



**2015/0275(COD)**

19.7.2016

# **AMENDMENTS 1170 - 1314**

**Draft report**

**Simona Bonafè**

(PE580.497v01-00)

on the proposal for a directive of the European Parliament and of the Council  
amending Directive 2008/98/EC on waste

Proposal for a directive

(COM(2015)0595 – C8-0382/2015 – 2015/0275(COD))



**Amendment 1170**

**Simona Bonafè, Massimo Paolucci, Damiano Zoffoli, Renata Briano, Nicola Caputo, Caterina Chinnici, Elena Gentile**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 12 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***(12a) In Article 12, the following paragraph is added:***

***'The Commission shall adopt an implementing act to establish detailed rules on the technical criteria and operational procedures related to the disposal operations D2, D3, D4, D6, D7, and D12 in order to prevent the negative impacts on the human health and environment.'***

Or. en

**Amendment 1171**

**Josu Juaristi Abaunz, Estefanía Torres Martínez, Kateřina Konečná**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 12 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***(12a) In article 12, the following paragraph is added:***

***'Member States shall take specific measures to prevent the disposal of waste, both directly and indirectly, into the marine environment. Member States shall report to the Commission the measures put into place to implement this paragraph eighteen months after entry into force of this Directive and every two years following that date. The***

*Commission shall publish a biennial report based on the information provided within six months.*

*The Commission shall adopt implementing acts to establish modalities and indicators for the implementation of this paragraph. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 39(2).'*

Or. en

**Amendment 1172**

**Damiano Zoffoli, Renata Briano, Nicola Caputo, Caterina Chinnici, Elena Gentile, Massimo Paolucci**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 12 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

*(12a) In Article 12, the following paragraph is added:*

*'Member States shall take the necessary measures to ensure that by 2030 the amount of municipal waste and waste which derive from the treatment of municipal waste is disposed of, is reduced to a maximum of 10% of the total amount of municipal waste generated.'*

Or. en

**Amendment 1173**

**Christel Schaldemose**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 13 – paragraph 1 – point c a (new)

*Text proposed by the Commission*

*Amendment*

***(12a) In Article 13(1), the following point is added:***

***'(ca) without risk due to recirculating waste that is polluted.'***

Or. en

*Justification*

*Some waste is too polluted to be recirculated. In these instances, Member States must ensure that this waste is not recirculated, because it may pollute the environment. Recirculation of waste should be recirculation of clean waste. The waste management process should take this into account.*

#### **Amendment 1174**

**Henna Virkkunen**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 13 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***(12a) In Article 13, the following paragraph 1a is added:***

***'1a. Member States shall take measures to achieve sustained reduction of the build-up of land-based litter in the marine environment, with an aspirational reduction target of 30 % by 2020 for the ten most common types of litter found on beaches.'***

Or. en

#### **Amendment 1175**

**Birgit Collin-Langen, Sabine Verheyen**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

*Present text*

"(2) Member States may decide that the costs of waste management are to be borne partly or wholly by the producer of the product from which the waste came and that the distributors of such product may share these costs."

*Amendment*

***(12a) In Article 14, paragraph 2 is replaced by the following:***

"(2) Member States may decide that the costs of waste management are to be borne partly or wholly by the producer of the product from which the waste came and that the distributors of such product may share these costs. ***Member States shall introduce fee and payment systems to provide comprehensive financing for the disposal facilities required to implement this Directive.***

Or. xm

**Amendment 1176**  
**Marijana Petir**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 12 a (new)**  
Directive 2008/98/EC  
Article 14 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

***12(a) Article 14 is amended as follows:  
paragraph 2(a) is added:***

***2(a) The Member States shall submit a request to the European Commission for reimbursement of the costs of disposing of marine litter from third countries brought by sea currents into the EU's territorial waters or coasts.***

Or. hr

**Amendment 1177**  
**Josu Juaristi Abaunz**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 12 b (new)**

Directive 2008/98/EC  
Article 15 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***(12b) In Article 15, the following paragraph is inserted:***

***'1a. In accordance with paragraph 1, , Member States shall take the necessary measures to ensure that any original waste producer or other holder of waste on their territory reports to the national level the annual quantity of overall waste they produce and the annual quantity of waste they sort for recycling, reported for each waste type.'***

Or. en

#### **Amendment 1178**

**Michel Dantin, Angélique Delahaye, Françoise Grossetête**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/CE

Article 15 – paragraph 2 – subparagraph 2

*Present text*

*Amendment*

Without prejudice to Regulation (EC) No 1013/2006, Member States may specify the conditions of responsibility and decide in which cases the original producer is to retain responsibility for the whole treatment chain or in which cases the responsibility of the producer and the holder can be shared ***or delegated*** among the actors of the treatment chain.

***(12a) In Article 15(2), the second subparagraph is replaced by the following:***

Without prejudice to Regulation (EC) No 1013/2006, Member States may specify the conditions of responsibility and decide in which cases the original producer is to retain responsibility for the whole treatment chain or in which cases the responsibility of the producer and the holder can be shared among the actors of the treatment chain.

Or. xm

*Justification*

*The word 'delegated' has been deleted in order to improve the traceability of waste and ensure that producers and holders downstream ensure that the waste goes to the right treatment facilities.*

**Amendment 1179**

**Josu Juaristi Abaunz, Estefanía Torres Martínez**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 c (new)**

Directive 2008/98/EC

Article 15 – paragraph 4 a (new)

*Text proposed by the Commission*

*Amendment*

***(12c) In Article 15, the following paragraph is added:***

***'4a. Member States shall take measures to ensure that the selection procedure for waste management operators carried out by local authorities and organisations set up to implement extended producer responsibility obligations on behalf of a producer of products placing goods on the market of the Union, includes social clauses with the view of supporting the role of social and solidarity enterprises.'***

Or. en

**Amendment 1180**

**Gilles Pargneaux, Pervenche Berès**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 15– paragraph 4a (new)

*Text proposed by the Commission*

*Amendment*

***(12a) In Article 15, the following paragraph is added:***

***'4a. Member States shall take measures to ensure that the selection procedure for waste management***



*operators, carried out by local authorities and organisations set up to implement extended producer responsibility obligations on behalf of a producer of products, includes social clauses with the view of supporting the role of social and solidarity enterprises and platforms.'*

Or. en

## **Amendment 1181**

**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 15 – paragraph 4 a (new)

*Text proposed by the Commission*

*Amendment*

*(12a) In Article 15, the following paragraph is added:*

*'4a. Member States shall ensure that social clauses are included in the selection procedures of waste management operators.'*

Or. en

## **Amendment 1182**

**Davor Škrlec**

### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 18 – paragraph 3

*Present text*

*Amendment*

3. *Subject to technical and economic feasibility criteria*, where hazardous waste has been mixed in a manner contrary to paragraph 1, *separation* shall *be* carried out

*(12a) In Article 18, paragraph 3 is replaced by the following:*

*'3. Where hazardous waste has been mixed in a manner contrary to paragraph 1, without prejudice to Article 36, Member States shall ensure that separation is*

where *possible and necessary in order to comply with Article 13*.

carried out where *technically feasible*.

*Where separation is not technically feasible, the mixed waste shall be treated in an installation permitted to treat such a mixture as well as the individual components of this mixture.'*

Or. en

#### *Justification*

*There should be clear consequences for the unlawful mixture of hazardous waste. Without prejudice to any penalties in accordance with Article 36, where the ban on mixing was not respected, separation needs to be ensured, where technically feasible. When this is not feasible, treatment in an adequate facility needs to be ensured.*

### **Amendment 1183** **Sirpa Pietikäinen**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 18 – paragraph 3 – subparagraph 1 a (new)

#### *Present text*

#### *Amendment*

*(12a) In Article 18 (3), the following subparagraph is inserted:*

*'Where separation is not technically feasible, the mixed waste shall be treated in an installation permitted to treat such a mixture as well as the individual components of this mixture.'*

Or. en

#### *Justification*

*the mixing of hazardous waste must not allow the mixture to comply with maximum values of pollutants in recycled material while one (or several) constituent(s) of the mixture exceeds them. The overall aim is to prevent hazardous substances that are prohibited to remain in the loop of circular economy*

**Amendment 1184**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Anneli Jäätteenmäki, José Inácio Faria, Pavel Telička**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 20 – paragraph 1 – subparagraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***(12a) In Article 20, the following subparagraph is inserted:***

***'Member States shall set up separate collection streams or reception systems for hazardous waste from households and ensure that hazardous waste is treated correctly and that it does not contaminate other municipal waste streams.'***

Or. en

**Amendment 1185**

**Josu Juaristi Abaunz, Estefanía Torres Martínez**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 d (new)**

Directive 2008/98/EC

Article 20 – paragraph 1 – subparagraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***(12d) In Article 20, the following subparagraph is inserted:***

***'Member States shall set separate collection of hazardous waste produced by households and ensure that hazardous wastes are treated correctly and do not contaminate other municipal waste streams.'***

Or. en

**Amendment 1186**

**Mark Demesmaeker**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 20 – paragraph 1 – subparagraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

**(12a) In Article 20, the following subparagraph is added:**

**'By 2020 Member States shall set up separate collection for hazardous household waste.'**

Or. en

*Justification*

*Separate collection of hazardous household waste is already established in some Member States. In order to prevent the contamination of municipal waste, it is necessary to insert this provision in the Waste Framework Directive.*

**Amendment 1187**

**Inés Ayala Sender**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 20 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

**(12a) In Article 20, the following paragraph is inserted:**

**'The Commission shall carry out a study on the presence of hazardous waste in municipal waste that pollutes other municipal waste streams and shall draw up guidelines for the Member States to enable them to manage particularly hazardous waste (for example, lindane residues, etc.) properly. This study shall be conducted within 18 months of the entry into force of this Directive.'**

Or. es

## Amendment 1188

Davor Škrlec

### Proposal for a directive

#### Article 1 – paragraph 1 – point 12 c (new)

Directive 2008/98/EC

Article 21 – paragraph 1 – point a

*Present text*

(a) waste oils are *collected* separately,  
*where this is technically feasible*;

*Amendment*

*(12c) In Article 21 (1), point a is replaced by the following:*

'(a) waste oils are separately *collected*;'

Or. en

*Justification*

*Separate collection of waste oil should be mandatory.*

## Amendment 1189

Josu Juaristi Abaunz

### Proposal for a directive

#### Article 1 – paragraph 1 – point 12 e (new)

Directive 2008/98/EC

Article 21 – paragraph 1 – point 1

*Present text*

(a) waste oils are collected separately,  
*where this is technically feasible*;

*Amendment*

*(12e) In Article 21 (1), point (a) is replaced by the following:*

'(a) waste oils are collected separately;'

Or. en

## Amendment 1190

Giovanni La Via, Aldo Patriciello

### Proposal for a directive

#### Article 1 – paragraph 1 – point 12 a (new)

Directive 2008/98/EC

Article 21 – paragraph 1 – point b

*Present text*

*Amendment*

(b) waste oils are treated in accordance with Articles 4 and 13;

(b) waste oils are treated in accordance with Articles 4, **11** and 13;

Or. en

*Justification*

*For legal consistency, Article 21 has to be amended to include the newly proposed targets for waste oil collection and regeneration.*

**Amendment 1191**

**Nikos Androulakis, Giorgos Grammatikakis**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 a (new)**

Directive 2008/98/EC

Article 21 – paragraph 1 – point b

*Present text*

*Amendment*

(b) waste oils are treated in accordance with Articles 4 and 13;

**(12a) In Article 21 (1), point b is replaced by the following:**

'(b) waste oils are treated in accordance with articles 4, **11** and 13';

Or. en

*Justification*

*For legal consistency, Article 21 has to be amended to include the newly proposed targets for waste oil collection and regeneration*

**Amendment 1192**

**Josu Juaristi Abaunz**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 f (new)**

Directive 2008/98/EC

Article 21 – paragraph 1 – point b

*Present text*

(b) waste oils are treated in accordance with Articles 4 and 13;

*Amendment*

**(12f) In Article 21 (1), point (b) is replaced by the following:**

'(b) waste oils are treated in accordance with Articles 4, **11** and 13;'

Or. en

### **Amendment 1193**

**Davor Škrlec**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 d (new)**

Directive 2008/98/EC

Article 21 – paragraph 1 – point c

*Present text*

(c) ***where this is technically feasible and economically viable***, waste oils of different characteristics are not mixed and waste oils are not mixed with other kinds of waste or substances, if such mixing impedes their ***treatment***.

