



2015/0275(COD)

18.7.2016

AMENDMENTS

71 - 346

Draft opinion

Miroslav Poche

(PE582.196v01-00)

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 71

Notis Marias
Proposal for a directive
Citation 1 a (new)

Text proposed by the Commission

Amendment

having regard to the Protocol (No. 2) of the TEU on the application of the principles of subsidiarity and proportionality,

Or. el

Amendment 72 Pervenche Berès, Edouard Martin

Proposal for a directive
Recital 1

Text proposed by the Commission

Amendment

(1) Waste management in the Union should be improved, with a view to protecting, preserving and improving the quality of the environment, protecting human health, ensuring prudent and rational utilisation of natural resources and promoting a more circular economy.

(1) Waste management, ***transformation and use*** in the Union should be improved, with a view to protecting, preserving and improving the quality of the environment, protecting human health, ensuring prudent and rational utilisation of natural resources and promoting a more circular economy, ***a better management of raw material, while making the economy less dependent on importations, reducing the energy dependency of the EU, providing new economic opportunities, new markets and promoting the creation of local jobs.***

Or. en

Amendment 73 José Blanco López, Soledad Cabezón Ruiz, Inmaculada Rodríguez-Piñero Fernández

Proposal for a directive

Recital 1

Text proposed by the Commission

(1) Waste management in the Union should be improved, with a view to protecting, preserving and improving the quality of the environment, protecting human health, ensuring prudent and rational utilisation of natural resources and promoting a more circular economy.

Amendment

(1) Waste management in the Union should be improved, with a view to protecting, preserving and improving the quality of the environment, protecting human health, ensuring prudent and rational utilisation of natural resources, promoting a more circular economy, ***increasing energy efficiency and reducing the Union's dependence.***

Or. es

Amendment 74

Anna Záborská, Francesc Gambús, Herbert Reul

Proposal for a directive

Recital 1

Text proposed by the Commission

(1) Waste management in the Union should be improved, with a view to protecting, preserving and improving the quality of the environment, protecting human health, ensuring prudent and rational utilisation of natural resources and promoting a ***more*** circular economy.

Amendment

(1) Waste management in the Union should be improved, with a view to protecting, preserving and improving the quality of the environment, protecting human health, ensuring prudent and rational utilisation of natural resources and promoting a ***truly*** circular economy.

Or. fr

Amendment 75

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The circular economy sector has an enormous job creation potential.

Member States should ensure that labour standards are not lowered as a result of the resource transition, which should be based on the creation of quality jobs.

Or. en

Amendment 76
Pervenche Berès, Edouard Martin

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) The targets laid down in Directive 2008/98/EC of the European Parliament and of the Council¹⁴ for preparing for re-use and recycling of waste should be amended to make them better reflect the Union's ambition to move to a circular economy.

¹⁴ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3).

Amendment

(2) The targets laid down in Directive 2008/98/EC of the European Parliament and of the Council¹⁴ for preparing for re-use and recycling of waste should be amended to make them better reflect the Union's ambition to move to a circular economy, *by taking the necessary measures to ensure that the waste can be considered as a useful resource for this transition.*

¹⁴ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3).

Or. en

Amendment 77
Anna Záborská, Francesc Gambús, Herbert Reul

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) The targets laid down in Directive 2008/98/EC of the European Parliament

Amendment

(2) The targets laid down in Directive 2008/98/EC of the European Parliament

and of the Council¹⁴ for preparing for re-use and recycling of waste should be amended to make them better reflect the Union's ambition to move to *a* circular economy.

¹⁴ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3).

and of the Council¹⁴ for preparing for re-use and recycling of waste should be amended to make them better reflect the Union's ambition to move to *an efficient* circular economy.

¹⁴ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3).

Or. fr

Amendment 78

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 2

Text proposed by the Commission

(2) The targets laid down in Directive 2008/98/EC of the European Parliament and of the Council¹⁴ for preparing for re-use and recycling of waste should be *amended to make them better reflect the Union's ambition to move to a circular economy.*

¹⁴ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3).

Amendment

(2) The targets laid down in Directive 2008/98/EC of the European Parliament and of the Council¹⁴ for preparing for re-use and recycling of waste should be *first reached to a satisfactory extent in order that new targets can be set.*

¹⁴ Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (OJ L 312, 22.11.2008, p. 3).

Or. en

Amendment 79

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo

Proposal for a directive

Recital 3

Text proposed by the Commission

(3) Many Member States have yet to develop the necessary waste management infrastructure. It is therefore essential to set long-term policy objectives in order to guide measures and investments, notably by preventing the creation of structural overcapacities for the treatment of residual waste and lock-ins of recyclable materials at the bottom of the waste hierarchy.

Amendment

(3) Many Member States have yet to develop the necessary waste management infrastructure. It is therefore essential to set long-term policy objectives ***and financial and political support*** in order to guide measures and investments, notably by preventing the creation of structural overcapacities for the treatment of residual waste ***or for landfilling*** and lock-ins of recyclable materials at the bottom of the waste hierarchy. ***In this context it is also essential to use the European Structural and Investment Funds in order to finance the development of the waste management infrastructure needed to meet the relevant targets.***

Or. en

Amendment 80
Pervenche Berès

Proposal for a directive
Recital 3

Text proposed by the Commission

(3) ***Many*** Member States ***have yet*** to develop the necessary waste management infrastructure. It is therefore essential to set long-term policy objectives in order to guide measures and investments, notably by preventing the creation of structural overcapacities for the treatment of residual waste and lock-ins of recyclable materials at the bottom of the waste hierarchy.

Amendment

(3) ***It is therefore essential for some*** Member States ***to revise their existing waste prevention programmes in light of the new provisions of this Directive and to adapt their investments*** to develop the necessary waste management infrastructure. It is therefore essential to set long-term policy objectives in order to guide measures and investments, notably by preventing the creation of structural overcapacities for the treatment of residual waste and lock-ins of recyclable materials at the bottom of the waste hierarchy.

Or. en

Amendment 81
Neoklis Sylikiotis, Sofia Sakorafa

Proposal for a directive
Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) *The different starting positions in the Member States with regard to the progressive increase in the targets mean that different levels of effort will be required to achieve the goals set. Consequently, the Member States should be accorded the necessary time flexibility to guarantee the feasibility of complying with these targets.*

Or. en

Amendment 82
Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo

Proposal for a directive
Recital 3 b (new)

Text proposed by the Commission

Amendment

(3b) *The EU should increase the resources at the Member States' disposal to support them in making the necessary investments in order to achieve the goals set.*

Or. en

Amendment 83
Anna Záborská, Francesc Gambús, Henna Virkkunen

Proposal for a directive
Recital 5

Text proposed by the Commission

Amendment

(5) Definitions of municipal waste,

(5) Definitions of municipal waste,

construction and demolition waste, the final recycling process, and **backfilling** need to be included in Directive 2008/98/EC so that the scope of these concepts is clarified.

commercial and industrial waste, construction and demolition waste, the final recycling process, **backfilling**, **littering** and **marine litter** need to be included in Directive 2008/98/EC so that the scope of these concepts is clarified.

Or. fr

Amendment 84

Henna Virkkunen, Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) The coherence between Directive 2008/98/EC on waste and related Union legislation such as Directive 2009/28/EC of the European Parliament and of the Council^{1a} and Regulation (EC) No 1907/2006 of the European Parliament and of the Council^{1b} should be ensured. In particular, coherent interpretation and application of the definitions of "waste", "waste hierarchy" and "by-product" should be ensured under these legislative acts.

^{1a} **Directive 2009/28/EC of the European Parliament and of the Council of 23 April 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing Directives 2001/77/EC and 2003/30/EC (OJ L 140, 5.6.2009, p. 16).**

^{1b} **Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH), establishing a European Chemicals Agency, amending Directive 1999/45/EC and repealing Council Regulation (EEC) No 793/93 and Commission Regulation**

(EC) No 1488/94 as well as Council Directive 76/769/EEC and Commission Directives 91/155/EEC, 93/67/EEC, 93/105/EC and 2000/21/EC (OJ L 396, 30.12.2006, p. 1).

Or. en

Amendment 85
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 6

Text proposed by the Commission

(6) *To ensure that recycling targets are based on reliable and comparable data and to enable more effective monitoring of progress in attaining those targets, the definition of municipal waste in Directive 2008/98/EC should be in line with the definition used for statistical purposes by the European Statistical Office and the Organisation for Economic Co-operation and Development, on the basis of which Member States have been reporting data for several years.* The definition of municipal waste in this Directive is neutral with regard to the public or private status of the operator managing waste.

Amendment

(6) The definition of municipal waste in this Directive is neutral with regard to the public or private status of the operator managing waste.

Or. en

Amendment 86
Pervenche Berès, Edouard Martin

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Member States should put in place adequate incentives for the application of

Amendment

(7) Member States should put in place adequate incentives for the application of

the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes, *minimum recycled content obligations; direct price support schemes, internalisation of positive and negative externalities linked to recycling and primary raw materials, investment aid, tax levies, reduction or exemptions - notably policy of zero or extremely low VAT on the repair, materials for repairing, and sale of second hand products , tax refunds*, and incentives for local authorities.

Or. en

Amendment 87

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Recital 7

Text proposed by the Commission

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Amendment

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities. ***In order to contribute to the objectives laid down in this Directive, Member States should make use of instruments or measures as contained in Annex VIa. Member States should take such measures which will help to achieve a high quality of sorted material.***

Or. en

Amendment 88
Françoise Grossetête

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, *extended producer responsibility* schemes and *incentives for local authorities*.

Amendment

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial, *fiscal or regulatory* incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, *direct price support* schemes, *internalisation of positive and negative externalities linked to recycling and primary raw materials, policy of zero VAT on the repair and sale of second-hand products, and extended producer responsibility schemes*.

Or. fr

Amendment 89
Anna Záborská, Francesc Gambús

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Amendment

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial, *fiscal and administrative* incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Or. fr

Amendment 90

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo

Proposal for a directive

Recital 7

Text proposed by the Commission

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Amendment

(7) **Commission and** Member States should put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Or. en

Amendment 91

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Recital 7

Text proposed by the Commission

(7) Member States **should** put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Amendment

(7) Member States **could** put in place adequate incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Or. en

Amendment 92
Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, *in particular*, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Amendment

(7) Member States should put in place adequate incentives for the application of the waste hierarchy, *for example*, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Or. en

Amendment 93
Notis Marias
Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Member States *should* put in place *adequate* incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Amendment

(7) Member States *can* put in place incentives for the application of the waste hierarchy, in particular, by means of financial incentives aimed at achieving the waste prevention and recycling objectives of this Directive, such as landfill and incineration charges, pay as you throw schemes, extended producer responsibility schemes and incentives for local authorities.

Or. el

Amendment 94
Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive
Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) Commission and Member States should develop measures to guarantee the sustainable recovering of landfill area or landfill damaged area;

Or. en

Amendment 95
José Blanco López, Soledad Cabezón Ruiz, Inmaculada Rodríguez-Piñero Fernández

Proposal for a directive
Recital 8

Text proposed by the Commission

Amendment

(8) In order to provide operators in markets for secondary raw materials with more certainty as to the waste or non-waste status of substances or objects and promote a level playing field, it is important to establish at the Union level harmonized conditions for substances or objects to be recognised as by-products and for waste that has undergone a recovery operation to be recognised as having ceased to be waste. ***Where necessary to ensure the smooth functioning of the internal market or a high level of environmental protection across the Union, the Commission should be empowered to adopt delegated acts establishing detailed criteria on the application of such harmonized conditions to certain waste, including for a specific use.***

(8) In order to provide operators in markets for secondary raw materials with more certainty as to the waste or non-waste status of substances or objects and promote a level playing field, it is important to establish at the Union level harmonized conditions for substances or objects to be recognised as by-products and for waste that has undergone a recovery operation to be recognised as having ceased to be waste.

Or. es

Amendment 96
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) In order to provide operators in markets for secondary raw materials with more certainty as to the waste or non-waste status of substances or objects and promote a level playing field, it is important to establish at the Union level harmonized conditions for substances or objects to be recognised as by-products and for waste that has undergone a recovery operation to be recognised as having ceased to be waste. *Where necessary to ensure the smooth functioning of the internal market or a high level of environmental protection across the Union, the Commission should be empowered to adopt delegated acts establishing detailed criteria on the application of such harmonized conditions to certain waste, including for a specific use.*

Amendment

(8) In order to provide operators in markets for secondary raw materials with more certainty as to the waste or non-waste status of substances or objects and promote a level playing field, it is important to establish at the Union level harmonized conditions for substances or objects to be recognised as by-products and for waste that has undergone a recovery operation to be recognised as having ceased to be waste.

Or. en

Amendment 97
Dario Tamburrano, David Borrelli

Proposal for a directive
Recital 8 a (new)

Text proposed by the Commission

Amendment

(8a) The transition to circular economy should take full advantage of digital innovation. To this end, electronic means such as an online platform for trading waste as new resources should be developed, with the aim of making trading operations easier and of reducing administrative burden for operators, thus enhancing industrial symbiosis.

Or. en

Amendment 98
Aldo Patriciello

Proposal for a directive
Recital 9

Text proposed by the Commission

Amendment

(9) *Extended producer responsibility schemes form an essential part of efficient waste management, but their effectiveness and performance differ significantly between Member States. Thus, it is necessary to set minimum operating requirements for extended producer responsibility. Those requirements should reduce costs and boost performance, as well as ensure a level-playing field, including for small and medium sized enterprises, and avoid obstacles to the smooth functioning of the internal market. They should also contribute to the incorporation of end-of-life costs into product prices and provide incentives for producers to take better into account recyclability and reusability when designing their products. The requirements should apply to both new and existing extended producer responsibility schemes. A transitional period is however necessary for existing extended producer responsibility schemes to adapt their structures and procedures to the new requirements.* **deleted**

Or. en

Amendment 99
Amjad Bashir

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) Extended producer responsibility schemes form an essential part of efficient waste management, *but their effectiveness and performance differ significantly between Member States. Thus, it is necessary to set minimum operating requirements for extended producer responsibility. Those requirements should reduce costs and boost performance, as well as ensure a level-playing field, including for small and medium sized enterprises, and avoid obstacles to the smooth functioning of the internal market. They should also contribute to the incorporation of end-of-life costs into product prices and provide incentives for producers to take better into account recyclability and reusability when designing their products. The requirements should apply to both new and existing extended producer responsibility schemes. A transitional period is however necessary for existing extended producer responsibility schemes to adapt their structures and procedures to the new requirements.*

Amendment

(9) Extended producer responsibility schemes *can* form an essential part of efficient waste management. Member States *should be able to take legislative or non-legislative measures to ensure that any natural or legal person who professionally develops, manufactures, processes, treats, sells or imports products has* extended producer responsibility.

Or. en

Justification

Extended Producer Responsibility Schemes can work very successfully and are a worthwhile tool in increasing resource efficiency. However the Member States need flexibility to adapt their regimes to different products, infrastructure and national specificities. The list proposed by the Commission in Article 8a does not offer this and may even deter Member States from taking up such schemes or from continuing with them if the current system in place does not match the Commission's prescriptive specifications.

Amendment 100

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo

Proposal for a directive

Recital 9

Text proposed by the Commission

(9) Extended producer responsibility schemes form an essential part of efficient waste management, but their effectiveness and performance differ significantly between Member States. Thus, it is necessary to set minimum operating requirements for extended producer responsibility. Those requirements should reduce costs and boost performance, as well as ensure a level-playing field, including for small and medium sized enterprises, and avoid obstacles to the smooth functioning of the internal market. They should also contribute to the incorporation of end-of-life costs into product prices and provide incentives for producers to take better into account recyclability and reusability when designing their products. The requirements should apply to both new and existing extended producer responsibility schemes. A transitional period is however necessary for existing extended producer responsibility schemes to adapt their structures and procedures to the new requirements.

Amendment

(9) Extended producer responsibility schemes form an essential part of efficient waste management, but their effectiveness and performance differ significantly between Member States. Thus, it is necessary to set minimum ***mandatory*** operating requirements for extended producer responsibility ***schemes***. Those requirements should reduce costs and boost performance, ***facilitate better implementation of enforcement of separate collection and sorting, ensure quality recycling, secure cost- efficient access to secondary raw material*** as well as ensure a level-playing field, including for small and medium sized enterprises, and avoid obstacles to the smooth functioning of the internal market. They should also contribute to the incorporation of end-of-life costs into product prices and provide incentives for producers to take better into account recyclability and reusability when designing their products. The requirements should apply to both new and existing extended producer responsibility schemes. A transitional period is however necessary for existing extended producer responsibility schemes ***and for Member States without extended producer responsibility*** to adapt their structures and procedures to the new requirements. ***Support measures should be provided to those Member States.***

Or. en

Amendment 101

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 9

(9) Extended producer responsibility schemes form an essential part of efficient waste management, but their effectiveness and performance differ significantly between Member States. Thus, it is necessary to set minimum operating requirements for extended producer responsibility. Those requirements should reduce costs and boost performance, as well as ensure a level-playing field, including for small and medium sized enterprises, and avoid obstacles to the smooth functioning of the internal market. They should also contribute to the incorporation of end-of-life costs into product prices and provide incentives for producers to take better into account recyclability **and reusability** when designing their products. The requirements should apply to both new and existing extended producer responsibility schemes. A transitional period is however necessary for existing extended producer responsibility schemes to adapt their structures and procedures to the new requirements.

