

AMENDMENT 73

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 73

Article 9, paragraph 3, point (a)

(a) verify that the information and documents submitted by the applicant are in accordance with Article 8(1)(a) in which case the application shall be regarded as valid, and examine whether the substance complies with the criteria laid down in Articles 3 and 4;

(a) verify that the information and documents submitted by the applicant are in accordance with Article 8(1)(a) in which case the application shall be regarded as valid, and examine whether the substance complies with the *safety* criteria laid down in Articles 3 and 4;

Or. en

Justification

Part of the compromise package.

AMENDMENT 74

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

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Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 74

Article 9, paragraph 4, points (a) and (b)

(a) the designation of the substance including its specifications;

(a) the designation of the substance including its specifications *and*

(b) where appropriate, any conditions or restrictions of use for the evaluated substance and/or the material or article;

(b) where appropriate, *recommendations for* any conditions or restrictions of use for the evaluated substance and/or the material or article *and*

Or. en

Justification

Part of the compromise package.

AMENDMENT 75

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 75
Article 10, paragraph 2

2. The draft specific measure shall take into account the opinion of the Authority, relevant provisions of Community law and other legitimate factors relevant to the matter under consideration. Where the draft specific measure is not in accordance with the opinion of the Authority, the Commission shall provide an explanation for the reasons for the differences.

2. The draft specific measure shall take into account the opinion of the Authority, relevant provisions of Community law and other legitimate factors relevant to the matter under consideration. Where the draft specific measure is not in accordance with the opinion of the Authority, the Commission shall provide ***without delay*** an explanation for the reasons for the differences. ***If the Commission does not intend to prepare a draft specific measure after a favourable opinion by the Authority, it shall inform the applicant without delay and provide the applicant with an explanation.***

Or. en

Justification

Part of the compromise package. Replaces amendment 11.

AMENDMENT 76

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 76
Article 10, paragraph 5

5. The applicant shall immediately inform the Commission of any new scientific or technical information, which might affect the safety assessment of the authorised substance in relation to human health. If necessary, the Authority shall then review the assessment.

5. The applicant *or any business operator using the authorised substance or material or article containing the authorised substance* shall immediately inform the Commission of any new scientific or technical information, which might affect the safety assessment of the authorised substance in relation to human health. If necessary, the Authority shall then review the assessment.

Or. en

Justification

Part of the compromise package.

AMENDMENT 77

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 77
Article 11, paragraph 1

1. The applicant may, in accordance with the procedure laid down in Article 8(1), apply for a modification of the existing authorisation.

1. The applicant *or any business operator using the authorised substance or material or article containing the authorised substance* may, in accordance with the procedure laid down in Article 8(1), apply for a modification of the existing authorisation.

Or. en

Justification

Part of the compromise package.

AMENDMENT 78

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 78
Article 11, paragraph 3

3. On its own initiative or following a request from a Member State or the Commission, the Authority ***shall deliver an opinion on whether an*** authorisation is still in accordance with this Regulation, in accordance with the procedure laid down in Article 9, where applicable.

3. On its own initiative or following a request from a Member State or the Commission, the Authority ***shall evaluate whether the opinion or the*** authorisation is still in accordance with this Regulation, in accordance with the procedure laid down in Article 9, where applicable. ***The Authority may, where necessary, consult the applicant.***

Or. en

Justification

Part of the compromise package. Replaces amendment 13.

AMENDMENT 79

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 79
Article 11a (new)

Article 11a

Competent authorities of Member States

Each Member State shall notify to the Commission and to the Authority the name and address, as well as a contact point, of the national competent authority or authorities designated to be responsible in its territory for receiving the application for authorisation referred to in Articles 8 up to 11. The Commission shall publish the name and address of the national competent authorities as well as the contact points notified in accordance with this Article.

Or. en

Justification

Part of the compromise package.

AMENDMENT 80

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 80
Article 11b (new)

Article 11b

Administrative review

Any act adopted under, or failure to exercise, the powers vested in the Authority by this Regulation may be reviewed by the Commission on its own initiative or in response to a request from a Member State or from any person directly and individually concerned.