*Amendment*

**(12d) In Article 21, point c is replaced by the following:**

'(c) waste oils of different characteristics are not mixed and waste oils are not mixed with other kinds of waste or substances, if such mixing impedes their ***regeneration***;'

Or. en

### **Amendment 1194**

**Davor Škrlec**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 f (new)**

Directive 2008/98/EC

Article 21 – paragraph 1 – point c a (new)

*Present text*

*Amendment*

**(12f) In Article 21 (1), the following point is inserted**

'(ca) ***By 2020, regeneration of waste oils shall be increased to a minimum of 60% by weight of the collected waste oils in the***

*Union;'*

Or. en

*Justification*

*Regeneration targets should be set for waste oil so as to provide legal certainty.*

**Amendment 1195**

**Davor Škrlec**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 e (new)**

Directive 2008/98/EC

Article 21 – paragraph 1 – point cb (new)

*Present text*

*Amendment*

*(12e) In Article 21, the following point is inserted*

*'(cb) by 2025, regeneration of waste oils shall be increased to a minimum of 85% by weight of the collected waste oils in the Union.'*

Or. en

*Justification*

*Regeneration targets should be set for waste oil so as to provide legal certainty.*

**Amendment 1196**

**Nikos Androulakis, Giorgos Grammatikakis**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 12 b (new)**

Directive 2008/98/EC

Article 21 – paragraph 2

*Present text*

*Amendment*

*(12b) In Article 21, paragraph 2 is replaced by the following:*

2. For the purposes of separate

*'2. In furtherance of the targets set*



collection of waste oils and their proper treatment, Member States may, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.

*out in Article 11 for the collection and regeneration of waste oils and* for the purposes of separate collection of waste oils and their proper treatment, Member States may, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.';

Or. en

#### *Justification*

*For legal consistency, Article 21 has to be amended to include the newly proposed targets for waste oil collection and regeneration*

#### **Amendment 1197**

**Giovanni La Via, Aldo Patriciello**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 12 b (new)**

Directive 2008/98/EC

Article 21 – paragraph 2

#### *Present text*

2. For the purposes of separate collection of waste oils and their proper treatment, Member States may, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.

#### *Amendment*

*(12b) In Article 21, paragraph 2 is replaced by the following:*

'2. *In furtherance of the targets set out in Article 11 for the collection and regeneration of waste oils and* for the purposes of separate collection of waste oils and their proper treatment, Member States may, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.';

Or. en

#### **Amendment 1198**

**Josu Juaristi Abaunz**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 12 g (new)**  
Directive 2008/98/EC  
Article 21 – paragraph 2

*Present text*

2. For the purposes of separate collection of waste oils and their proper treatment, Member States *may*, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.

*Amendment*

**(12g) In Article 21, paragraph 2 is replaced by the following:**

'2. ***In furtherance of the targets set out in Article 11 for the collection and regeneration of waste oils and*** for the purposes of separate collection of waste oils and their proper treatment, Member States ***shall***, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.'

Or. en

**Amendment 1199**  
**György Hölvényi**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 12 a (new)**  
Directive 2008/98/EC  
Article 21 – paragraph 2

*Present text*

2. For the purposes of separate collection of waste oils and their proper treatment, Member States may, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements.

*Amendment*

**(12a) In Article 21, paragraph 2 is replaced by the following:**

'2. For the purposes of separate collection of waste oils and their proper treatment, Member States may, according to their national conditions, apply additional measures such as technical requirements, producer responsibility, economic instruments or voluntary agreements. ***Member States may set up a minimum target for an effective collection of the technically collectable waste oils.***'

Or. en

## Amendment 1200

Davor Škrlec

### Proposal for a directive

#### Article 1 – paragraph 1 – point 12 g (new)

Directive 2008/98/EC

Article 21 – paragraph 3

#### *Present text*

3. *If waste oils, according to national legislation, are subject to requirements of regeneration, Member States may prescribe that such waste oils shall be regenerated if technically feasible and, where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, restrict the transboundary shipment of waste oils from their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.*

#### *Amendment*

*(12g) In Article 21, paragraph 3 is replaced by the following:*

'3. Member States may *restrict the transboundary shipment of waste oils from their territory to incineration or co-incineration facilities in accordance with Regulation (EC) No 1013/2006 in order to give priority to the regeneration of waste oils.*

*Member States that have no or insufficient waste oil regeneration facilities may achieve these targets by exporting the collected waste oil to another Member State, in line with the requirements on transboundary shipments of hazardous waste set down in Regulation (EC) No 1013/2006.'*

Or. en

#### *Justification*

*Member States should be allowed to restrict transboundary shipment of waste oils to incineration plants in line with the waste hierarchy and the Waste Shipment Regulation. If they do not have the necessary capacity in their country, Member States should be allowed to achieve those targets by exporting to another Member State.*

## Amendment 1201

Nikos Androulakis, Giorgos Grammatikakis

### Proposal for a directive

#### Article 1 – paragraph 1 – point 12 c (new)

*Present text*

3. ***If waste oils, according to national legislation, are subject to requirements of regeneration, Member States may prescribe that such waste oils shall be regenerated if technically feasible and,*** where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, restrict the transboundary shipment of waste oils from their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.

*Amendment*

***(12c) In Article 21, paragraph 3 is replaced by the following:***

'3. Where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, ***Member States shall*** restrict the transboundary shipment of waste oils from their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.';

Or. en

*Justification*

*For legal consistency, Article 21 has to be amended to include the newly proposed targets for waste oil collection and regeneration*

**Amendment 1202**  
**Giovanni La Via, Aldo Patriciello**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 12 c (new)**  
Directive 2008/98/EC  
Article 21 – paragraph 3

*Present text*

3. ***If waste oils, according to national legislation, are subject to requirements of regeneration, Member States may prescribe that such waste oils shall be regenerated if technically feasible and,*** where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, restrict the transboundary shipment of waste oils from

*Amendment*

***(12c) In Article 21, paragraph 3 is replaced by the following:***

'3. Where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, ***Member States shall*** restrict the transboundary shipment of waste oils from their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.';

their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.

Or. en

### **Amendment 1203**

**Josu Juaristi Abaunz**

#### **Proposal for a directive**

##### **Article 1 – paragraph 1 – point 12 h (new)**

Directive 2008/98/EC

Article 21 – paragraph 3

#### *Present text*

3. *If waste oils, according to national legislation, are subject to requirements of regeneration, Member States may prescribe that such waste oils shall be regenerated if technically feasible and, where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, restrict the **transboundary** shipment of waste oils from their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.*

#### *Amendment*

**(12h) In Article 21, paragraph 3 is replaced by the following:**

'3. Where Articles 11 or 12 of Regulation (EC) No 1013/2006 apply, **Member States shall** restrict the shipment of waste oils from their territory to incineration or co-incineration facilities in order to give priority to the regeneration of waste oils.'

Or. en

### **Amendment 1204**

**Davor Škrlec**

#### **Proposal for a directive**

##### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph - 1 (new)

#### *Text proposed by the Commission*

#### *Amendment*

**Member States shall take the necessary measures to meet the following targets for the organic recycling of bio-waste from**

*municipal waste:*

- 50% by weight by 2020,
- 65% by weight by 2025,
- 75% by weight by 2030.

*The weight of bio-waste recycled shall be understood as the weight of the input waste entering an organic recycling process in a given year, less the weight of any materials which were discarded in the course of that process and which need to be disposed of or undergo other recovery operations.*

*However, where the discarded materials constitute 2% or less of the weight of the bio-waste put into that process, the weight of the bio-waste entering the organic recycling process shall be understood as the weight of the bio-waste entering the organic recycling process.*

Or. en

#### *Justification*

*This amendment seeks to strengthen amendment 136 by the rapporteur. There should already be a target for organic recycling in 2020, given that separate collection is also required to be set up by that year. There should also be a target for 2030. As bio-waste often contains a non-biodegradable fraction, this needs to be accounted for. Discarded materials should not count for the recycling target, unless they do not constitute more than 2% of the weight of the bio-waste entering the process.*

#### **Amendment 1205**

**Josu Juaristi Abaunz, Estefanía Torres Martínez**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph -1 (new)

*Text proposed by the Commission*

*Amendment*

***Member States shall take the necessary measures to ensure that the organic recycling of bio-waste from municipal***

*waste shall be increased to a minimum of 70 % by weight by 2025 and 80% by 2030.*

*The weight of bio-waste recycled shall be understood as the weight of the input waste entering an organic recycling process in a given year.*

Or. en

**Amendment 1206**

**Damiano Zoffoli, Renata Briano, Nicola Caputo, Caterina Chinnici, Elena Gentile, Massimo Paolucci**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph – 1 (new)

*Text proposed by the Commission*

*Amendment*

*Member States shall take the necessary measures to ensure that by 2025, the organic recycling of separately collected bio-waste from municipal waste shall be increased to a minimum 65% by weight.*

Or. en

**Amendment 1207**

**Mark Demesmaeker**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph -1 (new)

*Text proposed by the Commission*

*Amendment*

*Member States shall ensure that recycling of bio-waste from municipal waste shall be increased to a minimum of 65% by weight by 2025.*

Or. en

### *Justification*

*Bio-waste still accounts for a significant part of residual municipal waste. There is consequently an enormous opportunity and need for a separate collection of bio-waste and for inserting a specific recycling target.*

#### **Amendment 1208**

**Jytte Guteland, Miapetra Kumpula-Natri, Pavel Poc**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph -1 (new)

*Text proposed by the Commission*

*Amendment*

***By 2025, the recycling of bio-waste shall be increased to a minimum of 50% by weight.***

Or. en

### *Justification*

*There are many reasons to increase recycling of bio-waste. By recycling bio-waste biologically the greenhouse emissions can be reduced and valuable nutrients such as phosphorous and potassium can be used as nutrients. The biogas from digestion can replace fossil fuels. Emissions of particles and nitrogen oxides can also be reduced if the gas is used as a fuel for vehicles. Since the Commission in the waste directive has proposed an obligation for member states to separate collect bio-waste the target should be set in line with this obligation. Instead of a target limited to food waste it should cover all bio-waste. A possible target could be to recycle at least 50 percent of the bio-waste by 2025.*

#### **Amendment 1209**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Anneli Jäätteenmäki, Jan Huitema, José Inácio Faria, Pavel Telička**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 1

*Text proposed by the Commission*

*Amendment*

Member States shall ensure the separate collection of bio-waste ***where technically,***

Member States shall ensure the separate collection of bio-waste to ensure the



*environmentally and economically practicable and appropriate* to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and **11(3)(c)**.