(9) Extended producer responsibility schemes form an essential part of efficient waste management, but their effectiveness and performance differ significantly between Member States. Thus, it is necessary to set minimum operating requirements for extended producer responsibility. Those requirements should reduce costs and boost performance, **facilitate reparability, better implementation of separate collection and sorting, ensure better quality recycling, help secure access to secondary raw material in a cost-efficient manner** as well as ensure a level-playing field, including for small and medium sized enterprises, and avoid obstacles to the smooth functioning of the internal market. They should also contribute to the incorporation of end-of-life costs into product prices and provide incentives for producers to take better into account, **reusability, reparability, recyclability, and the phasing out of hazardous substances** when designing their products. The requirements should apply to both new and existing extended producer responsibility schemes. A transitional period is however necessary for existing extended producer responsibility schemes to adapt their structures and procedures to the new requirements.

Or. en

Amendment 102

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 9 a (new)

(9a) Member States should ensure the establishment of extended producer responsibility schemes for at least packaging, electrical and electronic equipment and batteries and accumulators. Moreover, Member States should encourage the establishment of extended producer responsibility schemes for all other relevant waste streams.

Or. en

Amendment 103

Dario Tamburrano, David Borrelli

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) Waste prevention is the most efficient way to improve resource efficiency **and** to reduce the environmental impact of waste. It is important **therefore** that Member States take appropriate measures to prevent waste generation and monitor and assess progress in the implementation of **such** measures. In order to ensure a uniform measurement of the overall progress in the implementation of waste prevention measures, common indicators should be established.

Amendment

(10) Waste prevention is the most efficient way to improve resource efficiency, to reduce the environmental impact of waste **and to promote durable, recyclable, reusable high-quality materials. An important aspect of waste prevention is the reduction of hazardous substances in materials. In order to enhance waste prevention**, it is important that Member States take appropriate measures to prevent waste generation and **littering, including the set-up of national prevention targets and the use of adequate economic instruments and awareness campaigns for citizens. Member States should** monitor and assess progress in the implementation of **these** measures **as well as in the reduction of waste generation, with the aim of decoupling it from economic growth**. In order to ensure a uniform measurement of the overall progress **made** in the implementation of waste prevention measures, common indicators should be established **within 18**

months from the entry into force of this Directive.

Or. en

Amendment 104

Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) Waste prevention is the most efficient way to improve resource efficiency and to reduce the environmental impact of waste. It is important therefore that Member States take appropriate measures to prevent waste generation and monitor and assess progress in the implementation of such measures. In order to ensure a uniform measurement of the overall progress in the implementation of waste prevention measures, common indicators should be established.

Amendment

(10) Waste prevention is the most efficient way to improve resource efficiency and to reduce the environmental impact of waste. It is important therefore that Member States take appropriate measures to prevent waste generation and monitor and assess progress in the implementation of such measures. In order to ensure a uniform measurement of the overall progress *made* in the implementation of waste prevention measures, common indicators should be established, *as well as common calculation methods and economic incentives for products that generate less waste in relation to their category and to the products that preceded them.*

Or. fr

Amendment 105

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) Waste prevention is the most efficient way to improve resource efficiency and to reduce the environmental

Amendment

(10) Waste prevention is the most efficient way to improve resource efficiency and to reduce the environmental

impact of waste. It is important therefore that Member States take appropriate measures to prevent waste generation and monitor and assess progress in the implementation of such measures. In order to ensure a uniform measurement of the overall progress in the implementation of waste prevention measures, common indicators should be established.

impact of waste. It is important therefore that Member States take appropriate measures to prevent waste generation and ***reduce presence of hazardous substances in materials, and*** monitor and assess progress in the implementation of such measures ***and national prevention reduction targets***. In order to ensure a uniform measurement of the overall progress in the implementation of waste prevention measures, common indicators should be established.

Or. en

Amendment 106
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 10

Text proposed by the Commission

(10) Waste prevention is the most efficient way to improve resource efficiency and to reduce the environmental impact of waste. It is important therefore that Member States take appropriate measures to prevent waste generation and monitor and assess progress in the implementation of such measures. In order to ensure a ***uniform*** measurement of the overall progress in the implementation of waste prevention measures, ***common*** indicators should be established.

Amendment

(10) Waste prevention is the most efficient way to improve resource efficiency and to reduce the environmental impact of waste. It is important therefore that Member States ***can*** take appropriate measures to prevent waste generation and monitor and assess progress in the implementation of such measures. In order to ensure a measurement of the overall progress in the implementation of waste prevention measures, indicators should be established.

Or. en

Amendment 107
Benedek Jávor
on behalf of the Verts/ALE Group

Proposal for a directive
Recital 11

Text proposed by the Commission

Amendment

(11) Plant based substances from the agri-food industry and food of non-animal origin no longer intended for human consumption, which are destined to be used as feed are subject to Regulation (EC) No 767/2009¹⁵ and are not regarded as waste for the purposes of that Regulation. Directive 2008/98/EC should therefore not apply to those products and substances when used for feed, and the scope of that Directive needs to be clarified accordingly.

deleted

¹⁵ **Regulation (EC) No 767/2009 of the European Parliament and of the Council of 13 July 2009 on the placing on the market and use of feed, amending European Parliament and Council Regulation (EC) No 1831/2003 and repealing Council Directive 79/373/EEC, Commission Directive 80/511/EEC, Council Directives 82/471/EEC, 83/228/EEC, 93/74/EEC, 93/113/EC and 96/25/EC and Commission Decision 2004/217/EC (OJ L 229, 1.9.2009, p.1).**

Or. en

Amendment 108

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 12

Text proposed by the Commission

Amendment

(12) Member States should take measures to promote prevention of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations General Assembly on 25 September 2015, and in particular its target

(12) Member States should take measures to promote prevention of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations General Assembly on 25 September 2015, and in particular its target

of **halving** food waste by 2030. These measures should aim to prevent food waste ***in primary production, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households.*** Having regard to the environmental and economic benefits of preventing food waste, Member States should establish specific food waste prevention measures and should measure progress in food waste reduction. To facilitate exchange of good practice across the EU both between Member States and between food business operators, uniform methodologies for such measurement should be established. Reporting on food waste levels should take place on a biennial basis.

of **reducing** food waste by **50 % by 2030**. These measures should aim to prevent food waste ***at retail and consumer levels and reduce food losses along production and supply chains, including post-harvest losses.*** Having regard to the environmental and economic benefits of preventing food waste, Member States should establish specific food waste prevention measures ***in their waste prevention programmes in order to reach at least 30 % of food waste reduction by 2025 and 50% by 2030,*** and should measure progress ***made*** in food waste reduction. To facilitate exchange of good practice across the EU both between Member States and between food business operators, uniform methodologies for such measurement should be established. Reporting on food waste levels should take place on a biennial basis. ***In order to prevent food waste, Member States should set up conventions enabling the food retail sector to distribute unsold products to charitable organisations. The Commission should present guidelines for food for donation including on fiscal and technical aspects.***

Or. en

Amendment 109

Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 12

Text proposed by the Commission

(12) Member States should take measures to promote prevention of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations General Assembly on 25 September 2015, and in particular its target of halving food waste by 2030. These measures should aim to prevent food waste in primary production, in processing and

Amendment

(12) Member States should take measures to promote prevention of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations General Assembly on 25 September 2015, and in particular its target of halving food waste by 2030. These measures should aim to prevent food waste in primary production, in processing and

manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households. Having regard to the environmental and economic benefits of preventing food waste, Member States should establish specific food waste prevention measures and should measure progress in food waste reduction. To facilitate exchange of good practice across the EU both between Member States and between food business operators, uniform methodologies for such measurement should be established. Reporting on food waste levels should take place on a biennial basis.

manufacturing, in retail and other distribution of food, in ***public and private organisations that sell or offer meals, and in*** restaurants and food services as well as in households. Having regard to the environmental and economic benefits of preventing food waste, Member States should establish specific food waste prevention measures and should measure progress in food waste reduction. To facilitate exchange of good practice across the EU both between Member States and between food business operators, uniform methodologies for such measurement should be established. Reporting on food waste levels should take place on a biennial basis.

Or. fr

Amendment 110

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive

Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) It is necessary to take into account the Food and Agriculture Organization reports entitled “Food wastage footprint: Full-cost accounting” and “Food wastage footprint: Impacts on natural resources” in order to better assess the real costs of food waste and bear in mind the best practices in this field.

Or. en

Amendment 111

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 13

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(13) Industrial, certain parts of commercial waste and extractive waste are extremely diversified in terms of composition and volume, and very different depending on the economic structure of a Member State, the structure of the industry or commerce sector that generates the waste and the industrial or commercial density in a given geographical area. Hence, for most industrial and extractive waste, an industry-oriented approach using Best Available Techniques reference documents and similar instruments to address the specific issues related to the management of a given type of waste is a suitable solution¹⁶. However, industrial and commercial packaging waste should continue to be covered by the requirements of Directive 94/62/EC and Directive 2008/98/EC, ***including their respective improvements.***

(13) Industrial, certain parts of commercial waste and extractive waste are extremely diversified in terms of composition and volume, and very different depending on the economic structure of a Member State, the structure of the industry or commerce sector that generates the waste and the industrial or commercial density in a given geographical area. Hence, for most industrial and extractive waste, an industry-oriented approach using Best Available Techniques reference documents and similar instruments to address the specific issues related to the management of a given type of waste is a suitable solution¹⁶. However, industrial and commercial packaging waste should continue to be covered by the requirements of Directive 94/62/EC and Directive 2008/98/EC, ***they should also be covered by recycling obligations similar to those which apply to municipal waste. For that reason, preparing for reuse and recycling targets for commercial waste and industrial waste should be set at 70% by 2025 and 80% by 2030.***

¹⁶ Industrial activities are covered by Best Available Techniques (BAT) reference documents (BREFs) drawn up under the Industrial Emissions Directive 2010/75/EU (OJ L 334, 17.12.2010, p. 17) that include information on the prevention of resource use and waste generation, re-use, recycling and recovery. The on-going revision of the BREFs and the adoption by the Commission of BAT Conclusions will strengthen the impact of these BREFs on industrial practices leading to further resource efficiency gains and increased waste recycling and recovery.

¹⁶ Industrial activities are covered by Best Available Techniques (BAT) reference documents (BREFs) drawn up under the Industrial Emissions Directive 2010/75/EU (OJ L 334, 17.12.2010, p. 17) that include information on the prevention of resource use and waste generation, re-use, recycling and recovery. The on-going revision of the BREFs and the adoption by the Commission of BAT Conclusions will strengthen the impact of these BREFs on industrial practices leading to further resource efficiency gains and increased waste recycling and recovery.

Or. en

Justification

Municipal waste only accounts for between 7% and 10% of the total waste generated in the Union; in order to facilitate the transition towards a circular economy, consideration should therefore be given to including targets for commercial and industrial waste, similar to those set for municipal waste.

Amendment 112

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008^{1a} is the binding legal instrument at Union level for assessing, monitoring and setting environmental targets in order to reach good environmental status in relation to marine litter. However, the main sources of marine litter are land-based activities and they are caused by poor practices of solid waste management, lack of infrastructure and a lack of public awareness. For that reason, Member States should adopt measures to reduce land-based litter that is likely to end up in the marine environment, in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations General Assembly on 25 September 2015, and in particular aim at achieving the target of reducing marine litter by 50 % by 2030. Having regard to the environmental and economic benefits of preventing marine litter, Member States should establish specific marine litter prevention measures in their waste prevention programmes in order to reach at least a reduction target of 50 % by 2030, and should measure progress in marine litter reduction. To facilitate an exchange of good practice across the Union between Member States,

uniform methodologies for such measurement should be established. Reporting on marine litter levels should take place every two years.

^{1a} Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for Community action in the field of marine environmental policy (Marine Strategy Framework Directive) (OJ L 164, 25.6.2008, p.19).

Or. en

Justification

Most marine litter comes from land-based activities and is caused by poor waste management practices. That is why Member States should adopt measures to reduce land-based litter that is likely to end up in the sea, in keeping with the commitment made by the EU in the 2030 Agenda for Sustainable Development. The proposal is in line with the report of the EP on Circular Economy of July 2015.

Amendment 113

Pavel Telička, Fredrick Federley, Kaja Kallas, Carolina Punset

Proposal for a directive Recital 13 a (new)

Text proposed by the Commission

Amendment

(13 a) In order to help achieve the objectives of Directive 2008/98/EC on the Circular Economy, the Commission should promote the coordination and exchange of information and best practices both between Member States and between different sectors of the economy, including the waste industry and the financial sector. That could be achieved through the establishment of communication platforms that would help raise awareness of new industrial solutions and allow for a better overview of available capacities and would

contribute to connecting the waste industry and the financial sector and to supporting industrial symbiosis.

Or. en

Amendment 114

Simona Bonafè, José Blanco López, Miroslav Poche, Kathleen Van Brempt

Proposal for a directive

Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) The Commission should actively promote sharing platforms as a circular economy business model. It should create a stronger integration between the EU Action Plan for the circular economy and the guidelines for a collaborative economy and investigate all possible measures to provide incentive for it.

Or. en

Amendment 115

Dario Tamburrano, David Borrelli

Proposal for a directive

Recital 14

Text proposed by the Commission

Amendment

(14) The targets for preparation for re-use and recycling of municipal waste should be increased in order to deliver substantial environmental, economic and social benefits.

(14) The targets for preparation for re-use and recycling of municipal waste should be increased ***at least to 60 % by 2025 and at least to 70 % by 2030*** in order to deliver substantial environmental, economic and social benefits ***and to accelerate the shift towards a circular economy.***

Or. en

Amendment 116

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 14

Text proposed by the Commission

(14) The targets for preparation for re-use and recycling of municipal waste should be **increased** in order to deliver substantial environmental, economic and social benefits.

Amendment

(14) The targets for preparation for re-use and recycling of municipal waste should be **met** in order to deliver substantial environmental, economic and social benefits **as well as to decrease Europe's dependency on imported resources**.

Or. en

Amendment 117

Pervenche Berès, Edouard Martin

Proposal for a directive

Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) The switch to a circular economy should be in line and coherent with the all the pillars of a sustainable development. Therefore it has to take into account and develop its social benefits. The role of the social and solidarity economy (SSE), - being historically active in the management of waste and supporting the creation of jobs for people at risk of socio-economic exclusion - , has to be enhanced by the Member States.

Or. en

Amendment 118

Pervenche Berès, Edouard Martin

Proposal for a directive

Recital 14 b (new)

(14b) The role of the social and solidarity economy stakeholders, such as associations and social enterprises, in the re-use and preparing for re-use sector needs to be acknowledged and consolidated. The Member States should take the necessary measures to promote the role of the SSE stakeholders in this sector by including appropriate economic instruments, social clauses in public procurement criteria, facilitated access to waste collection points, and any other appropriate economic or regulatory incentive.

Or. en

Amendment 119
Barbara Kappel

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) Through a progressive increase of the existing targets for preparation for re-use and recycling of municipal waste, it should be ensured that economically valuable waste materials are re-used and effectively recycled, and that valuable materials found in waste are channelled back into the European economy, thus advancing the Raw Materials Initiative¹⁷ and the creation of a circular economy.

¹⁷ COM(2008)699 and COM(2014)297.

Amendment

(15) Through a progressive increase of the existing targets for preparation for re-use and recycling of municipal waste, it should be ensured that economically valuable waste materials are re-used and effectively recycled, ***provided that they do not endanger human health and, in the case of food contact materials, do not change the composition, taste or texture of food***, and that valuable materials found in waste are channelled back into the European economy, thus advancing the Raw Materials Initiative¹⁷ and the creation of a circular economy.

¹⁷ COM(2008)699 and COM(2014)297.

Or. en

Amendment 120

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 15

Text proposed by the Commission

(15) Through **a progressive increase** of the existing targets for preparation for re-use and recycling of municipal waste, it should be ensured that economically valuable waste materials are re-used and effectively recycled, and that valuable materials found in waste are channelled back into the European economy, thus advancing the Raw Materials Initiative¹⁷ and the creation of a circular economy.

¹⁷ COM(2008)699 and COM(2014)297.

Amendment

(15) Through **the effective implementation** of the existing targets for preparation for re-use and recycling of municipal waste, it should be ensured that economically valuable waste materials are re-used and effectively recycled, and that valuable materials found in waste are channelled back into the European economy, thus advancing the Raw Materials Initiative¹⁷ and the creation of a circular economy.

¹⁷ COM(2008)699 and COM(2014)297.

Or. en

Amendment 121

Amjad Bashir, Evžen Tošenovský, Hans-Olaf Henkel

Proposal for a directive

Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) The collection and recycling of waste oils would have significant economic and environmental benefits in terms of securing the supply of raw materials, advancing towards a circular economy and contributing towards a lesser dependence on oil supply. Some Member States already collect and recycle a large part of their waste oils. Nevertheless, in 2015 only around 13 % of all base oils came from re-refined waste oils.

Amendment 122

Barbara Kappel

Proposal for a directive

Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) Where possible, Member States should incentivise the use of materials such as permanent materials that have a superior value for the circular economy as they can be classified as materials that can be recycled without loss of quality, regardless of how often the material is recycled.

