



2023/0234(COD)

29.11.2023

AMENDMENTS

14 - 119

Draft opinion

Clara Aguilera

(PE754.670v01-00)

Amending Directive 2008/98/EC on waste

Proposal for a directive

(COM(2023)0420 – C9-0233/2023 – 2023/0234(COD))

Amendment 14
Daniel Buda

Proposal for a directive
Recital 1

Text proposed by the Commission

(1) The European Green Deal and the Circular Economy Action Plan⁶⁹ call for reinforced and accelerated Union and Member State action to ensure environmental and social sustainability of the textiles and food sectors as they represent top resource intensive sectors **that cause significant negative environmental externalities**. In those sectors, financing and technological gaps **impede** progress towards the transition to a circular economy and decarbonisation. The food and textiles sectors are the first- and the fourth- most resource-intensive sectors respectively⁷⁰ and they do not fully adhere to the fundamental Union waste management principles set out in the waste hierarchy which requires the prioritisation of waste prevention followed by preparation for re-use and recycling. These challenges require systemic solutions with a lifecycle approach.

⁶⁹ COM(2020)98 final of 11 March 2020.

⁷⁰ EU Transition Pathways (europa.eu)

Amendment

(1) The European Green Deal and the Circular Economy Action Plan call for reinforced and accelerated Union and Member State action to ensure environmental and social sustainability of the textiles and food sectors as they represent top resource intensive sectors. In those sectors, financing and technological gaps **can slow** progress towards the transition to a circular economy and decarbonisation. The food and textiles sectors are the first- and the fourth- most resource-intensive sectors respectively and they do not fully adhere to the fundamental Union waste management principles set out in the waste hierarchy which requires the prioritisation of waste prevention followed by preparation for re-use and recycling. These challenges require systemic solutions, **including financial incentives**, with a lifecycle approach.

Or. ro

Amendment 15
Krzysztof Jurgiel

Proposal for a directive
Recital 1

Text proposed by the Commission

(1) The European Green Deal and the Circular Economy Action Plan⁶⁹ call for

Amendment

(1) The European Green Deal and the Circular Economy Action Plan⁶⁹ call for

reinforced and accelerated Union and Member State action to ensure environmental and social sustainability of the textiles and food sectors as they represent top resource intensive sectors ***that cause significant negative environmental externalities***. In those sectors, financing and technological gaps impede progress towards the transition to a circular economy and decarbonisation. The food and textiles sectors are the first- and the fourth- most resource-intensive sectors respectively⁷⁰ and they do not fully adhere to the fundamental Union waste management principles set out in the waste hierarchy which requires the prioritisation of waste prevention followed by preparation for re-use and recycling. These challenges require systemic solutions with a lifecycle approach.

⁶⁹ COM(2020)98 final of 11 March 2020.

⁷⁰ EU Transition Pathways (europa.eu)

reinforced and accelerated Union and Member State action to ensure environmental and social sustainability of the textiles and food sectors as they represent top resource intensive sectors. In those sectors, financing and technological gaps impede progress towards the transition to a circular economy and decarbonisation. The food and textiles sectors are the first- and the fourth- most resource-intensive sectors respectively⁷⁰ and they do not fully adhere to the fundamental Union waste management principles set out in the waste hierarchy which requires the prioritisation of waste prevention followed by preparation for re-use and recycling. These challenges require systemic solutions with a lifecycle approach.

⁶⁹ COM(2020)98 final of 11 March 2020.

⁷⁰ EU Transition Pathways (europa.eu)

Or. pl

Amendment 16

Krzysztof Jurgiel

Proposal for a directive

Recital 3

Text proposed by the Commission

(3) Having regard to the negative effects of food waste, Member States committed themselves to taking measures to promote the prevention and reduction of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations (UN) General Assembly on 25 September 2015, and in particular its target of halving per capita global food waste at the retail and consumer levels and reduce food losses along production and supply chains, including post-harvest losses, by 2030.

Amendment

deleted

Those measures aimed to prevent and reduce 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.

Or. pl

Amendment 17

Dacian Cioloș, Irène Tolleret, Ulrike Müller, Jérémy Decerle, Alin Mituța

Proposal for a directive

Recital 3

Text proposed by the Commission

(3) Having regard to the negative effects of food waste, Member States committed themselves to taking measures to promote the prevention and reduction of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations (UN) General Assembly on 25 September 2015, and in particular its target of halving per capita global food waste at the retail and consumer levels and reduce food losses along production and supply chains, including post-harvest losses, by 2030. Those measures aimed to prevent and reduce 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

(3) Having regard to the negative effects of food waste, Member States committed themselves to taking measures to promote the prevention and reduction of food waste in line with the 2030 Agenda for Sustainable Development, adopted by the United Nations (UN) General Assembly on 25 September 2015, and in particular its target of halving per capita global food waste at the retail and consumer levels and reduce food losses along production and supply chains, including post-harvest losses, by 2030. Those measures aimed to prevent and reduce 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 *and progress made in their implementation should be assessed periodically.*

Or. en

Amendment 18

Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive

Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) Farmers produce for the market and if an agricultural product is not sold, they lose out on income. This basic concept should serve to exclude farmers from any responsibility for the disposal of waste from products obtained from agricultural activity.

Or. it

Amendment 19
Krzysztof Jurgiel

Proposal for a directive
Recital 4

Text proposed by the Commission

Amendment

(4) As a follow-up to the Conference on the Future of Europe, the Commission committed itself to enabling citizens' panels to deliberate and make recommendations ahead of certain key proposals. In this context, a European Citizens' panel was convened, from December 2022 to February 2023 to elaborate a list of recommendations⁷² on how to step-up actions to reduce food waste in the Union. As households account for over half of food waste generated in the Union, citizens' insights on food waste prevention are particularly relevant. Citizens recommended three principal lines of action including strengthening cooperation in the food value chain, food business initiatives and supporting consumer behavioural change. The panel's recommendations will continue to support the Commission's overall work programme related to food waste prevention and may serve as a guide to help Member States in achieving the food waste reduction targets.

deleted

⁷² *For the complete list of recommendations, see Annex 16 of the Impact Assessment Report.*

Or. pl

Amendment 20
Krzysztof Jurgiel

Proposal for a directive
Recital 7

Text proposed by the Commission

(7) Member States ***have, to a certain extent, developed materials and carried*** out campaigns targeting food waste prevention for consumers and food business operators; however, ***these mainly focus on raising awareness rather than eliciting behavioural change.*** In order to reach the full potential for reducing food waste and ensure progress over time, behavioural change interventions have to be developed, tailored to the specific situations and needs in Member States, and fully integrated in national food waste prevention programmes. Importance should also be given to regional circular solutions, including public-private partnerships and citizen engagement as well adaptation to specific regional needs such as outermost regions or islands.

Amendment

(7) Member States ***shall implement measures and carry*** out campaigns targeting food waste prevention for consumers and food business operators; however, in order to reach the full potential for reducing food waste and ensure progress over time, behavioural change interventions have to be developed, ***more*** tailored to the specific situations and needs in Member States, and fully integrated in national food waste prevention programmes. Importance should also be given to regional circular solutions, including public-private partnerships and citizen engagement as well adaptation to specific regional needs such as outermost regions or islands.

Or. pl

Amendment 21
Krzysztof Jurgiel

Proposal for a directive
Recital 8

Text proposed by the Commission

(8) Despite the growing awareness of the negative impacts and consequences of

Amendment

(8) Despite the growing awareness of the negative impacts and consequences of

food waste, the *political commitments made at EU and Member State levels, and Union measures implemented since the 2015 Circular Economy Action Plan, food waste generation is not sufficiently decreasing to make significant progress towards achieving Target 12.3 of the UN Sustainable Development Goal (SDG) 12. In order to ensure significant contribution towards the attainment of SDG Target 12.3, the* measures to be taken by Member States should be strengthened to make progress in the implementation of this Directive and of other appropriate measures to reduce food waste generation.

food waste, the measures to be taken by Member States should be strengthened to make progress in the implementation of this Directive and of other appropriate measures to reduce food waste generation.