To this effect a request shall be submitted to the Commission within two months from the day on which the party concerned became aware of the act or omission in question.

The Commission shall take a decision within two months requiring, if appropriate, the Authority to undo its act or to remedy its failure to act.

Or. en

Justification

Part of the compromise package.

AMENDMENT 81

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report**A5-0147/2004****Astrid Thors**

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 81
Article 12, paragraph 1

1. Without prejudice to the specific measures, materials and articles, which are not yet in contact with food when placed on the market, shall be accompanied by:

(a) the words “*suitable* for food contact”, or a specific indication as to their use, such as coffee-machine, wine bottle, soup spoon, or the symbol reproduced in Annex II;

(b) *where appropriate*, special instructions to be observed for safe use;

(c) *either* the name or trade name and the address or registered office, *or the registered trade mark* of the manufacturer, processor, or seller established within the Community;

(d) adequate labelling or identification to allow traceability of the material or article;

(e) in the case of active materials and articles, *instructions* on the permitted use or uses to enable *the users of* these materials and articles to comply with any other relevant Community provisions or, in their absence, national provisions applicable to

1. Without prejudice to the specific measures *referred to in article 5*, materials and articles, which are not yet in contact with food when placed on the market, shall be accompanied by:

(a) the words “for food contact”, or a specific indication as to their use, such as coffee-machine, wine bottle, soup spoon, or the symbol reproduced in Annex II *and*

(b) *if necessary*, special instructions to be observed for safe *and appropriate* use *and*

(c) the name or trade name and, *in either case*, the address or registered office of the manufacturer, processor, or seller *responsible for placing on the market* established within the Community *and*

(d) adequate labelling or identification to allow traceability of the material or article *as referred to in Article 15 and*

(e) in the case of active materials and articles, *information* on the permitted use or uses *and other relevant information such as the name and quantity of the substances released by the active component* to enable *food business operators who use* these materials and articles to comply with any

food.

other relevant Community provisions or, in their absence, national provisions applicable to food, ***including the provisions on food labelling.***

Or. en

Justification

Part of the compromise package.

AMENDMENT 82

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 82
Article 12, paragraph 1a (new)

1a. The information referred to in paragraph 1(a) shall not, however, be obligatory for any articles which, because of their characteristics, are clearly intended to come into contact with food.

Or. en

Justification

Part of the compromise package. Replaces amendment 16.

AMENDMENT 83

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 83

Article 12, paragraph 2a, 2b, 2c (new)

2a. Retail trade in materials and articles shall be prohibited if the information required under paragraph (1)(a), (b) and (e) is not given in a language easily understood by purchasers.

2b. Within its own territory, the Member State in which the material or article is marketed may, in accordance with the rules of the Treaty, stipulate that those labelling particulars shall be given in one or more languages which it shall determine from among the official languages of the Community.

2c. Paragraphs 2a and 2b shall not preclude the labelling particulars from being indicated in several languages.

Or. en

Justification

Part of the compromise package. Replaces amendment 18.

25 March 2004

A5-0147/84

AMENDMENT 84

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead,
on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 84
Article 12, paragraph 4, point (a)

(a) the accompanying documents;

(a) the accompanying documents; *or*

Or. en

Justification

Part of the compromise package.

AMENDMENT 85

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead,
on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 85
Article 12, paragraph 5, point (a)

(a) the criteria laid down in Articles 3 and 4;

(a) the criteria laid down in Articles 3 and 4
and

Or. en

Justification

Part of the compromise package.

AMENDMENT 86

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 86

Article 12, paragraph 5, point (b)

(b) the specific measures or, in their absence, with any national provisions applicable to *them*.

(b) the specific measures *referred to in Article 5* or, in their absence, with any national provisions applicable to *these materials and articles*.

Or. en

Justification

Part of the compromise package.