Or. en

Amendment 123

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 16

Text proposed by the Commission

Amendment

(16) Large differences exist between Member States with respect to their waste management performance, particularly as regards recycling of municipal waste. In order to **take account of those differences, those Member States which in 2013 recycled less than 20% of their municipal waste according to Eurostat data should be given additional time to comply with the preparing for re-use and recycling targets established for 2025 and 2030. In light of average annual progression rates observed in Member States over the past fifteen years, those Member States would need to increase their recycling capacity at levels that are well-above past averages**

(16) Large differences exist between Member States with respect to their waste management performance, particularly as regards recycling of municipal waste. In order to **motivate Member States performing below the EU average and to increase compliance, achievable and understandable targets should be set. Such targets should act as minimum standards and should be without prejudice to better performing Member States who wish to exceed the agreed targets within the given timeframe.**

to meet those targets. In order to ensure that steady progress towards the targets is made and that implementation gaps are tackled in due time, Member States that are given additional time should meet interim-targets and establish an implementation plan.

Or. en

Amendment 124

Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 16

Text proposed by the Commission

(16) Large differences exist between Member States with respect to their waste management performance, particularly as regards recycling of municipal waste. In order to take account of those differences, those Member States which in 2013 recycled less than 20% of their municipal waste according to Eurostat data should be given additional time to comply with the preparing for re-use and recycling targets established for 2025 and 2030. In light of average annual progression rates observed in Member States over the past fifteen years, those Member States would need to increase their recycling capacity at levels that are well-above past averages to meet those targets. In order to ensure that steady progress towards the targets is made and that implementation gaps are tackled in due time, Member States that are given additional time should meet interim-targets and establish an implementation plan.

Amendment

(16) Large differences exist between Member States with respect to their waste management performance, particularly as regards recycling of municipal waste. In order to take account of those differences, those Member States which in 2013 recycled less than 20% of their municipal waste according to Eurostat data should be given additional time to comply with the preparing for re-use and recycling targets established for 2025 and 2030. In light of average annual progression rates observed in Member States over the past fifteen years, those Member States would need to increase their recycling capacity at levels that are well-above past averages to meet those targets. In order to ensure that steady progress towards the targets is made and that implementation gaps are tackled in due time, Member States that are given additional time should meet interim-targets and establish an implementation plan, *with the support of the Commission.*

Or. fr

Amendment 125
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 16

Text proposed by the Commission

(16) Large differences exist between Member States with respect to their waste management performance, particularly as regards recycling of municipal waste. In order to take account of those differences, those Member States which in 2013 recycled less than 20% of their municipal waste according to Eurostat data should be given additional time to comply with the preparing for re-use and recycling targets established for **2025 and** 2030. In light of average annual progression rates observed in Member States over the past fifteen years, those Member States would need to increase their recycling capacity at levels that are well-above past averages to meet those targets. In order to ensure that steady progress towards the targets is made and that implementation gaps are tackled in due time, Member States that are given additional time should meet interim-targets and establish an implementation plan.

Amendment

(16) Large differences exist between Member States with respect to their waste management performance, particularly as regards recycling of municipal waste. In order to take account of those differences, those Member States which in 2013 recycled less than 20% of their municipal waste according to Eurostat data should be given additional time to comply with the preparing for re-use and recycling targets established for 2030. In light of average annual progression rates observed in Member States over the past fifteen years, those Member States would need to increase their recycling capacity at levels that are well-above past averages to meet those targets. In order to ensure that steady progress towards the targets is made and that implementation gaps are tackled in due time, Member States that are given additional time should meet interim-targets and establish an implementation plan.

Or. en

Amendment 126
Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive
Recital 17

Text proposed by the Commission

(17) In order to ensure the reliability of the data gathered on preparation for re-use it is essential to establish common **rules** for reporting. Similarly, it is important to lay down more precise **rules** on how Member States should report what is effectively

Amendment

(17) In order to ensure the reliability of the data gathered on preparation for re-use it is essential to establish common **guidelines** for reporting. Similarly, it is important to lay down more precise **guidelines** on how Member States should

recycled and can be counted towards the attainment of the recycling targets. To that effect, as a general rule, the reporting on the attainment of the recycling targets must be based on the input to the final recycling process. In order to limit administrative burdens, Member States should be allowed, under strict conditions, to report recycling rates on the basis of the output of sorting facilities. Losses in weight of materials or substances due to physical and/or chemical transformation processes inherent to the final recycling process should not be deducted from the weight of the waste reported as recycled.

report what is effectively recycled and can be counted towards the attainment of the recycling targets. To that effect, as a general rule, the reporting on the attainment of the recycling targets must be based on the input to the final recycling process. In order to limit administrative burdens, Member States should be allowed, under strict conditions, to report recycling rates on the basis of the output of sorting facilities. Losses in weight of materials or substances due to physical and/or chemical transformation processes inherent to the final recycling process should not be deducted from the weight of the waste reported as recycled.

Or. en

Amendment 127

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 18

Text proposed by the Commission

(18) Member States should, for the purposes of calculating whether the preparation for re-use and recycling targets are achieved, be able to take into account products and components that are prepared for re-use by recognised re-use operators and by deposit-refund schemes and the recycling of metals that takes place in conjunction with incineration. ***In order to ensure a uniform calculation of this data, the Commission will adopt detailed rules on the determination of recognised preparation for re-use operators and deposit-refund schemes, on the quality criteria for recycled metals and on the collection, verification and reporting of data.***

Amendment

(18) Member States should, for the purposes of calculating whether the preparation for re-use and recycling targets are achieved, be able to take into account products and components that are prepared for re-use by recognised re-use operators and by deposit-refund schemes and the recycling of metals that takes place in conjunction with incineration.

Or. en

Amendment 128
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 18

Text proposed by the Commission

(18) Member States should, for the purposes of calculating whether the preparation for re-use and recycling targets are achieved, be able to take into account products and components that are prepared for re-use by recognised re-use operators and by deposit-refund schemes and the recycling of metals that takes place in conjunction with incineration. In order to ensure a *uniform* calculation of this data, *the Commission* will adopt detailed rules on the determination of recognised preparation for re-use operators and deposit-refund schemes, on the quality criteria for recycled metals and on the collection, verification and reporting of data.

Amendment

(18) Member States should, for the purposes of calculating whether the preparation for re-use and recycling targets are achieved, be able to take into account products and components that are prepared for re-use by recognised re-use operators and by deposit-refund schemes and the recycling of metals that takes place in conjunction with incineration. In order to ensure a calculation of this data, *Member States* will adopt detailed rules on the determination of recognised preparation for re-use operators and deposit-refund schemes, on the quality criteria for recycled metals and on the collection, verification and reporting of data.

Or. en

Amendment 129
Anna Záborská, Francesc Gambús

Proposal for a directive
Recital 19

Text proposed by the Commission

(19) In order to ensure better, timelier and more uniform implementation of this Directive and anticipate implementation weaknesses, an early warning system should be established to detect shortcomings and allow taking action ahead of the deadlines for meeting the targets.

Amendment

(19) In order to ensure better, timelier and more uniform implementation of this Directive and anticipate implementation weaknesses, an early warning system should be established, *with the support of the Commission*, to detect shortcomings and allow taking action ahead of the deadlines for meeting the targets.

Amendment 130

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Recital 19

Text proposed by the Commission

(19) In order to ensure better, *timelier and more uniform* implementation of this Directive and anticipate implementation weaknesses, *an early warning system* should be established to detect shortcomings and allow taking action ahead of the deadlines for meeting the targets.

Amendment

(19) In order to ensure better *and timelier* implementation of this Directive and anticipate implementation weaknesses, *a progress estimation report* should be established to detect shortcomings and allow taking action ahead of the deadlines for meeting the targets.

Or. en

Amendment 131

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive

Recital 19 a (new)

Text proposed by the Commission

Amendment

(19a) In order to achieve the objectives of this Directive, the Commission should promote the coordination and exchange of information and best practices both between Member States, civil society organizations, regional and local authorities and social partners including trade-unions, and the waste industry. This could be achieved through the establishment of communication platforms.

Or. en

Amendment 132
Dario Tamburrano, David Borrelli

Proposal for a directive
Recital 20

Text proposed by the Commission

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic **and glass** is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials.

Amendment

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic, **glass, wood and textile** is essential in order to increase preparing for re-use and recycling rates in Member States. In addition, bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials. ***Separate collection of bio-waste from municipal waste should be made compulsory and a recycling target should be set in order to attract infrastructure investments in recycling facilities for bio-waste and to boost the market for composting.***

Or. en

Amendment 133
Benedek Jávor
on behalf of the Verts/ALE Group

Proposal for a directive
Recital 20

Text proposed by the Commission

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic and glass is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials.

Amendment

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic and glass, **wood, textile and food waste** is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry

recyclable materials. *In addition, separate collection of bio-waste from municipal waste and agricultural waste should be made obligatory and a recycling target should be laid down for bio-waste;*

Or. en

Amendment 134

Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 20

Text proposed by the Commission

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic and glass is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials.

Amendment

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic and glass is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials, *as well as the prevention of their incineration and landfilling.*

Or. fr

Amendment 135

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 20

Text proposed by the Commission

(20) *Compliance with the obligation to set up* separate collection systems for paper, metal, plastic and glass *is essential in order to increase preparing for re-use and recycling rates in Member States. In addition* bio-waste should be *collected*

Amendment

(20) *Where technically, environmentally and economically practicable,* separate collection systems for paper, metal, plastic and glass *and* bio-waste should be *promoted in order to* increase preparing for re-use and recycling

separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials.

rates and *to prevent the* contamination of dry recyclable *material in the Member States.*

Or. en

Amendment 136
Barbara Kappel

Proposal for a directive
Recital 20

Text proposed by the Commission

(20) Compliance with the obligation to set up separate collection systems for paper, metal, plastic and glass is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials.

Amendment

(20) Compliance with the obligation to set up separate collection systems for *all materials including* paper, metal, plastic and glass is essential in order to increase preparing for re-use and recycling rates in Member States. In addition bio-waste should be collected separately to contribute to an increase in preparing for re-use and recycling rates and the prevention of contamination of dry recyclable materials.

Or. en

Amendment 137
José Blanco López, Soledad Cabezón Ruiz, Inmaculada Rodríguez-Piñero Fernández

Proposal for a directive
Recital 20 a (new)

Text proposed by the Commission

Amendment

(20a) The bioeconomy plays a crucial role in guaranteeing the availability of raw materials across the Union. A more efficient use of waste could create an important incentive for the bioeconomy supply chain. In particular, a sustainable management of bio-waste offers the opportunity to substitute fossil fuel-based feedstocks with renewable sources for the

production of materials and commodities.

Or. es

Amendment 138

Kaja Kallas

Proposal for a directive

Recital 21

Text proposed by the Commission

(21) Proper management of hazardous waste still presents a problem in the Union, and data on its treatment are partly missing. It is therefore necessary to strengthen record keeping and traceability mechanisms through the establishment of electronic registries for hazardous waste in the Member States. Electronic data collection should be extended to other types of waste, where appropriate, in order to simplify record-keeping for businesses and administrations and improve the monitoring of waste flows in the Union.

Amendment

(21) Proper management of hazardous waste still presents a problem in the Union, and data on its treatment are partly missing. It is therefore necessary to strengthen record keeping and traceability mechanisms through the establishment of electronic registries for hazardous waste in the Member States. Electronic data collection should be extended to other types of waste, where appropriate, in order to simplify record-keeping for businesses and administrations and improve the monitoring of waste flows in the Union. ***That data should be collected in line with standards and specifications that support open data objectives and should be made available as open data.***

Or. en

Amendment 139

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) To avoid contamination of municipal waste with hazardous substances which could lower recycling quality and thus hamper the take-up of

secondary raw materials, Member States should set-up separate collection streams for hazardous waste from households. Today, separate collection in place is often insufficient in terms of accessibility and/or regularity (remote areas, rare collection dates) and should be improved.

Or. en

Amendment 140

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive

Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) Union funds that are allocated to support the transition to the circular economy could therefore be used for research programmes on the treatment of hazardous waste. Extended producer responsibility schemes should be applied for any hazardous waste putting the burden on the producer of this kind of waste that should be the responsible of their collection and environmental costs.

Or. en

Amendment 141

Dario Tamburrano, David Borrelli

Proposal for a directive

Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) In order to avoid contamination of municipal waste with hazardous substances, which could lower recycling quality and thus hamper the take-up of secondary raw materials, Member States should set up separate collection streams

for hazardous waste from households.

Or. en

Amendment 142

Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 22

Text proposed by the Commission

(22) This Directive sets long-term objectives for the Union's waste management and gives economic operators and Member States a clear direction for the investments needed to attain the objectives of this Directive. In developing their national waste management strategies and planning investments in waste management infrastructure, Member States should make a sound use of the European Structural and Investment Funds by promoting prevention, re-use and recycling, in line with the waste hierarchy.

Amendment

(22) This Directive sets long-term objectives for the Union's waste management and gives economic operators and Member States a clear direction for the investments needed to attain the objectives of this Directive. In developing their national waste management strategies and planning investments in waste management infrastructure, Member States should make a sound use of the European Structural and Investment Funds by promoting prevention, re-use and recycling, in line with the waste hierarchy, ***and should not support landfill and incineration of untreated waste.***

Or. fr

Amendment 143

Dario Tamburrano, David Borrelli

Proposal for a directive

Recital 22

Text proposed by the Commission

(22) This Directive sets long-term objectives for the Union's waste management and gives economic operators and Member States a clear direction for the investments needed to attain the objectives of this Directive. In developing their national waste management strategies and

Amendment

(22) This Directive sets long-term objectives for the Union's waste management and gives economic operators and Member States a clear direction for the investments needed to attain the objectives of this Directive. In developing their national waste management strategies and

planning investments in waste management infrastructure, Member States should make a sound use of the European Structural and Investment Funds by promoting prevention, *re-use and* recycling, in line with the waste hierarchy.

planning investments in waste management infrastructure, Member States should make a sound use of the European Structural and Investment Funds by promoting *first* prevention *and re-use, and then* recycling, in line with the waste hierarchy.

Or. en

Amendment 144

Anna Záborská, Francesc Gambús

Proposal for a directive

Recital 23

Text proposed by the Commission

(23) Certain raw materials are of a high importance to the economy of the Union and their supply is associated with a high risk. In order to ensure security of supply of those raw materials and in line with the Raw Materials Initiative and the objectives and targets of the European Innovation Partnership on Raw Materials, Member States should take measures to achieve the best possible management of waste containing significant amounts of those raw materials, taking economic and technological feasibility and environmental benefits into account. The Commission has established a list of critical raw materials for the EU¹⁸. This list is subject to regular review by the Commission.

¹⁸ COM(2014) 297 final.

Amendment

(23) Certain raw materials are of a high importance to the economy of the Union and their supply is associated with a high risk. In order to ensure security of supply of those raw materials and in line with the Raw Materials Initiative and the objectives and targets of the European Innovation Partnership on Raw Materials, Member States should take measures to achieve the best possible management of waste containing significant amounts of those raw materials, *by preventing the landfill and incineration of untreated waste,* taking economic and technological feasibility and environmental *and health* benefits into account. The Commission has established a list of critical raw materials for the EU¹⁸. This list is subject to regular review by the Commission.

¹⁸ COM(2014) 297 final.

Or. fr

Amendment 145

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive
Recital 23

Text proposed by the Commission

(23) Certain raw materials are of a high importance to the economy of the Union and their supply is associated with a high risk. In order to ensure security of supply of those raw materials and in line with the Raw Materials Initiative and the objectives and targets of the European Innovation Partnership on Raw Materials, Member States should take measures to achieve the best possible management of waste containing significant amounts of those raw materials, taking economic and technological feasibility and environmental benefits into account. The Commission has established a list of critical raw materials for the EU¹⁸. ***This list is subject to regular review by the Commission.***

¹⁸ COM(2014) 297.

Amendment

(23) Certain raw materials are of a high importance to the economy of the Union and their supply is associated with a high risk. In order to ensure security of supply of those raw materials and in line with the Raw Materials Initiative and the objectives and targets of the European Innovation Partnership on Raw Materials, Member States should take measures to achieve the best possible management of waste containing significant amounts of those raw materials, taking economic and technological feasibility and environmental benefits into account. The Commission has established a list of critical raw materials for the EU¹⁸.

¹⁸ COM(2014) 297.

Or. en

Amendment 146

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive
Recital 23 a (new)

Text proposed by the Commission

Amendment

(23a) The Union is one of the larger importers of raw materials of the world; the circular economy is an opportunity to reduce our dependency on imports; this could lead to a reduction of many conflicts at global level, a better environmental performance and to the development of a more resilient European industry.

Or. en

Amendment 147
Anna Záborská, Francesc Gambús

Proposal for a directive
Recital 24 a (new)

Text proposed by the Commission

Amendment

(24a) This Directive should also clarify when the incineration and landfill of waste are efficient and may be considered as recovery operations in the framework of the circular economy.

Or. fr

Amendment 148
Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive
Recital 25

Text proposed by the Commission

Amendment

(25) Littering has direct detrimental impacts on the environment and the wellbeing of citizens, and high clean-up costs are an unnecessary economic burden for society. The introduction of specific measures in waste management plans and proper enforcement by competent authorities should help eradicate this problem.

(25) Littering has direct detrimental impacts on the environment and the wellbeing of citizens, and high clean-up costs are an unnecessary economic burden for society. ***Littering has to be seen as a societal problem of individual who is handling waste in improper or illegal way.*** The introduction of specific measures in waste management plans and proper enforcement by competent authorities should help eradicate this problem.

