



2022/0094(COD)

28.10.2022

AMENDMENTS

85 - 362

Draft opinion

Sara Matthieu

(PE736.636v01-00)

Proposal for a regulation of the European Parliament and of the Council laying down harmonised conditions for the marketing of construction products, amending Regulation (EU) 2019/1020 and repealing Regulation (EU) 305/2011

Proposal for a regulation

(COM(2022)0144 – C9-0129/2022 – 2022/0094(COD))

Amendment 85
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 5 a (new)

Text proposed by the Commission

Amendment

(5 a) There are another emerging initiatives very relevant for the construction sector and the built environment as the revision of the Energy Performance of Building Directive (EPBD) and the New European Bauhaus initiative (NEB). The Construction Products Regulation needs to build close relations with the EPBD, especially in relation to the design of sustainable and efficient construction products in order to achieve energy efficiency. The NEB should also have a key role improving the quality of construction products from the design to the industrial development through innovation.

Or. en

Amendment 86
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 6 a (new)

Text proposed by the Commission

Amendment

(6 a) Climate change is a challenge that transcends borders and requires immediate and ambitious action. The transition to a climate-neutral economy by 2050 represents a great opportunity as well as a challenge for the Union, its Member States, citizens and business from every sector. To this aim, Cohesion policy is a crucial tool in delivering a fair transition to a climate-neutral economy by leaving no one behind.

Amendment 87
Sirpa Pietikäinen

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Pursuing the environmental goals, including the fight against climate change, makes it necessary to establish new environmental obligations and to **lay the ground for the development and the application of an** assessment method for the calculation of the environmental sustainability of construction products. For the same reason, it is necessary to extend the range of regulated economic operators, since distributors, suppliers and manufacturers all have a role to play in the calculation of the environmental sustainability in the construction sector. That range should therefore be extended into two directions, downstream from the distributors to the economic operators preparing re-use and remanufacturing of construction products and upstream from the manufacturer over the suppliers of intermediate products and/or raw materials. Moreover, certain operators coming into play in the context of dismantling used products or other parts of construction works or remanufacturing and re-use thereof need to contribute to a safe second life of construction products.

Amendment

(7) Pursuing the environmental goals, including the fight against climate change **and biodiversity loss, and the transition towards a carbon-neutral, environmentally sustainable, toxic-free and fully circular economy within planetary boundaries by 2050 at the latest,** makes it necessary to establish new environmental obligations and to **apply the harmonised** assessment method for the calculation of the environmental sustainability of construction products **based on EN 15804+A2 and widely used Environmental Product Declarations (EPDs) by construction product manufacturers. This is essential to ensure the correct calculation of the environmental impact at the building level according to EN15978.** For the same reason, it is necessary to extend the range of regulated economic operators, since distributors, suppliers and manufacturers all have a role to play in the calculation of the environmental sustainability in the construction sector. That range should therefore be extended into two directions, downstream from the distributors to the economic operators preparing re-use and remanufacturing of construction products and upstream from the manufacturer over the suppliers of intermediate products and/or raw materials. Moreover, certain operators coming into play in the context of dismantling used products or other parts of construction works or remanufacturing and re-use thereof need to contribute to a safe second life of construction products.

Justification

The EN15804 standard has been adapted in 2019 to comply with the Product Environmental Footprint principles that resulted in the update of the standard into EN15804+A2 version. The use of Environmental Product Declarations (EPD's) is globally recognised as the harmonised tool to communicate environmental performance of construction products. Abandoning this approach would put at risk the correct sequencing for the calculation of environmental impacts from the product to the building-level. The sustainability characteristics to be covered under Annex Part I A under 2 are already part of the sustainability indicators in EN 15804+A2, reported through EPD (environmental Product Declaration). This means that the harmonization of these indicators can be easily addressed during the, so called, CPR-Acquis, a process introduced to repair current backlog and to address the former Basic Work Requirement 7 (BWR7)-Sustainability parameters.

Amendment 88 **Sirpa Pietikäinen**

Proposal for a regulation **Recital 13**

Text proposed by the Commission

(13) The compliance of construction products with Union legislation often depends on the compliance of their key parts with that legislation. However, because key parts are often integrated into various construction products, the protection of safety and of the environment, including climate, is better achieved when those key parts are assessed upstream, that is when the performance and conformity of key parts will be assessed beforehand and independently from the assessment of the final construction product into which they are integrated. Similarly, market surveillance becomes more efficient when non-compliant key parts can be identified and targeted. Hence, it is necessary to lay down rules applicable to key parts of construction products.

Amendment

(13) The compliance of construction products with Union legislation often depends on the compliance of their key parts with that legislation. However, because key parts are often integrated into various construction products, the protection of safety and of the environment, including climate **and biodiversity**, is better achieved when those key parts are assessed upstream, that is when the performance and conformity of key parts will be assessed beforehand and independently from the assessment of the final construction product into which they are integrated. Similarly, market surveillance becomes more efficient when non-compliant key parts can be identified and targeted. Hence, it is necessary to lay down rules applicable to key parts of construction products.

Amendment 89
Sirpa Pietikäinen

Proposal for a regulation
Recital 18

Text proposed by the Commission

(18) In order to strive for a maximum of regulatory coherence, this Regulation should to the extent possible build on the horizontal legal framework, in this case namely on Regulation (EU) No 1025/2012 of the European Parliament and of the Council. It follows the recent trend in product legislation to **develop** a fall-back solution where the European Standardisation Organisations do not deliver harmonised standards which can be cited in the Official Journal. As no harmonised standards for construction products could be cited in the Official Journal since late 2019 and only some dozen since Regulation (EU) No 305/2011 came into force, the new **back-up** empowerments for the Commission should be even more comprehensive, permitting to optimise the overall output of technical specifications so to catch up the delay in the adaptation to technical progress.

Amendment

(18) In order to strive for a maximum of regulatory coherence, this Regulation should to the extent possible build on the horizontal legal framework, in this case namely on Regulation (EU) No 1025/2012 of the European Parliament and of the Council **and on Regulation (EU) ... [Regulation on ecodesign for sustainable products]**. It follows the recent trend in product legislation to **ensure that all products placed on the Union market become increasingly sustainable and stand the test of circularity, inline with the European Green Deal**. A fall-back solution **is envisaged** where the European Standardisation Organisations do not deliver harmonised standards which can be cited in the Official Journal. As no harmonised standards for construction products could be cited in the Official Journal since late 2019 and only some dozen since Regulation (EU) No 305/2011 came into force, the new empowerments for the Commission should be even more comprehensive, permitting **to define mandatory essential characteristics related to sustainability and** to optimise the overall output of technical specifications so to catch up the delay in the adaptation to technical progress. **The Commission shall, amongst others, be guided by and ensure coherence with the environmental sustainability objectives pursued by Regulation (EU) ... [Regulation on ecodesign for sustainable products]**.

Or. en

Amendment 90
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 18 a (new)

Text proposed by the Commission

Amendment

(18 a) Considering that the climate and environmental impacts of certain construction products, such as concrete, are more significant than others, the prioritization of sustainability measures, both in terms of product requirements and harmonized specifications, should be clearly highlighted.

Or. en

Amendment 91
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 18 b (new)

Text proposed by the Commission

Amendment

(18 b) Highlight that concrete is responsible for a large part of the emissions of the construction sector due to the large volumes in which it is consumed and the amount of energy that needs to be used for its production, should be specifically addressed in this review.

Or. en

Amendment 92
Sirpa Pietikäinen

Proposal for a regulation
Recital 19

Text proposed by the Commission

(19) Where harmonised standards lay down the rules for the assessment of performances with regard to essential characteristics relevant for the construction codes of Member States, harmonised standards should be rendered mandatory for purpose of application of this Regulation, as only such standards reach the goal of permitting the free circulation of products, whilst ensuring the Member States' ability to request safety and environmental, including *climate-related*, product characteristics in view of their specific national situation. When pursued together, these two goals require that products are assessed by a single assessment method, therefore the method needs to be mandatory. However, voluntary standards can be used to make product requirements, specified for the relevant product family or category by Delegated Acts, even more concrete, following the path of Decision 768/2008 of the European Parliament and of the Council. In line with Decision 768/2008, those standards should be able to provide a presumption of conformity with the requirements covered by them.

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Or. en

Amendment 93

Christian Doleschal, Norbert Lins, Dolors Montserrat, Pernille Weiss, Christine Schneider

Proposal for a regulation

Recital 19

Text proposed by the Commission

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Or. en

Justification

Delimitation of competences and clarification of the relationship of the Construction Products Regulation to the building regulations of the member states.