*By way of derogation from the first subparagraph, Member States may exclude sparsely populated areas or other areas where it is demonstrated that separate collection does not deliver the best overall environmental outcome taking into account life-cycle thinking and the overall impacts of the generation and management of bio-waste.*

*Member States shall notify the Commission of the intention to make use of this derogation. The Commission shall review and assess whether the derogation is justified, taking into account the objectives of this Directive. Where the Commission has raised no objections within nine months, the derogation shall be considered to be accepted. Where the Commission objects it shall adopt a decision and inform the Member State of this.*

Or. en

#### **Amendment 1210**

**Damiano Zoffoli, Renata Briano, Massimo Paolucci, Elena Gentile, Caterina Chinnici**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 1

#### *Text proposed by the Commission*

Member States shall ensure the separate collection *of bio-waste where technically, environmentally and economically practicable and appropriate* to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

#### *Amendment*

Member States shall ensure the separate collection *at source of bio-waste* to ensure the relevant quality standards for compost and *digestate and* to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3). *Waste with similar biodegradability and compostability*

*properties in accordance with the EN 13432/2002 standard shall be collected together with the bio – waste.*

Or. en

#### **Amendment 1211**

**Josu Juaristi Abaunz, Estefanía Torres Martínez**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 1

#### *Text proposed by the Commission*

Member States shall ensure the separate collection of bio-waste *where technically, environmentally and economically practicable and appropriate* to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

#### *Amendment*

Member States shall ensure the separate collection of bio-waste to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

Or. en

#### **Amendment 1212**

**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 1

#### *Text proposed by the Commission*

Member States shall ensure the separate collection of bio-waste *where technically, environmentally and economically practicable and appropriate* to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

#### *Amendment*

**1. By 31 of December 2019**, Member States shall ensure the separate collection of bio-waste to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

Or. en

**Amendment 1213**  
**Karl-Heinz Florenz**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 1

*Text proposed by the Commission*

Member States shall *ensure* the separate collection of bio-waste *where technically, environmentally and economically practicable and appropriate* to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

*Amendment*

Member States shall *set up systems for* the separate collection of bio-waste *by 31 December 2020 where environmentally practicable and appropriate* to ensure the relevant quality standards for compost *and digestate* and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

Or. en

*Justification*

*It is important to separate the bio-waste at source in order to avoid the contamination of other dry fractions and to encourage the recovery of organic materials capable of producing compost and to reduce the Green House Gas emissions it produces in landfill. "Home composting" should be not be prohibited as there is no reason to collect bio-waste if organic recycling is already taking place, especially in remote areas. Exceptions due to environmental reasons should therefore be possible.*

**Amendment 1214**  
**Davor Škrlec**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 1

*Text proposed by the Commission*

Member States shall *ensure* the separate collection of bio-waste *where technically, environmentally and economically practicable and appropriate* to ensure the relevant quality standards for compost and to attain the targets set out in Article

*Amendment*

*1.* Member States shall *set up systems for* the separate collection *at source* of bio-waste *by 2020* to ensure the relevant quality standards for compost and *digestate and* to attain the targets set out in Article 11(2)(a), (c) and (d) and *in the first*

11(2)(a), (c) and (d) and **11(3)**.

*paragraph of this Article.*

Or. en

*Justification*

*Small modification of amendment 137 by the rapporteur. Separate collection of bio-waste should be set up - there should be no qualifier that would allow escaping this obligation. All targets in the Commission proposal are set for a certain year (e.g. 2020), and not for the end of the year (31 December 2020). The target for separate collection should therefore be for 2020.*

**Amendment 1215**

**Angélique Delahaye, Michel Dantin, Françoise Grossetête**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 1

*Text proposed by the Commission*

Member States shall ***ensure the separate collection*** of bio-waste ***where technically, environmentally and economically practicable and appropriate*** to ensure ***the relevant quality standards for compost and*** to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

*Amendment*

***As from 2025*** Member States shall ***organise a separation at source*** of bio-waste ***in order*** to ensure ***that it is recycled***, to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3). ***Member States shall set up a separate collection of bio-waste where its on-site recovery is not guaranteed.***

Or. fr

*Justification*

*With the aim of encouraging the household composting of bio-waste and the use of composting sheds, national targets should be set for the organisation of a system of separation at source. This solution is technically and economically more appropriate than separate collection. The excessive multiplication of transport stages for the collection of bio-waste can be counter-productive environmentally, but also economically, leading to prohibitive collection costs, particularly in rural areas.*

**Amendment 1216**

**Birgit Collin-Langen, Sabine Verheyen**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 1

*Text proposed by the Commission*

Member States shall ensure the separate collection of bio-waste where technically, environmentally and economically practicable and appropriate to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

*Amendment*

Member States shall ensure the separate collection of bio-waste **at source** where technically, environmentally and economically practicable and appropriate to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

Or. de

**Amendment 1217**  
**Jadwiga Wiśniewska, Bolesław G. Piecha**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 1

*Text proposed by the Commission*

Member States shall ensure the separate collection of bio-waste where technically, environmentally and economically practicable and appropriate to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3).

*Amendment*

Member States shall ensure the separate collection of bio-waste where technically, environmentally and economically practicable and appropriate to ensure the relevant quality standards for compost and to attain the targets set out in Article 11(2)(a) and (c) and 11(3).

Or. pl

**Amendment 1218**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 1

*Text proposed by the Commission*

Member States shall **ensure the** separate collection of bio-waste **where technically, environmentally and economically practicable and appropriate** to ensure the relevant quality standards for compost and **to attain the targets set out in Article 11(2)(a), (c) and (d) and 11(3)**.

*Amendment*

**To this end** Member States shall **set up** separate collection of bio-waste to ensure the relevant quality standards for compost and **digestate**.

Or. en

*Justification*

*Bio-waste still accounts for a significant part of residual municipal waste. There is consequently an enormous opportunity and need for a separate collection of bio-waste and for inserting a specific recycling target. It should be clear that separate collection is a mandatory principle.*

**Amendment 1219**

**Davor Škrlec**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 2 – introductory part

*Text proposed by the Commission*

They shall take measures, **as appropriate, and** in accordance with Articles 4 and 13, to **encourage** the following:

*Amendment*

They shall take measures in accordance with Articles 4 and 13, to **ensure** the following:

Or. en

*Justification*

*The measures to be taken by Member States should be mandatory.*

**Amendment 1220**

**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC  
Article 22 – paragraph 2 – point a

*Text proposed by the Commission*

(a) the recycling, including composting, **and** digestion of bio-waste;

*Amendment*

(a) the recycling, including **home and local** composting **as well as small** digestion of bio-waste;

Or. en

**Amendment 1221**  
**Marian-Jean Marinescu**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point a

*Text proposed by the Commission*

(a) the recycling, including composting, and digestion of bio-waste;

*Amendment*

(a) the recycling, including composting, and digestion of bio-waste **and bio-based packaging**;

Or. en

**Amendment 1222**  
**Andrzej Grzyb**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point a

*Text proposed by the Commission*

(a) the recycling, including composting, and digestion of bio-waste;

*Amendment*

(a) the recycling, including composting, **gasification** and digestion of bio-waste;

Or. en

**Amendment 1223**  
**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point a a (new)

*Text proposed by the Commission*

*Amendment*

*(aa) prevention of food waste through measures such as the distribution by the retail food sector of unsold products to charity associations;*

Or. en

**Amendment 1224**  
**Merja Kyllönen**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point c

*Text proposed by the Commission*

*Amendment*

(c) the use of environmentally safe materials produced from bio-waste.

(c) the use of environmentally safe materials produced from bio-waste, *such as the production of renewable energy, for instance the production of second generation biofuels for aviation.*

Or. en

**Amendment 1225**  
**Gabriele Preuß**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point c a (new)

*Text proposed by the Commission*

*Amendment*

*(ca) the use of bio-waste for the*



*production of renewable energy, aiming for 30% allocated to the production of second generation biofuels for aviation.*

Or. en

**Amendment 1226**  
**Gesine Meissner**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point c a (new)

*Text proposed by the Commission*

*Amendment*

*(ca) the use of bio-waste for the production of renewable energy, in particular the production of second generation biofuels for aviation and other modes of transport.*

Or. en

**Amendment 1227**  
**Henna Virkkunen, Annie Schreijer-Pierik**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 – point c a (new)

*Text proposed by the Commission*

*Amendment*

*(ca) the use of bio-waste for the production of renewable energy, in particular to the production of advanced biofuels for aviation.*

Or. en

**Amendment 1228**  
**Andrzej Grzyb**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

*By way of derogation from point (17) of Article 3, gasification of bio-waste shall also be considered as recycling.*

Or. en

**Amendment 1229**  
**Davor Škrlec**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

*Member States shall also take appropriate measures to collect and recycle bio-waste from non-municipal sources, such as bio-waste from food-processing and other relevant industries processing organic feedstocks. Such measures shall include a separate recycling target for non-municipal bio-waste.*

Or. en

*Justification*

*This amendment seeks to further strengthen proposed text by the Rapporteur as an addition. It is very important that MS also insure the collection of bio-waste from industrial sources to reap the full benefits of bio-waste collection and treatment.*

**Amendment 1230**  
**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC  
Article 22 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

***Member States shall reach the food waste reduction target of at least 30% by 2025 in each of the manufacturing, retail/distribution, food service/hospitality and household sectors and shall recycle 50% of bio-waste by 2025. By 31 December 2020, the Commission shall assess the food waste resulting from feeding animals through cereals and, in light of that assessment, shall evaluate whether to set up a reduction target for such waste.***

Or. en

**Amendment 1231**  
**Sirpa Pietikäinen**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 13**  
Directive 2008/98/EC  
Article 22 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

***Member States shall also take appropriate measures to collect and recycle bio-waste from non-municipal sources, such as bio-waste from food-processing and other relevant industries processing organic feedstocks. Such measures shall include a separate recycling target for non-municipal bio-waste.***

Or. en

*Justification*

*It is very important that Member States also ensure the collection of bio-waste from industrial sources to reap the full benefits of bio-waste collection and treatment. To this end, the introduction of specific obligations for non-municipal bio-waste to be separated at source and*

*sent for recycling, should be considered.*

## **Amendment 1232**

**Sirpa Pietikäinen**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 2 b (new)

*Text proposed by the Commission*

*Amendment*

***By 1 January 2018, the Commission should consider proposing an amendment to Regulation (EC) No 2150/2002 of the European Parliament and of the Council on waste statistics, with a view to introducing European waste codes for source separated municipal bio-waste.***

Or. en

#### *Justification*

*The introduction of European waste codes for source separated municipal bio-waste, as well as industrial bio-waste, would help to account for the sorting and recycling of bio-waste.*

## **Amendment 1233**

**Davor Škrlec**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 13 – point ii (new)**

Directive 2008/98/EC

Article 22 – paragraph 2 b (new)

*Text proposed by the Commission*

*Amendment*

***By 1 January 2018, the Commission shall propose an amendment to Regulation (EC) No 2150/2002 of the European Parliament and of the Council on waste statistics to introduce European waste codes for source separated municipal bio-waste.***

*Justification*

*To facilitate the monitoring of the achievement of the targets for recycling of bio-waste, the Regulation on Waste Statistics should be amended accordingly.*

**Amendment 1234**

**Ivo Belet**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 13**

Directive 2008/98/EC

Article 22 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

*Where relevant, Member States should provide incentives such as voluntary agreements, collection schemes or where relevant, financial and fiscal incentives for the measures referred to in this article.*

Or. en

*Justification*

*The collection of bio-waste is challenging in many Member States. At the same time, it is a valuable resource and when landfilled, significantly contributes to the release of CHG. Therefore, Member States are encouraged to provide incentives for the collection of bio-waste.*

**Amendment 1235**

**Karl-Heinz Florenz, Norbert Lins, Dieter-Lebrecht Koch, Albert Deß, Daniel Caspary, David McAllister, Axel Voss, Birgit Collin-Langen, Sabine Verheyen, Herbert Reul, Elmar Brok**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 14**

Directive 2008/98/EC

Article 26 – paragraph 3

*Text proposed by the Commission*

Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of non-hazardous waste not exceeding 20 tonnes annually.

*Amendment*

Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of non-hazardous waste not exceeding 20 tonnes ***and of hazardous waste not exceeding 2 tonnes*** annually.

Or. en

*Justification*

*In order to limit the administrative work for SMEs a threshold should be also foreseen for the reporting obligation for hazardous waste. Article 5 paragraph 1 letter b PRTR-Regulation (EC) No 166/2006 foresees the same threshold for hazardous waste that does not need to be reported. The exemption seems to be proportionate in comparison to the administrative efforts that a reporting would require for SMEs.*

**Amendment 1236**

**Markus Pieper, Markus Ferber**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 14**

Directive 2008/98/EC

Article 26 – paragraph 3

*Text proposed by the Commission*

Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of non-hazardous waste not exceeding 20 tonnes annually.

*Amendment*

Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of non-hazardous waste not exceeding 20 tonnes annually ***and of hazardous waste not exceeding 2 tonnes annually***.

Or. de

*Justification*

*The addition concerning hazardous waste makes for legal clarity and by extension legal certainty. The aim of this addition is to ensure that in future undertakings which, in pursuing their economic activities, transport and collect their hazardous waste can continue to be*

*exempted from the reporting requirement, on the basis that the transport of waste does not constitute the normal, regular activity of the undertaking concerned. The possibility of exemption from the reporting requirement will ensure that disproportionate administrative burdens are not imposed on SMUs in particular.*

#### **Amendment 1237**

**Gilles Pargneaux, Pervenche Berès**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 14**

Directive 2008/98/EC

Article 26 – paragraph 3

#### *Text proposed by the Commission*

Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of non-hazardous waste not exceeding **20 tonnes annually**.