Or. en

Amendment 149
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 26

Text proposed by the Commission

(26) To reduce regulatory burdens on small establishments or undertakings, simplification of registration requirements for small establishments or undertakings collecting or transporting small quantities of non-hazardous waste should be introduced. ***The threshold for quantities of such waste may need to be adapted by the Commission.***

Amendment

(26) To reduce regulatory burdens on small establishments or undertakings, simplification of registration requirements for small establishments or undertakings collecting or transporting small quantities of non-hazardous waste should be introduced.

Or. en

Amendment 150

Neoklis Sylikiotis, Paloma López Bermejo, Sofia Sakorafa, Xabier Benito Ziluaga

Proposal for a directive

Recital 26 a (new)

Text proposed by the Commission

Amendment

(26a) The Commission should promote support measures for small establishments or undertakings in order to be able to achieve goals set.

Or. en

Amendment 151

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Recital 27

Text proposed by the Commission

Amendment

(27) Implementation reports prepared by Member States every three years have not proved to be an effective tool for verifying compliance and ensuring good implementation, and are generating unnecessary administrative burdens. It is therefore appropriate to repeal provisions

(27) Implementation reports prepared by Member States every three years have not proved to be an effective tool for verifying compliance and ensuring good implementation, and are generating unnecessary administrative burdens. It is therefore appropriate to repeal provisions

obliging Member States to produce such reports. Instead compliance monitoring should be exclusively based on the statistical data which Member States report every *year* to the Commission.

obliging Member States to produce such reports. Instead compliance monitoring should be exclusively based on the statistical data which Member States report every *three years* to the Commission.

Or. en

Amendment 152

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Recital 27

Text proposed by the Commission

(27) Implementation reports prepared by Member States every three years have not proved to be an effective tool for verifying compliance and ensuring good implementation, and are generating unnecessary administrative burdens. It is therefore appropriate to repeal provisions obliging Member States to produce such reports. Instead compliance monitoring should be exclusively based on the statistical data which Member States report *every year* to the Commission.

Amendment

(27) Implementation reports prepared by Member States every three years have not proved to be an effective tool for verifying compliance and ensuring good implementation, and are generating unnecessary administrative burdens. It is therefore appropriate to repeal provisions obliging Member States to produce such reports. Instead compliance monitoring should be exclusively based on the statistical data which Member States report *regularly* to the Commission.

Or. en

Amendment 153

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo

Proposal for a directive

Recital 28

Text proposed by the Commission

(28) Statistical data reported by Member States are essential for the Commission to assess compliance with waste legislation across the Member States. The quality, reliability and comparability of *statistics* should be improved by introducing a single

Amendment

(28) Statistical data reported by Member States are essential for the Commission to assess compliance with waste legislation across the Member States. The quality, reliability and comparability of *reported data* should be improved by introducing a

entry point for all waste data, deleting obsolete reporting requirements, benchmarking national reporting methodologies and introducing a data quality check report. Therefore, when reporting on the achievement of the targets set out in waste legislation, Member States shall use the most recent methodology developed by the Commission and the national statistical offices of the Member States.

single entry point for all waste data, deleting obsolete reporting requirements, benchmarking national reporting methodologies and introducing a data quality check report. Therefore, when reporting on the achievement of the targets set out in waste legislation, Member States shall use the most recent methodology developed by the Commission and the national statistical offices of the Member States **and the national authorities responsible for waste management. The Commission should provide financial and technical support to the Member States with difficulties to achieve the objectives in terms of data collection.**

Or. en

Amendment 154

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Recital 28

Text proposed by the Commission

(28) Statistical data reported by Member States are essential for the Commission to assess compliance with waste legislation across the Member States. The quality, reliability and comparability of statistics should be improved by introducing a single entry point for all waste data, deleting obsolete reporting requirements, benchmarking national reporting methodologies and introducing a data quality check report. **Therefore**, when reporting on the achievement of the targets set out in waste legislation, Member States shall use the most recent methodology developed by the Commission and the national statistical offices of the Member States.

Amendment

(28) Statistical data reported by Member States are essential for the Commission to assess compliance with waste legislation across the Member States. The quality, reliability and comparability of statistics should be improved by introducing a single entry point for all waste data, **which should be Eurostat, by** deleting obsolete reporting requirements, benchmarking national reporting methodologies and introducing a data quality check report. **The quality check report should be drawn up in accordance with a harmonised format.** When reporting on the achievement of the targets set out in waste legislation, Member States shall use the most recent methodology developed by the Commission and the national statistical offices of the Member States.

Amendment 155

Dario Tamburrano, David Borrelli

Proposal for a directive

Recital 28 a (new)

Text proposed by the Commission

Amendment

(28a) Research and innovation are essential for supporting the Union's transition towards a circular economy where waste is perceived as a resource. To this aim, it is necessary to contribute, in the framework of Horizon 2020, to research and innovation projects that can demonstrate and test in the field the economic and environmental sustainability of a circular economy. While adopting a systemic approach, these projects can contribute to developing legislation that favours innovation and is easy to implement at the same time, mainly by identifying regulatory uncertainties, barriers and gaps that possibly hamper the development of business models based on resource efficiency.

Or. en

Amendment 156

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

Proposal for a directive

Recital 28 a (new)

Text proposed by the Commission

Amendment

(28a) Every three years, the Commission should publish a report based on the data and information reported by the Member States in order to report to the Parliament and the Council on the progress achieved

in reaching the recycling targets and in the implementation of new obligations laid down by this Directive.

Or. es

Amendment 157

Dario Tamburrano, David Borrelli

Proposal for a directive

Recital 28 b (new)

Text proposed by the Commission

Amendment

(28b) In order to limit negative environmental impacts and to conserve natural resources, it is necessary to take additional measures focusing on the whole life cycle of products, including sustainable materials extraction, ecological product design, eco-efficient production and sustainable consumption, in a way that is suitable to keep resources which become waste in a closed loop.

Or. en

Amendment 158

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

Proposal for a directive

Recital 28 b (new)

Text proposed by the Commission

Amendment

(28b) Improving resource use could bring substantial net savings for EU businesses, public authorities and consumers while reducing total annual greenhouse gas emissions. The Commission should propose indicators regarding resource efficiency at EU level.

Or. es

Amendment 159
Dario Tamburrano, David Borrelli

Proposal for a directive
Recital 28 c (new)

Text proposed by the Commission

Amendment

(28c) *Improving resource use could bring substantial net savings for EU businesses, public authorities and consumers, while reducing total annual greenhouse gas emissions. For that reason, the Commission should propose, by the end of 2018, a lead indicator and a dashboard of sub-indicators on resource efficiency, in order to monitor the progress towards the target of increasing resource efficiency at Union level by 30 % by 2030, compared with 2014 levels.*

Or. en

Amendment 160
Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive
Recital 29

Text proposed by the Commission

Amendment

(29) In order to **supplement or amend Directive 2008/98/EC, the power to adopt acts in accordance with Article 290 of the Treaty should** be delegated to the Commission **in respect of Articles 5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3).** It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing-up **delegated acts**, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the

(29) In order to **increase legal certainty, transparency and democratic scrutiny no further power to adopt acts should** be delegated to the Commission **other than those laid down in Directive 2008/98/EC.** It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing-up **new legislative proposals**, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and the Council.

Justification

Legal certainty is of crucial importance for industry, in particular when planning long-term investments. The legislative process must therefore be as predictable and transparent as possible. Before adopting substantive changes in the areas proposed, thorough and proper analysis should be done of the impact such changes would bring about. To confer such powers to the Commission increases the legal uncertainty, substantively reduces transparency and democratic accountability and has previously proved to be extremely problematic for industry in other areas of Environmental legislation.

Amendment 161

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Recital 29

Text proposed by the Commission

(29) In order to supplement or amend Directive 2008/98/EC, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of Articles **5(2), 6(2), 7(1), 11a(2), 11a(6), 26, 27(1), 27(4), 38(1), 38(2) and 38(3)**. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing-up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and the Council.

Amendment

(29) In order to supplement or amend Directive 2008/98/EC, the power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission in respect of Articles **11a(3)(b)**, 38(2) and 38(3). It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing-up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and the Council.

Amendment 162

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive
Recital 30

Text proposed by the Commission

(30) In order to *ensure uniform conditions for the implementation of Directive 2008/98/EC*, implementing powers should be conferred on the Commission *in respect of Articles 9(4), 9(5), 33(2), 35(5) and 37(6)*. Those *powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council*¹⁹ .

¹⁹ *Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28/02/2011, p. 13).*

Amendment

(30) In order to *increase legal certainty, transparency and democratic scrutiny no further* implementing powers should be conferred on the Commission *other than those laid down in Directive 2008/98/EC*.

Or. en

Justification

Legal certainty is of crucial importance for industry, in particular when planning long-term investments. The legislative process must therefore be as predictable and transparent as possible. Before adopting substantive changes in the areas proposed, thorough and proper analysis should be done of the impact such changes would bring about. To confer such powers to the Commission increases the legal uncertainty, substantively reduces transparency and democratic accountability and has previously proved to be extremely problematic for industry in other areas of Environmental legislation.

Amendment 163
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Recital 30

Text proposed by the Commission

(30) In order to ensure uniform

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Amendment

(30) In order to ensure uniform

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conditions for the implementation of Directive 2008/98/EC, implementing powers should be conferred on the Commission in respect of Articles 9(4), 9(5), 33(2), 35(5) and 37(6). Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council¹⁹.

¹⁹ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28/02/2011, p. 13).

conditions for the implementation of Directive 2008/98/EC, implementing powers should be conferred on the Commission in respect of Articles 9(5), 33(2), 35(5) and 37(6). Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council¹⁹.

¹⁹ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28/02/2011, p. 13).

Or. en

Amendment 164
Jude Kirton-Darling

Proposal for a directive
Recital 33 a (new)

Text proposed by the Commission

Amendment

(33a) Member States should ensure that high levels of occupational Health and Safety regulation are put in place for all EU workers, in line with existing EU regulations, and in accordance with the specific risks faced by workers in some production, recycling and waste sectors.

Or. en

Amendment 165
Pervenche Berès, Edouard Martin

Proposal for a directive
Recital 33 a (new)

Text proposed by the Commission

Amendment

(33a) *It is necessary to ensure high levels of Occupational Health and Security measures according to the specific risks faced by the workers in the waste sectors;*

Or. en

Amendment 166

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Recital 33 a (new)

Text proposed by the Commission

Amendment

(33a) *It is essential to ensure that existing waste legislation is correctly implemented and enforced.*

Or. en

Amendment 167

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Recital 33 b (new)

Text proposed by the Commission

Amendment

(33b) *This Directive has been adopted taking into account the commitments set out in the Interinstitutional Agreement on Better Law-Making of 13 April 2016 and it should be implemented and applied in accordance with the guidance contained in that Agreement.*

Or. en

Amendment 168

Patrizia Toia

Proposal for a directive

Article 1 – paragraph 1 – point -1 (new)

Directive 2008/98/EC

Article 2 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(-1) in Article 2(1) the following point is added:

“(c a) uncontaminated soil and other naturally occurring material excavated in the course of minor infrastructure maintenance activities where it is certain that the material will be used for the purposes of maintenance in its natural state on the site from which it was excavated and where uncontamination of the material is intrinsic in the excavation process and the site conditions without need of further analytical characterization;”

Or. en

Amendment 169

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point -1 (new)

Directive 2008/98/EC

Article 2 – paragraph 1 – point f

Present text

Amendment

"(f) faecal matter, if not covered by paragraph 2(b), ***straw*** and ***other*** natural non-hazardous ***agricultural or*** forestry material used in ***farming***, forestry or for the production of energy from such biomass through processes or methods

(-1) In Article 2(1), the point (f) is replaced by the following:

"(f) faecal matter, if not covered by paragraph 2(b), and natural non-hazardous forestry material, used in forestry or for the production of energy from such biomass through processes or methods which do not harm the environment or endanger human

which do not harm the environment or endanger human health."

health."

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32008L0098&from=FR>)

Amendment 170

Patrizia Toia

Proposal for a directive

Article 1 – paragraph 1 – point -1 a (new)

Directive 2008/98/EC

Article 2 – paragraph 1 – point f

Text proposed by the Commission

"(f) faecal matter, if not covered by paragraph 2(b), straw and other natural non-hazardous agricultural *or* forestry material used in farming, forestry or for the production of energy from such biomass through processes or methods which do not harm the environment or endanger human health."

Amendment

(-1a) In Article 2(1), the point (f) is replaced by the following:

“(f) faecal matter, if not covered by paragraph 2(b), straw and other natural non-hazardous agricultural ***material, forestry material and wood material from public spaces maintenance*** used in farming, forestry or for the production of energy from such biomass through processes or methods which do not harm the environment or endanger human health.”

Or. en

Amendment 171

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point a

Directive 2008/98/EC

Article 3 – point 1a – subparagraph 1 - introductory wording

Text proposed by the Commission

1a. "municipal waste" means

Amendment

1a. "municipal waste" means ***waste from households, as well as other waste which, because of its nature and***

composition, is similar to waste from household;

Or. en

Amendment 172

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point a

Directive 2008/98/EC

Article 3 – point 1a – subparagraph 1 - point c a (new)

Text proposed by the Commission

Amendment

(ca) commercial and industrial waste from economic activities including agricultural activities

Or. fr

Amendment 173

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point a

Directive 2008/98/EC

Article 3 – paragraph 1a – subparagraph 2

Text proposed by the Commission

Amendment

Municipal waste does not include waste from sewage network and treatment, including sewage sludge *and* construction and demolition waste;

Municipal waste does not include waste from sewage network and treatment, including sewage sludge, construction and demolition waste *or commercial and industrial waste, including from SMEs;*

Or. en

Amendment 174

Fredrick Federley, Carolina Punset, Pavel Telička

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point a

Directive 2008/98/EC

Article 3 – paragraph 1a – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

Municipal waste as defined in this Directive is to be considered neutral regarding the private or public status of the operator managing waste.

Or. en

Amendment 175

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point b a (new)

Directive 2008/98/EC

Article 3 – point 1 b (new)

Text proposed by the Commission

Amendment

(ba) the following point is inserted:

"1b. "commercial and industrial waste" means mixed waste and separately collected waste from commercial and industrial activities and/or premises.

Commercial and industrial waste does not include municipal waste, construction and demolition waste and waste from sewage network and treatment, including sewage sludge;"

Or. en

Amendment 176

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point b a (new)

Directive 2008/98/EC
Article 3 – point 1 b (new)

Text proposed by the Commission

Amendment

(ba) the following point is inserted:
"1b. "commercial and industrial waste" means mixed waste and separately collected waste from commercial and industrial activities and/or premises. Commercial and industrial waste does not include municipal waste, construction and demolition waste and waste from sewage network and treatment, including sewage sludge;"

Or. en

Amendment 177
Anna Záborská, Francesc Gambús

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point b a (new)
Directive 2008/98/EC
Article 3 – point 1b (new)

Text proposed by the Commission

Amendment

(ba) the following point is inserted:
'1b. "Littering" means any action or omission, whether wilful or not, that results in the leaving of litter.'

Or. fr

Amendment 178
Anna Záborská, Francesc Gambús

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point b b (new)
Directive 2008/98/EC
Article 3 – point 1c (new)

Text proposed by the Commission

Amendment

(bc) the following point is inserted:

'1c. "food waste" means any food intended for human consumption that at some stage in the food chain is not used within a given date, is lost or thrown away or has deteriorated.'

Or. fr

Amendment 179

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point c

Directive 2008/98/EC

Article 3 – point 4

Text proposed by the Commission

4. "bio-waste" means biodegradable garden and park waste, food and kitchen waste from households, restaurants, caterers and retail premises, comparable waste from food processing plants and other waste with similar biodegradability properties that is comparable in nature, composition and quantity;

Amendment

4. "bio-waste" means biodegradable garden and park waste, ***non-animal agricultural waste (including post-harvest losses)***, food and kitchen waste from households, restaurants, caterers and retail premises, comparable waste from food ***production and*** processing plants and other waste with similar biodegradability properties that is comparable in nature, composition and quantity;

Or. en

Amendment 180

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point c

Directive 2008/98/EC

Article 3 – point 4

Text proposed by the Commission

4. "bio-waste" means biodegradable garden and park waste, food and kitchen waste from households, restaurants, caterers and retail premises, comparable waste from food processing plants and other waste with similar biodegradability properties that is **comparable** in nature, **composition and quantity**;

Amendment

4. "bio-waste" means biodegradable garden and park waste, food and kitchen waste from households, restaurants, caterers and retail premises, comparable waste from food processing plants and other waste with similar biodegradability **and compostability** properties that is **similar** in nature **and composition**;

Or. en

Amendment 181

Miapetra Kumpula-Natri

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point c
2008/98/EC

Article 3 – point 4

Text proposed by the Commission

4. "bio-waste" means biodegradable garden and park waste, food and kitchen waste from households, restaurants, caterers and retail premises, comparable waste from food processing plants and other waste with similar biodegradability properties that is comparable in nature, **composition and quantity**;

Amendment

4. "bio-waste" means biodegradable garden and park waste, food and kitchen waste from households, restaurants, caterers and retail premises, comparable waste from food processing plants and other waste with similar biodegradability properties that is comparable in nature **and composition**;

Or. en

Justification

"Quantity" is unclear and might cause problems when reporting about the achievement of recycling goals.

