

AMENDMENT 102

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 102

(Compromise amendment replacing Amendment 3)

Recital 19

(19) In the case of shipments of waste for disposal, ***it should be possible for*** Member States ***to implement*** the principles of proximity, priority for recovery and self-sufficiency at Community and national levels, in accordance with Council Directive 75/442/EEC of 15 July 1975 on waste, by taking measures in accordance with the Treaty to prohibit generally or partially or to object systematically to such shipments. Account should also be taken of the requirement laid down in Directive 75/442/EEC, whereby Member States are to establish an integrated and adequate network of waste disposal installations, in order to enable the Community as a whole to become self-sufficient in waste disposal and the Member States to move towards that aim individually, taking into account geographical circumstances or the need for specialised installations for certain types of waste. Member States should also be able to ensure that the waste management facilities covered by Council Directive 96/61/EC of 24 September 1996 concerning integrated pollution prevention and control apply best available techniques as defined in that

(19) In the case of shipments of waste for disposal, Member States ***should take into account*** the principles of proximity, priority for recovery and self-sufficiency at Community and national levels, in accordance with Council Directive 75/442/EEC of 15 July 1975 on waste 1, by taking measures in accordance with the Treaty to prohibit generally or partially or to object systematically to such shipments. Account should also be taken of the requirement laid down in Directive 75/442/EEC, whereby Member States are to establish an integrated and adequate network of waste disposal installations, in order to enable the Community as a whole to become self-sufficient in waste disposal and the Member States to move towards that aim individually, taking into account geographical circumstances or the need for specialised installations for certain types of waste. Member States should also be able to ensure that the waste management facilities covered by Council Directive 96/61/EC of 24 September 1996 concerning integrated pollution prevention and control apply best available techniques as defined in that

Directive in compliance with the permit of the facility, and that the waste is treated in accordance with legally binding environmental protection standards in relation to disposal operations established in Community legislation.

Directive in compliance with the permit of the facility, and that the waste is treated in accordance with legally binding environmental protection standards in relation to disposal operations established in Community legislation.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 103

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 103
(Compromise amendment replacing Amendment 5)
Recital 32 a (new)

(32a) It is necessary to ensure the safe and environmentally sound management of ship dismantling in order to protect human health and the environment. Furthermore, it should be noted that a ship may become waste as defined in Article 2 of the Basel Convention and that at the same time it may be defined as a ship under other international rules. It is important to recall that work is ongoing, involving inter-agency cooperation between ILO, IMO and the Basel Convention, to establish mandatory requirements at the global level ensuring an efficient and effective solution to the problem of ship dismantling.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 104

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 104
(Compromise amendment)
Recital 32 b (new)

(32b) Member States should be required to ensure that, in accordance with the UNECE Convention on Access to Information, Public Participation in Decision-making and Access to Justice in Environmental Matters of 25 June 1998 (Aarhus Convention), the relevant competent authorities make publicly available by appropriate means information on notifications of shipments, where such information is not confidential under national or Community legislation.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 105

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 105

(Compromise amendment replacing Amendment 13)

Article 3, paragraph 1, point (b) (i)

(i) wastes listed in Annex IV;

(i) wastes listed in Annex IV, ***which includes inter alia wastes listed in Annexes II and VIII to the Basel Convention;***

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 106

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 106

(Compromise amendment replacing Amendments 24 and 25)

Article 10, paragraph 4 a (new)

4a. The competent authority of destination may also, within the 30-day time limit referred to in paragraph 1, lay down a condition that the receiving facility shall keep a regular record of inputs, outputs and/or balances for wastes and their associated recovery or disposal operations as contained in the notification, and for the period of validity of the notification. Such records shall be signed by a person legally responsible for the facility and be sent to the competent authority of destination within one month of completion of the notified recovery or disposal operation.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

19.10.2005

A6-0287/107

AMENDMENT 107

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading

A6-0287/2005

Johannes Blokland

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 107
(Compromise amendment replacing Amendment 28)
Article 11, paragraph 1, point (h a) (new)

*(ha) that the waste is mixed municipal
waste collected from private households
(waste entry 20 03 01); or*

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 108

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 108

(Compromise amendment replacing Amendment 46)

Article 18, paragraph 4

4. The information referred to in paragraph 1 shall be treated ***confidentially in accordance with*** Community and national legislation.

4. The information referred to in paragraph 1 shall be treated ***as confidential where this is required by*** Community and national legislation.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

19.10.2005

A6-0287/109

AMENDMENT 109

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading

A6-0287/2005

Johannes Blokland

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 109
(Compromise amendment replacing Amendment 67)
Article 20 a (new)

Article 20a

Public access to notifications

The competent authorities of dispatch or destination may make publicly available by appropriate means, such as the Internet, information on notifications of shipments they have consented to, where such information is not confidential under national or Community legislation.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 110

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 110

(Compromise amendment replacing Amendment 65)

Article 49, paragraph 4

4. Checks *may* include the inspection of documents, the confirmation of identity and, where appropriate, physical checking of the waste.

4. Checks *on shipments shall* include the inspection of documents, the confirmation of identity and, where appropriate, physical checking of the waste.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 111

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 111

(Compromise amendment replacing Amendment 66)

Article 49, paragraph 5

5. Member States *may* cooperate, bilaterally or multilaterally, with one another in order to facilitate the prevention and detection of illegal shipments.

5. Member States *shall* cooperate, bilaterally or multilaterally, with one another in order to facilitate the prevention and detection of illegal shipments.

Member States shall identify those members of their permanent staff responsible for such cooperation and identify the focal point(s) for physical checks. The information shall be sent to the Commission which shall distribute a compiled list to the correspondents referred to in Article 53.

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 112

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading**A6-0287/2005****Johannes Blokland**

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

 Council common position

 Amendment by Parliament

Amendment 112

(Compromise amendment replacing Amendment 69)

Article 56

The Commission shall, if requested by Member States or if otherwise appropriate, periodically hold a meeting of the correspondents to examine the questions raised by the implementation of this Regulation.

The Commission shall, if requested by Member States or if otherwise appropriate, periodically hold a meeting of the correspondents to examine the questions raised by the implementation of this Regulation. ***Relevant stakeholders shall be invited to such meetings, or parts of meetings, where all Member States and the Commission are in agreement that this is appropriate.***

Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.

AMENDMENT 113

Compromise amendment by Johannes Blokland on behalf of the IND/DEM Group, María del Pilar Ayuso González on behalf of the PPE-DE Group, Guido Sacconi and Gyula Hegyi on behalf of the PSE Group and Jules Maaten on behalf of the ALDE Group

Recommendation for second reading

A6-0287/2005

Johannes Blokland

Waste shipments

Council common position (15311/4/2004 – C6-0223/2005 – 2003/0139(COD))

Council common position

Amendment by Parliament

Amendment 113

(Compromise amendment)

Annex IX, after the boxes on Articles 23 and 49(1), insert the following box

Art. 49(2)	<p><i>Information on spot checks on shipments of waste or on the related recovery or disposal</i></p> <p><i>Number of checks on shipments of waste or on the related recovery or disposal:</i></p> <p><i>Number of supposed illegal shipments ascertained during these checks:</i></p> <p><i>Additional remarks:</i></p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p> <p>-----</p>
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Or. en

Justification

This amendment is part of a compromise package in view of seeking a second reading agreement with the Council.