Or. pl

Amendment 22 Daniel Buda

Proposal for a directive Recital 8

Text proposed by the Commission

(8) Despite the growing awareness of the *negative impacts and consequences* of food waste, the political commitments made at EU and Member State levels, and Union measures implemented since the 2015 Circular Economy Action Plan, food waste generation *is* not sufficiently *decreasing* to make significant progress towards achieving Target 12.3 of the UN Sustainable Development Goal (SDG) 12. In order to ensure significant contribution towards the attainment of SDG Target 12.3, the measures to be taken by Member States should be strengthened to make progress in the implementation of this Directive and of other appropriate measures to reduce food waste generation.

Amendment

(8) Despite the growing awareness of the *impact* of food waste, the political commitments made at EU and Member State levels, and Union measures implemented since the 2015 Circular Economy Action Plan, food waste generation *has* not sufficiently *decreased* to make significant progress towards achieving Target 12.3 of the UN Sustainable Development Goal (SDG) 12. In order to ensure significant contribution towards the attainment of SDG Target 12.3, the measures to be taken by Member States should be strengthened *and supported by the EU, including through financial incentives*, to make progress in the implementation of this Directive and of other appropriate measures to reduce food waste generation.

Or. ro

Amendment 23

Daniel Buda

Proposal for a directive

Recital 9

Text proposed by the Commission

(9) In order to achieve results in the short term, and to give food business operators, consumers and public authorities the necessary perspective for the longer term, quantified targets for reduction of food waste generation, to be achieved by Member States by 2030, should be set.

Amendment

(9) In order to achieve results in the short **and medium** term, and to give food business operators, consumers and public authorities the necessary perspective for the longer term, quantified targets for reduction of food waste generation, to be achieved by Member States by 2030 **at the latest, in view of the needs both of consumers and of economic operators,** should be set. **In addition, mechanisms should be established to allocate appropriate financial and technological resources to support the implementation of these objectives and to ensure that Member States have the necessary capacity to make the proposed changes.**

Or. ro

Amendment 24

Krzysztof Jurgiel

Proposal for a directive

Recital 9

Text proposed by the Commission

(9) In order to achieve results in the short term, and to give food business operators, consumers and public authorities the necessary perspective for the longer term, quantified targets for reduction of food waste generation, to be achieved by Member States by **2030**, should be set.

Amendment

(9) In order to achieve results in the short term, and to give food business operators, consumers and public authorities the necessary perspective for the longer term, quantified targets for reduction of food waste generation, to be achieved by Member States by **2035**, should be set.

Or. pl

Amendment 25

Marlene Mortler, Christine Schneider, Peter Jahr, Norbert Lins

Proposal for a directive

Recital 9 a (new)

Text proposed by the Commission

Amendment

(9a) There is less and less general awareness of food waste prevention. That is why targeted and regular campaigns and information are needed for every age group.

Or. de

Amendment 26

Krzysztof Jurgiel

Proposal for a directive

Recital 10

Text proposed by the Commission

Amendment

(10) Having regard to the Union's commitment to the ambition set out in SDG Target 12.3, the setting of food waste reduction targets to be achieved by Member States by 2030 should provide a strong policy impulse to take action and ensure a significant contribution to global targets. However, given the legally binding nature of such targets, they should be proportionate and feasible, and take into account the role of different actors in the food supply chain as well as their capacity (in particular micro and small enterprises). The establishment of legally binding targets should thus follow a step-wise approach, ***starting with a level which is lower than the one set under the SDG,*** with a view to ensuring a consistent response of Member States ***and tangible progress towards Target 12.3.***

(10) Given the legally binding nature of such targets, they should be proportionate and feasible, and take into account the role of different actors in the food supply chain as well as their capacity (in particular micro and small enterprises). The establishment of legally binding targets should thus follow a step-wise approach, with a view to ensuring a consistent response of Member States.

Or. pl

Amendment 27

Daniel Buda

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) Having regard to the Union's commitment to the ambition set out in SDG Target 12.3, the setting of food waste reduction targets to be achieved by Member States by 2030 should provide a strong **policy** impulse to take action and ensure a significant contribution to global targets. **However, given the legally binding nature of such targets, they** should be proportionate and feasible, and take into account the role of different actors in the food supply chain as well as their capacity (in particular micro and small enterprises). The establishment of **legally binding** targets should thus follow a step-wise approach, starting with a level which is lower than the one set under the SDG, with a view to ensuring a consistent response of Member States and tangible progress towards Target 12.3.

Amendment

(10) Having regard to the Union's commitment to the ambition set out in SDG Target 12.3, the setting of food waste reduction targets to be achieved by Member States by 2030 should provide a strong **political and economic** impulse to take action and ensure a significant contribution to global targets. **The targets set** should be proportionate and feasible, and take into account the role of different actors in the food supply chain as well as their capacity (in particular micro and small enterprises), **without creating additional disproportionate burdens for the actors in the food supply chain.** The establishment of **the** targets should thus follow a step-wise approach, starting with a level which is lower than the one set under the SDG, with a view to ensuring a consistent response of Member States and tangible progress towards Target 12.3. **The targets should also be accompanied by financial incentives to help the actors in the agri-food chain in their efforts to gradually reduce food waste.**

Or. ro

Amendment 28

Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) Having regard to the Union's commitment to the ambition set out in SDG Target 12.3, the setting of food waste reduction targets to be achieved by

Amendment

(10) Having regard to the Union's commitment to the ambition set out in SDG Target 12.3, the setting of food waste reduction targets to be achieved by

Member States by 2030 should provide a strong policy impulse to take action and ensure a significant contribution to global targets. However, given the legally binding nature of such targets, they should be proportionate and feasible, and take into account the role of different actors in the food supply chain as well as their capacity (in particular micro and small enterprises). The establishment of legally binding targets should thus follow a step-wise approach, starting with a level which is lower than the one set under the SDG, with a view to ensuring a consistent response of Member States and tangible progress towards Target 12.3.

Member States by 2030 should provide a strong policy impulse to take action and ensure a significant contribution to global targets. However, given the legally binding nature of such targets, they should be proportionate and feasible, and take into account the role of different actors in the food supply chain as well as their capacity (in particular micro and small enterprises). ***In addition, a distinction must be made between avoidable and unavoidable food losses.*** The establishment of legally binding targets should thus follow a step-wise approach, starting with a level which is lower than the one set under the SDG, with a view to ensuring a consistent response of Member States and tangible progress towards Target 12.3.

Or. de

Justification

A clear distinction between avoidable and unavoidable food losses is necessary, also for reasons of proportionality.

Amendment 29 **Daniela Rondinelli**

Proposal for a directive **Recital 10 a (new)**

Text proposed by the Commission

Amendment

(10a) Agricultural production placed on the market for sale depends on a series of natural, legal and operational factors beyond farmers' control. To be placed on the market and sold to consumers, most agri-food products must conform to strict Union or international marketing standards. In particular, fruit and vegetable products which are intended to be sold fresh to the consumer may only be marketed if they are sound, fair and of marketable quality and if their country of origin is indicated. Products sold locally and directly by producers to consumers

are exempt from marketing standards. Some products affected by natural disasters or other exceptional circumstances are also exempt, if their consumption is safe. Therefore, agricultural products which cannot be marketed for food consumption because they do not conform to the current rules and products which cannot be used for uses other than as food, such as for energy production from biomass, should not be considered waste.

Or. it

Amendment 30
Krzysztof Jurgiel

Proposal for a directive
Recital 10 a (new)

Text proposed by the Commission

Amendment

(10a) Disparities in bargaining power between suppliers and buyers of agricultural and food products still persist in food supply chains across the EU. This is particularly the case in the agricultural sector, since the specific nature of agricultural products and the associated need to dispose of them quickly distorts equality among counterparties from the very outset. Every effort must therefore be made to ensure that the most common unfair trading practices affecting agricultural suppliers, particularly in the supply of perishable products, do not increase as a result of binding targets to reduce food waste.