#### *Amendment*

Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of non-hazardous waste not exceeding **500 kg per load**.

Or. fr

#### *Justification*

*A threshold expressed as a quantity of non-hazardous waste per load would be more appropriate than the criteria of 20 tonnes per year and would enable undertakings to know directly whether or not they are subject to the registration requirement.*

#### **Amendment 1238**

**Ulrike Müller, Gesine Meissner**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 14**

Directive 2008/98/EC

Article 26 – paragraph 3 a (new)

#### *Text proposed by the Commission*

#### *Amendment*

***Member States may exempt the competent authorities from keeping a register of establishments or undertakings which collect or transport quantities of hazardous waste not exceeding 2 tonnes annually, provided waste collection or***

*waste transport is not the main activity of the undertaking and the waste is result of the undertaking's own business activity.*

Or. en

**Amendment 1239**

**Markus Pieper, Markus Ferber**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 14**

Directive 2008/98/EC

Article 26 – paragraph 4

*Text proposed by the Commission*

*Amendment*

*The Commission may adopt delegated acts in accordance with Article 38a in order to adapt the threshold for quantities of non-hazardous waste.*      *deleted*

Or. de

**Amendment 1240**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 14**

Directive 2000/98/EC

Article 26 – paragraph 4

*Text proposed by the Commission*

*Amendment*

*The Commission may adopt delegated acts in accordance with Article 38a in order to adapt the threshold for quantities of non-hazardous waste.*      *deleted*

Or. en

**Amendment 1241**

**Karl-Heinz Florenz, Albert Deß, Daniel Caspary, David McAllister, Axel Voss, Birgit Collin-Langen, Sabine Verheyen, Herbert Reul, Elmar Brok, Norbert Lins, Dieter-Lebrecht Koch**



**Proposal for a directive**  
**Article 1 – paragraph 1 – point 14**  
Directive 2008/98/EC  
Article 26 – paragraph 4

*Text proposed by the Commission*

*Amendment*

*The Commission may adopt delegated acts in accordance with Article 38a in order to adapt the threshold for quantities of non-hazardous waste.*      *deleted*

Or. en

*Justification*

*In order to limit the administrative work for SMEs a threshold should be also foreseen for the reporting obligation for hazardous waste. Article 5 paragraph 1 letter b PRTR-Regulation (EC) No 166/2006 foresees the same threshold for hazardous waste that does not need to be reported. The exemption seems to be proportionate in comparison to the administrative efforts that a reporting would require for SMEs.*

**Amendment 1242**  
**Gilles Pargneaux, Pervenche Berès**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 14**  
Directive 2008/98/EC  
Article 26 – paragraph 4 a (new)

*Text proposed by the Commission*

*Amendment*

*Member States shall notify the Commission of the list of the establishments or undertakings registered by the competent authorities in accordance with points (a) and (b). The Commission shall publish the list of establishments and undertakings notified by the Member States.*

Or. fr

## *Justification*

*Moreover, the publication by the Commission of the establishments and undertakings registered by each Member State would facilitate the fight against illegal waste trafficking, in particular in relation to transboundary shipments; for the latter, part of the identity of each transporter has to be completed under the notification mechanism.*

### **Amendment 1243**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 15 – point a**

Directive 2008/98/EC

Article 27 – paragraph 1

#### *Text proposed by the Commission*

1. ***The Commission*** shall ***be empowered to adopt delegated acts in accordance with Article 38a setting*** out technical minimum standards for treatment activities which require a permit pursuant to Article 23 where there is evidence that a benefit in terms of the protection of human health and the environment would be gained from such minimum standards.

#### *Amendment*

1. ***Member States*** shall ***set*** out technical minimum standards for treatment activities which require a permit pursuant to Article 23 where there is evidence that a benefit in terms of the protection of human health and the environment would be gained from such minimum standards.

Or. en

### **Amendment 1244**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 15 – point b**

Directive 2008/98/EC

Article 27 – paragraph 4

#### *Text proposed by the Commission*

4. ***The Commission*** shall ***be empowered to adopt delegated acts in accordance with Article 38a setting*** out the minimum standards for activities that require registration pursuant to points (a) and (b) of Article 26 where there is evidence that a benefit in terms of the

#### *Amendment*

4. ***Member States*** shall ***set*** out the minimum standards for activities that require registration pursuant to points (a) and (b) of Article 26 where there is evidence that a benefit in terms of the protection of human health and the environment would be gained from such

protection of human health and the environment *or in avoiding disruption to the internal market* would be gained from such minimum standards.

minimum standards.

Or. en

**Amendment 1245**  
**Karl-Heinz Florenz**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 15 – point b a (new)**

Directive 2008/98/EC

Article 27 – paragraph 4 a (new)

*Text proposed by the Commission*

*Amendment*

**(ba) The following paragraph is added:**

**4a. The Commission shall, not later than [6 months after the entry into force of this Directive], request the European standardisation organisations to develop European quality standards for sorted waste and for secondary raw materials (output of the final recycling), in particular for plastics.**

Or. en

*Justification*

*It is of great importance for the Circular Economy to have high quality secondary raw material. Currently only a few standards exist for some material streams but for many it is missing. Even though plastic waste is generated in large volumes, there is no quality standardisation on the baled plastics waste. This lack of standardisation does not allow the creation of a reliable commodity market for plastics waste. At the same time, companies purchasing virgin plastics materials also expect recycled plastics to be available in consistent quantities and qualities. Furthermore, the standardisation of the various steps in recycling will contribute to the production of higher quality recycled plastics*

**Amendment 1246**  
**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 16 – point a – point ii**

Directive 2008/98/EC

Article 28 – paragraph 3 – point f

*Text proposed by the Commission*

(f) measures to combat all forms of littering and to clean up all types of litter.

*Amendment*

(f) measures to combat all forms of littering, ***with specific prevention measures on the top ten items found on beaches by region***, and to clean up all types of litter; ***those measures shall include market restrictions, consumer levies on single-use plastics and packaging, replacement of materials which are not reusable or recyclable and establishment of deposit-refund schemes to increase collection and prevent littering.***

Or. en

**Amendment 1247**

**Josu Juaristi Abaunz, Estefanía Torres Martínez**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 16 – point a – point ii**

Directive 2008/98/EC

Article 28 – paragraph 3 – point f

*Text proposed by the Commission*

(f) measures to combat all forms of littering and to clean up all types of litter.

*Amendment*

(f) measures to combat all forms of littering ***with specific prevention measures on the top ten items found on beaches by region***, and to clean up all types of litter. ***These shall include market restrictions, consumer levies on single-use plastics and packaging, replacement of materials which are not reusable or recyclable and establishment of deposit-refund schemes to increase collection and prevent littering.***

Or. en

## **Amendment 1248**

**Ivo Belet**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 16 – point a – point ii**

Directive 2008/98/EC

Article 28 – paragraph 3 – point f

#### *Text proposed by the Commission*

(f) measures to combat all forms of littering and to clean up all types of litter.

#### *Amendment*

(f) measures to combat all forms of littering and to clean up all types of litter, ***such as cooperation schemes between local authorities and industry aimed at setting up actions to prevent littering and clean up all types of litter, including through financial contributions.***

Or. en

#### *Justification*

*Cooperation between local authorities and industry has proven to be successful in combating and preventing littering.*

## **Amendment 1249**

**Carlos Zorrinho**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 16 – point a – point ii a (new)**

Directive 2008/98/EC

Article 28 – paragraph 3 – point f a (new)

#### *Text proposed by the Commission*

#### *Amendment*

***(ii) the following point is added:***

***“(fa) sufficient funding opportunities for local authorities to promote waste prevention and develop optimal separate collection schemes and infrastructure in order to comply with the objectives set out in this Directive.”***

Or. en

**Amendment 1250**

**Renata Briano, Massimo Paolucci, Damiano Zoffoli, Elena Gentile, Nicola Caputo, Jo Leinen**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 16 – point a – point ii a (new)**

Directive 2008/98/EC

Article 28 – paragraph 3 – point f a (new)

*Text proposed by the Commission*

*Amendment*

*(ii) the following point is added:*

*“(fa) specific prevention measures on the items found on beaches, and to clean up all types of litter. These shall include market restrictions, consumer levies on single-use plastics and packaging, replacement of materials which are not reusable or recyclable and establishment of deposit-refund schemes to increase collection and prevent littering.”*

Or. en

**Amendment 1251**

**Jytte Guteland**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 17 – point a**

Directive 2008/98/EC

Article 29 – paragraph 1 – subparagraph 1

*Text proposed by the Commission*

*Amendment*

1. Member States shall establish *waste prevention programmes setting out waste prevention measures* in accordance with Articles 1, 4 *and* 9.

1. Member States shall establish, in accordance with Articles 1 *and* 4, *waste prevention programmes aimed to achieve, at least, the following objectives:*

*(a) a significant reduction in waste generation;*

*(b) the progressive removal of hazardous substances;*

(c) *decoupling of waste generation from economic growth;*

(d) *100% reduction of food waste by 2030;*

(e) *a 50 % reduction of land-based litter by 2030.*

Or. en

#### *Justification*

*This generic term of toxic could be interpreted in many ways e.g.as the harmonized classification of chemical constituents or as a list of toxicological endpoints for the constituents. It would be reasonable to interpret “information on toxicity” as content hazardous substances.*

#### **Amendment 1252**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 17 – point a**

Directive 2000/98/EC

Article 29 – paragraph 1 – subparagraph 1

#### *Text proposed by the Commission*

1. Member States *shall* establish waste prevention programmes setting out waste prevention measures in accordance with Articles 1, 4 and 9.

#### *Amendment*

1. Member States *may* establish waste prevention programmes setting out waste prevention measures in accordance with Articles 1, 4 and 9.

Or. en

#### **Amendment 1253**

**Davor Škrlec**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 17 – point a**

Directive 2008/98/EC

Article 29 – paragraph 1 – subparagraph 1

#### *Text proposed by the Commission*

1. Member States shall establish waste prevention programmes setting out waste

#### *Amendment*

1. Member States shall establish waste prevention programmes setting out waste

prevention measures in accordance with Articles 1, 4 and 9.

prevention measures in accordance with Articles 1, 4 and 9 *to achieve at least the following objectives:*

- (a) a significant reduction in waste generation;*
- (b) the progressive removal of toxic substances from waste, especially when alternatives are available;*
- (c) absolute decoupling of waste generation from economic growth;*
- (d) a reduction of food waste generation of 30% by 2025 and of 50% by 2030 compared with 2014 levels, respectively;*
- (e) a reduction of land-based litter of 50% by 2025 and of 65% by 2030 compared with 2014 levels, respectively.";*

Or. en

### *Justification*

*This amendment seeks to strengthen amendment 145 by the rapporteur. The waste prevention programmes should include binding targets, and not just aspirational ones. Targets should be set for both 2025 and 2030 to ensure steady progress, and should be in line with those targets called for in the EP resolution on resource efficiency of June 2015 (food waste reduction of 30% and marine litter reduction of 50% by 2025. A reference year needs to be set for reduction targets.*

### **Amendment 1254**

**Josu Juaristi Abaunz, Estefanía Torres Martínez**

#### **Proposal for a directive**

**Article 1 – paragraph 1 – point 17 – point a**

Directive 2008/98/EC

Article 29 – paragraph 1 – subparagraph 1

*Text proposed by the Commission*

*Amendment*

1. Member States shall establish **waste prevention programmes setting out waste prevention measures** in accordance with

Member States shall establish, in accordance with Articles 1 **and** 4, **waste prevention programmes aimed to achieve,**



Articles 1, 4 *and* 9.

*at least, the following objectives :*

- (a) a significant reduction in total waste generation;*
- (b) the progressive removal of toxic substances for which there are or will be developed safer alternatives;*
- (c) decoupling of both Raw Material Consumption (RMC) and total waste generation from economic growth;*
- (d) a 50 % reduction of food waste generation by 2030;*
- (e) a 50 % reduction of marine litter by 2025.*
- (f) at least 50% of bio waste organic recycling is made in decentralized community and/or home composting units by 2030.*

Or. en

## **Amendment 1255**

**Josu Juaristi Abaunz**

### **Proposal for a directive**

**Article 1 – paragraph 1 – point 17 – point a (new)**

Directive 2008/98/EC

Article 29 – paragraph 2

*Present text*

"2. The programmes provided for in paragraph 1 shall set out the waste prevention objectives. Member States shall describe the existing prevention measures and evaluate the usefulness of the examples of measures indicated in Annex IV or other appropriate measures."