Amendment 94 **Ondřej Knotek**

Proposal for a regulation **Recital 20**

Text proposed by the Commission

(20) In order to contribute to the objectives of the European Green Deal and the Circular Economy Action Plan, and to

Amendment

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ensure safe construction products, safety being one of the goals to be pursued in the legislation based on Article 114 of the Treaty on the Functioning of the European Union (TFEU), inherent product requirements related to safety, functionality and protection of environment, including climate, are necessary. When setting these requirements, the Commission should take into account their potential contribution to achieving Union climate, environmental and energy efficiency objectives. These requirements do not merely relate to the performance of construction products. Contrary to its predecessor Directive 89/106/EC, Regulation (EU) No. 305/2011 does not provide for the possibility to establish such inherent product requirements. However, certain harmonised standards for construction products contain such inherent product requirements which can relate to environment, to safety or simply to the good functioning of the product. These standards demonstrate that there is a practical need for such requirements on safety, the environment or simply the functioning of products. Article 114 TFEU as the legal base of this Regulation also imposes the pursuit of a high level of protection of the environment, health and human safety. Thus, this Regulation should (re-)introduce or validate inherent product requirements. Whilst these requirements need to be laid down by the legislator, there is a need for specifying them for the more than 30 product families, each with several categories. Hence, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to specify the requirements for the respective construction product family or category.

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Amendment 95
Sirpa Pietikäinen

Proposal for a regulation
Recital 20

Text proposed by the Commission

(20) In order to contribute to the objectives of the European Green Deal and the Circular Economy Action Plan, and to ensure safe construction products, safety being one of the goals to be pursued in the legislation based on Article 114 of the Treaty on the Functioning of the European Union (TFEU), inherent product requirements related to safety, functionality and protection of environment, including climate, are necessary. When setting these requirements, the Commission should take into account their potential contribution to achieving Union climate, environmental and energy efficiency objectives. These requirements do not merely relate to the performance of construction products. Contrary to its predecessor Directive 89/106/EC, Regulation (EU) No. 305/2011 does not provide for the possibility to establish such inherent product requirements. However, certain harmonised standards for construction products contain such inherent product requirements which can relate to environment, to safety or simply to the good functioning of the product. These standards demonstrate that there is a practical need for such requirements on safety, the environment or simply the functioning of products. Article 114 TFEU as the legal base of this Regulation also imposes the pursuit of a high level of protection of the environment, health and human safety. Thus, this Regulation should (re-)introduce or validate inherent product requirements. Whilst these requirements

Amendment

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need to be laid down by the legislator, there is a need for specifying them for the more than 30 product families, each with several categories. Hence, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission to specify the requirements for the respective construction product family or category.

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Or. en

Amendment 96 **Sirpa Pietikäinen**

Proposal for a regulation **Recital 25**

Text proposed by the Commission

(25) A circular economy, **the key element of** the Circular Economy Action Plan, **can** be promoted by mandatory deposit-refund systems and the obligation to take back unused products. Member States should therefore be allowed to take such measures.

Amendment

(25) **The key elements of the** circular economy **and** the Circular Economy Action Plan **shall** be promoted **in all construction materials production and** by mandatory deposit-refund systems and the obligation to take back unused products. Member States should therefore be allowed to take such measures.

Or. en

Amendment 97 **Sirpa Pietikäinen**

Proposal for a regulation **Recital 26**

Text proposed by the Commission

(26) In order to enhance legal clarity and reduce the administrative burden for the economic operators, it is necessary to avoid that construction products are subject to

Amendment

(26) In order to enhance legal clarity and reduce the administrative burden for the economic operators, it is necessary to avoid that construction products are subject to

multiple assessments regarding the same aspect of health, safety or protection of the environment, including climate, under different Union legislation. This was confirmed by the REFIT platform recommending that the Commission gives priority to addressing the problems of overlapping and repetitive requirements. The Commission should thus be able to determine the conditions under which the fulfilment of obligations under other Union law also fulfils certain obligations of this Regulation, where otherwise the same aspect of health, safety or protection of the environment, including climate, would be assessed in parallel under this Regulation and other Union law.

multiple assessments regarding the same aspect of health, safety or protection of the environment, including climate **and biodiversity**, under different Union legislation. This was confirmed by the REFIT platform recommending that the Commission gives priority to addressing the problems of overlapping and repetitive requirements. The Commission should thus be able to determine the conditions under which the fulfilment of obligations under other Union law also fulfils certain obligations of this Regulation, where otherwise the same aspect of health, safety or protection of the environment, including climate **and biodiversity**, would be assessed in parallel under this Regulation and other Union law.

Or. en

Amendment 98 **Ondřej Knotek**

Proposal for a regulation **Recital 28**

Text proposed by the Commission

(28) In particular, in the case of energy-related products included in ecodesign working plans which are also construction products and for intermediary products, **with the exception of cement**, priority for the setting of sustainability requirements will be given to the [ESPR]. This should be the case for instance for heaters, boilers, heat pumps, water and space heating appliances, fans, cooling and ventilating systems and photovoltaic products, excluding building-integrated photovoltaic panels. This Regulation may still intervene in a complementary manner where needed, mainly in relation to safety aspects also taking account of other Union legislation on products such as on gas appliances, low voltage, and machinery. For other

Amendment

(28) In particular, in the case of energy-related products included in ecodesign working plans which are also construction products and for intermediary products, priority for the setting of sustainability requirements will be given to the [ESPR] **with the exception for cement for which such requirements shall be defined by this Regulation**. This should be the case for instance for heaters, boilers, heat pumps, water and space heating appliances, fans, cooling and ventilating systems and photovoltaic products, excluding building-integrated photovoltaic panels. This Regulation may still intervene in a complementary manner where needed, mainly in relation to safety aspects also taking account of other Union legislation

products, in order to avoid unnecessary burden for economic operators, the need may arise in future to determine the conditions under which the fulfilment of obligations under other Union law also fulfils certain obligations under this Regulation. The power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to determine such conditions.

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Or. en

Amendment 99
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 28

Text proposed by the Commission

(28) In particular, in the case of energy-related products included in ecodesign working plans which are also construction products and for intermediary products, ***with the exception of cement***, priority for the setting of sustainability requirements will be given to the [ESPR]. This should be the case for instance for heaters, boilers, heat pumps, water and space heating appliances, fans, cooling and ventilating systems and photovoltaic products, ***excluding building-integrated photovoltaic panels***. This Regulation may still intervene in a complementary manner where needed, mainly in relation to safety aspects also taking account of other Union legislation on products such as on gas appliances, low voltage, and machinery. For other products, in order to avoid unnecessary burden for economic operators, the need may arise in future to determine the conditions under which the fulfilment of obligations under other Union law also fulfils certain obligations under

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Or. en

Amendment 100
Martin Hojsik

Proposal for a regulation
Recital 28

Text proposed by the Commission

(28) In particular, in the case of energy-related products included in ecodesign working plans which are also construction products and for intermediary products, ***with the exception of cement***, priority for the setting of sustainability requirements will be given to the [ESPR]. This should be the case for instance for heaters, boilers, heat pumps, water and space heating appliances, fans, cooling and ventilating systems and photovoltaic products, excluding building-integrated photovoltaic panels. This Regulation may still intervene in a complementary manner where needed, mainly in relation to safety aspects also taking account of other Union legislation on products such as on gas appliances, low voltage, and machinery. For other products, in order to avoid unnecessary burden for economic operators, the need may arise in future to determine the conditions under which the fulfilment of obligations under other Union law also fulfils certain obligations under this Regulation. The power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to determine such conditions.

Amendment

(28) In particular, in the case of energy-related products included in ecodesign working plans which are also construction products and for intermediary products, priority for the setting of sustainability requirements will be given to the [ESPR]. This should be the case for instance for heaters, boilers, heat pumps, water and space heating appliances, fans, cooling and ventilating systems and photovoltaic products, excluding building-integrated photovoltaic panels. This Regulation may still intervene in a complementary manner where needed, mainly in relation to safety aspects also taking account of other Union legislation on products such as on gas appliances, low voltage, and machinery. For other products, in order to avoid unnecessary burden for economic operators, the need may arise in future to determine the conditions under which the fulfilment of obligations under other Union law also fulfils certain obligations under this Regulation. The power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to determine such conditions.