Or. pl

Amendment 31
Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive

Recital 10 a (new)

Text proposed by the Commission

Amendment

(10 a) Having regard to the work of the European Economic and Social Committee and the European Food Security Crisis preparedness and response Mechanism, whereby the contribution of packaging in reducing food waste and ensuring food supply and security has been recognised;

Or. en

Amendment 32

Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive

Recital 10 a (new)

Text proposed by the Commission

Amendment

(10a) The results obtained by all actors in the agri-food chain to reduce food loss and waste, in line with UN Sustainable Development Goal 12.3.

Or. it

Amendment 33

Daniela Rondinelli

Proposal for a directive

Recital 10 b (new)

Text proposed by the Commission

Amendment

(10b) The results obtained by all actors in the agri-food chain to reduce food loss and waste, in line with UN Sustainable Development Goal 12.3.

Or. it

Amendment 34
Krzysztof Jurgiel

Proposal for a directive
Recital 11

Text proposed by the Commission

(11) Reducing food waste at the production and consumption stages requires different approaches and measures and involves different stakeholder groups. Therefore, one target should be proposed for the processing and manufacturing stage and another **one** for the retail and other distribution of food, restaurants and food services and households.

Amendment

(11) Reducing food waste at the production and consumption stages requires different approaches and measures and involves different stakeholder groups. Therefore, one **common** target should be proposed for the processing and manufacturing stage and another **common target** for the retail and other distribution of food, restaurants and food services and households.

Or. pl

Amendment 35
Francisco Guerreiro

Proposal for a directive
Recital 11 a (new)

Text proposed by the Commission

Amendment

(11 a) The larger the amounts of food waste reduction, the higher are the decreases in food expenditure shares of households^{1a}

1a

https://publications.jrc.ec.europa.eu/repository/bitstream/JRC133971/JRC133971_01.pdf

Or. en

Amendment 36
Francisco Guerreiro

Proposal for a directive

Recital 11 b (new)

Text proposed by the Commission

Amendment

(11 b) Reducing food waste at any point along the food supply chain yields significant positive environmental impact^{2a}

^{2a}

https://publications.jrc.ec.europa.eu/repository/bitstream/JRC133971/JRC133971_01.pdf

Or. en

Amendment 37 Francisco Guerreiro

Proposal for a directive Recital 11 c (new)

Text proposed by the Commission

Amendment

(11 c) A significant percentage of produce is discarded for cosmetic reasons including weird shapes, odd colors, or blemishes. Such food waste should be totally avoided

Or. en

Amendment 38 Daniel Buda

Proposal for a directive Recital 12

Text proposed by the Commission

Amendment

(12) ***Bearing in mind*** the interdependence between the distribution and consumption stages in the food supply chain, in particular the influence of retail practices on consumer behaviour and the relation between food consumption in- and

(12) ***Despite*** the interdependence between the distribution and consumption stages in the food supply chain, in particular the influence of retail practices on consumer behaviour and the relation between food consumption in- and out-of-

out-of-home, it is advisable to *set up one joint target for these* stages of the *food* supply chain. Setting separate targets for each of these stages would *add unnecessary complexity and would limit Member States' flexibility in focusing on their specific areas of concern. In order to avoid that a joint target results in excessive burden on certain operators, Member States will be advised to consider the principle or proportionality in setting up measures to reach the joint target.*

home, it is advisable to *establish separate and individual reduction targets for each of the* stages of the *agri-food* supply chain. Setting separate targets for each of these stages would *ensure proportionality in the fair sharing of responsibility and liability.*

Or. ro

Amendment 39

Dacian Ciolos, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive Recital 12

Text proposed by the Commission

(12) Bearing in mind the interdependence between the distribution and consumption stages in the food supply chain, in particular the influence of retail practices on consumer behaviour and the relation between food consumption in- and out-of-home, it is advisable to set up one joint target for these stages of the food supply chain. Setting separate targets for each of these stages would add unnecessary complexity and would limit Member States' flexibility in focusing on their specific areas of concern. In order to avoid that a joint target results in excessive burden on certain operators, Member States will be advised to consider the principle or proportionality in setting up measures to reach the joint target.

Amendment

(12) Bearing in mind the interdependence between the distribution and consumption stages in the food supply chain, in particular the influence of retail practices on consumer behaviour and the relation between food consumption in- and out-of-home, it is advisable to set up one joint target for these stages of the food supply chain. Setting separate targets for each of these stages would add unnecessary complexity and would limit Member States' flexibility in focusing on their specific areas of concern. In order to avoid that a joint target results in excessive burden on certain operators, Member States will be advised to consider the principle or proportionality in setting up measures to reach the joint target, *with due consideration of small and micro enterprises operating in the food supply chain.*

Or. en

Amendment 40
Bronis Ropé

Proposal for a directive
Recital 12 a (new)

Text proposed by the Commission

Amendment

(12 a) Points out that it is impossible to effectively solve the problem of food waste in farms without ensuring a stable income for farmers and controlling large market fluctuations when the production cost of the products are higher than the price offered by the market;

Or. en

Amendment 41
Bronis Ropé

Proposal for a directive
Recital 12 b (new)

Text proposed by the Commission

Amendment

(12 b) Underlines the importance of redistributing the products at the end of their expiring date to the people in need; Notes that food retailers have all opportunities to donate such products to charitable organizations which are able to distribute these products without delay, ensuring that they are consumed;

Or. en

Amendment 42
Daniel Buda

Proposal for a directive
Recital 13

Text proposed by the Commission

Amendment

(13) Demographic changes have a significant impact on the amount of food consumed and food waste generated. Therefore, **a joint** food waste reduction **target**, applying to retail and other distribution of food, restaurants and food services and households, should be expressed as a percentage change in food waste levels per capita in order to take into account population changes.

(13) Demographic changes have a significant impact on the amount of food consumed and food waste generated. Therefore, **separate** food waste reduction **targets**, applying to retail and, **respectively, to** other distribution of food, restaurants and food services and households, should be expressed as a percentage change in food waste levels per capita in order to take into account population changes.

Or. ro

Amendment 43
Eugenia Rodríguez Palop

Proposal for a directive
Recital 13

Text proposed by the Commission

(13) Demographic changes have a significant impact on the amount of food consumed and food waste generated. Therefore, **a joint** food waste reduction **target**, applying to retail and other distribution of food, restaurants and food services and households, should be expressed as a percentage change in food waste levels per capita in order to take into account population changes.

Amendment

(13) Demographic changes have a significant impact on the amount of food consumed and food waste generated. Therefore, food waste reduction **targets**, applying to retail and other distribution of food, restaurants and food services and households, should be expressed as a percentage change in food waste levels per capita in order to take into account population changes.

Or. en

Amendment 44
Daniela Rondinelli

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) Based on the harmonised methodology set out in Commission Delegated Decision (EU) 2019/1597⁷⁶, the first year for which data on food waste

Amendment

(14) Based on the harmonised methodology set out in Commission Delegated Decision (EU) 2019/1597⁷⁶, the first year for which data on food waste

levels were collected was 2020. ***Therefore, the year 2020 should be used as a baseline for setting food waste reduction targets. For Member States, which can demonstrate that they performed food waste measurements before 2020, using methods consistent with Delegated Decision (EU) 2019/1597, the use of an earlier baseline should be allowed.***

⁷⁶ Commission Delegated Decision (EU) 2019/1597 of 3 May 2019 supplementing Directive 2008/98/EC of the European Parliament and of the Council as regards a common methodology and minimum quality requirements for the uniform measurement of levels of food waste (OJ L 248, 27.9.2019, p. 77).

levels were collected was 2020. ***However, during the COVID-19 pandemic, most activities were stopped or suspended and consequently establishments closed for several months. What is more, this is the Member States' first experience in this area, and therefore data on food waste levels collected in 2020 cannot be considered as representative and/or relevant. It would, therefore, be appropriate to apply data derived from the three-year average 2021-2022-2023 as a basis of reference.***

⁷⁶ Commission Delegated Decision (EU) 2019/1597 of 3 May 2019 supplementing Directive 2008/98/EC of the European Parliament and of the Council as regards a common methodology and minimum quality requirements for the uniform measurement of levels of food waste (OJ L 248, 27.9.2019, p. 77).