*Amendment*

*(aa) paragraph 2 is replaced by the following:*

"2. The programmes provided for in paragraph 1 shall set out the waste prevention objectives, ***with specific prevention measures on the top ten items found on beaches by region***. Member States shall describe the existing prevention measures and evaluate the usefulness of the examples of measures indicated in Annex IV or other appropriate measures."

Or. en

**Amendment 1256**

**Damiano Zoffoli, Renata Briano, Massimo Paolucci, Elena Gentile, Caterina Chinnici, Nicola Caputo**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 17 – point a a (new)**

Directive 2008/98/EC

Article 29 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

*(aa) the following paragraph is inserted:*

*(2a) By the end of 2020 Member States shall adopt specific national food waste prevention programmes within their national waste prevention programmes as referred to in this Article;*

Or. xm

**Amendment 1257**

**Davor Škrlec**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 17 a (new)**

Directive 2008/98/EC

Article 30 – paragraph 2

*Present text*

*Amendment*

“2. The European Environment Agency *is invited to include in its annual report* a review of progress in the completion and implementation of waste prevention programmes.”

*(17a) In Article 30, paragraph 2 is replaced by the following:*

“2. The European Environment Agency *shall publish every year* a report *containing* a review of *the* progress *made* in the completion and implementation of waste prevention programmes *and the achievements made as regards the objectives of the waste prevention programmes for each Member State and for the Union as a whole, including the decoupling of waste generation from economic growth and the transition towards a circular economy.*”

Or. en

### *Justification*

*To monitor proper implementation of the actions of Member States in relation to waste prevention, an annual report should be made, and not just every three years as proposed by the rapporteur in AM 149. The EEA does an annual report anyway, so it is more appropriate to maintain that frequency.*

### **Amendment 1258**

**Pavel Poc**

#### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 19 – point a**

Directive 2008/98/EC

Article 35 – paragraph 1

#### *Text proposed by the Commission*

1. The establishments or undertakings referred to in Article 23(1), the producers of hazardous waste and the establishments and undertakings which collect or transport hazardous waste on a professional basis, or act as dealers and brokers of hazardous waste, shall keep a chronological record of the quantity, nature and origin of that waste, and, where relevant, the destination, frequency of collection, mode of transport and treatment method foreseen in respect of the waste. They shall make that data available to the competent authorities through the electronic registry or registries to be established pursuant to paragraph 4.

#### *Amendment*

1. The establishments or undertakings referred to in Article 23(1), the producers of hazardous waste and the establishments and undertakings which collect or transport hazardous waste on a professional basis, or act as dealers and brokers of hazardous waste, shall keep a chronological record of the quantity, nature and origin of that waste, and, where relevant, the destination, frequency of collection, mode of transport and treatment method foreseen in respect of the waste. They shall ***provide in particular information on their exact location, and safe extraction procedures for repair and reuse centres and recycling operators.*** They shall make that data available to the competent authorities through the electronic registry or registries to be established pursuant to paragraph 4.

Or. en

### *Justification*

*Better availability of information on hazardous chemicals in all articles is needed including a labelling if any hazardous materials are permitted to re-enter the economy. The supply chain, including consumers and recyclers, should have easy access to information on identity and properties of hazardous chemicals in products.*

## Amendment 1259

José Blanco López, Soledad Cabezón Ruiz, Inmaculada Rodríguez-Piñero Fernández

### Proposal for a directive

#### Article 1 – paragraph 1 – point 19 – point b

Directive 2008/98/EC

Article 35 – paragraph 4

#### *Text proposed by the Commission*

4. Member States shall set up an electronic registry or coordinated registries to record the data on hazardous waste referred to in paragraph 1 covering the entire geographical territory of the Member State concerned. Member States *may establish such registries for other waste streams, in particular those waste streams for which targets are set in Union legislation. Member States* shall use the data on waste reported by industrial operators in the European Pollutant Release and Transfer Register set up under Regulation (EC) No 166/2006 of the European Parliament and of the Council (\*).

#### *Amendment*

4. Member States shall set up an electronic registry or coordinated registries to record the data on hazardous waste referred to in paragraph 1 covering the entire geographical territory of the Member State concerned. Member States shall use the data on waste reported by industrial operators in the European Pollutant Release and Transfer Register set up under Regulation (EC) No 166/2006 of the European Parliament and of the Council (\*).

Or. en

## Amendment 1260

Pavel Poc

### Proposal for a directive

#### Article 1 – paragraph 1 – point 19 – point b

Directive 2008/98/EC

Article 35 – paragraph 4

#### *Text proposed by the Commission*

4. Member States shall set up an electronic registry or coordinated registries to record the data on hazardous waste referred to in paragraph 1 covering the entire geographical territory of the Member State concerned. Member States may establish such registries for other waste streams, in particular those waste streams for which targets are set in Union

#### *Amendment*

4. Member States shall set up an electronic registry or coordinated registries to record the data on hazardous waste referred to in paragraph 1 covering the entire geographical territory of the Member State concerned. ***Main emphasis shall be put on the need for adequate information on the presence of substances of very high concern in materials, products and waste.***

legislation. Member States shall use the data on waste reported by industrial operators in the European Pollutant Release and Transfer Register set up under Regulation (EC) No 166/2006 of the European Parliament and of the Council (\*).

Member States may establish such registries for other waste streams, in particular those waste streams for which targets are set in Union legislation. Member States shall use the data on waste reported by industrial operators in the European Pollutant Release and Transfer Register set up under Regulation (EC) No 166/2006 of the European Parliament and of the Council (\*).

Or. en

### *Justification*

*Chemicals of very high concern are currently still present in many products of everyday use. As a preventive measure, all chemicals of very high concern shall be strictly prohibited of entering the circular economy.*

### **Amendment 1261**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Jan Huitema, José Inácio Faria, Pavel Telička**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 19 – point b**

Directive 2008/98/EC

Article 35 – paragraph 4

#### *Text proposed by the Commission*

4. Member States shall set up an electronic registry or coordinated registries to record the data on hazardous waste referred to in paragraph 1 covering the entire geographical territory of the Member State concerned. Member States may establish such registries for other waste streams, in particular those waste streams for which targets are set in Union legislation. Member States shall use the data on waste reported by industrial operators in the European Pollutant Release and Transfer Register set up under Regulation (EC) No 166/2006 of the European Parliament and of the Council (\*).

#### *Amendment*

4. Member States shall **name or** set up an electronic registry or coordinated registries to record the data on hazardous waste referred to in paragraph 1 covering the entire geographical territory of the Member State concerned. Member States may establish such registries for other waste streams, in particular those waste streams for which targets are set in Union legislation. Member States shall use the data on waste reported by industrial operators in the European Pollutant Release and Transfer Register set up under Regulation (EC) No 166/2006 of the European Parliament and of the Council (\*).

**Amendment 1262****Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini****Proposal for a directive****Article 1 – paragraph 1 – point 21**

Directive 2000/98/EC

Article 37 – paragraph 1

*Text proposed by the Commission*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) **for each** calendar **year** to the Commission. They shall report this data electronically within 18 months of the end of **the reporting year** for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December **2020**.

*Amendment*

1. Member States shall report the data concerning the implementation of Article **9(4), Article** 11(2)(a) to (d) and Article 11(3) **every three** calendar **years** to the Commission. They shall report this data electronically within 18 months of the end of **three years period** for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December **2022**.  
(Paragraphs 1 and 2 are merged.)

Or. en

**Amendment 1263****Piernicola Pedicini, Marco Affronte, Eleonora Evi****Proposal for a directive****Article 1 – paragraph 1 – point 21**

Directive 2008/98/EC

Article 37 – paragraph 1

*Text proposed by the Commission*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) **and** Article 11(3) for each calendar year to the Commission. They shall report this data electronically within 18 months of the end of the reporting year for which the data are collected. The data shall be reported in the format established

*Amendment*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d), Article 11(3) **and Article 22** for each calendar year to the Commission. They shall report this data electronically within 18 months of the end of the reporting year for which the data are collected. The data shall be reported in the

by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

Or. en

**Amendment 1264**  
**Davor Škrlec**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21**  
Directive 2008/98/EC  
Article 37 – paragraph 1

*Text proposed by the Commission*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) for each calendar year to the Commission. They shall report this data electronically within **18** months of the end of the reporting year for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

*Amendment*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) for each calendar year to the Commission. They shall report this data electronically within **12** months of the end of the reporting year for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

Or. en

*Justification*

*There is no need to grant 18 months to Member States for the annual reporting. This should be reduced to 12 months - in line with the previous Commission proposal.*

**Amendment 1265**  
**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Jan Huitema, José Inácio Faria**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21**

*Text proposed by the Commission*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) for each calendar year to the Commission. They shall report this data electronically within **18** months of the end of the reporting year for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

*Amendment*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) for each calendar year to the Commission. They shall report this data electronically within **12** months of the end of the reporting year for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

Or. en

**Amendment 1266**  
**Karl-Heinz Florenz**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21**  
Directive 2008/98/EC  
Article 37 – paragraph 1

*Text proposed by the Commission*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) for each calendar year to the Commission. They shall report this data electronically within 18 months of the end of the reporting year for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the data for the period from 1 January 2020 to 31 December 2020.

*Amendment*

1. Member States shall report the data concerning the implementation of Article 11(2)(a) to (d) and Article 11(3) for each calendar year to the Commission. They shall report this data electronically within 18 months of the end of the reporting year for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting **with respect to the targets in Article 11(2) (c) and (d) and 11(3)** shall cover the data for the period from 1 January 2020 to 31 December 2020.

Or. en



*Justification*

*The current reporting system should not be paused but instead to be continued.*

**Amendment 1267**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 21**

Directive 2000/98/EC

Article 37 – paragraph 2

*Text proposed by the Commission*

*Amendment*

**2. Member States shall report the data concerning the implementation of Article 9(4) to the Commission every second year. They shall report this data electronically within 18 months of the end of the reporting period for which the data are collected. The data shall be reported in the format established by the Commission in accordance with paragraph 6. The first reporting shall cover the period from 1 January 2020 to 31 December 2021.**

*deleted*

*(Paragraphs 1 and 2 are merged.)*

Or. en

**Amendment 1268**

**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 21**

Directive 2008/98/EC

Article 37 – paragraph 3

*Text proposed by the Commission*

*Amendment*

**3. For the purpose of verifying compliance with Article 11(2)(b), the amount of waste used for backfilling operations shall be reported separately *from the amount of waste prepared* for re-use *or recycled*. The reprocessing of waste**

**3. For the purpose of verifying compliance with Article 11(2)(b), the amount of waste *prepared for re-use, recycled and* used for backfilling operations shall be reported separately. *The preparation for re-use operations***

into materials that are to be used for backfilling operations shall be reported as backfilling.

*shall be reported as preparation* for re-use. The reprocessing of waste into materials that are to be used for backfilling operations shall be reported as backfilling. ***The Commission should assess a separate target for re-use and recycling (without backfilling) by 31 December 2020.***

Or. en

**Amendment 1269**  
**Josu Juaristi Abaunz**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21**  
Directive 2008/98/EC  
Article 37 – paragraph 3a (new)

*Text proposed by the Commission*

*Amendment*

***3a. For the purpose of verifying compliance with Article 11(2)(b), the amount of waste prepared for re-use shall be reported separately from the amount of waste recycled. The preparation for re-use operations shall be reported as preparation for re-use'.***

Or. en

**Amendment 1270**  
**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21**  
Directive 2000/98/EC  
Article 37 – paragraph 5

*Text proposed by the Commission*

*Amendment*

5. The Commission shall review the data reported in accordance with this Article and publish a report on the results of its review. The report shall assess the organisation of the data collection, the sources of data and the methodology used

5. The Commission shall review the data reported in accordance with this Article and publish a report on the results of its review. The report shall assess the organisation of the data collection, the sources of data and the methodology used

in Member States as well as the completeness, reliability, timeliness and consistency of that data. The assessment may include specific recommendations for improvement. The report shall be drawn up every three years.

in Member States as well as the completeness, reliability, timeliness and consistency of that data. The assessment may include specific *non-binding* recommendations for improvement. The report shall be drawn up every three years.