Or. en

Amendment 101
Sirpa Pietikäinen

Proposal for a regulation
Recital 44

Text proposed by the Commission

(44) In view of enhancing the circularity of construction products, in line with the goals of the Circular Economy Action Plan, manufacturers **should** favour re-use, remanufacturing and recycling of their products. The (preparation for) re-use, remanufacturing and recycling require certain design, namely by facilitating the separation of components and materials at the later stage of recycling and avoiding mixed, blended or intricate materials. As the usual instructions for use will not necessarily reach the economic operators in charge of (preparation for) re-use, remanufacturing and recycling, the necessary information in this regard should be made available in product databases or systems and on the manufacturer's websites, in addition to the instructions for use.

Amendment

(44) In view of enhancing the circularity of construction products, in line with the goals of the Circular Economy Action Plan, manufacturers **shall** favour re-use, remanufacturing and recycling of their products **as well as through appropriate use of by-products**. The (preparation for) re-use, remanufacturing and recycling require certain design, namely by facilitating the separation of components and materials at the later stage of recycling and avoiding mixed, blended or intricate materials **and chemicals of concern. The goal is to aim to the highest environmental standards to avoid harmful substances and to ensure good quality indoor air quality**. As the usual instructions for use will not necessarily reach the economic operators in charge of (preparation for) re-use, remanufacturing and recycling, the necessary information in this regard should be made available in product databases or systems and on the manufacturer's websites, in addition to the instructions for use.

Or. en

Justification

There is a need to create a level-playing field approach based on a harmonized and standardised whole life cycle approach. Promoting specific examples / products based on any other criteria than level-playing field (Whole Life Cycle) will lead to distortion of the market and a potentially misleading perception of different construction materials. Reference EN15804+ A2. This would also include the necessity to have a common definition of "sustainably sourced materials" which is lacking currently (link to Amendment 56)

Amendment 102
Dolors Montserrat

Proposal for a regulation
Recital 44

Text proposed by the Commission

(44) In view of enhancing the circularity of construction products, in line with the goals of the Circular Economy Action Plan, manufacturers should favour re-use, remanufacturing and recycling of their products. The (preparation for) re-use, remanufacturing and recycling require certain design, namely by facilitating the separation of components and materials at the later stage of recycling and avoiding mixed, blended or intricate materials. As the usual instructions for use will not necessarily reach the economic operators in charge of (preparation for) re-use, remanufacturing and recycling, the necessary information in this regard should be made available in product databases or systems and on the manufacturer's websites, in addition to the instructions for use.

Amendment

(44) In view of enhancing the circularity of construction products, in line with the goals of the Circular Economy Action Plan, manufacturers should favour re-use, remanufacturing and recycling of their products, ***as well as through appropriate use of by-products***. The (preparation for) re-use, remanufacturing and recycling require certain design, namely by facilitating the separation of components and materials at the later stage of recycling and avoiding mixed, blended or intricate materials. As the usual instructions for use will not necessarily reach the economic operators in charge of (preparation for) re-use, remanufacturing and recycling, the necessary information in this regard should be made available in product databases or systems and on the manufacturer's websites, in addition to the instructions for use.

Or. en

Justification

By-products also provide environmental benefits by displacing the use of virgin materials, in a similar way as recycling, but they not fall into the definition of recycled content and have a separate definition under the waste framework directive.

Amendment 103
Sirpa Pietikäinen

Proposal for a regulation
Recital 44 a (new)

Text proposed by the Commission

Amendment

(44 a) The use of bio-based construction products to improve the embodied carbon performance of buildings must ensure

that the overall climate impacts of biomass production are included in a level-playing-field , whole lifecycle assessment approach and demonstrate lower global warming potential than alternative construction materials. Similarly, a lower relative impact is also to be demonstrated on other key environmental impact indicators such as land-use and bio-diversity. Construction material sourcing should not contribute to land use change, such as deforestation and forest degradation.

Or. en

Amendment 104
Malin Björk

Proposal for a regulation
Recital 44 a (new)

Text proposed by the Commission

Amendment

(44 a) Considering the fact that climate and environmental impacts of certain construction products are more significant than others, prioritisation of sustainability measures, both in terms of product requirements and harmonised specifications, should be clearly highlighted. Concrete is responsible for a large share of embodied emissions of the construction sector due to the large volumes in which it is consumed and should therefore be specifically tackled in this revision.

Or. en

Amendment 105
Malin Björk

Proposal for a regulation
Recital 44 b (new)

Text proposed by the Commission

Amendment

(44 b) Given their significant impacts on our carbon budget and environment, construction products should be subject to the same level of stringency as other products covered by the Ecodesign for Sustainable Products Regulation. Hence, the Construction Products Regulation must mirror all obligations and requirements set for other products under the Ecodesign for Sustainable Products Regulation. This means that the Construction Products Regulation formally operates independently, but should be benchmarked against the Ecodesign for Sustainable Products Regulation in case it does not deliver equal provisions.

Or. en

Amendment 106
Martin Hojsik

Proposal for a regulation
Recital 45 a (new)

Text proposed by the Commission

Amendment

(45 a) The construction products should be due to their climate and environmental impacts subject to equal level of stringency as other products covered by the [Ecodesign for Sustainable Products Regulation]. It is therefore needed to align the CPR with the obligations and requirements set for other products under the [Ecodesign for Sustainable Products].

Or. en

Amendment 107
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 46 a (new)

Text proposed by the Commission

Amendment

(46 a) Considering the huge impact on our carbon budget and the environment, construction products should have the same type of requirements and level of stringency as products covered by the[Sustainable Product Ecodesign Regulation]. Therefore, the CPR should reflect the similar obligations and requirements set for other products under the[Sustainable Product Ecodesign Regulation]. While the CPR formally operates independently, it should be aligned with the SPR to provide equal provisions.

Or. en

Justification

This recital strengthens the views of the newly proposed art.5b (see below) which operationalizes the alignment between the CPR and the ESPR as clearly referred to in the ESPR.

Amendment 108
Ondřej Knotek

Proposal for a regulation
Recital 47

Text proposed by the Commission

Amendment

(47) In order to be able to make informed choices, users of construction products should be sufficiently well informed about the environmental performances of products, about their conformity with environmental requirements and of the degree of fulfilment of manufacturer's environmental obligations in this regard. Therefore, the Commission is empowered

deleted

to adopt delegated acts to establish specific labelling requirements which might include the easily understandable traffic light labelling.

Or. en

Amendment 109

Christian Doleschal, Norbert Lins, Dolors Montserrat, Pernille Weiss, Christine Schneider

Proposal for a regulation

Recital 47

Text proposed by the Commission

Amendment

(47) In order to be able to make informed choices, users of construction products should be sufficiently well informed about the environmental performances of products, about their conformity with environmental requirements and of the degree of fulfilment of manufacturer's environmental obligations in this regard. Therefore, the Commission is empowered to adopt delegated acts to establish specific labelling requirements which might include the easily understandable traffic light labelling.

deleted

Or. en

Justification

With a few exceptions, a construction product is not a consumer product, so no "simplified" information for consumers is needed. Professionals only use and only need the Declaration of Performance. Additionally, the traffic-light approach is too simple for the CPR. A product that emits a lot of CO₂ during its manufacturing process (e.g. polyurethane), might still be the most environmentally friendly option overall, because it might insulate a building far better than a product that emits less CO₂ during the manufacturing process (e.g. sheep's wool). The traffic light labelling would in this case even mislead the buyer.

Amendment 110

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Recital 47

Text proposed by the Commission

(47) In order to be able to make informed choices, users of construction products should be sufficiently well informed about the environmental performances of products, about their conformity with environmental requirements and of the degree of fulfilment of manufacturer's environmental obligations in this regard. Therefore, the Commission is empowered to adopt delegated acts to establish specific labelling requirements which might include the easily understandable traffic light labelling.

Amendment

(47) In order to be able to make informed choices, users of construction products should be sufficiently well informed about the environmental performances of products, about their conformity with environmental requirements and of the degree of fulfilment of manufacturer's environmental obligations in this regard. Therefore, the Commission is empowered to adopt delegated acts to establish specific **reporting based on environmental product declarations (EPDs) as well as and** labelling requirements which might include the easily understandable traffic light labelling.

Or. en

Amendment 111
Sirpa Pietikäinen

Proposal for a regulation
Recital 90

Text proposed by the Commission

(90) In order to enhance the use of sustainable construction products whilst avoiding market distortions and to reach alignment with the Ecodesign for Sustainable Products Regulation, Member States' public procurement practice should target the most sustainable amongst the compliant products. Requirements applicable to public procurement contracts set out by **implementing** acts should be established according to objective, transparent and non-discriminatory criteria.