25 March 2004

A5-0147/87

AMENDMENT 87

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead,
on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 87
Article 13, title

*Labelling requirements in specific
measures*

Declaration of compliance

Or. en

Justification

Part of the compromise package.

AMENDMENT 88

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 88
Article 13, paragraph 2

2. In the absence of specific measures,
Member States may retain existing provisions or adopt provisions to this effect.

2. In the absence of specific measures, *this Regulation does not prevent Member States from retaining or adopting national provisions for declarations of compliance for materials and articles.*

Or. en

Justification

Part of the compromise package.

AMENDMENT 89

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead,
on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 89
Article 14

Article 14

deleted

Language used for labelling

Retail trade in materials and articles shall be prohibited if the information required under Article 12(1)(a) and (b) is not given in a language easily understood by purchasers. This provision shall not preclude such information appearing in several languages

Or. en

Justification

Part of the compromise package. Transferred in amended form under Article 12.

AMENDMENT 90

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 90
Article 15, paragraph 1

1. The traceability of the materials and articles shall be *established* at all stages *of manufacture, processing and distribution*.

1. The traceability of the materials and articles shall be *ensured* at all stages *in order to facilitate control, the recall of defective products, information to consumers and the attribution of responsibility*.

Or. en

Justification

Part of the compromise package. Replaces amendment 19.

AMENDMENT 91

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 91
Article 15, paragraph 2

2. Business operators shall have in place systems and procedures to allow the identification of the businesses from which and to which the materials or articles and, where appropriate, substances or products used in their manufacture have been supplied. That information shall be made available to the competent authorities on demand.

2. *With due regard to technological feasibility* business operators shall have in place systems and procedures to allow the identification of the businesses from which and to which the materials or articles and, where appropriate, substances or products ***covered by this Regulation and its implementing measures*** used in their manufacture have been supplied. That information shall be made available to the competent authorities on demand.

Or. en

Justification

Part of the compromise package. Replaces amendment 20.

AMENDMENT 92

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 92
Article 15, paragraph 3

3. The materials and articles which are placed on the market in the Community shall be ***adequately labelled or identified to facilitate*** their traceability through relevant documentation or information.

3. The materials and articles which are placed on the market in the Community shall be ***identifiable by an appropriate system which allows*** their traceability through ***labelling or*** relevant documentation or information.

Or. en

Justification

Part of the compromise package.

AMENDMENT 93

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 93
Article 17, paragraphs 1 and 2

Public access

1. *The application* for authorisation *and* supplementary information from *the applicant* and opinions from the Authority, excluding confidential information, shall be made accessible to the public.

2. *The Authority shall apply the principles of Regulation (EC) No 1049/2001 of the European Parliament and of the Council mutatis mutandis when handling applications for access to documents held by the Authority.*

Public access

1. *Applications* for authorisation, supplementary information from *applicants* and opinions from the Authority, excluding confidential information, shall be made accessible to the public *in accordance with Article 38, 39 and 41 in Regulation (EC) No 178/2002.*

Or. en

Justification

Part of the compromise package. Replaces amendment 23.

AMENDMENT 94

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 94
Article 18, paragraph 1

1. The applicant may indicate which information submitted under *Article* 8(1) is to be treated as confidential because its disclosure may significantly harm his competitive position. Verifiable justification must be given in such cases.

1. The applicant may indicate which information submitted under *Articles* 8(1), **9(2) and 11(2)** is to be treated as confidential because its disclosure may significantly harm his competitive position. Verifiable justification must be given in such cases.

Or. en

Justification

Part of the compromise package.

AMENDMENT 95

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 95
Article 19

Data protection

The information in the application submitted in accordance with **Article** 8(1) may be used for the benefit of another applicant, provided that the substance is the same as the one for which the original application was submitted, including the degree of purity and the nature of impurities, and that the other applicant has agreed with the original applicant that such information may be used.