Or. it

Amendment 45

Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive

Recital 14

Text proposed by the Commission

(14) Based on the harmonised methodology set out in Commission Delegated Decision (EU) 2019/1597⁷⁶, the first year for which data on food waste levels were collected was 2020. ***Therefore, the year 2020 should be used as a baseline for setting food waste reduction targets. For Member States, which can demonstrate that they performed food waste measurements before 2020, using methods consistent with Delegated Decision (EU) 2019/1597, the use of an earlier baseline should be allowed.***

Amendment

(14) Based on the harmonised methodology set out in Commission Delegated Decision (EU) 2019/1597⁷⁶, the first year for which data on food waste levels were collected was 2020. ***However, during the COVID-19 pandemic, most activities were stopped or stalled and consequently establishments closed for several months. What is more, this is the Member States' first experience in this area, and therefore data on food waste levels collected in 2020 cannot be considered as representative and/or relevant. It would, therefore, be logical to***

apply data derived from the three-year average 2021-2022-2023 as a basis of reference.

⁷⁶ Commission Delegated Decision (EU) 2019/1597 of 3 May 2019 supplementing Directive 2008/98/EC of the European Parliament and of the Council as regards a common methodology and minimum quality requirements for the uniform measurement of levels of food waste (OJ L 248, 27.9.2019, p. 77).

⁷⁶ Commission Delegated Decision (EU) 2019/1597 of 3 May 2019 supplementing Directive 2008/98/EC of the European Parliament and of the Council as regards a common methodology and minimum quality requirements for the uniform measurement of levels of food waste (OJ L 248, 27.9.2019, p. 77).

Or. it

Amendment 46

Dacian Ciolos, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive Recital 14

Text proposed by the Commission

(14) Based on the harmonised methodology set out in Commission Delegated Decision (EU) 2019/1597⁷⁶, the first year for which data on food waste levels were collected was 2020. ***Therefore, the year 2020 should be used as a baseline for setting food waste reduction targets.*** For Member States, which can demonstrate that they performed food waste measurements before 2020, using methods consistent with Delegated Decision (EU) 2019/1597, the use of an earlier baseline should be allowed.

⁷⁶ Commission Delegated Decision (EU) 2019/1597 of 3 May 2019 supplementing Directive 2008/98/EC of the European Parliament and of the Council as regards a

Amendment

(14) Based on the harmonised methodology set out in Commission Delegated Decision (EU) 2019/1597⁷⁶, the first year for which data on food waste levels were collected was 2020. ***However, given that 2020 was an exceptional year, in the context of COVID19 pandemic and the associated lockdowns, a 2020-2022 would be a more suitable reference period, taking into account divergences arising from the pandemic.*** For Member States, which can demonstrate that they performed food waste measurements before 2020, using methods consistent with Delegated Decision (EU) 2019/1597, the use of an earlier baseline should be allowed.

⁷⁶ Commission Delegated Decision (EU) 2019/1597 of 3 May 2019 supplementing Directive 2008/98/EC of the European Parliament and of the Council as regards a

common methodology and minimum quality requirements for the uniform measurement of levels of food waste (OJ L 248, 27.9.2019, p. 77).

common methodology and minimum quality requirements for the uniform measurement of levels of food waste (OJ L 248, 27.9.2019, p. 77).

Or. en

Amendment 47
Daniela Rondinelli

Proposal for a directive
Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) The harmonised methodology established in Commission Delegated Decision (EU) 2019/1597 provides for the use of different reporting methods. To ensure that future data are scientifically sound, high quality and comparable, it is necessary to establish and apply clear and consistent measurement methods among the Member States and minimum quality requirements for the uniform measurement of food waste.

Or. it

Amendment 48
Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive
Recital 14 a (new)

Text proposed by the Commission

Amendment

(14 a) In order to ensure that actors in the food supply chain and Member State authorities consistently interpret food waste data and reporting monitoring, the Commission shall issue guidelines on the methodology for the measurement of food waste;

Or. en

Justification

Guidelines and more prescriptive rules from the Commission are needed to help harmonise food waste reporting across Member States and increase its quality.

Amendment 49

Daniel Buda

Proposal for a directive

Recital 15

Text proposed by the Commission

(15) In order to ensure that the step-wise approach towards the achievement of the global target delivers its objectives, the levels set for the ***legally binding*** targets on reduction of food waste, should be reviewed and revised, if appropriate, to take into account the progress made by Member States over time. This would allow for a possible adjustment of the targets in view of strengthening the Union's contribution and ***further aligning*** with SDG Target 12.3, to be reached by 2030 and providing direction for further progress beyond that date.

Amendment

(15) In order to ensure that the step-wise approach towards the achievement of the global target delivers its objectives, the levels set for the targets on reduction of food waste, should be reviewed and revised, if appropriate, to take into account the progress made by Member States over time, ***as well as the state of the agri-food chain in the Member States***. This would allow for a possible adjustment of the targets in view of strengthening the Union's contribution and ***suitable alignment*** with SDG Target 12.3, to be reached by 2030 and providing direction for further progress beyond that date, ***while simultaneously adhering to the principle of not creating disproportionate additional administrative and financial burdens for the actors employed in the agri-food chain***.

Or. ro

Amendment 50

Daniela Rondinelli

Proposal for a directive

Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) The pursuit of food waste reduction targets must not undermine agricultural production or the food

security of the European Union. Recourse to increasing imports from third countries to compensate for decreases in domestic production should be considered unfair competition with EU producers when the reciprocity rules are not applied to products imported from third countries.

Or. it

Amendment 51

Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive

Recital 15 a (new)

Text proposed by the Commission

Amendment

(15a) The pursuit of food waste reduction targets must not undermine agricultural production or the food security of the European Union. Recourse to increasing imports from third countries to compensate for decreases in domestic production should be considered unfair competition with EU producers. For that reason, the reciprocity rule should be applied to products imported from third countries.

Or. it

Amendment 52

Francisco Guerreiro

Proposal for a directive

Recital 17 a (new)

Text proposed by the Commission

Amendment

(17 a) Fur is used in textile production and sourcing this material entails a significant environmental impact, and is of concern for both human and animal health, particularly regarding zoonoses; As 1.4 million citizens supported ECI

“End The Cage Age” to end fur farming in the EU and to prohibit its import, the Commission should put forward proposals to this end without delay.

Or. en

Amendment 53
Daniel Buda

Proposal for a directive
Recital 33

Text proposed by the Commission

(33) In order for Member States to achieve the targets set out in this Directive, Member States should revise their food waste prevention programmes to include new measures, involving ***multiple partners from the public and private sectors, with coordinated actions tailored to address*** specific hotspots as well as attitudes and behaviours that lead to food waste. In the preparation of these programmes, Member States could draw inspiration from the recommendations produced by the Citizens’ Panel on Food Waste.

Amendment

(33) In order for Member States to achieve the targets set out in this Directive, Member States should revise their food waste prevention programmes to include new measures, involving ***the addressing of*** specific hotspots as well as attitudes and behaviours that lead to food waste. In the preparation of these programmes, ***the European Commission and the Member States should work closely together to identify and implement the most effective financial incentives to achieve the objectives set out in this Directive.*** ***Likewise***, Member States could draw inspiration from the recommendations produced by the Citizens’ Panel on Food Waste. ***In addition, a coordinated approach between Member States in the exchange of good practices and positive experiences can enhance the effectiveness of these programmes at European level. At the same time, the implementation of these programmes should include education and public awareness, concrete measures to stimulate food donations, the promotion of sustainable methods of production and responsible consumption, with the aim of achieving a significant change in social and economic behaviour in order to achieve the objectives set in the combating of food waste.***

Or. ro

Amendment 54

Daniel Buda

Proposal for a directive

Recital 33 a (new)

Text proposed by the Commission

Amendment

(33a) A crucial element of strengthening the effective implementation of waste prevention provisions would be the creation of a platform for the exchange of best practices between Member States, which would facilitate the transfer of know-how and speed up the implementation process. This heightened cooperation would help overcome the specific obstacles encountered by each Member State and foster the adoption of innovative and effective solutions.