Amendment

(90) In order to enhance the use of sustainable construction products whilst avoiding market distortions and to reach alignment with the Ecodesign for Sustainable Products Regulation, Member States' public procurement practice should target the most sustainable amongst the compliant products. Requirements applicable to public procurement contracts set out by **delegated** acts should be established according to objective, transparent and non-discriminatory criteria.

Or. en

Amendment 112

Christian Doleschal, Norbert Lins, Dolors Montserrat, Pernille Weiss, Christine Schneider

Proposal for a regulation

Article 1 – paragraph 1 – introductory part

Text proposed by the Commission

This Regulation establishes harmonised rules for the making available on the market **and direct installation** of construction products, regardless of whether undertaken in the framework of a service or not, by establishing:

Amendment

This Regulation establishes harmonised rules for the making available on the market of construction products, regardless of whether undertaken in the framework of a service or not, by establishing:

Or. en

Justification

To avoid that construction companies could inadvertently be understood as manufacturers; addition of “direct installation” needlessly increases admin burden. Including “direct installation” undermines the legislative competence of the Member States. The establishment of requirements and provisions on assembly, i.e. the incorporation of a construction product into the construction work, is within the legislative competence of the Member States.

Amendment 113

Christian Doleschal, Norbert Lins, Dolors Montserrat, Christine Schneider

Proposal for a regulation

Article 1 – paragraph 1 – point a

Text proposed by the Commission

(a) rules on how to express the **environmental, including climate, and** safety performance of construction products in relation to their essential characteristics;

Amendment

(a) **harmonised** rules on how to express the safety performance of construction products in relation to their essential characteristics;

Or. en

Justification

Express mention of environment superfluous.

Amendment 114
Sirpa Pietikäinen

Proposal for a regulation
Article 1 – paragraph 1 – point a

Text proposed by the Commission

(a) rules on how to express the environmental, including climate, and safety performance of construction products in relation to their essential characteristics;

Amendment

(a) rules on how to express the **overall** environmental, including climate **and biodiversity, energy and resource efficiency** and safety performance of construction products in relation to their essential characteristics **while avoiding substances of concern and ensuring indoor air quality and the health of humans**;

Or. en

Amendment 115
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 1 – paragraph 1 – point a

Text proposed by the Commission

(a) rules on how to express the environmental, including climate, and safety performance of construction products in relation to their essential characteristics;

Amendment

(a) rules on how to express the environmental, including climate, and safety performance of construction products **throughout all the value chain, form the production until the application as a building component**, in relation to their essential characteristics **and in line with the recommendations made in the recast of the Energy Performance Building Directive**;

Or. en

Amendment 116
Christian Doleschal, Norbert Lins, Christine Schneider, Dolors Montserrat

Proposal for a regulation
Article 1 – paragraph 1 – point b

Text proposed by the Commission

(b) environmental, **including climate**, functional and safety product requirements for construction products.

Amendment

(b) environmental, functional and safety product requirements for construction products.

Or. en

Amendment 117
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 1 – paragraph 1 – point b

Text proposed by the Commission

(b) environmental, including climate, functional and safety product requirements for construction products.

Amendment

(b) environmental, including climate, functional and safety product requirements for construction products ***throughout all the value chain, from the production until the application as a building component and in line with the recommendations made in the recast of the Energy Performance Building Directive.***

Or. en

Amendment 118
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 1 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The objectives of this Regulation are to contribute to the efficient functioning of the internal market and ensuring the safety of construction products, while making sustainable construction products becoming the norm by preventing and

reducing the adverse impacts of construction products on the environment and the health and safety of workers, towards a carbon-neutral, environmentally sustainable, toxic-free and fully circular economy within planetary boundaries by 2050 at the latest.

Or. en

Justification

As announced in the EC communication of 30 March 2022 on Sustainable Products Initiative, the ambition should be to make sustainable products the norm and this should apply to Construction Products as well.

Amendment 119

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss

Proposal for a regulation

Article 1 – paragraph 2

Text proposed by the Commission

This Regulation also establishes obligations incumbent on economic operators dealing with construction products or their components *or with products that could be regarded as construction products whilst not being intended by their manufacturer to be construction products.*

Amendment

This Regulation also establishes obligations incumbent on economic operators dealing with construction products or their components.

Or. en

Justification

This clarifies the scope of application.

Amendment 120

Ondřej Knotek

Proposal for a regulation

Article 2 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) sanitary appliances;

deleted

Or. en

Justification

Sanitary appliances are covered by the current CPR. Excluding them from the new CPR could create legal instability and generate additional administrative burdens and costs for the manufacturers due to the reintroduction of principle of mutual recognition.

Amendment 121

Christian Doleschal, Norbert Lins, Christine Schneider, Dolors Montserrat, Pernille Weiss

Proposal for a regulation

Article 3 – paragraph 1 – point 7

Text proposed by the Commission

Amendment

(7) ‘essential characteristics’ means those characteristics of the product which relate to the basic requirements for construction works as set out in Annex I Part A Point 1 or which have been listed in Annex I Part A Point 2;

(7) ‘essential characteristics’ means those characteristics of the product which relate to the basic requirements for construction works as set out in Annex I Part A Point 1 or ***the environmental characteristics*** which have been listed in Annex I Part A Point 2;

Or. en

Amendment 122

Sirpa Pietikäinen

Proposal for a regulation

Article 3 – paragraph 1 – point 63

Text proposed by the Commission

Amendment

(63) ‘life cycle’ means the consecutive and interlinked stages of a product’s life, from raw material acquisition or generation from natural resources over manufacturing, de-installation, possibly reuse with or

(63) ‘life cycle’ means the consecutive and interlinked stages of a product’s life, from raw material acquisition or generation from natural resources over manufacturing, de-installation, possibly reuse with or

without prior remanufacturing to final disposal;

without prior remanufacturing to final disposal *or recycling*;

Or. en

Amendment 123
Sirpa Pietikäinen

Proposal for a regulation
Article 3 – paragraph 1 – point 71 a (new)

Text proposed by the Commission

Amendment

(71 a) 'Recyclable material' means a characteristic of a product, packaging or associated component that can be diverted from the waste stream through available processes and programmes and can be collected, processed and returned to use in the form of raw materials or products;

Or. en

Amendment 124
Sirpa Pietikäinen

Proposal for a regulation
Article 3 – paragraph 1 – point 71 b (new)

Text proposed by the Commission

Amendment

(71 b) 'recyclability' means the ability of waste materials or products to be effectively and efficiently separated, collected, sorted and aggregated as defined waste streams in preparation for recycling, and then recycled through relevant industrial processes and reprocessed into recycled materials or products, whilst minimising quality or functionality losses compared to the original material or product;

Or. en

Amendment 125
Dolors Montserrat

Proposal for a regulation
Article 3 – paragraph 1 – point 71 a (new)

Text proposed by the Commission

Amendment

(71 a) ‘by-product’ means by-product as defined in Article 5 of Directive 2008/98/EC.

Or. en

Justification

The requirements laid out in the CPR, and especially Annex 1, should also refer to by-product content as well as recycled content. By-products also provide environmental benefits by displacing the use of virgin materials, in a similar way as recycled content, but they not fall into the definition of recycling and have a separate definition under the waste framework directive. A definition is needed in the CPR to align with the Waste Framework Directive definition.

Amendment 126
Sirpa Pietikäinen

Proposal for a regulation
Article 3 – paragraph 1 – point 71 c (new)

Text proposed by the Commission

Amendment

(71 c) ‘by-product’ means a by-product as defined in Article 5 of Directive 2008/98/EC.

Or. en

Amendment 127
Sirpa Pietikäinen

Proposal for a regulation
Article 3 – paragraph 1 – point 71 d (new)

Text proposed by the Commission

Amendment

(71 d) ‘substance of concern’ means a substance of concern as defined in Article 2, point (28), of Regulation (EU) ... [Regulation on ecodesign for sustainable products];

Or. en

Amendment 128
Sirpa Pietikäinen

Proposal for a regulation
Article 3 – paragraph 1 – point 71 e (new)

Text proposed by the Commission

Amendment

(71 e) ‘permanent material’ is a material for which the inherent properties do not change during use and regardless of repeated recycling into new products. Inherent properties relate to the physical and chemical properties of the material e.g. chemical bonds. Material stewardship is also an important aspect of maintaining permanent material cycles;

Or. en

Amendment 129
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 3 – paragraph 1 – point 71 a (new)

Text proposed by the Commission

Amendment

(71 a) “embodied carbon” means the carbon emissions associated with materials and construction processes throughout the whole lifecycle of a building, either upfront during the initial construction process or during the use of

the building to repair or replace building elements.