Amendment 182

Anna Záborská, Francesc Gambús

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point d
2008/98/EC
Article 3 – point 4a

Text proposed by the Commission

4a. "construction and demolition waste" means waste falling under the construction and demolition waste categories referred to in the list of waste adopted pursuant to Article 7;

Amendment

4a. "construction and demolition waste" means waste falling under the construction and demolition waste categories, ***including lightweight materials***, referred to in the list of waste adopted pursuant to Article 7;'

Or. fr

Amendment 183
Barbara Kappel

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point d a (new)
2008/98/EC
Article 3 – point 4 b (new)

Text proposed by the Commission

Amendment

(da) the following point is inserted:
“4b. "permanent materials" means materials which can be classified as materials that once produced can be recycled without loss of quality, regardless of how often the material is recycled.”

Or. en

Amendment 184
Benedek Jávor
on behalf of the Verts/ALE Group

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point e
Directive 2008/98/EC
Article 3 – point 16

Text proposed by the Commission

16. "preparing for re-use" means checking, cleaning or repairing recovery operations, by which *waste*, products or components of products that have *been collected by a recognised preparation for re-use operator or deposit-refund scheme* are prepared so that they can be re-used without any other pre-processing;

Amendment

16. "preparing for re-use" means checking, cleaning or repairing recovery operations, by which products or components of products that have *become waste* are prepared so that they can be re-used without any other pre-processing;

Or. en

Amendment 185

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point e

Directive 2008/98/EC

Article 3 – point 16

Text proposed by the Commission

16. "preparing for re-use" means checking, cleaning or repairing recovery operations, by which waste, products or components of products that have *been collected by a recognised preparation for re-use operator or deposit-refund scheme* are prepared so that they can be re-used without any other pre-processing;

Amendment

16. "preparing for re-use" means checking, cleaning or repairing recovery operations, by which waste, products or components of products that have *become waste* are prepared so that they can be re-used without any other pre-processing;

Or. en

Amendment 186

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point e a (new)

Directive 2008/98/EC

Article 3 – point 16 a (new)

Text proposed by the Commission

Amendment

(ea) the following point is inserted:

“16a. "remanufacturing" means the process of bringing a product to like-new condition through reusing, reconditioning, and replacing component parts;”

Or. en

Amendment 187

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point e b (new)

Directive 2008/98/EC

Article 3 – point 16 b (new)

Text proposed by the Commission

Amendment

(e a) the following point is inserted :

“16b. "reconditioning" means the process of returning a product to a satisfactory working condition by rebuilding or repairing major components that are close to failure, even where there are no reported or apparent faults in those components;”

Or. en

Amendment 188

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point e a (new)

Directive 2008/98/EC

Article 3 – point 16 a (new)

Text proposed by the Commission

Amendment

(ea) the following point is inserted:

'16a. "dilution" means the mixing of waste with one or more other materials or waste for the purpose of lowering, without chemical transformation, the concentration of the components which are present in the waste, in order to allow the diluted waste to be sent for processing or recycling that would otherwise be prohibited for the undiluted waste.'

Or. fr

Amendment 189

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point e a (new)

Directive 2008/98/EC

Article 3 – point 17

Present text

“recycling” means any recovery operation by which waste materials are reprocessed into products, materials or substances whether for the original or other purposes. It includes *the reprocessing of organic material* but does not include energy recovery and the reprocessing into materials that are to be used as fuels or for backfilling operations;

Amendment

(e a) point 17 is replaced by the following:

“17. "recycling" means any recovery operation by which waste materials are reprocessed into products, materials or substances whether for the original or other purposes. It includes *composting* but does not include energy recovery and the reprocessing into materials that are to be used as fuels or for backfilling operations;
“

Or. en

Amendment 190

Françoise Grossetête

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f

Directive 2008/98/CE

Article 3 – point 17a

Text proposed by the Commission

Amendment

17a. *"final recycling process" means the recycling process which begins when no further mechanical sorting operation is needed and waste materials enter a production process and are effectively reprocessed into products, materials or substances;*

deleted

Or. fr

Justification

This article causes confusion as to what is genuinely recycled and what is not and poses a problem regarding the traceability of the recycled products. It is necessary to avoid the current calculation methods, whereby some countries consider waste as 'recycled' when it enters the first facility for sorting/recycling, thus distorting the final results.

Amendment 191
Marian-Jean Marinescu

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point f
Directive 2008/98/CE
Article 3 – point 17a

Text proposed by the Commission

Amendment

17a. "final recycling process" means the recycling process which begins when no further mechanical sorting operation is needed and waste materials enter a production process and are effectively reprocessed into products, materials or substances;

17a. "final recycling process" means the recycling process which begins when no further mechanical sorting operation is needed and ***when waste and*** waste materials ***considered to have ceased to be waste in accordance with Article 6*** enter a production process and are effectively reprocessed into products, materials or substances;

Or. en

Amendment 192
Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f

Directive 2008/98/EC

Article 3 – point 17a

Text proposed by the Commission

17a. "final recycling process" means the recycling process which begins when no further mechanical sorting operation is needed and waste *materials* enter a production process and are effectively reprocessed into products, materials or substances;

Amendment

17a. "final recycling process" means the recycling process which begins when no further mechanical sorting operation is needed and waste *considered to have ceased to be waste in accordance with Article 6* enter a production process and are effectively reprocessed into products, materials or substances;

Or. en

Amendment 193

Miapetra Kumpula-Natri

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f

Directive 2008/98/EC

Article 3 – point 17 b

Text proposed by the Commission

17b. "backfilling" means any recovery operation where suitable waste is used for reclamation purposes in excavated areas *or for engineering purposes in landscaping or construction* instead of other non-waste materials which would otherwise have been used for that purpose;

Amendment

17b. "backfilling" means any recovery operation where suitable waste is used for reclamation purposes in excavated areas instead of other non-waste materials which would otherwise have been used for that purpose;

Or. en

Justification

To ensure a common interpretation, the border between landfilling and recycling should be clarified. For example wooden packaging materials can be recycled by selling them as wood chips for landscaping purposes, i.e. in domestic gardens.

Amendment 194

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 17 ba (new)

Text proposed by the Commission

Amendment

(fa) the following point is inserted:

“17b a. "organic recycling" means the aerobic (composting) or anaerobic (biomethanization) treatment, under controlled conditions and using micro-organisms, of the biodegradable parts of waste, which produces stabilized organic residues or methane. Landfill shall not be considered to be a form of organic recycling;”

Or. en

Amendment 195

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 17 ba (new)

Text proposed by the Commission

Amendment

(fa) the following point is inserted:

“17ba. "organic recycling" means the aerobic (composting) treatment, both in the domestic form and under controlled conditions and using micro-organisms or worms, of the biodegradable parts of waste, which produces compost. Landfill shall not be considered to be a form of organic recycling;”

Or. en

Amendment 196

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 20 a (new)

Text proposed by the Commission

Amendment

(f a) the following point is added:

"20a. "litter" means any material or item that has been improperly discarded, lost or has resulted from inadequate waste management;"

Or. en

Amendment 197

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 20 a (new)

Text proposed by the Commission

Amendment

(fa) the following point is added:

"20a. "food waste" means edible and inedible food removed or disposed of at manufacturing, processing, retail and consumer levels and food losses along the Whole supply chain, including post-harvest losses and intentionally non harvested agricultural products; "

Or. en

Amendment 198

Miroslav Poche

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 20 a (new)

Text proposed by the Commission

Amendment

(fa) The following point is added:

“20a. "commercial and industrial waste" means mixed waste and separately collected waste of larger quantities than municipal waste originating from commercial activities, including the manufacture of specific products including paper and cardboard, glass, metal, plastic, bio-waste, wood, textile and bulky waste. Commercial and industrial waste does not include household waste, construction and demolition waste, hazardous waste and waste from sewage network and treatment, including sewage sludge;”

Or. en

Amendment 199

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f b (new)

Directive 2008/98/EC

Article 3 – point 20 b (new)

Text proposed by the Commission

Amendment

(fa) the following point is added:

"20 b. "food waste" means edible and inedible food removed from the supply chain or disposed of at processing, manufacturing, retail and consumer levels, and food losses along the whole production and supply chain, including primary production, transportation and storage losses;"

Justification

To comply with the requirements introduced by this Directive, a harmonised definition of 'food waste' is added.

Amendment 200

Paul Rübiger

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 20 a (new)

Text proposed by the Commission

Amendment

(fa) The following point is added:

'20a. "energy recovery" shall mean waste recovery in line with the "R1" recovery operation indicated in Annex 2, as a means to generate energy through direct incineration with energy recovery.'

Or. de

Justification

Energy recovery, as defined in Article 3 (8) of Directive 94/62/EC, would be deleted under the Commission amendment thereto. A similar definition is therefore proposed for inclusion in the Waste Framework Directive, referring to the 'R1' definition in Annex 2.

Amendment 201

Simona Bonafè, José Blanco López, Miroslav Poche, Kathleen Van Brempt

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 20 a (new)

Text proposed by the Commission

Amendment

(fa) the following point is added:

“20a. “remanufacturing” means the process of bringing a product to a like-new condition through reusing, reconditioning, and replacing component parts.”

Or. en

Amendment 202

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f a (new)

Directive 2008/98/EC

Article 3 – point 20 a (new)

Text proposed by the Commission

Amendment

(fa) the following point is added:

'20a. "decontamination" means any operation that consists of removing or treating the unwanted hazardous components or pollutants from waste in order to destroy them.'

Or. fr

Amendment 203

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f b (new)

Directive 2008/98/EC

Article 3 – point 20 b (new)

Text proposed by the Commission

Amendment

(fa) the following points is added:

“20b. "decontamination" means any operation that consists of removing or

treating the unwanted hazardous components or pollutants from waste or, if this is not possible from a technical or economic perspective, treating the waste in a way that destroys the pollutants. “

Or. en

Amendment 204
Miroslav Poche

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point f b (new)
Directive 2008/98/EC
Article 3 – point 20 b (new)

Text proposed by the Commission

Amendment

(f b) The following point is added:
“20b. "economic instruments" means any support measure, instrument, scheme or mechanism applied by a Member State or a group of Member States, that promotes the use of secondary raw materials from recycling by reducing the cost of that secondary raw material, giving value to the positive and negative externalities of materials, or increasing the volume of such secondary raw materials purchased. This includes, but is not restricted to, investment aid; tax levies; tax exemptions and/or reductions; tax refunds; minimum recycled content obligations; and direct price support schemes;”

Or. en

Amendment 205
Simona Bonafè, José Blanco López, Miroslav Poche, Kathleen Van Brempt

Proposal for a directive
Article 1 – paragraph 1 – point 2 – point f b (new)
Directive 2008/98/EC

Article 3 – point 20 b (new)

Text proposed by the Commission

Amendment

(f b) the following point is added:

“20b. “reconditioning” means the process of returning a product to a satisfactory working condition by rebuilding or repairing major components that are close to failure.”

Or. en

Amendment 206

Miroslav Poche

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f c (new)

Directive 2008/98/EC

Article 3 – point 20 c (new)

Text proposed by the Commission

Amendment

(f c) the following point is added:

“20c. “collectable waste oil” means waste oil that is capable of being collected, typically 50% of the annual lubricants consumption in the Member States;”

Or. en

Amendment 207

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 2 – point f b (new)

Directive 2008/98/EC

Article 3 – point 20 b (new)

Text proposed by the Commission

Amendment

(fb) the following point is added:

'20b. "aquatic litter" means any solid or liquid from household, industrial or natural sources which is found in the maritime and coastal environment, deposited on the seabed, or washed up on the beaches and on the shore, and in estuaries, lakes, streams, rivers and waterways.'

Or. fr

Amendment 208

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. Member States shall ***make use of*** adequate economic instruments to ***provide incentives for the application of*** the waste hierarchy.

Amendment

3. Member States shall ***ensure that pricing of waste treatment operations provide*** adequate ***incentives for the application of the waste hierarchy.*** Economic instruments to ***support this shall include:***

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

to reduce, re-use and recycle their waste;

f) measures to support the development of the re-use sector; and

g) measures to suppress harmful subsidies not consistent with the waste hierarchy.

Or. en

Amendment 209

Françoise Grossetête

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. Member States shall make use of adequate economic instruments to provide incentives for the application of the waste hierarchy.

Amendment

3. Member States shall make use of adequate economic instruments, *such as fiscal measures or even market instruments*, to provide incentives for the application of the waste hierarchy, *to maximise the use of raw materials derived from recycling and to offset the cost disparities with virgin raw materials. These economic instruments must have the objective of:*

(a) encouraging the use of raw materials derived from recycling;

(b) rewarding the environmental benefits of raw materials derived from recycling in terms of energy saving and emissions;

(c) encouraging the re-use and recycling of waste.

Or. fr

Justification

In a context of falling prices for oil and virgin raw materials, secondary raw materials can be rendered less competitive than virgin materials. It would therefore seem appropriate to consider supporting the sector by introducing economic instruments that encourage the use of secondary raw materials in order to offset the cost disparities and boost their market opportunities.

Amendment 210

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

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. Member States shall make use of adequate economic instruments to provide incentives for the application of the waste hierarchy.

Amendment

3. Member States shall make use of adequate economic instruments to provide incentives for the application of the waste hierarchy ***to encourage the implementation of the waste prevention programmes referred to in Article 29 and promote achievement of the re-use and recycling targets set out in Article 11(2).***

Or. es

Amendment 211

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 1

Text proposed by the Commission

Member States shall make use of adequate economic instruments ***to provide incentives for the application of the waste hierarchy.***

Amendment

To provide incentives for the application of the waste hierarchy, Member States shall make use of adequate economic instruments ***and measures as listed in Annex VIa.***

Amendment 212

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. Member States **shall** make use of adequate economic instruments to provide incentives for the application of the waste hierarchy.

Amendment

3. Member States **may** make use of adequate economic instruments to provide incentives for the application of the waste hierarchy.

Or. en

Amendment 213

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 1

Text proposed by the Commission

3. Member States **shall** make use of adequate economic instruments to provide incentives for the application of the waste hierarchy.

Amendment

3. Member States **may** make use of adequate economic instruments to provide incentives for the application of the waste hierarchy.

Or. en

Amendment 214

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 - paragraph 3 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

Adequate economic instruments must include:

- (a) the progressive increase of measures other than landfill for all waste categories;***
- (b) the introduction or increase of measures other than incineration operations;***
- (c) the extension of pay as you throw schemes in the Member States;***
- (d) the introduction of deposit-refund schemes to reduce, reuse and recycle waste.***

Or. fr

Amendment 215

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 3

Directive 2008/98/EC

Article 4 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Member States shall report to the Commission the specific instruments put in place in accordance with this paragraph by [insert date ***eighteen*** months after the entry into force of this Directive] and every five years following that date.

Amendment

Member States shall report to the Commission the specific instruments put in place in accordance with this paragraph by [insert date ***thirty-six*** months after the entry into force of this Directive] and every five years following that date.

Or. en

Amendment 216

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive
Article 1 – paragraph 1 – point 3
Directive 2008/98/EC
Article 4 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Member States shall report to the Commission the specific instruments put in place in accordance with this paragraph by [insert date eighteen months after the entry into force of this Directive] and every *five* years following that date.

Amendment

Member States shall report to the Commission the specific instruments put in place in accordance with this paragraph by [insert date eighteen months after the entry into force of this Directive] and every *three* years following that date.

Or. en

Amendment 217
Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive
Article 1 – paragraph 1 – point 3 a (new)
Directive 2008/98/EC
Article 4 – paragraph 3a (new)

Text proposed by the Commission

Amendment

(3a) In Article 4, the following paragraph is added:

“3a. In order to contribute to the objectives laid down in this Directive, Member States shall make use of instruments or measures as contained in Annex VIa.”

Or. en

Amendment 218
Benedek Jávor
on behalf of the Verts/ALE Group

Proposal for a directive
Article 1 – paragraph 1 – point 3 a (new)
Directive 2008/98/EC
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

(3a) In Article 4, the following paragraph is added:

"3a. Mixed and separately collected waste shall be sorted prior to energy recovery or to final disposal in landfill in order to support the effective extraction of recyclable materials and stabilize the remaining biodegradable fraction.

By way of exception, separately collected bio waste may be sent to anaerobic digestion and other processes using biodegradable waste as their exclusive input providing the quality of the separate collection is certified compatible with the requirements of the targeted installations."

Or. en

Amendment 219

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 3 a (new)

Directive 2008/98/EC

Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

(3a) In Article 4, the following paragraph is added:

'3a. Waste shall be sorted before being sent for landfill or incineration in order to extract reusable or recyclable materials. The biodegradable parts must also be treated.'

Or. fr

Amendment 220

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 3 b (new)

Directive 2008/98/EC

Article 4 – paragraph 3b (new)

Text proposed by the Commission

Amendment

(3b) In Article 4, the following paragraph is added:

"3b. In addition to the established waste hierarchy, a specific food waste hierarchy shall apply as a priority in food waste prevention and regulatory policy as follows:

- a) source prevention / reduction (through procurement);**
- b) edible food rescue, prioritising human over animal feed;**
- c) residential composting and/or conversion into other products;**
- d) centralised composting or anaerobic digestion;**
- e) mechanical biological mixed waste treatment;**
- f) landfill/incineration."**

Or. en

Amendment 221

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 4 – point b

Directive 2008/98/EC

Article 5 – paragraph 2

Text proposed by the Commission

Amendment

(b) paragraph 2 is replaced by the following:

deleted;

"2. The Commission shall be empowered to adopt delegated acts in

accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to specific substances or objects.”;

Or. en

Amendment 222

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

Proposal for a directive

Article 1 – paragraph 1 – point 4 – point b

Directive 2008/98/EC

Article 5 – paragraph 2

Text proposed by the Commission

2. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to specific substances or objects.