Or. ro

Amendment 55

Dacian Cioloș, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive

Recital 36 a (new)

Text proposed by the Commission

Amendment

(36 a) In order to facilitate the consistent interpretation of food waste data and reporting requirements by national authorities, while avoiding unnecessary administrative burden for operators in the food supply chain, the Commission should adopt guidance for the interpretation of delegated acts, following the example of the Guidance for the compilation and reporting of data on municipal waste^{1a} or the Guidance for the compilation and reporting of data on packaging and packaging waste^{2b};

^{1a} *European Commission, Eurostat, Guidance for the compilation and reporting of data on packaging and packaging waste according to Decision 2005/270/EC ; (version 2023)*
<https://ec.europa.eu/eurostat/documents/342366/351811/Guidance+on+municipal+waste+data+collection/>

^{2b} *European Commission, Eurostat, Guidance for the compilation and reporting of data on municipal waste according to Commission Implementing Decisions 2019/1004/EC and 2019/1885/EC, and the Joint Questionnaire of Eurostat and OECD, (version 2023)*
<https://ec.europa.eu/eurostat/documents/342366/351811/PPW+-+Guidance+for+the+compilation+and+reporting+of+data+on+packaging+and+packaging+waste.pdf/297d0cda-e5ff-41e5-855b-5d0abe425673?t=1621978014507>

Or. en

Amendment 56
Daniela Rondinelli

Proposal for a directive
Article 1 – paragraph 1 – point 2
Article 3
Paragraph 4 a

Text proposed by the Commission

Amendment

4ba. 'food waste' means all food as defined in Article 2 of Regulation (EC) No 178/2002 of the European Parliament and of the Council that has become waste except for waste from agricultural production and from a production, processing or value-adding process for agricultural products, by farms or other agro-industrial companies, considered by-products within the conditions laid down in Article 5(1) of Directive 2008/98/EC;

the agricultural materials referred to in Article 2(1)(f) and the animal by-products referred to in Article 2(2)(b) are also excluded

Or. it

Amendment 57

Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive

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

Text proposed by the Commission

Amendment

(2a) In Article 3, paragraph 4a is replaced by the following:

(4a)

'food waste' means all food as defined in Article 2 of Regulation (EC) No 178/2002 of the European Parliament and of the Council that has become waste. Food waste does not include waste from agricultural production and from a production, processing or value-adding process for agricultural products, by farms or other agro-industrial companies, considered by-products within the conditions laid down in Article 5(1) of Directive 2008/98/EC. The agricultural materials referred to in Article 2(1)(f) and the animal by-products referred to in Article 2(2)(b) are also excluded.

Or. it

Amendment 58

Eugenia Rodríguez Palop

Proposal for a directive

Article 1 – paragraph 1 – point 3

Text proposed by the Commission

Amendment

(3) in Article 9, *paragraph 1, points*

(3) in Article 9, paragraphs 5, 6 and 8

(g) and (h), and paragraphs 5, 6 and 8 are deleted.

are deleted.

Or. en

Amendment 59

Tom Vandenkendelaere

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9 a – paragraph 1

Text proposed by the Commission

Member States shall take appropriate measures to prevent 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. Those measures shall include the following:

Amendment

Member States shall take appropriate measures to prevent generation of food waste **during all steps of the agrifood supply chain, meaning the** primary production, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households. **Member States have the flexibility to implement measures tailored to their specific situation.** Those measures shall include the following:

Or. en

Amendment 60

Bronis Ropé

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 1 – paragraph 1 – point 4

article 9a

Text proposed by the Commission

Member States shall take appropriate measures to prevent 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. Those

Amendment

Member States shall take appropriate measures to prevent generation of food waste in primary production, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services, **in places of public catering (for**

measures shall include the following:

example, schools, hospitals, etc.) as well as in households. Those measures shall include the following:

Or. en

Amendment 61
Francisco Guerreiro

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

Text proposed by the Commission

Member States shall take appropriate measures to prevent 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. Those measures shall include the following:

Amendment

Member States shall take appropriate measures to prevent generation of food waste, ***along the entire supply chain***, in primary production, in processing and manufacturing, in retail and other distribution of food, in restaurants and food services as well as in households. Those measures shall include ***but not be limited to*** the following

Or. en

Amendment 62
Daniel Buda, Dan-Ştefan Motreanu

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

Text proposed by the Commission

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention;

Amendment

(a) developing and supporting behavioural change interventions to reduce food ***wastage and food*** waste, and information campaigns to raise awareness about food waste ***and food wastage*** prevention, ***while at the same time recognising that the role of the consumer in this food waste reduction process is***

vital and indispensable;

Or. ro

Justification

Waste prevention refers to the producer/manufacturer, whereas food wastage is closely linked to the consumer and/or distributor.

Amendment 63
Daniela Rondinelli

Proposal for a directive
Article 1 – paragraph 1 – point 4
Article 9 a
Paragraph 1 a

Text proposed by the Commission

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention;

Amendment

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention, ***ensuring that professional associations and operators in the agri-food sector participate;***

Or. it

Amendment 64
Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive
Article 1 – paragraph 1 – point 4
Article 9 a – paragraph 1
Article 9 a – paragraph 1

Text proposed by the Commission

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention;

Amendment

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention, ***ensuring that professional associations and operators in the agri-food sector participate;***

Amendment 65

Dacian Ciolos, Irène Tolleret, Ulrike Müller, Jérémy Decerle, Alin Mituța

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 1 – point a

Text proposed by the Commission

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention;

Amendment

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention ***including measures to enable a better understanding of date marking by consumers;***

Or. en

Amendment 66

Francisco Guerreiro

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

article 9a

Text proposed by the Commission

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food waste prevention;

Amendment

(a) developing and supporting behavioural change interventions to reduce food waste, and information campaigns to raise awareness about food ***production and food*** waste prevention, ***including in schools; appreciation of food appearance***

Or. en

Amendment 67

Dacian Ciolos, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive

Article 1 – paragraph 1 – point 4

directive 2008/98/EC

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

Text proposed by the Commission

Amendment

(a a) strengthening the role played by educational establishments in tackling food waste in canteens and in shaping the behaviour of young children and adolescents through classroom activities suitable for their age;

Or. en

Amendment 68

Francisco Guerreiro

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

article 9a

Text proposed by the Commission

Amendment

(a a) tackling the discarding of produce for cosmetic reasons

Or. en

Amendment 69

Daniela Rondinelli

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 9 a

Paragraph 1 b

Text proposed by the Commission

Amendment

(b) identifying and addressing inefficiencies in the functioning of the food supply chain and support cooperation amongst all actors, while ensuring a fair

(b) identifying and addressing inefficiencies in the functioning of the food supply chain and support cooperation amongst all actors *in the implementation*

distribution of costs and benefits of prevention measures;

of Directive EU 2019/633, while ensuring a fair distribution of costs and benefits of prevention measures;

Or. it

Amendment 70

Dacian Cioloș, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

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

Text proposed by the Commission

Amendment

(b a) supporting research and innovation in tackling food waste in both the prevention and management phase, including by developing innovative packaging to ensure food safety and quality while reducing the overall environmental impact;

Or. en

Amendment 71

Bronis Ropė

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 1 – paragraph 1 – point 4

article 9a

Text proposed by the Commission

Amendment

(b a) Ensuring that farmers receives price for their products covering the cost of production, thus avoiding food waste at the farm level;

Or. en

Amendment 72
Francisco Guerreiro

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

Text proposed by the Commission

Amendment

(b a) optimizing packaging systems, including for transport, with view to favouring less waste-prone reusable and more robust systems.