Or. en

Amendment 130

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 3 – paragraph 1 – point 71 b (new)

Text proposed by the Commission

Amendment

(71 b) ‘nature-based solutions’ means to reinforce in a holistic manner, in accordance with recital 8 in the recast of the Energy Performance Building Directive, the good use and adaptation of the public space surrounding the buildings.

Or. en

Amendment 131

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 3 – paragraph 1 – point 71 c (new)

Text proposed by the Commission

Amendment

(71 c) “vulnerable neighbourhoods/areas” means groups of buildings on urban, peri-urban or rural areas considered to be in a situation or at risk of energy poverty, which may also include any of the following characteristics:

- a) poor energy performance of buildings;*
- b) location within historic centers, places of common interest or linked to the historic heritage;*
- c) rural zones and areas linked to areas of*

environmental interest;

Or. en

Amendment 132

Christian Doleschal, Norbert Lins, Christine Schneider, Dolores Montserrat, Pernille Weiss

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. The basic requirements for construction works, set out in Annex I Part A ***Point 1*** shall constitute the basis for the preparation of standardisation requests and harmonised technical specifications.

Amendment

1. The basic requirements for construction works, set out in Annex I Part A shall constitute ***the basis for the identification of essential characteristics of construction products. The essential characteristics of construction products shall be identified by the Commission, taking into account the regulatory needs of the Member States. The identified essential characteristics, together with the essential environmental characteristics listed in Annex I, Part B, shall form*** the basis for the preparation of standardisation requests and harmonised technical specifications.

Or. en

Justification

Clarifies what the Annex is about and the procedural steps with regard to the identification of characteristics and the standardisation request.

Amendment 133

Sirpa Pietikäinen

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The essential characteristics specified in

Amendment

The essential characteristics specified in

accordance with paragraph 1 or listed in Annex I Part A **Point 2** and the methods for their assessment shall be laid down in standards which are rendered mandatory for purposes of application of this Regulation. The essential characteristics of products shall be identified in view of the basic requirements for construction works, taking account of the regulatory needs of Member States.

accordance with paragraph 1 or listed in Annex I Part A, **B, C**, and the methods for their assessment shall be laid down in standards which are rendered mandatory for purposes of application of this Regulation. The **definition of climate change effects present Annex I Part A Point 2 (a) should refer to a robust life-cycle carbon assessment. The essential characteristics and performances** of products shall be identified in view of the basic requirements for construction works, taking account of the regulatory needs of Member States **and environmental sustainability objectives pursued by Regulation (EU) ... [Regulation on ecodesign for sustainable products].**

Or. en

Amendment 134

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The essential characteristics specified in accordance with paragraph 1 **or listed in Annex I Part A Point 2** and the methods for their assessment shall be laid down in standards which are rendered mandatory for purposes of application of this Regulation. The essential characteristics of products shall be identified in view of the basic requirements for construction works, taking account of the regulatory needs of Member States.

Amendment

The essential characteristics specified in accordance with paragraph 1 **with the exclusion of paragraph 1(8)**, and the methods for their assessment shall be laid down in standards which are rendered mandatory for purposes of application of this Regulation. The essential characteristics of products shall be identified in view of the basic requirements for construction works, taking account of the regulatory needs of Member States **and climate and circularity objectives pursued by Regulation (EU) [ecodesign for sustainable products Regulation].**

Or. en

Amendment 135

Christian Doleschal, Norbert Lins, Christine Schneider, Dolores Montserrat, Pernille Weiss

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The essential characteristics *specified* in accordance with paragraph 1 or listed in Annex I Part A Point 2 and the methods for their assessment shall be laid down in standards which are rendered mandatory for purposes of application of this Regulation. ***The essential characteristics of products shall be identified in view of the basic requirements for construction works, taking account of the regulatory needs of Member States.***

Amendment

The essential characteristics *identified* in accordance with paragraph 1 or ***the essential environmental characteristics*** listed in Annex I Part A Point 2 and the methods for their assessment shall be laid down in standards which are rendered mandatory for purposes of application of this Regulation.

Or. en

Justification

Increase clarity by labelling characteristics according to Annex I Part A Point 2 "essential environmental characteristics".

Amendment 136

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission ***may*** issue standardisation requests in accordance with Article 10 of Regulation (EU) 1025/2012 laying down the basic principles and corner stones for the establishment of these essential characteristics and their assessment methods.

Amendment

The Commission ***shall*** issue standardisation requests in accordance with Article 10 of Regulation (EU) 1025/2012 laying down the basic principles and corner stones for the establishment of these essential characteristics and their assessment methods. ***These standardisation request may include a request to determine the threshold levels and classes of performance in relation to these essential characteristics and which***

of the essential characteristics may or shall be declared by manufacturers. These standardisation requests shall be issued in accordance with the working plan established in accordance with Article 93a.

Or. en

Justification

The current lack of duly published standards calls for added transparency and speed in the publication of standards.

Amendment 137

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The Commission *may* issue standardisation requests in accordance with Article 10 of Regulation (EU) 1025/2012 laying down the basic principles and corner stones for the establishment of these essential characteristics and their assessment methods.

Amendment

The Commission *shall* issue standardisation requests in accordance with Article 10 of Regulation (EU) 1025/2012 laying down the basic principles and corner stones for the establishment of these essential characteristics *listed in Annex I Part A point 1(1) to 1(7)* and their assessment methods.

Or. en

Amendment 138

Christian Doleschal, Norbert Lins, Christine Schneider

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 3

Text proposed by the Commission

The respective standardisation requests may also include a request that the European standardisation organisation determine in the standards referred to in

Amendment

deleted

the first subparagraph the voluntary or mandatory threshold levels and classes of performance in relation to the essential characteristics and which of the essential characteristics may or shall be declared by manufacturers. In that case, the Commission shall lay down the basic principles and corner stones for the establishment of the threshold levels, classes and mandatory characteristics in the standardisation request.

Or. en

Amendment 139

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 3

Text proposed by the Commission

The respective standardisation requests may also include a request that the European standardisation organisation determine in the standards referred to in the first subparagraph the voluntary or mandatory threshold levels and classes of performance in relation to the essential characteristics *and which of the essential characteristics may or shall be declared by manufacturers*. In that case, the Commission shall lay down the basic principles and corner stones for the establishment of the threshold levels, classes and mandatory characteristics in the standardisation request.

Amendment

The respective standardisation requests may also include a request that the European standardisation organisation determine in the standards referred to in the first subparagraph the voluntary or mandatory threshold levels and classes of performance in relation to the essential characteristics *covered*. In that case, the Commission shall lay down the basic principles and corner stones for the establishment of the threshold levels, classes and mandatory characteristics in the standardisation request.

Or. en

Amendment 140

Christian Doleschal, Norbert Lins, Christine Schneider

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 4

Text proposed by the Commission

Amendment

The Commission shall verify that the basic principles and corner stones, and the Union law are respected in the standards prior to publishing the reference thereof in the Official Journal in accordance with Article 34.

deleted

Or. en

Justification

Avoidance of redundancies.

Amendment 141

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

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

Text proposed by the Commission

Amendment

The essential characteristics covering sustainable use of natural resources and environmental aspects listed in Annex I Part A Point 1 paragraph 1(8) and Point 2, including the methods for their assessment under art. 22(1), shall be covered by delegated acts in accordance with article 87.

Or. en

Amendment 142

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss

Proposal for a regulation

Article 4 – paragraph 3 – introductory part

Text proposed by the Commission

Amendment

3. *By way of derogation from paragraph 2 and in order to cover the*

3. *While priority shall be given to the elaboration of standards* the Commission

regulatory needs of Member States and to pursue the goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation by means of delegated acts in accordance with Article 87, by establishing, for particular product families and categories, ***voluntary or*** mandatory essential characteristics and their assessment methods in any of the following cases:

is empowered to supplement this Regulation by means of delegated acts in accordance with Article 87 ***and after consultation of the relevant European standardisation organisations and European stakeholder organisations receiving Union financing under Regulation (EU) No 1025/2012***, by establishing, for particular product families and categories, mandatory essential characteristics and their assessment methods in any of the following cases:

Or. en

Amendment 143

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 4 – paragraph 3 – introductory part

Text proposed by the Commission

3. By way of derogation from paragraph 2 and in order to cover the regulatory needs of Member States and to pursue the goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation by means of delegated acts in accordance with Article 87, by establishing, for particular product families and categories, ***voluntary or*** mandatory essential characteristics and their assessment methods in any of the following cases:

Amendment

3. By way of derogation from paragraph 2 and in order to cover the regulatory needs of Member States and to pursue the goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation by means of delegated acts in accordance with Article 87, by establishing, for particular product families and categories, mandatory essential characteristics and their assessment methods in any of the following cases:

Or. en

Amendment 144

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss

Proposal for a regulation

Article 4 – paragraph 3 – point a

Text proposed by the Commission

(a) there are undue delays in the adoption of certain standards referred to in the first subparagraph of Article 4(2) by the European standardisation organisations, whilst an undue delay is given where the European standardisation organisation does not submit a standard within ***the time-frame set out in the*** standardisation request;

Amendment

(a) there are undue delays in the adoption of certain standards referred to in the first subparagraph of Article 4(2) by the European standardisation organisations, whilst an undue delay is given where the European standardisation organisation does not submit a standard within ***three years after having received the*** standardisation request;

Or. en

Justification

A clear timeframe is needed to speed up the publication of standards. According to DIN, 2 years is the minimum amount of time needed for the creation of a standard.