Amendment

2. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to specific substances or objects. *Those detailed criteria shall streamline the interactions between the conditions in paragraph 1 and existing legislations on waste, products and chemicals.*

Or. en

Amendment 223

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 4 – point b

Directive 2008/98/EC

Article 5 – paragraph 2

Text proposed by the Commission

2. *The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application*

Amendment

2. *The Council and the Parliament shall, by means of the ordinary legislative procedure, and with assistance of the Commission, establish detailed criteria on*

of the conditions laid down in paragraph 1 to specific substances or objects.

the application of the conditions laid down in paragraph 1 to specific substances or objects.

Or. en

Amendment 224

Françoise Grossetête

Proposal for a directive

Article 1 – paragraph 1 – point 5 – point a – point i

Directive 2008/98/EC

Article 6 – paragraph 1 – subparagraph 1 - point -a

Text proposed by the Commission

Amendment

(-a) *the waste has undergone a preparation for re-use operation.*

Or. fr

Justification

In order to encourage the re-use of recycled materials, it needs to be clarified that a waste product ceases to be waste when it has undergone a preparation for re-use operation.

Amendment 225

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 5 – point a – point i a (new)

Directive 2008/98/EC

Article 6 – paragraph 1 – subparagraph 1 - point c

Present text

Amendment

(c) the substance or object fulfils the technical requirements for ***the specific purposes*** and meets the existing legislation and standards applicable to products; and

(ia) *point (c) is replaced by the following:*

'(c) the substance or object fulfils the technical requirements for the ***final recycling process*** and meets the existing legislation and standards applicable to products; and'

Amendment 226

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 5 – point a – point ii

Directive 2008/98/EC

Article 6 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

(ii) *the second subparagraph is deleted;* ***deleted***

Or. en

Amendment 227

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 5 – point b

Directive 2008/98/EC

Article 6 – paragraph 2

Text proposed by the Commission

Amendment

(b) paragraphs 2, 3 and 4 are replaced by the following:

b) paragraphs 3 and 4 are replaced by the following:

2. *The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to certain waste. Those detailed criteria shall include limit values for pollutants where necessary and shall take into account any possible adverse environmental effects of the substance or object.*

Or. en

Amendment 228

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 5 – point b

Directive 2008/98/EC

Article 6 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to certain waste. Those detailed criteria shall include limit values for pollutants where necessary and shall take into account any possible adverse environmental effects of the substance or object.*

deleted

Or. en

Amendment 229

Françoise Grossetête

Proposal for a directive

Article 1 – paragraph 1 – point 5 – point b

Directive 2008/98/EC

Article 6 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to certain waste. Those detailed criteria shall include limit values for pollutants where necessary and shall take into account any possible adverse environmental effects of the substance or object.

2. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a in order to establish detailed criteria on the application of the conditions laid down in paragraph 1 to certain waste. ***End-of-waste specific criteria should be considered for certain materials such as aggregates, paper, glass, metal, plastic, tyres and textiles.*** Those detailed criteria shall include limit values for pollutants where necessary and shall take into account any possible adverse environmental effects of the

substance or object.

Or. fr

Justification

The European end-of-waste criteria represent an important guarantee of legal security and are essential to an internal market in recycling.

It is therefore necessary for the European Commission to propose a single methodology and specific European end-of-waste criteria for certain materials so as to provide a framework for the national practices of the Member States.

Amendment 230

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 6 – point a

Directive 2008/98/EC

Article 7 – paragraph 1 – first sentence

Text proposed by the Commission

Amendment

1. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to establish the list of waste. **deleted**

Or. en

Amendment 231

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 6 – point a

Directive 2008/98/EC

Article 7 – paragraph 1 – first sentence

Text proposed by the Commission

Amendment

1. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to establish the list of waste.

1. Member States shall establish the list of waste.

Amendment 232

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 6 – point a

Directive 2008/98/EC

Article 7 – paragraph 1 - first sentence

Text proposed by the Commission

1. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to establish the list of waste.

Amendment

1. The Commission shall be empowered to adopt delegated acts in accordance with Article 38a to establish the list of waste, ***especially if its useful life can be extended by repair or re-use, professional remanufacturing or reconditioning operations.***

Or. en

Amendment 233

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 6 – point a a (new)

Directive 2008/98/EC

Article 7 – paragraph 4

Present text

4. The reclassification of hazardous waste as non-hazardous waste may not be achieved by diluting or mixing the waste with the aim of lowering the initial concentrations of hazardous substances to a level below the thresholds for defining waste as hazardous.

Amendment

(aa) paragraph 4 is replaced by the following:

“4. The reclassification of hazardous waste as non-hazardous waste ***or a change of the hazardous properties*** may not be achieved by diluting or mixing the waste with the aim of lowering the initial concentrations of hazardous substances to a level below the thresholds for defining waste as hazardous ***or for establishing a hazardous property.*** “

Or. en

Amendment 234

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

Proposal for a directive

Article 1 – paragraph 1 – point 6 – point b a (new)

Directive 2008/98/EC

Article 7 – paragraph 7 a (new)

Text proposed by the Commission

Amendment

(ba) The following paragraph is added:

“7a. Member States shall comply with minimum requirements laid out for extended producer responsibility, in accordance with Article 8a of this Directive.”

Or. en

Amendment 235

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point -a (new)

Directive 2008/98/EC

Article 8 – paragraph 1 – subparagraph 1

Present text

Amendment

"1. In order to strengthen the re-use and the prevention, recycling and other recovery of waste, Member States *may* take legislative or non-legislative measures to ensure that any natural or legal person who professionally develops, manufactures, processes, treats, sells or imports products (producer of the product) has extended producer responsibility."

(-a) in paragraph 1, the first subparagraph is replaced by the following:

"1. In order to strengthen the re-use and the prevention, recycling and other recovery of waste, Member States *shall* take legislative or non-legislative measures to ensure that any natural or legal person who professionally develops, manufactures, processes, treats, sells or imports products (producer of the product) has extended producer responsibility."

Or. en

Amendment 236

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point -a (new)

Directive 2008/98/EC

Article 8 – paragraph 1 – subparagraph 1

Present text

"1. In order to strengthen the re-use and the prevention, recycling and other recovery of waste, Member States *may* take legislative or non-legislative measures to ensure that any natural or legal person who professionally develops, manufactures, processes, treats, sells or imports products (producer of the product) has extended producer responsibility."

Amendment

(-a) in paragraph 1, the first subparagraph is replaced by the following:

"1. In order to strengthen the re-use and the prevention, recycling and other recovery of waste, Member States *shall* take legislative or non-legislative measures to ensure that any natural or legal person who professionally develops, manufactures, processes, treats, sells or imports products (producer of the product) has extended producer responsibility."

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32008L0098&from=FR>)

Amendment 237

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a

Directive 2008/98/EC

Article 8 – paragraph 1- subparagraph 2a

Text proposed by the Commission

Such measures may also include the establishment of extended producer responsibility schemes defining specific operational and financial obligations for producers of products.

Amendment

Such measures may also include the establishment of extended producer responsibility schemes defining specific operational and financial obligations for producers of products. **Producer responsibility shall aim at covering all**

products placed in the market.

By 2030, textiles, furniture, hazardous substances used in households, hygiene products and paper shall be covered by a relevant extended producer responsibility scheme.

Such measures shall at least cover the post-consumer state of a product's life cycle for packaging as defined in Article 3 of Directive 94/62/EC, electrical and electronic equipment as defined in Article 3(1) of Directive 2012/19/EU, and batteries and accumulators as defined in Article 3 of Directive 2006/66/EC.

Or. en

Amendment 238

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a

Directive 2008/98/EC

Article 8 – paragraph 1 – subparagraph 2a

Text proposed by the Commission

Such measures *may* also include the establishment of extended producer responsibility schemes defining specific operational and financial obligations for producers of products.

Amendment

Such measures *shall* also include the establishment of extended producer responsibility schemes defining specific operational and financial obligations for producers of products *in which the producer's responsibility is extended to the post-consumer state of a product's life cycle. Producer responsibility shall aim at covering all products placed in the market.*

By 2030, textiles, furniture, hazardous substances used in households, hygiene products and paper shall be covered by a relevant extended producer responsibility scheme.

Or. en

Amendment 239

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

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a

Directive 2008/98/EC

Article 8 – paragraph 1 subparagraph 2a

Text proposed by the Commission

Such measures may also include the establishment of extended producer responsibility schemes defining specific operational and financial obligations for producers of products.

Amendment

Such measures may also include the establishment of extended producer responsibility schemes defining specific operational and financial obligations for producers of products. ***The scheme shall be designed for ensuring transparency and efficiency of the technical and financial operations of the stakeholders involved in the waste management chain.***

Or. en

Amendment 240

Pavel Telička, Fredrick Federley

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a

Directive 2008/98/EC

Article 8 – paragraph 1 – subparagraph 2a

Text proposed by the Commission

Such measures may also include the establishment of extended producer responsibility schemes defining specific operational ***and*** financial obligations for producers of products.

Amendment

Such measures may also include the establishment of extended producer responsibility schemes defining specific operational ***or*** financial obligations for producers of products, ***in line with their role given by the national framework.***

Or. en

Amendment 241

Françoise Grossetête

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a

Directive 2008/98/EC

Article 8 – paragraph 1 - subparagraph 2a

Text proposed by the Commission

Such measures may also include the establishment of extended producer responsibility schemes defining specific *operational* and financial obligations for producers of products.

Amendment

Such measures may also include the establishment of extended producer responsibility schemes defining specific *organisational* and financial obligations for producers of products.

Or. fr

Amendment 242

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a a (new)

Directive 2008/98/EC

Article 8 – paragraph 2 – subparagraph 1

Present text

2. Member States *may* take appropriate measures to encourage the design of products in order to reduce their environmental impacts and the generation of waste in the course of the production and subsequent use of products, and in order to ensure that the recovery and disposal of products that have become waste take place *in accordance with Articles 4 and 13*.

Amendment

(aa) in paragraph 2, the first subparagraph is replaced by the following:

“2. Member States *shall* take appropriate measures to encourage the design of products in order to reduce their environmental impacts and the generation of waste in the course of the production and subsequent use of products, and in order to ensure that the recovery and disposal of products that have become waste take place.”

Or. en

Amendment 243

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point a a (new)

Directive 2008/98/EC

Article 8 – paragraph 2 – subparagraph 1

Present text

2. Member States *may* take appropriate measures to encourage the design of products in order to reduce their environmental impacts and the generation of waste in the course of the production and subsequent use of products, and in order to ensure that the recovery and disposal of products that have become waste take place in accordance with Articles 4 and 13.

Amendment

(aa) in paragraph 2, the first subparagraph is replaced by the following:

“2. Member States *shall* take appropriate measures to encourage the design of products in order to reduce their environmental impacts and the generation of waste in the course of the production and subsequent use of products, and in order to ensure that the recovery and disposal of products that have become waste take place in accordance with Articles 4 and 13.”

Or. en

[\(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32008L0098&from=FR>\)](http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32008L0098&from=FR)

Amendment 244

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point b

Directive 2008/98/EC

Article 8 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Such measures *may* encourage, inter alia, the development, production and marketing of products that are suitable for multiple use, that are technically durable and that are, after having become waste, *suitable for preparation* for re-use *and recycling* in order to facilitate proper implementation of the waste hierarchy. The measures *should*

Amendment

Such measures *shall* encourage, inter alia, the development, production and marketing of products that are suitable for multiple use, that are technically durable and *easily repairable and* that are, after having become waste *and been prepared* for re-use *or recycled, suitable to be placed on the market* in order to facilitate proper

take into account the impact of products throughout their life cycle.

implementation of the waste hierarchy. The measures *shall* take into account the impact of products throughout their life cycle *and the waste hierarchy*.

Or. en

Amendment 245

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point b

Directive 2008/98/EC

Article 8 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Such measures *may* encourage, inter alia, the development, production and marketing of products that are suitable for multiple use, that are technically durable and that are, after having become waste, *suitable for preparation* for re-use *and recycling* in order to facilitate proper implementation of the waste hierarchy. The measures *should* take into account the impact of products throughout their life cycle.

Amendment

Such measures *shall* encourage, inter alia, the development, production and marketing of products that are suitable for multiple use, that are technically durable and *easily repairable and* that are, after having become waste *and been prepared* for re-use *or recycled, suitable to be made available on the market or placed on the market* in order to facilitate proper implementation of the waste hierarchy. The measures *shall* take into account the impact of products throughout their life cycle *and the waste hierarchy*.

Or. en

Amendment 246

Barbara Kappel

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point b

Directive 2008/98/EC

Article 8 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Such measures may encourage, inter alia,

Amendment

Such measures may encourage, inter alia,

the development, production and marketing of products that are suitable for multiple use, that are technically durable and that are, after having become waste, suitable **for preparation for re-use and recycling** in order to facilitate proper implementation of the waste hierarchy. The measures should take into account the impact of products throughout their life cycle.

the development, production and marketing of products **and materials such as permanent materials** that are suitable for multiple use **and multiple recycling**, that are technically durable and that are, after having become waste **and prepared for re-use or recycled**, suitable **to be placed on the market** in order to facilitate proper implementation of the waste hierarchy. The measures should take into account the impact of products **and materials** throughout their life cycle.

Or. en

Justification

Permanent materials that can effectively replace raw materials in production processes and ensure that the same resources remain productive over and over again, offering a stable, long-term perspective for resource-efficient manufacturing and employment in recycling should be recognised and their use encouraged, where possible. Increasing the use of permanent materials would also increase the potential for reduction of energy consumption and greenhouse gas emissions.

Amendment 247 **Aldo Patriciello**

Proposal for a directive
Article 1 – paragraph 1 – point 7 – point b
Directive 2008/98/EC
Article 8 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Such measures may encourage, inter alia, the development, production and marketing of products that are suitable for multiple use, that are technically durable and that are, after having become waste, suitable for preparation for re-use and recycling in order to facilitate proper implementation of the waste hierarchy. The measures should take into account the impact of products throughout their life cycle.

Amendment

Such measures may encourage, inter alia, the development, production and marketing of products that are suitable for multiple use, that are technically durable and that are, after having become waste, suitable for preparation for re-use and recycling in order to facilitate proper implementation of the waste hierarchy. The measures should take into account the impact of products throughout their life cycle **and relevant European legislation and standards already applicable to products.**

Amendment 248

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point b a (new)

Directive 2008/98/EC

Article 8 – paragraph 3

Present text

3. When applying extended producer responsibility, Member States shall take into account the technical feasibility and economic viability and the overall environmental, human health and social impacts, respecting the need to ensure the proper functioning of the internal market."

Amendment

(ba) paragraph 3 is replaced by the following:

"3. When applying extended producer responsibility, Member States shall take into account the technical feasibility and economic viability and the overall environmental, human health and social impacts, respecting the need to ensure the proper functioning of the internal market. ***Member States shall, prior to creating extended producer responsibility schemes, realize an ex ante environmental, social and economic feasibility analysis.***"

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32008L0098&from=EN>)

Amendment 249

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 7 – point c

Directive 2008/98/EC

Article 8 – paragraph 5

Text proposed by the Commission

5. The Commission ***shall*** organise an exchange of information between Member States and the actors involved in producer responsibility schemes on the practical implementation ***of the requirements***

Amendment

5. ***Based on the agreement of the Member States in question***, the Commission ***may*** organise an exchange of information between Member States and the actors involved in producer

defined in Article 8a and on best practices to ensure adequate governance and cross-border cooperation of extended producer responsibility schemes. This includes, inter alia, exchange of information on the organisational features and the monitoring of producer responsibility organisations, the selection of waste management operators and the prevention of littering. The Commission shall publish the results of the exchange of information.

responsibility schemes on the practical implementation *such schemes* and on best practices to ensure adequate governance and cross-border cooperation of extended producer responsibility schemes. This includes, inter alia, exchange of information on the organisational features and the monitoring of producer responsibility organisations, the selection of waste management operators and the prevention of littering. The Commission shall publish the results of the exchange of information.

Or. en

Amendment 250

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a (new)

Text proposed by the Commission

Amendment

Article 8 a

Deleted

[...]

