

AMENDMENT 22

by Jens-Peter Bonde, on behalf of the IND/DEM Group

Recommendation for second reading**A6-0196/2005****Antonios Trakatellis**

Phthalates in toys and childcare articles

Council common position (5467/1/2005 – C6-0092/2005 – 1999/0238(COD))

Council common position	Amendment by Parliament
<p style="text-align: center;">Amendment 22 ARTICLE 1</p> <p style="text-align: center;">Article 1, paragraph 1(Directive 76/769/EEC)</p>	
Without prejudice to the application of other relevant Community provisions, this Directive is concerned with restricting the marketing and use in the Member States of the Community, of the dangerous substances and preparations listed in the Annex.	Without prejudice to the application of other relevant Community provisions, this Directive is concerned with restricting the marketing and use in the Member States of the Community, of the dangerous substances and preparations listed in the Annex. <i>The provisions of this Directive shall not preclude individual Member States from maintaining or introducing stricter protective measures.</i>

Or. da

Justification

The present differences between Member States' established practice for restricting the use and marketing of products containing the substances listed in the Annex require that Member States should be able to maintain and introduce more restrictive provisions in order to comply with the provisions of the Treaty concerning a high level of protection for health and consumers, particularly for small children, as laid down in Article 95(3), Article 152(1) and Article 153(2) of the Treaty.

If the directive is adopted without this 'health guarantee', some Member States will have a lower level of protection than they have at present.

30.6.2005

A6-0196/23

AMENDMENT 23

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Council common position

Amendment by Parliament

Amendment 23
RECITAL 9 A (new)

(9a) The present differences between Member States' established practice for restricting the use and marketing of products containing the substances listed in the Annex require that Member States should be able to maintain and introduce more restrictive provisions in order to comply with the provisions of the Treaty concerning a high level of protection for health and consumers, particularly for small children, as laid down in Article 95(3), Article 152(1) and Article 153(2) of the Treaty.

Or. da

Justification

If the directive is adopted without this 'health guarantee', some Member States will have a lower level of protection than they have at present.