Amendment 145

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 4 – paragraph 3 – point a

Text proposed by the Commission

(a) there are undue delays in the adoption of certain standards referred to in the first subparagraph of Article 4(2) by the European standardisation organisations, whilst an undue delay is given where the European standardisation organisation does not submit a standard within the time-frame set out in the standardisation request;

Amendment

(a) there are undue delays in the adoption of certain standards referred to in the first subparagraph of Article 4(2) by the European standardisation organisations, whilst an undue delay is given where the European standardisation organisation does not submit a standard within the time-frame set out in the standardisation request ***set to 24 months, or the relevant standard does not sufficiently fulfil the criteria described in the standardisation request;***

Or. en

Amendment 146

Christian Doleschal, Norbert Lins, Christine Schneider

Proposal for a regulation
Article 4 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(a a) the standardisation request has not been accepted by any of the European standardisation organisations;

Or. en

Amendment 147
Christian Doleschal, Norbert Lins, Christine Schneider

Proposal for a regulation
Article 4 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) the standards referred to in the first subparagraph of Article 4(2) are for other reasons considered not sufficient to cover regulatory needs of Member States or the needs of economic operators; **deleted**

Or. en

Justification

Avoidance of legal uncertainty. It is unclear under what circumstances the standardisation via the European standardisation organisations can be circumvented under this paragraph.

Amendment 148
Christian Doleschal, Norbert Lins, Christine Schneider

Proposal for a regulation
Article 4 – paragraph 3 – point e

Text proposed by the Commission

Amendment

(e) the standards referred to in the first subparagraph of Article 4(2) are not in line with EU climate and environmental legislation and ambition; **deleted**

Amendment 149

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss

Proposal for a regulation

Article 4 – paragraph 3 – point f

Text proposed by the Commission

(f) *references to standards referred to in the first subparagraph of Article 4(2) cannot be published in the Official Journal for the reasons set out in Article 34(4) or other legal reasons;*

Amendment

(f) *there is a need to adapt the standards which have been established by European standardisation organisations but which cannot be published in the official journal;*

Or. en

Amendment 150

Ondřej Knotek

Proposal for a regulation

Article 4 – paragraph 3 – subparagraph 1 (new)

Text proposed by the Commission

Amendment

The Commission shall consult European standardisation organisations and relevant stakeholders prior to the adoption of the delegated acts referred to paragraph 3.

Or. en

Justification

The European Commission shall consult European standardisation organisations during the preparation of the delegated act to ensure that the expertise of all stakeholders is taken into account.

Amendment 151

Sirpa Pietikäinen

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. *The Commission shall adopt delegated acts in accordance with Article 87 to supplement this Regulation by establishing the essential characteristics listed in Annex I Part A Point 1(8) and Point 2, including mandatory threshold levels or classes of performance and the methods for their assessment in accordance with the life cycle assessment method as laid down in harmonised EN standard 15804 and related Environmental Product Declarations to quantify the environmental impacts of products. Mandatory thresholds should be introduced in a sequencing manner after the first 5 years that the regulation will be in force.*

Or. en

Amendment 152
Martin Hojsik

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. *The Commission shall adopt delegated acts in accordance with Article 87 to supplement this Regulation, through a defined timeline, by establishing the essential characteristics listed in Annex I Part A Point 1(8) and Point 2, including mandatory threshold levels or classes of performance and the methods for their assessment in accordance with the life cycle assessment method to quantify the environmental impacts of products established by Recommendation (EU) 2021/2279 or, once available, building on the method chosen under Regulation*

Justification

The Regulation shall be kept up to date with the technological developments and innovations in the sector. A define timelines for implementation of the DAs can provide clarity for stakeholders involved.

Amendment 153
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. Within 12 months of the adoption of this Regulation, the Commission shall produce a report detailing where standards adopted are not in line with EU climate and environmental legislation, and detail steps to adopt delegated acts to rectify this shortcoming.

Amendment 154
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss

Proposal for a regulation
Article 4 – paragraph 4 – introductory part

Text proposed by the Commission

Amendment

4. In order to cover the regulatory needs of Member States and to pursue the **environmental, safety and** harmonisation goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation, by means of delegated acts in accordance with Article 87, by

4. **While priority shall be given to the elaboration of standards** in order to cover the regulatory needs of Member States and to pursue the harmonisation goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation, by means of delegated acts

determining, for particular product families and categories, the following:

in accordance with Article 87, **after consultation of the relevant European standardisation organisations and European stakeholder organisations receiving Union financing under Regulation (EU) No 1025/2011** by determining, for particular product families and categories, the following:

Or. en

Justification

It is not clear why the procedure for threshold setting should be different comparing to the procedure for the essential characteristics; Environment and Safety are not the goals of Article 114 of the Treaty on the Functioning of the European Union.

Amendment 155
Sirpa Pietikäinen

Proposal for a regulation
Article 4 – paragraph 4 – introductory part

Text proposed by the Commission

4. In order to cover the regulatory needs of Member States and to pursue the environmental, safety and harmonisation goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation, by means of delegated acts in accordance with Article 87, by determining, for particular product families and categories, the following:

Amendment

4. In order to cover the regulatory needs of Member States and to pursue the environmental, safety and harmonisation goals of Article 114 of the Treaty on the Functioning of the European Union, the Commission is empowered to supplement this Regulation, by means of delegated acts in accordance with Article 87 **and in consultation with the European standardisation organisations**, by determining, for particular product families and categories, the following:

Or. en

Justification

European standardization organizations shall be empowered to produce recommendations on the criteria a) and b). The European Commission shall use the recommendations as the basis for Delegated Acts on environmental, safety and harmonisation standards.

Amendment 156
Sirpa Pietikäinen

Proposal for a regulation
Article 4 – paragraph 4 – point a

Text proposed by the Commission

(a) threshold levels and classes of performance in relation to the essential characteristics and which of the essential characteristics may or shall be declared by manufacturers;

Amendment

(a) threshold levels and classes of performance in relation to the essential characteristics, ***taking into account Union climate and biodiversity goals, energy and resource efficiency, overall environmental targets, and the Paris agreement***, and which of the essential characteristics may or shall be declared by manufacturers ***in a transparent manner through the use of digital product passports to foster the market's competition development and innovation***;

Or. en

Amendment 157
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 4 – paragraph 4 – point a

Text proposed by the Commission

(a) threshold levels and classes of performance in relation to the essential characteristics and which of the essential characteristics may or shall be declared by manufacturers;

Amendment

(a) threshold levels and classes of performance in relation to the essential characteristics, ***taking into account Union climate goals*** and which of the essential characteristics may or shall be declared by manufacturers ***in a transparent manner through the use of digital product passports***;

Or. en

Justification

To ensure transparency and traceability, embodied carbon calculation should be included in digital logbooks for new buildings and extended to all buildings when renovated.

Amendment 158
Sirpa Pietikäinen

Proposal for a regulation
Article 4 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4 a. The Commission shall assess the conformity with Union climate and environmental legislation, including in light of technological progress, of standards referred to in paragraph 2 and Commission acts adopted in accordance with paragraphs 3a and 4 at least every five years after the publication in the Official Journal. A negative assessments hall trigger the adoption of delegated acts referred to in Article 34(4) or in accordance with this Article.

Or. en

Amendment 159
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 4 – paragraph 5

Text proposed by the Commission

Amendment

5. The Commission is empowered to amend Annex I Part A by means of delegated acts in accordance with Article 87 in order to adapt it to technical progress and to cover new risks and environmental aspects. **deleted**

Or. en

Justification

This empowerment is too far-reaching. It is unclear, what direction these amendments might take.