Or. en

Amendment 251

Pavel Telička, Fredrick Federley

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - introductory wording

Text proposed by the Commission

Amendment

1. *Member States shall ensure that* extended producer responsibility schemes established in accordance with Article 8,

1. *In those Member States where* extended producer responsibility schemes *are* established in accordance with Article

paragraph 1:

8, paragraph 1, *Member States shall*:

Or. en

Amendment 252

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended producer responsibility on their behalf, private or public waste operators, local authorities and, where appropriate, recognised preparation for re-use operators;

Amendment

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union (*i.e. any natural or legal person and/or platform who develops, produces, processes, treats, sells or imports products on professional basis*), organisations implementing extended producer responsibility on their behalf, private or public waste operators, local authorities and, where appropriate, recognised preparation for re-use operators;

Or. en

Amendment 253

Anna Záborská, Henna Virkkunen, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended producer responsibility on their behalf, private or public waste operators, local

Amendment

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended producer responsibility on their behalf, *distributors, retailers*, private or public

authorities and, where appropriate, recognised preparation for re-use operators;

waste operators, local authorities and, where appropriate, recognised preparation for re-use operators, *end-users and consumers*;

Or. fr

Amendment 254
Pervenche Berès, Edouard Martin

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended producer responsibility on their behalf, private or public waste operators, local authorities *and, where appropriate*, recognised preparation for re-use operators;

Amendment

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended producer responsibility on their behalf, private or public waste operators, *social economy actors and platforms, distributors*, local authorities, *reuse and repair networks and* recognised preparation for re-use operators;

Or. en

Amendment 255
Benedek Jávor
on behalf of the Verts/ALE Group

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended

Amendment

- define in a clear way the roles and responsibilities of producers of products placing goods on the market of the Union, organisations implementing extended

producer responsibility on their behalf, private or public waste operators, local authorities and, *where appropriate*, recognised preparation for re-use operators;

producer responsibility on their behalf, private or public waste operators, *distributors, social economy actors*, local authorities, *reuse* and *repair networks and* recognised preparation for re-use operators;

Or. en

Amendment 256

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 2

Text proposed by the Commission

- define measurable waste *management targets, in line with the waste hierarchy*, aiming to attain at least the quantitative targets relevant for the scheme as laid down in this Directive, Directive 94/62/EC, Directive 2000/53/EC, Directive 2006/66/EC and Directive 2012/19/EU;

Amendment

- define measurable waste *prevention, re-use, preparation for re-use, and recycling targets as well as minimum recycled content targets for plastics*, aiming to attain at least the quantitative targets relevant for the scheme as laid down in this Directive, Directive 94/62/EC, Directive 2000/53/EC, Directive 2006/66/EC and Directive 2012/19/EU;

Or. en

Amendment 257

Miroslav Poche

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8 a – paragraph 1 – subparagraph 1 - indent 4

Text proposed by the Commission

- ensure equal treatment and non-discrimination between producers of products and with regards to small and

Amendment

- ensure equal treatment and non-discrimination between producers of products and with regards to small and

medium enterprises.

medium enterprises. *In particular, the unit cost charged by any organisation implementing extended producer responsibility on behalf of a producer of products for services related to a specific product, shall be the same for all producers of the same products;*

Or. en

Justification

The amendment clarifies that Member States have to carry out the actions specified under that point and not extended producer responsibility (EPR) schemes as it could have been understood in the proposed formulation. It also clarifies the definition of producers of products in Article 8.1 and completes the list of relevant actors in the value chain. Clear roles and responsibilities for all relevant actors will ensure accountability.

Amendment 258

Fredrick Federley, Carolina Punset, Pavel Telička

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8 a – paragraph 1 – subparagraph 1 - indent 4

Text proposed by the Commission

- ensure equal treatment and non-discrimination between producers of products and with regards to small and medium enterprises.

Amendment

- ensure equal treatment and non-discrimination between producers of products and **waste and recycling operators and** with regards to small and medium enterprises.

Or. en

Amendment 259

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 4 a (new)

Text proposed by the Commission

Amendment

- *ensure the eco-design of products and foster better resource efficiency, by rewarding the efforts of the producer to take into account the reusability, reparability and recyclability of products;*

Or. en

Amendment 260

Fredrick Federley, Carolina Punset, Pavel Telička

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 4 a (new)

Text proposed by the Commission

Amendment

- *promote open and fair competition in waste management, separate collection systems and recycling markets.*

Or. en

Amendment 261

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 4 b (new)

Text proposed by the Commission

Amendment

- *contribute to the integration of the environmental costs of a product all along its life cycle into its price;*

Or. en

Amendment 262

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 1 – subparagraph 1 - indent 4 c (new)

Text proposed by the Commission

Amendment

- *contain clear targets for improvement of product design (eco-design) from a material efficiency and optimised end-of-life perspective;*

Or. en

Amendment 263

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 2

Text proposed by the Commission

Amendment

2. Member States shall take the necessary measures to ensure that the waste holders targeted by the extended producer responsibility schemes established in accordance with Article 8, paragraph 1, are informed about the available waste collection systems and the prevention of littering. Member States shall also take measures to create incentives for the waste holders to ***take part in the*** separate collection systems in place, notably through economic incentives or regulations, ***when*** appropriate.

2. Member States shall take the necessary measures to ensure that the waste holders targeted by the extended producer responsibility schemes established in accordance with Article 8, paragraph 1, are informed about the available ***take back systems, re-use and repair networks, recognised preparation for re-use operators,*** waste collection systems and the prevention of littering. Member States shall also take measures to create incentives for the waste holders to ***deliver their waste into*** separate collection systems in place, notably through economic incentives or regulations, ***where*** appropriate.

Or. en

Amendment 264
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 2

Text proposed by the Commission

2. Member States shall take the necessary measures to ensure that the waste holders targeted by the extended producer responsibility schemes established in accordance with Article 8, paragraph 1, are informed about the available waste collection systems and the prevention of littering. Member States **shall** also take measures to create incentives for the waste holders to take part in the separate collection systems in place, **notably through economic incentives or regulations**, when appropriate.

Amendment

2. Member States shall take the necessary measures to ensure that the waste holders targeted by the extended producer responsibility schemes established in accordance with Article 8, paragraph 1, are informed about the available waste collection systems and the prevention of littering. Member States **may** also take measures to create incentives for the waste holders to take part in the separate collection systems in place, when appropriate.

Or. en

Amendment 265
Miroslav Poche

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8 a – paragraph 3 subparagraph 1 – point b

Text proposed by the Commission

(b) has the necessary operational and financial means to meet its extended producer responsibility obligations;

Amendment

(b) has the necessary operational, **organizational** and financial means to meet its extended producer responsibility obligations;

Or. en

Amendment 266
Françoise Grossetête

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8 a – paragraph 3 – subparagraph 1 - point b

Text proposed by the Commission

(b) has the necessary **operational** and financial means to meet its extended producer responsibility obligations;

Amendment

(b) has the necessary **organisational** and financial means to meet its extended producer responsibility obligations;

Or. fr

Justification

Not all extended producer responsibility schemes need operational resources, as some are based on purely financial operators and authorities. This condition should therefore be adjusted to cover all different circumstances.

Amendment 267

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

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 3 – subparagraph 1 – point d – indent 2

Text proposed by the Commission

- the financial contributions paid by the producers;

Amendment

- the financial contributions paid by the producers, ***per unit sold or per tonne of product placed on the market, without disclosing the financial contributions of individual producers;***

Or. en

Amendment 268

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a –paragraph 3 – subparagraph 1 - point d – indent 3a (new)

Text proposed by the Commission

Amendment

- *the distribution of funds between waste treatment operations;*

Or. en

Amendment 269

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a –paragraph 3 – subparagraph 1 - point d – indent 3a (new)

Text proposed by the Commission

Amendment

- *the aggregated revenue from sales of secondary raw materials.*

Or. en

Amendment 270

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a –paragraph 3 – subparagraph 1 - point d – indent 3b (new)

Text proposed by the Commission

Amendment

- *the financial investment into communicating the good practices and guidelines to the targeted groups.*

Or. en

Amendment 271

Aldo Patriciello

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a –paragraph 3 – subparagraph 1 - point d – indent 3a (new)

Text proposed by the Commission

Amendment

- *the revenue from sales of secondary raw materials.*

Or. en

Justification

Costs and the value of the material collected must be accounted for by EPR schemes in order to increase accountability, efficiency and incentivize recyclability of material. In order to ensure the full application of the net cost principle, extended producer responsibility (EPR) schemes for packaging waste should be required to be transparent about the revenue received from the sales of secondary raw materials from their packaging, in addition to the aggregated financial contribution by producers.

Amendment 272

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

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a –paragraph 3 – subparagraph 1 - point d a (new)

Text proposed by the Commission

Amendment

- (da) guarantees the absence of conflicts of interest between the decision making body of the organisation and any waste manager operator that provides services to the organisation.*

Or. en

Amendment 273

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 3 – subparagraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) indicates in a visible and consistent manner the payment of an eco-contribution on the price label of products covered by an extended producer responsibility scheme.

Or. en

Amendment 274

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a

Text proposed by the Commission

Amendment

(a) cover the entire cost of waste management for the products it puts on the Union market, including all the following:

(a) cover the entire cost of waste management for the products it puts on the Union market, including all the following: *costs of separate collection, sorting and treatment operations required to meet the waste management targets referred to in paragraph 1, second indent.*

Or. en

Amendment 275

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 – point a – introductory wording

Text proposed by the Commission

Amendment

(a) cover the **entire cost** of waste management for the products it puts on the Union market, **including all the following**:

(a) cover the **following costs** of waste management for the products it puts on the Union market:

Or. en

Amendment 276

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

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – introductory wording

Text proposed by the Commission

Amendment

(a) cover the **entire** cost of waste management for the products it puts on the Union market, **including all the following**:

(a) cover the cost of waste management for the products it puts on the Union market, **as follow**:

Or. en

Amendment 277

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 1

Text proposed by the Commission

Amendment

- **costs of separate collection, sorting and treatment operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;**

deleted

Or. en

Amendment 278

Benedek Jávör

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 1

Text proposed by the Commission

- costs of separate collection, sorting **and treatment** operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Amendment

- costs of separate collection, sorting, **transportation to the preparing for re-use, recycling or other recovery operators and subsequent preparing for re-use, recycling and other recovery** operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Or. en

Amendment 279

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

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 1

Text proposed by the Commission

- costs of separate collection, sorting and treatment operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Amendment

- **where applicable**, costs of separate collection **from collection points**, sorting and treatment operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Or. en

Amendment 280

Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 1

Text proposed by the Commission

- costs of separate collection, sorting **and treatment operations** required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Amendment

- costs of separate collection, sorting **operations in preparation for recycling** required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Or. en

Amendment 281

Aldo Patriciello

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 1

Text proposed by the Commission

- costs of separate collection, sorting and treatment operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Amendment

- costs of separate collection, sorting **for recycling** and treatment operations required to meet the waste management targets referred to in paragraph 1, second indent, taking into account the revenues from re-use or sales of secondary raw material from their products;

Or. en

Justification

The definition of “treatment operations” is unclear and may lead to misinterpretation. Some interested parties have already started to define it for themselves and include activities for

which producers are neither responsible nor accountable. While including coverage of “treatment operations” might make sense for other waste streams, it goes beyond the producer’s role and responsibility for packaging.

Amendment 282

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 2

Text proposed by the Commission

Amendment

- *costs of providing adequate information to waste holders in accordance with paragraph 2;* *deleted*

Or. en

Amendment 283

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1 - point a – indent 3

Text proposed by the Commission

Amendment

- *costs of data gathering and reporting in accordance with paragraph 1, third indent.* *deleted*

Or. en

Amendment 284

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC
Article 8a – paragraph 4 – subparagraph 1 - point b

Text proposed by the Commission

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, notably by taking into account their re-usability **and recyclability**;

Amendment

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, notably by taking into account their re-usability, **reparability, recyclability and the presence of hazardous substances. In order to create the optimised market conditions for producers to take advantage of such a modulation, a set of criteria acting as basis for modulation and their measurement method shall be established for the internal market of the Union. No later than 2 years after the entry into force of this Directive, the Commission shall conduct a study and establish a multi-stakeholders platform in cooperation with Member States to define those criteria and adopt implementing acts according to Article 39 (2) for their implementation.**

Or. en

Justification

Costs should be differentiated according to properties of the products, depending on the difficulty of properly treating the product at the end of their life.

Amendment 285

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 4 – subparagraph 1– point b

Text proposed by the Commission

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, notably by

Amendment

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, notably by

taking into account their re-usability and recyclability;

taking into account their re-usability and recyclability, *and the use of permanent materials which can be recycled multiple times without losing its properties*;

Or. en

Amendment 286
Barbara Kappel

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 4 – subparagraph 1 - point b

Text proposed by the Commission

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, notably by taking into account their re-usability *and recyclability*;

Amendment

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, notably by taking into account their re-usability, *recyclability and inherent properties of the materials such as permanent materials*;

Or. en

Amendment 287
Pavel Telička, Fredrick Federley, Carolina Punset

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 4 – subparagraph 1 - point b

Text proposed by the Commission

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, *notably* by taking into account their re-usability and recyclability;

Amendment

(b) are modulated on the basis of the real end-of-life cost of individual products or groups of similar products, by taking into account their re-usability and recyclability;

Or. en

Amendment 288
Paul Rübige

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 4 – subparagraph 1a (new)

Text proposed by the Commission

Amendment

In accordance with paragraph 2, any costs related to any forms of littering shall not be covered by producers or importers.

Or. en

Justification

A further clarification with regards to additional costs implied through littering is crucial. Placing any financial burden in relation to littering on to the producers/importer is disproportionate.

Amendment 289
Miapetra Kumpula-Natri

Proposal for a directive
Article 1 – paragraph 1 – point 8
Directive 2008/98/EC
Article 8a – paragraph 4 – subparagraph 1a(new)

Text proposed by the Commission

Amendment

The producers' responsibility to cover entire costs of waste management shall not prevent other waste management operators to supplement the waste collection.

Or. en

Justification

Producers' responsibility should allow other actors to complement the recycling arranged by the producers. "End-of-life cost" and "optimised cost" need a clear definition or they should

be withdrawn from the proposal.

Amendment 290

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 5 – subparagraph 1

Text proposed by the Commission

Member States shall establish an adequate monitoring and enforcement framework with the view to ensure that the producers of products are implementing their extended producer responsibility obligations, the financial means are properly used, and all actors involved in the implementation of the scheme report reliable data.

Amendment

Member States shall establish an adequate monitoring and enforcement framework with the view to ensure that the producers of products are implementing their extended producer responsibility obligations, the financial means are properly used, and all actors involved in the implementation of the scheme report reliable data. ***When a product is covered by an extended producer responsibility scheme, Members States shall ensure that the treatment of the residual waste produced during the re-use and preparing for re-use process of this product is covered by the extended producer responsibility fee.***

Or. en

Amendment 291

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 6

Text proposed by the Commission

6. Member States shall establish a platform to ensure a regular dialogue between the stakeholders involved in the implementation of extended producer

Amendment

6. Member States shall establish a platform to ensure a regular dialogue between the stakeholders involved in the implementation of extended producer

responsibility, including private or public waste operators, local authorities and, where applicable, recognised preparation for re-use operators.'

responsibility, including private or public waste operators, local authorities and, where applicable, recognised preparation for re-use operators *and packaging sector*.'

Or. en

Amendment 292

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 7

Text proposed by the Commission

7. Member States shall take measures to ensure that extended producer responsibility schemes that have been established before [insert date *eighteen* months after the entry into force of this Directive], comply with the provisions of this article within twenty-four months of that date.

Amendment

7. Member States shall take measures to ensure that extended producer responsibility schemes that have been established before [insert date *thirty-six* months after the entry into force of this Directive], comply with the provisions of this article within twenty-four months of that date.

Or. en

Amendment 293

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

Proposal for a directive

Article 1 – paragraph 1 – point 8

Directive 2008/98/EC

Article 8a – paragraph 7 a (new)

Text proposed by the Commission

Amendment

7a. The roles and responsibilities of any other actor involved in the waste chain shall be defined in a clear way.