Sharing of existing data

The information in the application submitted in accordance with **Articles** 8(1), **9(2) and 11(2)** may be used for the benefit of another applicant, provided **that the Authority considered** that the substance is the same as the one for which the original application was submitted, including the degree of purity and the nature of impurities, and that the other applicant has agreed with the original applicant that such information may be used.

Or. en

Justification

Part of the compromise package.

AMENDMENT 96

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report**A5-0147/2004****Astrid Thors**

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 96
Article 21

1. The Commission shall be assisted by the Standing Committee on the Food Chain and Animal Health instituted by Article 58(1) of Regulation (EC) No 178/2002 (*hereinafter referred to as “the Committee”*)

2. Where reference is made to this paragraph, Articles 5 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

The period laid down in Article 5 (6) of Decision 1999/468/EC shall be set at three months.

1. The Commission shall be assisted by the Standing Committee on the Food Chain and Animal Health instituted by Article 58(1) of Regulation (EC) No 178/2002.

2. Where reference is made to this paragraph, Articles 5 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

The period laid down in Article 5 (6) of Decision 1999/468/EC shall be set at three months.

2a. The Committee shall adopt its rules of procedure.

Or. en

Justification

Part of the compromise package.

AMENDMENT 97

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 97

Article 22, paragraph 2a (new)

2a. The Community reference laboratory for materials and articles intended to come into contact with food and national reference laboratories established as laid down in Regulation (EC) No [...] [of the European Parliament and of the Council on official feed and food controls] shall assist Member States in the implementation of paragraph 1 by contributing to a high quality and uniformity of analytical results.

Or. en

Justification

Part of the compromise package.

25 March 2004

A5-0147/98

AMENDMENT 98

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 98
Article 23

Article 23

deleted

Reference laboratories

A Community reference laboratory for materials and articles intended to come into contact with food and a list of national reference laboratories shall be established as laid down in Regulation (EC) No [...] [of the European Parliament and of the Council on official feed and food controls].

Or. en

Justification

Part of the compromise package. Corresponding text transferred to Article 22.

AMENDMENT 99

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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A5-0147/2004

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Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 99
Article 24

Penalties

The Member States shall lay down the rules on *penalties* applicable to infringements of the provisions of this Regulation and shall take all measures necessary to ensure that they are implemented. The *penalties* provided for must be effective, proportionate and dissuasive. The Member States shall notify those provisions to the Commission by [insert date six months after the date of publication of this Regulation] at the latest and shall notify it without delay of any subsequent amendment affecting them.

Sanctions

The Member States shall lay down the rules on *sanctions* applicable to infringements of the provisions of this Regulation and shall take all measures necessary to ensure that they are implemented. The *sanctions* provided for must be effective, proportionate and dissuasive. The Member States shall notify those provisions to the Commission by [insert date six months after the date of publication of this Regulation] at the latest and shall notify it without delay of any subsequent amendment affecting them.

Or. en

Justification

Part of the compromise package.

25 March 2004

A5-0147/100

AMENDMENT 100

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 100
Article 25a (new)

Article 25a

Transitional arrangements

Materials and articles that have been lawfully placed on the market before the date of application of this Regulation may be marketed until the stocks are exhausted.

Or. en

Justification

Part of the compromise package.

25 March 2004

A5-0147/101

AMENDMENT 101

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead,
on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

Report

A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 101
Annex I, point (5)

(5) *Elastomers and* rubbers

(5) Rubbers

Or. en

Justification

Part of the compromise package.

25 March 2004

A5-0147/102

AMENDMENT 102

by Astrid Thors, on behalf of the ELDR Group, Dagmar Roth-Behrendt and Phillip Whitehead, on behalf of PSE Group, Martin Kastler, on behalf of PPE-DE Group

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A5-0147/2004

Astrid Thors

Materials and articles intended to come into contact with food

Proposal for a regulation (COM(2003) 689 – C5-0549/2003 – 2003/0272(COD))

Text proposed by the Commission

Amendment by Parliament

Amendment 102
Annex I, point (12a) (new)

(12a) Silicones

Or. en

Justification

Part of the compromise package.