Amendment 160
Sirpa Pietikäinen

Proposal for a regulation
Article 4 – paragraph 5

Text proposed by the Commission

5. The Commission is empowered to amend Annex I Part A by means of delegated acts in accordance with Article 87 in order to adapt it to technical progress and to cover new risks and environmental aspects.

Amendment

5. The Commission is empowered to amend Annex I Part A by means of delegated acts in accordance with Article 87 **and in consultation with the European standardization organisations**, in order to adapt it to technical progress and to cover new risks and environmental aspects.

Or. en

Justification

European standardization organizations shall be empowered to produce recommendations on the criteria a) and b). The European Commission shall use the recommendations as the basis for Delegated Acts on environmental, safety and harmonisation standards.

Amendment 161
Martin Hojsik

Proposal for a regulation
Article 5 – title

Text proposed by the Commission

Product requirements

Amendment

Product **and information** requirements

Or. en

Amendment 162
Sirpa Pietikäinen

Proposal for a regulation
Article 5 – paragraph 2

Text proposed by the Commission

2. In order to specify the product requirements set out in Annex I Part B, C and D, the Commission **is empowered to** supplement this Regulation, by means of delegated acts in accordance with Article 87, by specifying, for particular product families and categories, these product requirements and by laying down the corresponding assessment methods. Once the Commission has specified these product requirements by delegated acts, it may issue standardisation requests which aim at the elaboration of voluntary harmonised standards providing presumption of conformity with these mandatory product requirements as specified by these delegated acts.

Amendment

2. In order to specify the product requirements, **including threshold levels**, set out in Annex I Part B, C and D, the Commission **shall** supplement this Regulation, by means of delegated acts in accordance with Article 87, by specifying, for particular product families and categories, these product requirements and by laying down the corresponding assessment methods. Once the Commission has specified these product requirements by delegated acts, it may issue standardisation requests which aim at the elaboration of voluntary harmonised standards providing presumption of conformity with these mandatory product requirements as specified by these delegated acts.

Or. en

Amendment 163
Sirpa Pietikäinen

Proposal for a regulation
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. For performance requirements set in Annex I part B and C, the respective delegated acts referred to in paragraph 2 shall, as appropriate, include:

(a) mandatory threshold levels and classes of performance in relation to a specific product parameter referred to in Annex I part B and C or a combination thereof;

(b) non-quantitative requirements that aim to improve performance in relation to one or more parameters referred to in Annex I part B and C or a combination thereof.

The Commission shall regularly assess and, where necessary, update adopted threshold levels, classes of performance and non-quantitative requirements.

Or. en

Amendment 164
Sirpa Pietikäinen

Proposal for a regulation
Article 5 – paragraph 2 b (new)

Text proposed by the Commission

Amendment

2 b. The Commission is also empowered to establish product requirements applicable to public contracts. Those requirements shall be based on the product parameters referred to in Annex I Part B, C and D, and established in accordance with Article 84.

Or. en

Amendment 165
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 5 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. For Information requirements set out in Annex I part D, manufacturers are required to disclose information in the Declaration of Conformity.

Or. en

Amendment 166
Martin Hojsik

Proposal for a regulation
Article 5 a (new)

Text proposed by the Commission

Amendment

Article 5 a

Prioritisation and planning

1. When prioritising products for requirements under this Regulation, the Commission shall take into account their potential contribution to achieving Union climate and environmental objectives. The Commission shall adopt by six months after entry into force of the Regulation and regularly update a working plan, covering a period of at least 3 years, setting out a list of product families or categories it intends to establish obligations in accordance with this Regulation. In the development of the working plan, the Commission shall consult the Member States, the European Parliament and stakeholders, including civil society. The working plan shall identify and prioritise environmental hotspots per product family or category.

2. The first working plan shall, at the minimum, include the following product families:

- M128 Concrete, mortar and grout***
- M115 Reinforcing steel***
- M120 Structural metallic products***
- M103 thermal insulating products***

3. By 42 months after entry into force of the Regulation, the Commission shall for the products families referred to in the second paragraph, where appropriate, adopt delegated acts in accordance with Article 4(3a) and (4) and Article 22(4).

Or. en

Justification

Setting a clear prioritization of products to be regulating will help secure the development of

*ecodesign requirements. Please see also justification of rapporteur in AM 24
https://www.europarl.europa.eu/doceo/document/ENVI-PA-736636_EN.pdf*

Amendment 167
Malin Björk

Proposal for a regulation
Article 5 a (new)

Text proposed by the Commission

Amendment

Article 5 a

***Alignment with the Ecodesign for
Sustainable Products Regulation***

48 months after the entry into force of this Regulation, the Commission shall perform a study to assess the alignment of the revised Construction Products Regulation with the Ecodesign for Sustainable Products Regulation. The assessment shall include the following criteria:

- a) That a working plan has been established in accordance with article 5.***
- b) That the timeline pursued is comparable.***
- c) That relevant performance requirements have been developed for the top three products identified by the working plan established in accordance with article 5.***

In case the assessment is negative, the Commission shall in 6 months time come up with a proposal for how to align the provisions of the Construction Products Regulation with the Ecodesign for Sustainable Products Regulation.

Or. en

Amendment 168
Martin Hojsik

Proposal for a regulation
Article 5 b (new)

Text proposed by the Commission

Amendment

Article 5 b

Alignment with the [Ecodesign for Sustainable Products Regulation]

The Commission shall 48 months after the entry into force of this Regulation perform a study to assess the alignment of the revised Construction Products Regulation with the [Ecodesign for Sustainable Products Regulation].

The assessment shall include following criteria:

a) The working plan has been established according to article 5(a).

b) The timeline pursued is comparable.

c) Relevant performance requirements have been developed for the top three products identified by the working plan established by article 5(a).

In case the assessment is negative, the [Ecodesign for Sustainable Products Regulation] shall apply directly.

Or. en

Justification

This amendment aims at operationalizing the alignment between the CPR and the ESPR as clearly referred to in the ESPR.

Amendment 169
Sara Matthieu

Proposal for a regulation
Article 7 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Member States shall respect the

The requirements making up the

harmonised zone *in their national law, other rules or administrative action* and shall not *set additional requirements for products covered by it. They shall* in particular apply the following:

harmonised zone *are minimum requirements* and shall not *prevent any Member State from maintaining or introducing more stringent measures requiring higher environmental standards for construction works*, in particular *the setting of requirements at the building level. Such measures shall be compatible with Union law. Where national legislation provides for more stringent measures, the Member State shall notify such legislation to the Commission. Unless the protection of human health and the environment requires more stringent measures, Member States shall* apply the following:

Or. en

Amendment 170

Sara Matthieu

Proposal for a regulation

Article 7 – paragraph 2 – subparagraph 1 – point c

Text proposed by the Commission

Amendment

(c) unless otherwise specified in accordance with Article 5(3), national law, other rules or administrative action shall not duplicate or go beyond product requirements specified in accordance with Article 5 or the threshold levels established in accordance with Article 4(4);

deleted

Or. en

Justification

Follows from the amendment by the Rapporteur on the introductory part of this paragraph.

Amendment 171

Sara Matthieu

Proposal for a regulation
Article 7 – paragraph 2 – subparagraph 2

Text proposed by the Commission

This paragraph shall also apply to public tenders or direct attributions of contracts where those public tenders or direct attributions are executed under direct or indirect control of public entities or are executed with reference to public provisions on public tenders or direct attribution of contracts. This paragraph shall also apply to grants or other positive incentives with the exception of fiscal incentives. However, harmonised technical specifications may ***permit or recommend*** Member States to link the decisions on the attribution of public tenders, of contracts or of grants or other positive incentives to sub-classes or additional classes other than those established in accordance with Article 4(4) where these still relate to environmental performances assessed in accordance with these harmonised technical specifications.

Amendment

Harmonised technical specifications may ***require the*** Member States to link the decisions on the attribution of public tenders, of contracts or of grants or other positive incentives to sub-classes or additional classes other than those established in accordance with Article 4(4) where these still relate to environmental performances assessed in accordance with these harmonised technical specifications.

Or. en

Amendment 172
Sara Matthieu

Proposal for a regulation
Article 7 – paragraph 7 – point a

Text proposed by the Commission

(a) the owner of the product, whilst having a choice amongst the manufacturer, the importer or the distributor as addressee, is in charge of the transport back to the distributor, importer or manufacturer;

Amendment

deleted

Or. en

Justification

It should be up to the Member States to develop the basic rules of national deposit-refund systems.

Amendment 173

Sara Matthieu

Proposal for a regulation

Article 7 – paragraph 8

Text proposed by the Commission

8. Member States may ban the destruction of products taken back in accordance with Article 22(2), point (j) and Article 26 or make the destruction of these products dependent on their prior making available on a national brokering platform for non-commercial use of products.