Or. en

Amendment 73
Dacian Cioloș, Irène Tolleret, Jérémy Decerle, Alin Mituța

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

Text proposed by the Commission

Amendment

(c) encouraging food donation and other redistribution for human consumption, prioritising human use over animal feed and the reprocessing into non-food products;

(c) ***facilitating and*** encouraging food donation and other redistribution for human consumption, ***by providing supportive fiscal and administrative incentives to economic operators, such as VAT exemptions,*** prioritising human use over animal feed and the reprocessing into non-food products;

Or. en

Amendment 74
Francisco Guerreiro

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

Text proposed by the Commission

Amendment

(c) encouraging food donation and other redistribution for human consumption, prioritising human use over animal feed and the reprocessing into non-food products;

(c) encouraging food donation and other redistribution for human consumption, prioritising human use over animal feed and the reprocessing into non-food products; ***permitting containering.***

Or. en

Justification

people taking food from waste containers, for exemple outside supermarkets, should not be criminalised for this.

Amendment 75

Bronis Ropé

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 1 – paragraph 1 – point 4

article 9a

Text proposed by the Commission

Amendment

(c a) Creating possibilities and incentives for businesses to ensure that expiring products free of charge are given to the organizations, which provides support and food to the people dealing with social exclusion and poverty;

Or. en

Amendment 76

Francisco Guerreiro

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

article 9a

Text proposed by the Commission

Amendment

(c a) assessment and adjustment of best-before and use-by indications

Amendment 77
Francisco Guerreiro

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

Text proposed by the Commission

Amendment

***(c b) assessment and adjustment of
packaging sizes***

Or. en

Amendment 78
Eugenia Rodríguez Palop

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

Text proposed by the Commission

Amendment

***(d a) encouraging the sale of products
with imperfections or flaws, while in
compliance with EU marketing standards,
incentivising retailers to amend their
policies in order to reduce food waste
along the upstream supply chain as well
as supporting gleaning and other forms of
food recovery at farm level;***

Or. en

Amendment 79
Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

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

Article 9, paragraph 1

Text proposed by the Commission

Amendment

(d a) supporting innovation in packaging, taking into account the important role of food packaging in the food value chain to prevent the generation of food waste and ensure food safety;

Or. en

Justification

The text should encourage the adoption by Member States of measures aimed at supporting innovation in packaging, thus recognising the importance of packaging in preventing food waste, ensuring food safety, transportation of food in good condition and life shelf extension. Member States should therefore support innovation in packaging as a way to improve the environmental sustainability of the food value chain.

Amendment 80

Tom Vandenkendelaere

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9 a – paragraph 1

Text proposed by the Commission

Amendment

(d a) encouraging innovation and digitalisation in the way of producing and processing food, amongst others by supporting artificial intelligence tools to reduce food waste.

Or. en

Amendment 81

Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC on waste

Article 9, paragraph 1

Text proposed by the Commission

Amendment

(d b) fostering the cooperation among all the actors along the food supply chain to identify tools to achieve a better balance between production and demand;

Or. en

Justification

Exploring ways to maximise the balance between food produced and food demanded throughout the food supply chain would contribute to minimising the risk of food waste generation. The development of tools to this end could be explored by means of cooperation (i.e. projects, research) among the various players in the chain.

Amendment 82

Tom Vandenkendelaere

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9 a – paragraph 1

Text proposed by the Commission

Amendment

(d b) aligning supply and demand more effectively, by supporting exchanges and cooperation among the actors and stakeholders in the food supply chain;

Or. en

Amendment 83

Tom Vandenkendelaere

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9 a – paragraph 1

Text proposed by the Commission

Amendment

(d c) encouraging innovative packaging, considering the important role of food packaging along the entire food supply chain in order to prevent food

waste while ensuring food safety;

Or. en

Amendment 84

Daniel Buda, Dan-Ştefan Motreanu

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

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

Text proposed by the Commission

Amendment

*implementing regulatory tools that
incentivise responsible food waste
management practices in a fair and
proportionate manner and provide
incentives for their reduction, including
fiscal measures and relevant economic
instruments;*

Or. ro

Amendment 85

Daniel Buda, Dan-Ştefan Motreanu

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

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

Text proposed by the Commission

Amendment

*encouraging and promoting technological
innovation and sustainable practices in
food production, processing, distribution
and consumption in order to reduce losses
and waste;*

Or. ro

Amendment 86

Daniel Buda, Dan-Ştefan Motreanu

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 1 – point a

Text proposed by the Commission

Member States shall ensure that all relevant actors in the supply chain are involved proportionately to their capacity and role in preventing the generation of food waste along the food supply chain, with a specific focus on preventing disproportionate impact on small and medium sized enterprises.

Amendment

Member States shall ensure that all relevant actors in the supply chain are involved proportionately to their capacity and role in preventing the generation of food waste along the food supply chain, ***including through the granting of technical assistance and financial support***, with a specific focus on preventing disproportionate impact on small and medium sized enterprises.

Or. ro

Amendment 87

Francisco Guerreiro

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

article 9a

Text proposed by the Commission

Amendment

Member States shall ensure that food manufacturers, processors and retailers composte unavoidable food waste

Or. en

Amendment 88

Daniel Buda, Dan-Ştefan Motreanu

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 2

Text proposed by the Commission

2. Member States shall monitor and assess the implementation of their food waste prevention measures, including compliance with the food reduction targets referred to in paragraph 4, by measuring the levels of food waste on the basis of the methodology established in accordance with paragraph 3.

Amendment

2. Member States shall monitor and assess the implementation of their food waste **and food wastage** prevention measures, including compliance with the food reduction targets referred to in paragraph 4, by measuring the levels of food waste on the basis of the methodology established in accordance with paragraph 3.

Or. ro

Amendment 89

Eugenia Rodríguez Palop

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 2

Text proposed by the Commission

2. Member States shall monitor and assess the implementation of their food waste prevention measures, including compliance with the food reduction targets referred to in paragraph 4, by measuring the levels of food waste on the basis of the methodology established in accordance with **paragraph 3**.

Amendment

2. Member States shall monitor and assess the implementation of their food waste prevention measures, including compliance with the food reduction targets referred to in paragraph 4, by measuring the levels of food waste on the basis of the methodology established in accordance with **Article 9(8) and Article 38a**.

Or. en

Amendment 90

Krzysztof Jurgiel

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008

Article 9a para 2a

Text proposed by the Commission

Amendment

2a. Member States shall verify that the

implementation of the targets set out in this Article does not weakens the position of agricultural suppliers in food supply chains, in particular in the supply of perishable products, and does not increase the incidence of unfair commercial practices in this area.

Or. pl

Amendment 91

Daniel Buda, Dan-Ștefan Motreanu

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 3

Text proposed by the Commission

3. The Commission is empowered to adopt delegated acts in accordance with Article 38a to supplement this Directive as regards laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels.

Amendment

3. The Commission is empowered to adopt delegated acts in accordance with Article 38a to supplement this Directive as regards laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels. ***The Commission should likewise identify financial support measures for the implementation of the objectives of this Directive and facilitate the exchange of best practices between Member States so as to promote mutual learning and the constant improvement of food waste measurement and reporting processes.***

Or. ro

Amendment 92

Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC on waste

Article 9a, paragraph 3

Text proposed by the Commission

3. The Commission is empowered to adopt delegated acts in accordance with Article 38a to supplement this Directive as regards laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels.

Amendment

3. The Commission is empowered to adopt delegated acts in accordance with Article 38a to supplement this Directive as regards laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels. ***When developing these delegated acts, the Commission should take into account scientific or other available technical information, including relevant international standards such as the Food Loss and Waste Accounting and Reporting Standard of the World Resources Institute.***

Or. en

Justification

While it is useful that the Commission adopted a Delegated Act laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels, such a methodology should be based on global standards such as the ‘target measure act’ approach outlined in the World Resources Institute’s (WRI) ‘Food Loss and Waste Accounting and Reporting Standard’. In this way, data from future reporting will be comparable and of robust quality.