Or. en

#### **Amendment 1271**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Anneli Jäätteenmäki, Jan Huitema, José Inácio Faria, Pavel Telička**

#### **Proposal for a directive**

##### **Article 1 – paragraph 1 – point 21**

Directive 2008/98/EC

Article 37 – paragraph 5

#### *Text proposed by the Commission*

5. The Commission shall review the data reported in accordance with this Article and publish a report on the results of its review. The report shall assess the organisation of the data collection, the sources of data and the methodology used in Member States as well as the completeness, reliability, timeliness and consistency of that data. The assessment may include specific recommendations for improvement. The report shall be drawn up every three years.

#### *Amendment*

5. The Commission shall review the data reported in accordance with this Article and publish a report on the results of its review. The report shall assess the organisation of the data collection, the sources of data and the methodology used in Member States as well as the completeness, reliability, timeliness and consistency of that data. The assessment may include specific recommendations for improvement. The report shall be drawn up *nine months after the first reporting of the data by the Member States and* every three years *thereafter*.

Or. en

#### **Amendment 1272**

**Piernicola Pedicini, Marco Affronte, Eleonora Evi**

#### **Proposal for a directive**

##### **Article 1 – paragraph 1 – point 21**

Directive 2008/98/EC

Article 37 – paragraph 6

*Text proposed by the Commission*

6. The Commission shall adopt implementing acts laying down the format for reporting data in accordance with paragraphs 1 and 2 and for the reporting on backfilling operations. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 39(2).

*Amendment*

6. The Commission shall adopt implementing acts laying down the format for reporting data in accordance with paragraphs 1 and 2 and for the reporting on ***preparing for re-use and*** backfilling operations. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 39(2).

Or. en

**Amendment 1273**

**Elisabetta Gardini, Annie Schreijer-Pierik**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 21 a (new)**

Directive 2008/98/EC

Article 37 a (new)

*Text proposed by the Commission*

*Amendment*

***(21a) The following Article is inserted:***

***"Article 37a***

***Framework for Circular Economy***

***In order to support the objectives of this Directive as defined in Article 1, and not later than 31 December 2018, the Commission, shall:***

***a) examine the consistency between the Union's regulatory frameworks for products, waste and chemicals in order to identify potential obstacles hampering the shift to a circular economy.***

***b) assess the need for Union targets, particularly for a Union resource efficiency target, and for cross-cutting regulatory measures in the area of sustainable consumption and production. The report shall be accompanied by a legislative proposal, if appropriate;***

***c) present a comprehensive review of Directive 2009/125/EC (Ecodesign***

*Directive) in order to broaden its scope to cover all main product lines, including non-energy related product groups, such as construction materials, bio-based chemicals, textiles and furnishings, and to include gradually all relevant resource-efficiency features in the mandatory requirements for product design and to adapt eco-labelling provisions.";*

Or. en

## **Amendment 1274**

**Josu Juaristi Abaunz, Estefanía Torres Martínez, Kateřina Konečná**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 21 a (new)**

Directive 2008/98/EC

Article 37a (new)

*Text proposed by the Commission*

*Amendment*

*(21a) the following Article is inserted:*

*“Article 37a*

*In order to support the objectives of this Directive as defined in Article 1, and not later than 31 December 2018, the Commission, shall:*

*a) present a report examining the consistency between the Union’s regulatory frameworks for products, waste and chemicals in order to identify obstacles hampering the shift to a circular economy.*

*b) present a report examining and outlining targets and cross-cutting regulatory measures in the area of sustainable consumption and production. The report shall be accompanied by a legislative proposal establishing a Union-wide resource efficiency target along with sub-indicators on land, water, material and carbon, to be adopted in national legislations.*

*c) present a comprehensive review of Directive 2009/125/EC (Ecodesign Directive) in order to broaden its scope to cover all main product lines, including non-energy related product groups, such as construction materials, bio-based chemicals, textiles and furnishings, and to include gradually all relevant resource-efficiency features in the mandatory requirements for product design and to adapt eco-labelling provisions.”*

Or. en

**Amendment 1275**  
**Davor Škrlec**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21 a (new)**  
Directive 2008/98/EC  
Article 37 a (new)

*Text proposed by the Commission*

*Amendment*

*(21a) The following Article is inserted:*

*"Article 37a*

*Framework for Circular Economy*

*In order to support the objectives of this Directive as defined in Article 1, and not later than 31 December 2018, the Commission, shall:*

*a) examine the consistency between the Union’s regulatory frameworks for products, waste and chemicals in order to identify obstacles hampering the shift to a non-toxic circular economy. The report shall assess whether the implementation of restrictions and substitution of hazardous chemicals under REACH and waste-related legislation is sufficient to achieve that shift. The report shall assess the need for Union targets, particularly for a Union resource efficiency target, and for cross-cutting regulatory measures in the area of sustainable consumption*

*and production. The report shall be accompanied by a legislative proposal, if appropriate;*

*b) present a proposal for eco-design for non-energy related product groups, in particular building and construction materials, textiles and furnishings.'";*

Or. en

### *Justification*

*It is of paramount importance that circular economy does not undermine chemicals legislation. Recycling must not lead to the perpetuation of the use of hazardous substances. In line with the objectives of the Seventh Environment Action Programme, circular economy needs to contribute to a non-toxic environment. Relevant chemicals legislation should be assessed for its contribution in this regard. As far as eco-design of non-energy related products is concerned, their impact is different from energy-related products - it is above all during production and disposal. As such, and to avoid overloading the Eco-Design Directive, it is preferable to have a separate proposal for such products rather than extending the scope of the existing Eco-Design Directive.*

### **Amendment 1276** **Karl-Heinz Florenz**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21 a (new)**  
Directive 2008/98/EC  
Article 37 a (new)

*Text proposed by the Commission*

*Amendment*

***(21a) The following Article is inserted:***

***'Article 37a***

***Framework for Circular Economy***

***In order to support the objectives of this Directive as defined in Article 1, and not later than 31 December 2018, the Commission shall: draw up an impact report to identify legislations whose interactions hamper the development of synergies between different industries and prevent the subsequent use of by-products and the preparation for reuse and recycling of waste for specific***

*applications. This report may be accompanied by a legislative proposal, if appropriate, or by a guidance on how to remove identified barriers and how to unleash the market potential of by-products and secondary raw materials.'*

Or. en

### *Justification*

*Currently there is a lack of implementation of existing EU legislation but also contradicting messages (for example Directive 2009/28/EC). Guidance is needed, obstacles created by conflicting legislations involved in the wider possible context of the Circular Economy need to be solved and granting the same market opportunities of primary to secondary raw materials produced for instance from by-products and waste. The industrial symbiosis and synergies between different sectors are faced with different European legislation, other than waste for instance, that are sometimes contradictive, hampering the market access for secondary raw materials and hindering the development of a true Circular Economy.*

**Amendment 1277**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 21 a (new)**  
Directive 2008/98/EC  
Article 37 a (new)

*Text proposed by the Commission*

*Amendment*

*(21a) The following Article is inserted:  
'Article 37a*

*Coherent Circular Economy Framework*  
*In order to achieve the objectives of this Directive as defined in Article 1, the Commission shall, by 2020, examine the consistency, coherence and synergies between the Union's regulatory frameworks for products, waste, climate, energy, chemicals, bio-economy and agriculture and come forward with legislative proposals where appropriate.'*

Or. en



*Justification*

*In view of the EU's commitment to move towards a circular economy, it is clear that the consistency, coherence and synergies between various regulatory frameworks need to be addressed.*

**Amendment 1278**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 22**  
Directive 2008/98/EC  
Article 38 – title

*Present text*

"Interpretation and adaptation to technical progress"

*Amendment*

**"Exchange of best practices and information**, interpretation and adaptation to technical progress"

Or. en

*Justification*

*There is a significant scope for exchange of best practices and information in this Directive on various issues (e.g. for enabling all Member States to achieve the targets). It should therefore be explicitly addressed.*

**Amendment 1279**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 22**  
Directive 2008/98/EC  
Article 38 – paragraph -1 (new)

*Text proposed by the Commission*

*Amendment*

**- 1. The Commission shall establish a platform for a regular and structured exchange of best practices and information between the Commission and the Member States on the practical implementation of the requirements of this Directive. This exchange will**

*contribute to ensure adequate governance, enforcement, cross-border cooperation, the exchange of best practices such as innovation deals, as well as peer review. Furthermore, the platform should incentivise frontrunners and enable leapfrogging. The Commission shall make the results of the platform available to the public.*

Or. en

*Justification*

*There is a significant scope for exchange of best practices and information in this Directive on various issues (e.g. for enabling all Member States to achieve the targets). It should therefore be explicitly addressed.*

**Amendment 1280**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 22 a (new)**

Directive 2000/98/EC

Article 38 – paragraph 1

*Text proposed by the Commission*

*Amendment*

**1. The Commission may develop guidelines for the interpretation of the definitions of recovery and disposal.**

**deleted**

*The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to specify the application of the formula for incineration facilities referred to in point R1 of Annex II. Local climatic conditions may be taken into account, such as the severity of the cold and the need for heating insofar as they influence the amounts of energy that can technically be used or produced in the form of electricity, heating, cooling or processing steam. Local conditions of the outermost regions as recognised in the third subparagraph of Article 349 of the Treaty on the Functioning of the*

*European Union and of the territories mentioned in Article 25 of the 1985 Act of Accession may also be taken into account.*

Or. en

**Amendment 1281**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 22**

Directive 2000/98/EC

Article 38 – paragraph 1 – subparagraph 1

*Text proposed by the Commission*

*Amendment*

**1. The Commission may develop guidelines for the interpretation of the definitions of recovery and disposal.**

*deleted*

Or. en

**Amendment 1282**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Anneli Jäätteenmäki, Jan Huitema, José Inácio Faria, Pavel Telička**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 22**

Directive 2008/98/EC

Article 38 – paragraph 1 – subparagraph 1

*Text proposed by the Commission*

*Amendment*

**1. The Commission may develop guidelines for the interpretation of the definitions of recovery and disposal.**

**1. The Commission may, *in consultation with Member States*, develop guidelines for the interpretation of the definitions of *waste, prevention, re-use, preparing for re-use*, recovery and disposal.**

Or. en

**Amendment 1283**  
**Kateřina Konečná**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 22**  
Directive 2008/98/EC  
Article 38 – paragraph 1 – subparagraph 1

*Text proposed by the Commission*

1. The Commission may develop guidelines for the interpretation of the definitions of recovery and disposal.

*Amendment*

1. The Commission may develop guidelines for the interpretation of the definitions of **waste, prevention, re-use**, recovery and disposal.

*(This amendment applies throughout the text.)*

Or. en

**Amendment 1284**  
**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 22**  
Directive 2000/98/EC  
Article 38 – paragraph 1 – subparagraph 2

*Text proposed by the Commission*

The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to specify the application of the formula for incineration facilities referred to in point R1 of Annex II. Local climatic conditions **may** be taken into account, such as the severity of the cold and the need for heating insofar as they influence the amounts of energy that can technically be used or produced in the form of electricity, heating, cooling or processing steam. Local conditions of the outermost regions as recognised in the third subparagraph of Article 349 of the Treaty on the Functioning of the European Union and of the territories mentioned in Article 25 of the 1985 Act of Accession **may** also be

*Amendment*

The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to specify the application of the formula for incineration facilities referred to in point R1 of Annex II. Local climatic conditions **shall** be taken into account, such as the severity of the cold and the need for heating insofar as they influence the amounts of energy that can technically be used or produced in the form of electricity, heating, cooling or processing steam. Local conditions of the outermost regions as recognised in the third subparagraph of Article 349 of the Treaty on the Functioning of the European Union and of the territories mentioned in Article 25 of the 1985 Act of Accession **shall** also

taken into account.

be taken into account.

