ 63.2)

Unit operation (§ 63.101)

(b) All other terms used in this subpart shall have the meaning given them in this section. If a term is defined in the CAA, § 63.2, subpart SS (§ 63.981), subpart WW (§ 63.1061), 40 CFR 60.111b, subpart F (§ 63.101), subpart G (§ 63.111), or subpart FFFF (§ 63.2550), and in this section, it shall have the meaning given in this section for purposes of this subpart.

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*Affirmative defense* means, in the context of an enforcement proceeding, a response or defense put forward by a defendant, regarding which the defendant has the burden of proof, and the merits of which are independently and objectively evaluated in a judicial or administrative proceeding.

*Ancillary activities* means boilers, incinerators, and process heaters not used to comply with the emission standards in §§ 63.11495 through 63.11500, chillers and other refrigeration systems, and other equipment and activities that are not directly involved (i.e., they operate within a closed system and materials are not combined with process fluids) in the processing of raw materials or the manufacturing of a product or intermediates used in the production of the product.

*Batch process vent* means a vent from a CMPU or vents from multiple CMPUs within a process that are manifolded together into a common header, through which a HAP-containing gas stream is, or has the potential to be, released to the atmosphere. Batch process vents include vents from batch operations and vents with intermittent flow from continuous operations that are not combined with any stream that originated as a continuous gas stream from the same continuous process. Examples of batch process vents include, but are not limited to, vents on condensers used for product recovery, reactors, filters, centrifuges, and process tanks. The following are not batch process vents for the purposes of this subpart:

- (1) Continuous process vents;
- (2) Bottoms receivers;
- (3) Surge control vessels;
- (4) Gaseous streams routed to a fuel gas system(s);
- (5) A gas stream routed to other processes for reaction or other use in another process (i.e., for chemical value as a product, isolated intermediate, byproduct, or coproduct, or for heat value).

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