Amendment 93
Krzysztof Jurgiel

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2008
Article 9a para 3

Text proposed by the Commission

3. The Commission is empowered to adopt delegated acts in accordance with Article 38a to supplement this Directive as regards laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels.

Amendment

3. The Commission is empowered to adopt delegated acts in accordance with Article 38a to supplement this Directive as regards laying down a common methodology and minimum quality requirements for the uniform measurement of food waste levels, ***taking into consideration input from all relevant stakeholders and drawing from scientific research where applicable.***

Amendment 94
Eugenia Rodríguez Palop

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2008/98/EC
Article 9a – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. The Commission shall, without undue delay and no later than 31 December 2024, review Delegated Decision (EU) 2019/1597 and adopt a delegated act in accordance with Article 38a to revise that Commission Delegated Decision. The delegated act shall lay out the methodology and minimum quality requirements for the uniform measurement of food waste including edible food intended for human consumption that is left unharvested or ploughed back in at primary production.

Or. en

Amendment 95
Dacian Cioloș, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2008/98/EC
Article 9a – paragraph 3a (new)

Text proposed by the Commission

Amendment

3 a. The Commission shall facilitate clarity and harmonisation in monitoring and measuring food waste across Member States, by issuing practical guidelines on collecting data and reporting requirements that would also serve as reference for actors along the supply

chain and responsible authorities.

Or. en

Amendment 96

Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC on waste

Article 9, paragraph 3

Text proposed by the Commission

Amendment

3 a. The Commission shall facilitate the harmonised food waste measurement, by issuing relevant guidelines to help actors along the supply chain, as well as Member State authorities, to consistently interpret food waste data and reporting requirements;

Or. en

Justification

Guidelines and more prescriptive rules from the Commission are needed to help harmonise food waste reporting across Member States and increase its quality.

Amendment 97

Krzysztof Jurgiel

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a para 4

Text proposed by the Commission

Amendment

4. Member States shall take the necessary and appropriate measures to achieve, by 31 December **2030**, the following food waste reduction targets at national level:

4. Member States shall take the necessary and appropriate measures to achieve, by 31 December **2035**, the following food waste reduction targets at national level:

Or. pl

Amendment 98
Francisco Guerreiro

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

Text proposed by the Commission

Amendment

(-a) reduce the generation of food waste in primary production by 10 % in comparison to the amount generated in 2020

Or. en

Justification

corresponds to JRC option 3
https://publications.jrc.ec.europa.eu/repository/bitstream/JRC133971/JRC133971_01.pdf

Amendment 99
Krzysztof Jurgiel

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2008
Article 9a para 4 point a

Text proposed by the Commission

Amendment

(a) reduce the generation of food waste in processing and manufacturing by 10 % in comparison to the amount generated in 2020;

(a) reduce the generation of food waste in processing and manufacturing by 10 % in comparison to the amount generated in 2020;

this point shall not apply to primary producers which are processing or manufacturing food products and beverages on their farms and whose farming is their main activity.

Or. pl

Justification

This amendment is to make sure that farmers, especially farmers processing products on farm (e.g. apple juice etc. from own apples), will not fall under the processing and manufacturing provisions in Article 9a. Farmers have weakest role in supply chain in terms of negotiating positions, where there are short term contracts with processors and manufacturers as well as retailers, who often have the possibility to make last-second cancellations and changes change their minds, with little possibility for farmers to make demands.

Amendment 100

Dacian Cioloș, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 4 – point a

Text proposed by the Commission

(a) reduce the generation of food waste in processing and manufacturing by 10 % in comparison to the amount generated ***in 2020***;

Amendment

(a) reduce the generation of food waste in processing and manufacturing by 10 % in comparison to the amount generated ***compared to the average of 2020-2022***;

Or. en

Amendment 101

Tom Vandenkendelaere

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9 a – paragraph 4

Text proposed by the Commission

(a) reduce the generation of food waste in processing and manufacturing by 10 % in comparison to the amount generated in 2020;

Amendment

(a) reduce the generation of food waste in processing and manufacturing by 10 % ***per tonne of food produced*** in comparison to the amount generated in 2020;

Or. en

Amendment 102

Francisco Guerreiro

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

article 9a

Text proposed by the Commission

(a) reduce the generation of food waste in processing and manufacturing by **10** % in comparison to the amount generated in 2020;

Amendment

(a) reduce the generation of food waste in processing and manufacturing by **25** % in comparison to the amount generated in 2020;

Or. en

Justification

corresponds to JRC option 3

https://publications.jrc.ec.europa.eu/repository/bitstream/JRC133971/JRC133971_01.pdf

Amendment 103

Eugenia Rodríguez Palop

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 4 – point a

Text proposed by the Commission

(a) reduce the generation of food waste in processing and manufacturing by **10** % in comparison to the amount generated in 2020;

Amendment

(a) reduce the generation of food waste in processing and manufacturing by **50** % in comparison to the amount generated in 2020;

Or. en

Amendment 104

Krzysztof Jurgiel

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008

Article 9a para 4 point b

Text proposed by the Commission

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by 30 % in comparison to the amount generated in 2020.

Amendment

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by 30 % in comparison to the amount generated in 2020.

In establishing measures to achieve this common target, Member States shall take into account the different levels of food waste production generated by individual actors along the entire production chain.

Or. pl

Amendment 105

Dacian Cioloș, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 4 – point b

Text proposed by the Commission

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by 30 % in comparison to the amount generated ***in 2020.***

Amendment

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by 30 % in comparison to the amount generated ***compared to the average of 2020-2022.***

Or. en

Amendment 106

Eugenia Rodríguez Palop

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 4 – point b

Text proposed by the Commission

Amendment

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by **30** % in comparison to the amount generated in 2020.

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by **50** % in comparison to the amount generated in 2020.

Or. en

Amendment 107
Francisco Guerreiro

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

Text proposed by the Commission

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by **30** % in comparison to the amount generated in 2020.

Amendment

(b) reduce the generation of food waste per capita, jointly in retail and other distribution of food, in restaurants and food services and in households, by **50** % in comparison to the amount generated in 2020.

Or. en

Justification

corresponds to JRC option 3
https://publications.jrc.ec.europa.eu/repository/bitstream/JRC133971/JRC133971_01.pdf

Amendment 108
Daniela Rondinelli

Proposal for a directive
Article 1 – paragraph 1 – point 4
Article 9 a
Paragraph 4 a

Text proposed by the Commission

Amendment

(ba) Points 4(a) and 4(b) shall not apply to undertakings which process, produce and sell their food and drink

directly and whose main activity is farming

Or. it

Amendment 109

Eugenia Rodríguez Palop

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC

Article 9a – paragraph 4 – point c (new)

Text proposed by the Commission

Amendment

(b a) (c) reduce by 20% the generation of all primary production food waste, including mature food left unharvested or used on farms,

Or. en

Amendment 110

Daniela Rondinelli

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 9 a

Paragraph 4 b

Text proposed by the Commission

Amendment

(bb) With a view to achieving the reduction targets, Member States shall consider in their calculations the collection, processing and use of food waste as by-products for energy or other purposes, such as the production of materials and products. What is more, they shall promote programme agreements with public and private entities, including industry associations, to ensure that food waste is managed efficiently

Or. it

Amendment 111

Paola Ghidoni, Angelo Ciocca, Elena Lizzi, Rosanna Conte, Gilles Lebreton

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 9 a – paragraph 4

Article 9 a – paragraph 4

Text proposed by the Commission

Amendment

4a. With a view to achieving the reduction targets, Member States shall consider in their calculations the collection, processing and use of food waste as by-products for energy or other purposes, such as the production of materials and products. What is more, they shall promote programme agreements with public and private entities, including industry associations, to ensure that food waste is managed efficiently

Or. it

Amendment 112

Francisco Guerreiro

Proposal for a directive

Article 1 – paragraph 1 – point 4

directive 2008/98/EC

article 9a

Text proposed by the Commission

Amendment

4 a. Member States shall specify categories of yachts, cruises, private planes, casinos, hotels, and other luxury establishments with food services, to which it shall apply stricter provisions, on the prevention of food waste generation and food waste reduction