Or. en

Amendment 294

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1

Text proposed by the Commission

1. Member States shall take measures to prevent waste generation. These measures **shall**:

Amendment

1. Member States shall take measures to prevent waste generation. These measures **may**:

Or. en

Amendment 295

Lorenzo Fontana, Nicolas Bay

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – introductory wording

Text proposed by the Commission

1. Member States **shall** take measures to prevent waste generation. These measures **shall**:

Amendment

1. Member States **may** take measures to prevent waste generation. These measures **may**:

Or. en

Amendment 296

Barbara Kappel

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- encourage the use of products that are resource efficient, durable, repairable and recyclable;

Amendment

- encourage the **production and** use of products **and materials** that are resource efficient, durable, repairable and recyclable,

such as permanent materials;

Or. en

Amendment 297
Miapetra Kumpula-Natri

Proposal for a directive
Article 1 – paragraph 1 – point 9
Directive 2008/98/EC
Article 9 – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- encourage the use of products that are resource efficient, durable, reparable **and recyclable;**

Amendment

- encourage the use of products that are resource efficient, durable, reparable, **recyclable and produced from sustainable renewable raw materials**

Or. en

Justification

Biobased materials and products should be given special status in the circular economy

Amendment 298
Dario Tamburrano, David Borrelli

Proposal for a directive
Article 1 – paragraph 1 – point 9
Directive 2008/98/EC
Article 9 – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- **encourage** the use of products that are resource efficient, durable, reparable and recyclable;

Amendment

- **promote and support the production and** the use of products that are resource efficient, durable, **reusable**, reparable and recyclable;

Or. en

Amendment 299
Pervenche Berès

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- encourage the use of products that are resource efficient, durable, repairable and recyclable;

Amendment

- encourage the ***production and the*** use of products that are resource efficient, durable, repairable and recyclable;

Or. en

Amendment 300

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 1

Text proposed by the Commission

- ***encourage*** the use of products that are resource efficient, durable, repairable and recyclable;

Amendment

- ***promote*** the use of products that are resource efficient, durable, repairable and recyclable;

Or. en

Amendment 301

Clare Moody, Jude Kirton-Darling, Theresa Griffin, Miroslav Poche

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 1 a (new)

Text proposed by the Commission

Amendment

- ***prohibit the use of microplastic ingredients in products reaching***

wastewater drainage systems by ...[insert the date 2 years after the entry into force of this Directive]

Or. en

Amendment 302

Simona Bonafè, José Blanco López, Miroslav Poche, Kathleen Van Brempt

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 1 a (new)

Text proposed by the Commission

Amendment

- *promote and support the production and the use of products that are easy to switch from physical to digital dimension and easy to share in a collaborative platform*

Or. en

Amendment 303

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 1 a (new)

Text proposed by the Commission

Amendment

- *include economic instruments that encourage businesses and citizens to reduce their waste generation such as pay-as-you-throw models*

Or. en

Amendment 304

Marian-Jean Marinescu

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 – indent 3

Text proposed by the Commission

- encourage the setting up of systems promoting reuse activities, including in particular for electrical and electronic equipment, textiles **and furniture**;

Amendment

- encourage the setting up of systems promoting reuse activities, including in particular for electrical and electronic equipment, textiles, **furniture, construction materials and construction and demolition waste**;

Or. en

Amendment 305

Pavel Telička, Fredrick Federley, Kaja Kallas, Carolina Punset

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3

Text proposed by the Commission

- encourage the setting up of systems promoting reuse activities, including in particular for electrical and electronic equipment, textiles and furniture;

Amendment

- encourage the setting up of systems, **including in particular digital informational platforms**, promoting reuse activities, including in particular for electrical and electronic equipment, textiles and furniture;

Or. en

Amendment 306

Simona Bonafè, José Blanco López, Miroslav Poche, Kathleen Van Brempt

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3

Text proposed by the Commission

- encourage the setting up of systems promoting reuse activities, including in particular for electrical and electronic equipment, textiles and furniture;

Amendment

- encourage the setting up of systems promoting reuse activities, ***remanufacturing and reconditioning activities*** including in particular for electrical and electronic equipment, ***tyre***, textiles and furniture;

Or. en

Amendment 307

Pervenche Berès, Edouard Martin

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3

Text proposed by the Commission

- encourage the setting up of systems promoting reuse activities, including in particular for electrical and electronic equipment, textiles and furniture;

Amendment

- encourage the setting up of systems promoting reuse activities, ***remanufacturing and reconditioning activities***, including in particular for electrical and electronic equipment, textiles and furniture;

Or. en

Amendment 308

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3

Text proposed by the Commission

- ***encourage*** the setting up of systems promoting ***reuse activities, including in particular for electrical and electronic equipment, textiles and furniture***;

Amendment

- ***support*** the setting up of systems promoting ***repair and re-use activities as referred to in Article 9a***;

Amendment 309

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3

Text proposed by the Commission

- **encourage** the setting up of systems promoting reuse activities, including in particular for electrical and electronic equipment, textiles and furniture;

Amendment

- **support** the setting up of systems promoting **repair and** reuse activities, including in particular for electrical and electronic equipment, textiles and furniture;

Or. en

Amendment 310

Pavel Telička, Fredrick Federley, Kaja Kallas, Carolina Punset

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3 a (new)

Text proposed by the Commission

Amendment

- **encourage to support small and medium-sized enterprises (SMEs), with a special attention to micro enterprises, start-ups and other relevant endeavours that spread the awareness about, advertise, promote or directly provide services related to maintenance of aging products, use of recycled materials, and prevention of waste in general in line with the waste hierarchy and concept of the Circular Economy;**

Or. en

Amendment 311

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 3 a (new)

Text proposed by the Commission

Amendment

- *discourage the use of plastic for single-use items and for non-reusable or non-recyclable packaging;*

Or. en

Amendment 312

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

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 – indent 4

Text proposed by the Commission

Amendment

- reduce waste generation in processes related to industrial production, extraction of minerals and construction and demolition, taking into account best available techniques;

- reduce waste generation in processes related to industrial production, extraction of minerals and construction and demolition, taking into account best available techniques, *unless they are already subject to the requirements of Directive 2010/75/EU, and adopting industrial symbiosis solutions through the use of by-products and recovery and recycling of waste;*

Or. en

Amendment 313

Miapetra Kumpula-Natri

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 4

Text proposed by the Commission

- reduce waste generation in processes related to industrial production, extraction of minerals and construction and demolition, taking into account best available techniques;

Amendment

- ***promote resource efficiency to*** reduce waste generation in processes related to industrial production, extraction of minerals and construction and demolition, taking into account best available techniques;

Or. en

Justification

By promoting resource efficiency, it is possible to avoid waste generation.

Amendment 314

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 4

Text proposed by the Commission

- reduce waste generation in processes related to industrial production, extraction of minerals and construction and demolition, taking into account best available techniques;

Amendment

- reduce waste generation in processes related to industrial production, ***manufacturing***, extraction of minerals and construction and demolition, taking into account best available techniques;

Or. en

Amendment 315

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC
Article 9 – paragraph 1 – subparagraph 1 - indent 4 a (new)

Text proposed by the Commission

Amendment

- ***reduce waste generation in commerce and services, taking into account best available techniques and best practices;***

Or. en

Amendment 316

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 4 a (new)

Text proposed by the Commission

Amendment

- ***reduce commercial waste and non-hazardous industrial waste generated in commerce and services,***

Or. en

Amendment 317

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 4 b (new)

Text proposed by the Commission

Amendment

- ***reduce the content of hazardous substances in materials and products and ensure that information on the presence of hazardous substances is provided in the whole supply chain;***

Amendment 318

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 4 b (new)

Text proposed by the Commission

Amendment

- *include actions to reduce packaging waste generation as referred to in Article 4 of Directive 94/62/EC;*

Or. en

Amendment 319

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 4 c (new)

Text proposed by the Commission

Amendment

- *ban the placing on the market of products with planned obsolescence;*

Or. en

Amendment 320

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5

Text proposed by the Commission

- reduce the generation of food waste in primary production, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households.

Amendment

- reduce the generation of food waste in primary production, ***including post-harvest losses, and along the supply chains***, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households ***to ensure food waste is reduced by at least 30% by 2025 and 50% by 2030.***

Or. en

Justification

Achieving reduction of 30% by 2025 is consistent with EP Report on Circular Economy of July 2015

Amendment 321

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5

Text proposed by the Commission

- reduce the generation of food waste ***in primary production, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households.***

Amendment

- reduce the generation of food waste ***at the retail and consumer levels and reduce food losses along production and supply chains, including post-harvest losses and intentionally non harvested agricultural products, with the aim of achieving a Union food waste reduction target of 50 % by 2030;***

Or. en

Amendment 322

Marian-Jean Marinescu

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5

Text proposed by the Commission

- reduce the generation of food waste in primary production, in processing ***and manufacturing***, in retail and other distribution of food, in restaurants and food services as well as in households.

Amendment

- reduce the generation of food waste in primary production, in processing, ***manufacturing and packaging***, in retail and other distribution of food, in restaurants and food services as well as in households.

Or. en

Amendment 323

Neoklis Sylikiotis, Sofia Sakorafa, Paloma López Bermejo, Xabier Benito Ziluaga

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5 a (new)

Text proposed by the Commission

Amendment

- ***promote the production of organic fertilizers and environmental efficient uses of food wastage, animal by-products and bio-waste such as worm composting.***

Or. en

Amendment 324

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

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5 a (new)

Text proposed by the Commission

Amendment

- ***reduce land-based litter which is likely to end up in the marine environment, with***

the aim of achieving a reduction of at least 50% in marine litter by 2030;

Or. es

Amendment 325

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5 a (new)

Text proposed by the Commission

Amendment

- *reduce the content of hazardous substances in materials and products, while ensuring greater information on those substances in the supply chain;*

Or. en

Amendment 326

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5 a (new)

Text proposed by the Commission

Amendment

- *reduce land-based litter which is likely to end up in the marine environment in order to ensure reduction of marine litter of at least 50 % by 2030;*

Or. en

Justification

Proposal in line with EP report on Circular Economy of July 2015

Amendment 327
Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 – indent 5 b (new)

Text proposed by the Commission

Amendment

- *include continuous communication and education campaigns to raise awareness on all issues surrounding waste prevention.*

Or. en

Amendment 328

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5 b (new)

Text proposed by the Commission

Amendment

- *prevent littering, in particular, by discouraging the marketing and the use of single-use products;*

Or. en

Amendment 329

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 – subparagraph 1 - indent 5 c (new)

Text proposed by the Commission

Amendment

- ***reduce packaging waste generation by setting reduction targets in accordance with Article 4 of Directive 94/62/EC;***

Or. en

Amendment 330

Marian-Jean Marinescu

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

- 1a. Member States shall take the necessary measures in order to set up education, raising of public awareness and training programmes, including incorporation of environmental education into primary and secondary curricula, aimed at achieving the waste prevention, re-use and recycling objectives of this Directive.***

Or. en

Amendment 331

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 1a (new)

Text proposed by the Commission

Amendment

- 1a. As a substantial contribution to food waste reduction, by 31 December 2017 the Commission shall eliminate all***

marketing standards related to size and appearance that are still in force for a number of types of fruit and vegetables.

Or. en

Amendment 332

Anna Záborská, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 2

Text proposed by the Commission

2. Member States shall monitor and assess the implementation of the waste prevention measures. For that purpose, they shall use appropriate qualitative or quantitative indicators and targets, notably on the per capita quantity of municipal waste that is disposed of or subject to energy recovery.

Amendment

2. Member States shall monitor and assess the implementation of the waste prevention measures. For that purpose, they shall use appropriate qualitative or quantitative indicators and targets, notably on the per capita quantity of municipal waste that is ***reduced thanks to design improvements***, disposed of or subject to energy recovery.

Or. fr

Amendment 333

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 2

Text proposed by the Commission

2. Member States shall monitor and assess the implementation of the waste prevention measures. For that purpose, they shall use appropriate qualitative ***or*** quantitative indicators and targets, notably on the per capita quantity of municipal waste ***that is disposed of or subject to***

Amendment

2. Member States shall monitor and assess the implementation of the waste prevention measures. For that purpose, they shall use appropriate qualitative ***and*** quantitative indicators and targets, notably on the per capita quantity of municipal waste ***generated***.

energy recovery.

Or. en

Amendment 334

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 3

Text proposed by the Commission

3. Member States shall monitor and assess the implementation of their food waste prevention measures by measuring food waste on the basis of *methodologies established* in accordance with *paragraph 4*.

Amendment

3. Member States shall monitor and assess the implementation of their food waste prevention measures by measuring *the levels of* food waste on the basis of *a common methodology. By 31 December 2017, the Commission shall adopt a delegated act* in accordance with *Article 38a to establish the methodology, including minimum quality requirements, for the uniform measurement of the levels of food waste.*

Or. en

Amendment 335

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 3

Text proposed by the Commission

3. Member States shall monitor and assess the implementation of their food waste prevention measures by measuring food waste on the basis of *methodologies established* in accordance with *paragraph 4*.

Amendment

3. Member States shall monitor and assess the implementation of their food waste prevention measures by measuring *the levels of* food waste on the basis of *a common methodology. By 31 December 2017, the Commission shall adopt a*

delegated act in accordance with **Article 38a** to establish the methodology, including minimum quality requirements, for the uniform measurement of the levels of food waste.

Or. en

Amendment 336
Pervenche Berès, Edouard Martin

Proposal for a directive
Article 1 – paragraph 1 – point 9
Directive 2008/98/EC
Article 9 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. *Members States shall take the necessary measures to make sure that the producers provide access to instruction manuals, spare parts, technical information, or any other instrument, equipment or software when required by a recognised preparing for re-use and re-use operator.*

Or. en

Amendment 337
Lorenzo Fontana, Nicolas Bay

Proposal for a directive
Article 1 – paragraph 1 – point 9
Directive 2008/98/EC
Article 9 – paragraph 4

Text proposed by the Commission

Amendment

4. *The Commission may adopt implementing acts to* establish indicators to measure the overall progress in the implementation of waste prevention measures. In order to ensure **uniform** measurement of the levels of food waste,

4. **Member States shall** establish indicators to measure the overall progress in the implementation of waste prevention measures. In order to ensure measurement of the levels of food waste, **Member States** shall establish a methodology, including

the Commission shall adopt an implementing act to establish a common methodology, including minimum quality requirements. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 39(2).

minimum quality requirements.

Or. en

Amendment 338

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 4

Text proposed by the Commission

4. The Commission *may* adopt *implementing acts* to establish indicators to measure the *overall* progress in the *implementation* of waste *prevention measures*. *In order to ensure uniform measurement of the levels of food waste, the Commission shall adopt an implementing act to establish a common methodology, including minimum quality requirements*. Those *implementing acts* shall be adopted in accordance with the procedure referred to in Article 39(2).

Amendment

4. The Commission *shall* adopt *delegated acts in accordance with Article 38a* to establish indicators to measure the progress in the *reduction* of waste *generation and in the implementation of waste prevention measures listed in paragraph 1*. Those *delegated acts* shall be adopted in accordance with the procedure referred to in Article 39(2) *and within 18 months after the entry into force of this Directive*.

Or. en

Amendment 339

Anna Záborská, Henna Virkkunen, Francesc Gambús

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. In order to reduce food waste by

50 % by 2030 in the context of the commitment to the UN sustainable development goals and to ensure uniform measurement of the levels of food waste in the Member States, the Commission shall adopt implementing acts establishing a common methodology for calculating food waste, including minimum quality requirements. Those implementing acts shall be adopted in accordance with Article 39(2).

Or. fr

Amendment 340

Amjad Bashir, Hans-Olaf Henkel, Evžen Tošenovský

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 9 – paragraph 5

Text proposed by the Commission

5. *Every year*, the European Environment Agency shall publish a report describing the evolution as regards the prevention of waste generation for each Member State and for the Union as a whole, including on decoupling of waste generation from economic growth and on the transition towards a circular economy.

Amendment

5. The European Environment Agency shall **regularly** publish a report describing the evolution as regards the prevention of waste generation for each Member State and for the Union as a whole, including on decoupling of waste generation from economic growth and on the transition towards a circular economy.

Or. en

Amendment 341

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9 a (new)

Directive 2008/98/EC

Article 9a (new)

Text proposed by the Commission

Amendment

(9a) The following Article is inserted:

„Article 9a

Re-use

1. Member States shall support the setting up of systems promoting re-use activities, in particular for electrical and electronic equipment, for textiles and for furniture, as well as for packaging as defined in Article 5 of Directive 94/62/EC.

2. Member States shall take appropriate measures, including binding quantitative targets, to promote the re-use of products, in particular those containing significant amount of critical raw materials, by encouraging the establishment and support of recognized re-use networks and deposit-refund schemes. To that end, they shall use economic instruments, green procurement criteria or other equivalent measures. In addition, Member States shall take measures in order to incentivize remanufacturing, refurbishment and repurposing of products.

3. Member States shall ensure access for independent re-use operators to spare parts, technical information, diagnostic and other equipment, tools, including any relevant software required for maintenance and repair of those products and components, taking due consideration of intellectual property rights.“

Or. en

Amendment 342

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9 b (new)

Directive 2008/98/EC

Article 10 – paragraph 2

Present text

Amendment

(9b) In Article 10, paragraph 2 is

2. *Where necessary* to comply with paragraph 1 and to facilitate or improve recovery, waste shall be collected separately *if technically, environmentally and economically practicable* and shall not be mixed with other waste or other material with different properties.

replaced by the following:

“2. In order to comply with paragraph 1 and to facilitate or *to* improve recovery, waste shall be collected separately and shall not be mixed with other waste or other material with different properties.”

Or. en

Amendment 343

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9 a (new)

Directive 2008/98/EC

Article 10 – paragraph 2

Present text

"2. Where necessary to comply with paragraph 1 and to facilitate or improve recovery, waste shall be collected separately *if technically, environmentally and economically practicable* and shall not be mixed with other waste or other material with different properties."

Amendment

(9a) In Article 10, paragraph 2 is replaced by the following:

"2. Where necessary to comply with paragraph 1 and to facilitate or improve recovery, waste shall be collected separately and shall not be mixed with other waste or other material with different properties."

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32008L0098&from=FR>)

Amendment 344

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9 c (new)

Directive 2008/98/EC

Article 10 – paragraph 2a (new)

Text proposed by the Commission

Amendment

(9c) *In Article 10, the following paragraph is added:*

“2a. *Member State shall take measures so that waste that has been separately collected is not accepted by an incineration plant.”*

Or. en

Amendment 345

Dario Tamburrano, David Borrelli

Proposal for a directive

Article 1 – paragraph 1 – point 9 d (new)

Directive 2008/98/EC

Article 10 – paragraph 2b (new)

Text proposed by the Commission

Amendment

9d. *In Article 10, the following paragraph is added:*

2b. *Where practicable, Member States shall take the necessary measures to decontaminate hazardous waste before recovery. “*

Or. en

Amendment 346

Benedek Jávor

on behalf of the Verts/ALE Group

Proposal for a directive

Article 1 – paragraph 1 – point 9 b (new)

Directive 2008/98/EC

Article 10 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

(9b) *In Article 10, the following paragraph is added:*

"2a. Member State shall take measures to ensure that waste that has been separately collected according to Article 11 or Article 22 is not disposed of or accepted by an incineration plant, or subject to energy recovery."

Or. en