Or. en

**Amendment 1285**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Jan Huitema, José Inácio Faria, Pavel Telička**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 22**

Directive 2008/98/EC

Article 38 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***1a. In order to ensure adequate governance, enforcement, cross-border cooperation and the exchange of best practices, the Commission shall organise a regular exchange of information between Member States on the practical implementation of the requirements laid down in this Directive.***

Or. en

**Amendment 1286**

**Birgit Collin-Langen, Sabine Verheyen**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 22**

Directive 2008/98/EC

Article 38 – paragraph 2

*Text proposed by the Commission*

*Amendment*

***(2) The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to amend Annexes I to V in the light of scientific and technical progress.***

***deleted***

Or. de

## Amendment 1287

Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini

### Proposal for a directive

#### Article 1 – paragraph 1 – point 22

Directive 2000/98/EC

Article 38 – paragraph 2

#### *Text proposed by the Commission*

2. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to amend Annexes I to V in the light of scientific and technical progress.

#### *Amendment*

2. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to amend Annexes I to **Va** in the light of scientific and technical progress.

Or. en

## Amendment 1288

Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini

### Proposal for a directive

#### Article 1 – paragraph 1 – point 23

Directive 2008/98/EC

Article 38a – paragraph 2

#### *Text proposed by the Commission*

2. The power to adopt the delegated acts referred to in Articles 5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) shall be conferred on the Commission for **an indeterminate** period of **time** from [enter date of entry into force of this Directive].

#### *Amendment*

2. The power to adopt the delegated acts referred to in Articles 11a(3)(b), 38(2) and 38(3) shall be conferred on the Commission for **a** period of **five years** from [enter date of entry into force of this Directive].

Or. en

## Amendment 1289

Susanne Melior, Karin Kadenbach, Jo Leinen

### Proposal for a directive

#### Article 1 – paragraph 1 – point 23

Directive 2008/98/EC

Article 38a – paragraph 2

*Text proposed by the Commission*

(2) The power to adopt the delegated acts referred to in Articles 5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) shall be conferred on the Commission for an indeterminate period of time from [enter date of entry into force of this Directive].

*Amendment*

(2) The power to adopt the delegated acts referred to in Articles 5(2), 6(2), 7(1), **9(4a)**, 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) shall be conferred on the Commission for an indeterminate period of time from [enter date of entry into force of this Directive].

Or. de

**Amendment 1290**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 23**

Directive 2000/98/EC

Article 38a – paragraph 3

*Text proposed by the Commission*

3. The delegation of power referred to in Articles **5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1)**, 38(2) and 38(3) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

*Amendment*

3. The delegation of power referred to in Articles **11a (3)(b)**, 38(2) and 38(3) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Or. en

**Amendment 1291**

**Susanne Melior, Karin Kadenbach, Jo Leinen**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 23**

*Text proposed by the Commission*

(3) The delegation of power referred to in Articles 5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

*Amendment*

(3) The delegation of power referred to in Articles 5(2), 6(2), 7(1), **9(4a)**, 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

Or. de

**Amendment 1292**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 23**

Directive 2000/98/EC

Article 38a – paragraph 5

*Text proposed by the Commission*

5. A delegated act adopted pursuant to Articles **5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1)**, 38(2) and 38(3) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

*Amendment*

5. A delegated act adopted pursuant to Articles **11a(3)(b)**, 38(2) and 38(3) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Or. en



## **Amendment 1293**

**Susanne Melior, Karin Kadenbach, Jo Leinen**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 23**

Directive 2008/98/EC

Article 38a – paragraph 5

#### *Text proposed by the Commission*

(5) A delegated act adopted pursuant to Articles 5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

#### *Amendment*

(5) A delegated act adopted pursuant to Articles 5(2), 6(2), 7(1), **9(4a)**, 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

Or. de

## **Amendment 1294**

**Davor Škrlec**

### **Proposal for a directive**

#### **Article 1 – paragraph 1 – point 24 a (new)**

Directive 2008/98/EC

Annex II – point R1 – footnote

#### *Text proposed by the Commission*

R 1 Use principally as a fuel or other means to generate energy <sup>35</sup>

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<sup>35</sup> This includes incineration facilities dedicated to the processing of municipal

#### *Amendment*

**(24a) In Annex II, the footnote to point R1 is replaced as follows:**

'R 1 Use principally as a fuel or other means to generate energy <sup>35</sup>

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<sup>35</sup> This includes incineration facilities dedicated to the processing of municipal

solid waste only where their energy efficiency is equal to or above:

- 0,60 for installations in operation and permitted in accordance with applicable Community legislation before 1 January 2009,
- 0,65 for installations permitted after 31 December 2008,

using the following formula:

$$\text{Energy efficiency} = (E_p - (E_f + E_i)) / (0,97 \times (E_w + E_f))$$

In which:

$E_p$  means annual energy produced as heat or electricity. It is calculated with energy in the form of electricity being multiplied by 2,6 and heat produced for commercial use multiplied by 1,1 (GJ/year)

$E_f$  means annual energy input to the system from fuels contributing to the production of steam (GJ/year)

$E_w$  means annual energy contained in the treated waste calculated using the net calorific value of the waste (GJ/year)

$E_i$  means annual energy imported excluding  $E_w$  and  $E_f$  (GJ/year)

0,97 is a factor accounting for energy losses due to bottom ash and radiation.

This formula shall be applied in accordance with the reference document on Best Available Techniques for waste incineration.

***The energy efficiency formula value will be multiplied by a climate correction factor (CCF) as shown below:***

***1. CCF for installations in operation and permitted in accordance with applicable Union legislation before 1 September 2015.***

$$CCF = 1 \text{ if } HDD \geq 3\,350$$

$$CCF = 1,25 \text{ if } HDD \leq 2\,150$$

$$CCF = - (0,25 / 1\,200) \times HDD + 1,698$$

solid waste only where their energy efficiency is equal to or above:

- 0,60 for installations in operation and permitted in accordance with applicable Community legislation before 1 January 2009,
- 0,65 for installations permitted after 31 December 2008,

using the following formula:

$$\text{Energy efficiency} = (E_p - (E_f + E_i)) / (0,97 \times (E_w + E_f))$$

In which:

$E_p$  means annual energy produced as heat or electricity. It is calculated with energy in the form of electricity being multiplied by 2,6 and heat produced for commercial use multiplied by 1,1 (GJ/year)

$E_f$  means annual energy input to the system from fuels contributing to the production of steam (GJ/year)

$E_w$  means annual energy contained in the treated waste calculated using the net calorific value of the waste (GJ/year)

$E_i$  means annual energy imported excluding  $E_w$  and  $E_f$  (GJ/year)

0,97 is a factor accounting for energy losses due to bottom ash and radiation.

This formula shall be applied in accordance with the reference document on Best Available Techniques for waste incineration.'

*when  $2\,150 < HDD < 3\,350$*

**2. CCF for installations permitted after 31 August 2015 and for installations under 1 after 31 December 2029:**

*CCF = 1 if  $HDD \geq 3\,350$*

*CCF = 1,12 if  $HDD \leq 2\,150$*

*CCF =  $-(0,12/1\,200) \times HDD + 1,335$   
when  $2\,150 < HDD < 3\,350$*

*(The resulting value of CCF will be rounded at three decimal places).*

*The value of HDD (Heating Degree Days) should be taken as the average of annual HDD values for the incineration facility location, calculated for a period of 20 consecutive years before the year for which CCF is calculated. For the calculation of the value of HDD the following method established by Eurostat should be applied: HDD is equal to  $(18\text{ °C} - T_m) \times d$  if  $T_m$  is lower than or equal to  $15\text{ °C}$  (heating threshold) and is nil if  $T_m$  is greater than  $15\text{ °C}$ ; where  $T_m$  is the mean  $(T_{min} + T_{max})/2$  outdoor temperature over a period of  $d$  days. Calculations are to be executed on a daily basis ( $d = 1$ ), added up to a year.*

Or. en

#### *Justification*

*In 2008, an energy efficiency formula was adopted to distinguish between incineration facilities that qualify as energy recovery and those that do not. In 2015, the Commission adopted a "climate correction factor" for the energy efficiency formula in comitology to benefit incineration facilities in Southern countries. As a result, 41% of incinerators that were previously considered to be disposal plants are now considered to be energy recovery. This massive upgrade of almost half of all incinerators with low efficiency in energy recovery is not justified and should be reverted.*

**Amendment 1295**  
**Elisabetta Gardini**

**Proposal for a directive**  
**Article 1 – paragraph 1 – point 24 a (new)**

Directive 2008/98/EC  
Annex II – point R13 a (new)

*Text proposed by the Commission*

*Amendment*

***(24a) In Annex II, the following point is inserted:***

***“R13 a: preposition for re-use.”***

Or. en

*Justification*

*The specific recovery operation should be introduced in the Annex II in order to reach more coherence with the definition “preparation for re-use” in the article 3*

**Amendment 1296**

**Simona Bonafè, Massimo Paolucci, Damiano Zoffoli, Renata Briano, Nicola Caputo, Elena Gentile**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 24 a (new)**

Directive 2008/98/EC

Annex IV a (new)

*Text proposed by the Commission*

*Amendment*

***(24a) Annex IVa is inserted in accordance with the Annex to this Directive.***

Or. en

**Amendment 1297**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Jan Huitema, José Inácio Faria, Pavel Telička**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 24 a (new)**

Directive 2008/98/EC

Annex IV a (new)

*Text proposed by the Commission*

*Amendment*

***(24a) Annex IVa is inserted in***

*accordance with the Annex to this Directive.*

Or. en

**Amendment 1298**

**Davor Škrlec**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 24 a (new)**

Directive 2008/98/EC

Annex IV a (new)

*Text proposed by the Commission*

*Amendment*

*(24a) Annex IVa is inserted in accordance with the Annex to this Directive.*

Or. en

**Amendment 1299**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 1 – paragraph 1 – point 25**

Directive 2008/98/EC

Annex VI – paragraph 25

*Text proposed by the Commission*

*Amendment*

(25) *Annex VI is added* in accordance with the *Annex* to this Directive.

(25) *Annexes IVa and VI are inserted* in accordance with the *Annexes* to this Directive.

Or. en

**Amendment 1300**

**Jadwiga Wiśniewska, Bolesław G. Piecha**

**Proposal for a directive**

**Article 2 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [insert date ***eighteen*** months after the entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

*Amendment*

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [insert date ***thirty-six*** months after the entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

Or. pl

*Justification*

*Eighteen months is far too short a space of time in which to bring such a complicated set of provisions into force. The time limit for the package as a whole therefore needs to be extended to 36 months.*

**Amendment 1301**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Article 2 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [insert date ***eighteen*** months after the entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

*Amendment*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [insert date ***thirty-six*** months after the entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

Or. en

**Amendment 1302**

**Kateřina Konečná**

**Proposal for a directive**

**Article 2 – paragraph 1 – subparagraph 1**

*Text proposed by the Commission*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [insert date ***eighteen*** months after the entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

*Amendment*

1. Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [insert date ***twenty four*** months after the entry into force of this Directive] at the latest. They shall forthwith communicate to the Commission the text of those provisions.