Or. en

inspired by the ENVI draft report

Amendment 113

Marlene Mortler, Norbert Lins, Peter Jahr, Christine Schneider

Proposal for a directive

Article 1 – paragraph 1 – point 4

Directive 2008/98/EC on waste

Article 9a, paragraph 5

Text proposed by the Commission

5. *Where a Member State can provide data for a reference year prior to 2020, which have been collected using methods comparable to the methodology and minimum quality requirements for the uniform measurement of levels of food waste as set out in the Commission Delegated Decision (EU) 2019/1597, an earlier reference year may be used. The Member State shall notify the Commission and the other Member States of its intention to use an earlier reference year within 18 months of the entry into force of this Directive and shall provide the Commission with the data and measurement methods used to collect them.*

Amendment

5. *Food waste may include components that include parts intended for human consumption and parts not intended for human consumption. Food waste from food intended for human consumption is referred to as avoidable food waste. Food waste from food not intended for human consumption is referred to as unavoidable food waste.*

For Member States that can demonstrate that they have carried out different measurements of food waste in relation to avoidable and unavoidable parts of food waste, the use of avoidable food waste as a unit of measurement for monitoring the food waste reduction target should be allowed, provided that the data have been collected using methods comparable to the methodology and minimum quality requirements for the uniform measurement of levels of food waste as set out in Commission Delegated Decision (EU) 2019/1597.

The Member State shall inform the Commission and the other Member States

of its intention to use avoidable waste as a unit of measurement within 18 months of the entry into force of this Directive and shall provide the Commission with the data and measurement methods used to collect them. Member States shall assess the amount of food waste composted in households, the amount of food waste fed to domestic animals and the amount of food disposed of as or with waste water, using an appropriate procedure in accordance with the uniform measurement methods laid down in Commission Delegated Decision (EU) 2019/1597.

Or. de

Justification

Für eine gesetzliche Regelung muss klar unterschieden werden zwischen den vermeidbaren und den unvermeidbaren Lebensmittelverlusten. Letztere können nicht reduziert werden, wie bereits der Europäische Wirtschafts- und Sozialausschuss in seiner Stellungnahme betont und mit seinem Änderungsantrag geltend gemacht hat (wortgleich mit dem vorliegenden Änderungsvorschlag 6). Dies gilt insbesondere für gesetzlich vorgeschriebene Lebensmittelverluste, etwa bei Rückstellmustern im Rahmen des HACCP-Konzepts; Probenziehung durch Lebensmittelüberwachung; vorsorgliche Produktrückrufe u.Ä.). Nicht essbare Lebensmittelbestandteile können aus ihrer Natur heraus ebenfalls keine vermeidbaren Lebensmittelverluste darstellen.

Amendment 114

Juan Ignacio Zoido Álvarez

Proposal for a directive

Article 1 – paragraph 1 – point 4

Article 9a

Paragraph 5

Text proposed by the Commission

5. Where a Member State can provide data for a reference year prior to 2020, which have been collected using methods comparable to the methodology and minimum quality requirements for the uniform measurement of levels of food waste as set out in the Commission Delegated Decision (EU) 2019/1597, an

Amendment

5. Where a Member State can provide data for a reference year prior to 2020, which have been collected using methods comparable to the methodology and minimum quality requirements for the uniform measurement of levels of food waste as set out in the Commission Delegated Decision (EU) 2019/1597, an

earlier reference year may be used. The Member State shall notify the Commission and the other Member States of its intention to use an earlier reference year within 18 months of the entry into force of this Directive and shall provide the Commission with the data and measurement methods used to collect them.

earlier reference year may be used. The ***possibility to use a reference year prior to 2020 applies also to individual actors in the food supply chain, provided that:***

- A recognised global standard is used for the measurement of data;

- data is publicly available and reported to the national/regional authority/institution in charge of food waste.

The Member State shall notify the Commission and the other Member States of its intention to use an earlier reference year within 18 months of the entry into force of this Directive and shall provide the Commission with the data and measurement methods used to collect them.

Or. en

Justification

Selecting 2020 as the baseline year poses challenges due to consequences and atypical circumstances of the COVID-19 pandemic. While the Commission's proposal allows flexibility for Member States to choose an earlier reference year if they can provide valid data, it leaves this specific choice to Member States. If Member States lack sufficient data and stick with the 2020 baseline, there is a risk of overlooking and not properly acknowledging the efforts already achieved before 2020 by several sectors and actors. .

Amendment 115 **Krzysztof Jurgiel**

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2008
Article 9a para 7

Text proposed by the Commission

7. By 31 December **2027**, the Commission shall ***review the targets to be reached by 2030, laid down in paragraph***

Amendment

7. By 31 December **2030**, the Commission shall ***analyse the food waste data reported by Member States pursuant***

4, with a view, *if appropriate, to modify and/or extend them to other stages of the food supply chain, and to consider setting new targets beyond 2030*. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if appropriate, by a legislative proposal.;

to Article 37(3) with a view *to considering the possibility of setting an EU-wide target for food waste reduction to be achieved by 2035 on the basis of the data reported by Member States and according to the common methodology referred to in paragraph 2 of this Article*. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if appropriate, by a legislative proposal.;

Or. pl

Amendment 116
Eugenia Rodríguez Palop

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2008/98/EC
Article 9a – paragraph 7

Text proposed by the Commission

7. By 31 December 2027, the Commission shall review the targets to be reached by 2030, laid down in paragraph 4, with a view, if appropriate, to **modify** and/or extend them to other stages of the food supply chain, and to consider setting new targets beyond 2030. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, **if appropriate**, by a legislative proposal.;

Amendment

7. By 31 December 2027, the Commission shall review the targets to be reached by 2030, laid down in paragraph 4, with a view, if appropriate, to **increase** and/or extend them to other stages of the food supply chain, and to consider setting new targets beyond 2030, **particularly to primary production food waste**. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied by a legislative proposal.;

Or. en

Amendment 117
Krzysztof Jurgiel

Proposal for a directive
Article 1 – paragraph 1 – point 9
Directive 2998
Article 29a para 1

Text proposed by the Commission

1. By [P.O. insert date of **two** years after entry into force of this amending Directive], Member States shall review and adapt their food waste prevention programmes, with a view of attaining the targets provided for in Article 9a(4). Those programmes shall at least contain the measures laid down in Article 9(1) and 9a(1)) and, where relevant, the measures listed in Annexes IV and IVa.

Amendment

1. By [P.O. insert date of **three** years after entry into force of this amending Directive], Member States shall review and adapt their food waste prevention programmes, with a view of attaining the targets provided for in Article 9a(4), **taking into account the monitoring criterion of Article 9a(2a)**. Those programmes shall at least contain the measures laid down in Article 9(1) and 9a(1)) and, where relevant, the measures listed in Annexes IV and IVa.

Or. pl

Amendment 118

Dacian Cioloș, Irène Tolleret, Ulrike Müller, Atidzhe Alieva-Veli, Jérémy Decerle, Alin Mituța

Proposal for a directive

Article 1 – paragraph 1 – point 9

Directive 2008/98/EC

Article 29a – paragraph 1 – point 1a (new)

Text proposed by the Commission

Amendment

1 a. When adapting their food waste prevention programmes, Member States shall ensure the involvement of local and regional stakeholders, the private sector and civil society, with the aim of developing tailor-made and needs-based food waste prevention programmes, capable of addressing localised food waste hotspots, together with specific attitudes and behaviours that contribute to food waste, particularly at household level.

Or. en

Amendment 119

Krzysztof Jurgiel

Proposal for a directive

Article 2 – paragraph 1 – subparagraph 1

Text proposed by the Commission

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

Amendment

Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by [P.O. insert date ***two years*** after the entry into force of this amending Directive]. They shall forthwith communicate to the Commission the text of those provisions.

Or. pl