Or. en

**Amendment 1303**

**Jean-François Jalkh, Mireille D'Ornano, Sylvie Goddyn, Matteo Salvini**

**Proposal for a directive**

**Annex -I (new)**

Directive 2008/98/EC

Annex IVa (new)

*Text proposed by the Commission*

*Amendment*

***(-I) The following Annex IVa is inserted:***

***“Annex IVa***

***“Thresholds of impurities per waste stream for the purpose of Article 11a(3)(b)”***

***(This Annex to be filled up with the figures established by the Commission through delegated acts according to Article 37 (2).)***

Or. en

**Amendment 1304**

**Nils Torvalds, Fredrick Federley, Gerben-Jan Gerbrandy, Catherine Bearder, Frédérique Ries, Ulrike Müller, Jan Huitema, José Inácio Faria, Pavel Telička**

**Proposal for a directive**

**Annex -I (new)**

Directive 2008/98/EC

Annex IV a (new)

**(-I) The following Annex IVa is inserted:**

**'Annex IVa**

**Instruments to promote a shift to a more circular economy.**

**1. Economic instruments:**

**1.1 progressive increase of landfill taxes and/or fees for all categories of waste (municipal, inert, others);**

**1.2 introduction or increase of incineration taxes and/or fees or specific bans for incineration of recyclable waste;**

**1.3 progressive extension to the whole territory of Member States of 'pay-as-you-throw' systems incentivising municipal waste producers to reduce, re-use and recycle their waste;**

**1.4 measures to improve the cost efficiency of existing and forthcoming producer responsibility schemes;**

**1.5 extension of the scope of the producer responsibility schemes to new waste streams;**

**1.6 economic incentives for local authorities to promote prevention, develop and intensify separate collection schemes;**

**1.7 measures to support the development of the re-use sector;**

**1.8 measures to suppress subsidies not consistent with the waste hierarchy.**

**2. Further measures:**

**2.1 public procurement;**

**2.2 technical and fiscal measures to support the development of markets for re-used products and recycled (including composted) materials as well as to improve the quality of recycled materials;**

**2.3 measures to increase public awareness of proper waste management**



*and litter reduction, including ad hoc campaigns to ensure waste reduction at a source and a high level of participation in the separate collection schemes;*

*2.4 measures to ensure an appropriate coordination, including by digital means, between all competent public authorities involved in waste management, and the involvement of other key stakeholders;*

*2.5 use of the European Structural and Investment Funds in order to finance the development of the waste management infrastructure needed to meet the relevant targets;*

*2.6 creation of communication platforms to foster exchange of best practices between industries and Member States;*

*2.7 any relevant alternative or additional measures aiming at meeting the same purpose.'*

Or. en

**Amendment 1305**

**Simona Bonafè, Massimo Paolucci, Damiano Zoffoli, Renata Briano, Nicola Caputo, Elena Gentile**

**Proposal for a directive**

**Annex -I (new)**

Directive 2008/98/EC

Annex IVa (new)

*Text proposed by the Commission*

*Amendment*

**(-I) The following Annex IVa is inserted:**

**'Annex IVa**

***Instruments to promote a shift to a more circular economy.***

**1. Economic instruments:**

**1.1 progressive increase of landfill taxes and/or fees for all categories of waste (municipal, inert, others);**

*1.2 introduction or increase of incineration taxes and/or fees or specific bans for incineration of recyclable waste;*

*1.3 progressive extension to the whole territory of Member States of 'pay-as-you-throw' systems incentivising municipal waste producers to reduce, re-use and recycle their waste;*

*1.4 measures to improve the cost efficiency of existing and forthcoming producer responsibility schemes*

*1.5 extension of the scope of the producer responsibility schemes to new waste streams;*

*1.6 economic incentives for local authorities to promote prevention, develop and intensify separate collection schemes;*

*1.7 measures to support the development of the re-use sector;*

*1.8 measures to suppress harmful subsidies not consistent with the waste hierarchy.*

*2. Further measures:*

*2.1 technical and fiscal measures to support the development of markets for re-used products and recycled (including composted) materials as well as to improve the quality of recycled materials;*

*2.2 measures to increase public awareness of proper waste management and litter reduction, including ad-hoc campaigns to ensure waste reduction at source and a high level of participation in the separate collection schemes;*

*2.3 measures to ensure an appropriate coordination, including by digital means, between all competent public authorities involved in waste management, and the involvement of other key stakeholders;*

*2.4 use of the European Structural and Investment Funds in order to finance the development of the waste management infrastructure needed to meet the relevant targets;*

*2.5 creation of communication platforms to foster exchange of best practices between industries and also Member States;*

*2.6 any relevant alternative or additional measures aiming at meeting the same purpose.'*

Or. en

**Amendment 1306**  
**Davor Škrlec**

**Proposal for a directive**  
**Annex -I (new)**  
Directive 2008/98/EC  
Annex IVa (new)

*Text proposed by the Commission*

*Amendment*

*(-I) The following Annex IVa is inserted:*

*'Annex IVa*

*Economic instruments to support this shall include:*

- progressive increase of landfill levies for all categories of waste (municipal, inert, others);*
- introduction or increase of incineration levies;*
- progressive extension to the whole territory of Member States of 'pay-as-you-throw' systems;*
- green levies or advanced disposal fees to apply to specific products where producer responsibility programs are not in place;*
- market restrictions for single-use and non-recyclable products and packaging;*
- deposit return and other systems incentivising municipal waste producers and economic operators to reduce, re-use and recycle their waste;*

- *measures to support the development of the re-use sector; and*
- *measures to suppress harmful subsidies not consistent with the waste hierarchy. '*

Or. en

(Referring to the Article 4 - paragraph 3 - subparagraph 2)

*Justification*

*This amendments seeks to further strengthen amendment 60 by the rapporteur. The aim of the amendment is to provide list of examples for economic instruments.*

**Amendment 1307**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Annex I – paragraph 1**  
Directive 2008/98/EC  
Annex VI – title

*Text proposed by the Commission*

*Amendment*

*Calculation method for preparing for re-use of products and components for the purpose of Article 11(2)(c) and (d) and Article 11 (3)*      **deleted**

Or. en

*Justification*

*The targets laid down in Article 11 should focus exclusively on recycling and should be brought back to the level of the original 2014 Commission proposal. A combined target "preparation for reuse and recycling" and even allowing reuse to be accounted for achieving the targets put forward in Article 11, is not desirable for following main reasons: 1) one of the key goals of the revision of the waste legislation is to obtain a clear and accurate insight in what is indeed recycled (i.e. the call for one calculation method). A combined target would undermine this goal; 2) allowing to account for reuse and preparation for reuse in achieving the targets weakens the ambition level; 3) setting concrete quantitative targets at Member State level for reuse/preparation for reuse can encourage and facilitate the opportunities for local job creation. While acknowledging the difference in status of reuse versus preparation for reuse (non-waste versus waste), it is obvious that both actions are intrinsically linked and*

*work towards the same goal, i.e. reuse. Therefore, both actions are combined in a new Article 9a, while the targets in Article 11 focus exclusively on recycling.*

**Amendment 1308**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Annex I – paragraph 2**  
Directive 2008/98/EC  
Annex VI – paragraph 1 – introductory part

*Text proposed by the Commission*

*Amendment*

In order to calculate the adjusted rate of recycling **and preparation for re-use** in accordance with Article 11(2)(c) and (d) **and Article 11(3)**, Member States shall use the following formula:

**Calculation method:**

In order to calculate the adjusted rate of recycling in accordance with Article 11(2)(c) and (d), Member States shall use the following formula:

Or. en

*Justification*

*The targets laid down in Article 11 should focus exclusively on recycling and should be brought back to the level of the original 2014 Commission proposal. A combined target "preparation for reuse and recycling" and even allowing reuse to be accounted for achieving the targets put forward in Article 11, is not desirable for following main reasons: 1) one of the key goals of the revision of the waste legislation is to obtain a clear and accurate insight in what is indeed recycled (i.e. the call for one calculation method). A combined target would undermine this goal; 2) allowing to account for reuse and preparation for reuse in achieving the targets weakens the ambition level; 3) setting concrete quantitative targets at Member State level for reuse/preparation for reuse can encourage and facilitate the opportunities for local job creation. While acknowledging the difference in status of reuse versus preparation for reuse (non-waste versus waste), it is obvious that both actions are intrinsically linked and work towards the same goal, i.e. reuse. Therefore, both actions are combined in a new Article 9a, while the targets in Article 11 focus exclusively on recycling.*

**Amendment 1309**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Annex I – paragraph 1**  
Directive 2008/98/EC  
Annex VI – paragraph 1 – variable E

*Text proposed by the Commission*

E: adjusted recycling **and re-use** rate  
in a given year;

*Amendment*

E: adjusted recycling rate in a given  
year;

Or. en

*Justification*

*The targets laid down in Article 11 should focus exclusively on recycling and should be brought back to the level of the original 2014 Commission proposal. A combined target "preparation for reuse and recycling" and even allowing reuse to be accounted for achieving the targets put forward in Article 11, is not desirable for following main reasons: 1) one of the key goals of the revision of the waste legislation is to obtain a clear and accurate insight in what is indeed recycled (cf. the call for one calculation method). A combined target would undermine this goal; 2) allowing to account for reuse and preparation for reuse in achieving the targets weakens the ambition level; 3) setting concrete quantitative targets at Member State level for reuse/preparation for reuse can encourage and facilitate the opportunities for local job creation. While acknowledging the difference in status of reuse versus preparation for reuse (non-waste versus waste), it is obvious that both actions are intrinsically linked and work towards the same goal, i.e. reuse. Therefore, both actions are combined in a new Article 9a, while the targets in Article 11 focus exclusively on recycling.*

**Amendment 1310**  
**Giovanni La Via, Aldo Patriciello, Alberto Cirio**

**Proposal for a directive**  
**Annex I – paragraph 1**  
Directive 2008/98/EC  
Annex VI – paragraph 1 – variable A

*Text proposed by the Commission*

A: weight of municipal waste recycled  
or prepared for re-use in a given year;

*Amendment*

A: weight of municipal waste **and  
waste oils** recycled or prepared for re-use  
in a given year;

Or. en

*Justification*

*The calculation method should apply to waste oils too.*

**Amendment 1311**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Annex I – paragraph 1**  
Directive 2008/98/EC  
Annex VI – paragraph 1 – variable A

*Text proposed by the Commission*

*Amendment*

A: weight of municipal waste recycled  
*or prepared for re-use* in a given year;

A: weight of municipal waste recycled  
in a given year;

Or. en

*Justification*

*The targets laid down in Article 11 should focus exclusively on recycling and should be brought back to the level of the original 2014 Commission proposal. A combined target "preparation for reuse and recycling" and even allowing reuse to be accounted for achieving the targets put forward in Article 11, is not desirable for following main reasons: 1) one of the key goals of the revision of the waste legislation is to obtain a clear and accurate insight in what is indeed recycled (cf. the call for one calculation method). A combined target would undermine this goal; 2) allowing to account for reuse and preparation for reuse in achieving the targets weakens the ambition level; 3) setting concrete quantitative targets at Member State level for reuse/preparation for reuse can encourage and facilitate the opportunities for local job creation. While acknowledging the difference in status of reuse versus preparation for reuse (non-waste versus waste), it is obvious that both actions are intrinsically linked and work towards the same goal, i.e. reuse. Therefore, both actions are combined in a new Article 9a, while the targets in Article 11 focus exclusively on recycling.*

**Amendment 1312**  
**Mark Demesmaeker**

**Proposal for a directive**  
**Annex I – paragraph 1**  
Directive 2008/98/EC  
Annex VI – paragraph 1 – variable R

*Text proposed by the Commission*

*Amendment*

**R:** *weight of products and components prepared for re-use in a given year;* **deleted**

Or. en

*Justification*

*The targets laid down in Article 11 should focus exclusively on recycling and should be brought back to the level of the original 2014 Commission proposal. A combined target "preparation for reuse and recycling" and even allowing reuse to be accounted for achieving the targets put forward in Article 11, is not desirable for following main reasons: 1) one of the key goals of the revision of the waste legislation is to obtain a clear and accurate insight in what is indeed recycled (cf. the call for one calculation method). A combined target would undermine this goal; 2) allowing to account for reuse and preparation for reuse in achieving the targets weakens the ambition level; 3) setting concrete quantitative targets at Member State level for reuse/preparation for reuse can encourage and facilitate the opportunities for local job creation. While acknowledging the difference in status of reuse versus preparation for reuse (non-waste versus waste), it is obvious that both actions are intrinsically linked and work towards the same goal, i.e. reuse. Therefore, both actions are combined in a new Article 9a, while the targets in Article 11 focus exclusively on recycling.*

**Amendment 1313**

**Giovanni La Via, Aldo Patriciello**

**Proposal for a directive**

**Annex I – paragraph 1**

Directive 2008/98/EC

Annex VI – paragraph 1 – variable R

*Text proposed by the Commission*

*Amendment*

**R:** *weight of products and components prepared for re-use in a given year;*

**R:** *weight of products and components prepared for re-use in a given year; \* **R does not apply to waste oils (R=0)***

Or. en

*Justification*

*The calculation method should apply to waste oils too.*



**Amendment 1314**  
**Giovanni La Via, Aldo Patriciello, Alberto Cirio**

**Proposal for a directive**  
**Annex I – paragraph 1**  
Directive 2008/98/EC  
Annex VI – paragraph 1 – variable P

*Text proposed by the Commission*

P: weight of municipal waste  
generated in a given year.

*Amendment*

P: weight of municipal waste ***and***  
***waste oils*** generated in a given year.

Or. en

*Justification*

*The calculation method should apply to waste oils too.*