Amendment

8. Member States may ban the destruction of ***surplus and unsold products*** ***or*** products taken back in accordance with Article 22(2), point (j) and Article 26 or make the destruction of these products dependent on their prior making available on a national brokering platform for non-commercial use of products.

Or. en

Amendment 174

Sara Matthieu

Proposal for a regulation

Article 7 – paragraph 8 a (new)

Text proposed by the Commission

Amendment

8 a. Taking into account national destruction bans in accordance with paragraph (8) and the information provided in accordance with Article 22a, the Commission shall be empowered to adopt delegated acts according to Article 87 to supplement this Regulation by prohibiting economic operators to destroy surplus and unsold products in the Union, where the destruction of such products falling within a certain product family or category has significant environmental impact.

Amendment 175
Sirpa Pietikäinen

Proposal for a regulation
Article 10 – paragraph 4 – point c

Text proposed by the Commission

Amendment

(c) *the product does not circulate outside the territory of that Member State.*

deleted

Or. en

Amendment 176
Sara Matthieu

Proposal for a regulation
Article 11 – paragraph 4

Text proposed by the Commission

Amendment

4. The information *referred to in Article 31 or, as the case may be, in Article 33 of Regulation (EC) No 1907/2006 of the European Parliament and of the Council⁴⁵* shall be provided together with the declaration of performance.

4. The ***following*** information ***on substances of concern added to the product*** shall be provided together with the declaration of performance:

a) information on included substances meeting the criteria laid down in Article 57 and is identified in accordance with Article 59(1) of Regulation (EC) No 1907/2006;

(b) information on included substances classified in Part 3 of Annex VI to Regulation (EC) No 1272/2008.

⁴⁵ Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the Registration, Evaluation, Authorisation and

⁴⁵ 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.).

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 177
Sirpa Pietikäinen

Proposal for a regulation
Article 11 – paragraph 4

Text proposed by the Commission

4. The information *referred to in Article 31 or, as the case may be, in Article 33 of Regulation (EC) No 1907/2006 of the European Parliament and of the Council*⁴⁵ shall be provided together with the declaration of performance.

Amendment

4. ***The following*** information ***on substances of concern added to the product*** shall be provided together with the declaration of performance:

a) information on included substances of concern referred to in Regulation (EC) No 1907/2006 of the European Parliament and of the Council;

b) information on included priority substances in the field of water policy referred to in Annex I of Directive 2013/39/EU of the European Parliament and of the Council;

c) information on included existing active substances referred to in Regulation (EU) No 528/2012 of the European Parliament and of the Council.

⁴⁵ Regulation (EC) No 1907/2006 of the European Parliament and of the Council of 18 December 2006 concerning the

⁴⁵ 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.).

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 178
Malin Björk, Nikolaj Villumsen

Proposal for a regulation
Article 18 – paragraph 1

Text proposed by the Commission

Markings other than the CE marking, including private ones, may be affixed on a product only if they do not cover or refer to harmonised technical specifications or to product requirements or essential characteristics or assessment methods included in the harmonised zone.

Amendment

Markings other than the CE marking, including private ones, may be affixed on a product only if they do not cover or refer to harmonised technical specifications or to product requirements or essential characteristics or assessment methods included in the harmonised zone. ***These restrictions shall not apply to the EU Ecolabel and other state commissioned type I ecolabels (ISO 14024).***

Or. en

Amendment 179
Pernille Weiss

Proposal for a regulation
Article 18 – paragraph 1

Text proposed by the Commission

Markings other than the CE marking, including private ones, may be affixed on a

Amendment

Markings other than the CE marking, including private ones, may be affixed on a

product only if they do not cover or refer to harmonised technical specifications or to product requirements or essential characteristics or assessment methods included in the harmonised zone.

product only if they do not cover or refer to harmonised technical specifications or to product requirements or essential characteristics or assessment methods included in the harmonised zone. ***These restrictions shall not comprise the EU Ecolabel and other state commissioned type I-ecolabels (ISO 14024).***

Or. en

Amendment 180
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product in accordance with ***harmonised technical specifications or with Commission acts adopted under this Regulation and use, once available, the latest version of the software made freely available on the website of the European Commission. However, this shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.***

Amendment

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product in accordance with ***the life cycle assessment method to quantify the environmental impacts of products established by Recommendation (EU) 2021/2279 or method that builds to the extent possible on the method undertaken under the Regulation on ecodesign for sustainable products.***

Or. en

Amendment 181
Martin Hojsik

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product in accordance with ***harmonised technical specifications or with Commission acts adopted under this Regulation*** and use, once available, the latest version of the software made freely available on the website of the European Commission. However, this shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.

Amendment

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product ***using the assessment method specified in delegated acts adopted*** in accordance with ***Article 4(3a)*** and use, once available, the latest version of the software made freely available on the website of the European Commission. However, this shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.

Or. en

Amendment 182
Sirpa Pietikäinen

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product in accordance with ***harmonised technical specifications or with Commission acts adopted under this Regulation*** and use, once available, the latest version of the software made freely available on the website of the European Commission. However, this shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.

Amendment

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product ***using the assessment method specified in delegated acts adopted*** in accordance with ***Article 4(3a)*** and use, once available, the latest version of the software made freely available on the website of the European Commission. However, this shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.

Amendment 183
Pernille Weiss

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product in accordance with harmonised technical specifications or with Commission acts adopted under this Regulation and use, once available, the latest version of the software made freely available on the website of the European Commission. ***However, this shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.***

Amendment

1. For the product characteristics specified in Annex I Part A Point 2, the manufacturer shall assess the environmental characteristics of the product in accordance with harmonised technical specifications or with Commission acts adopted under this Regulation and use, once available, the latest version of the software made freely available on the website of the European Commission.

Justification

Used, remanufactured or surplus products should not be fully exempted, as processes around e.g. cleaning and preparing for reuse of those products still may have significant environmental impacts.

Amendment 184
Christian Doleschal, Norbert Lins, Christine Schneider, Dolors Montserrat

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

Unless product safety or the safety of

Amendment

Unless product safety or the safety of

construction works is thereby negatively impacted, the manufacturer **has the following obligations**:

construction works **or their performance** is thereby negatively impacted, the manufacturer **shall if technically possible and economically reasonable and feasible**:

Or. en

Justification

Limit sustainability goals to what is objectively feasible.

Amendment 185
Sirpa Pietikäinen

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Unless product safety or the safety of construction works is thereby negatively impacted, **the manufacturer has the following obligations**:

For all products covered by this Regulation, the manufacturer has the following obligations, unless product safety or the safety of construction works is thereby negatively impacted:

Or. en

Amendment 186
Sirpa Pietikäinen

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – point a – introductory part

Text proposed by the Commission

Amendment

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability **reaches the state of the art level**, unless a lower level:

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate **and biodiversity** sustainability, **energy and resource efficiency, substances of concern, harm to human health and indoor air quality performance is maximised in accordance with Best Available Techniques**, unless a lower

level:

Or. en

Amendment 187

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – introductory part

Text proposed by the Commission

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability reaches the *state* of the *art level*, unless a lower level:

Amendment

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate *and functional* sustainability reaches the *top two classes of performance* of the *respective category as of delegated acts set out in paragraph 4*, unless a lower level:

Or. en

Amendment 188

Christian Doleschal, Norbert Lins, Christine Schneider, Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – introductory part

Text proposed by the Commission

(a) design and manufacture products and their packaging in such a way that their overall *environmental, including climate* sustainability reaches the state of the art level, unless a lower level:

Amendment

(a) design and manufacture products and their packaging in such a way that their overall sustainability reaches the state of the art level, unless a lower level:

Or. en

Justification

Avoidance of redundancy. Sustainability always relates to the environment.

Amendment 189
Pernille Weiss

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – introductory part

Text proposed by the Commission

Amendment

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability reaches the state of the art level, unless a lower level:

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability reaches the state of the art level, ***as specified in the applicable harmonised technical specifications***, unless a lower level:

Or. en

Amendment 190
Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – introductory part

Text proposed by the Commission

Amendment

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability reaches the state of the art level, unless a lower level:

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability reaches the state of the art level, ***as specified in the applicable harmonised technical specifications***, unless a lower level:

Or. en

Justification

The state-of-the-art should be specified in harmonised standards. (i) and (ii) should be alternative conditions. Standards are commonly understood to represent the state-of-the-art, hence it should be specified there.

Amendment 191
Martin Hojsik

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – introductory part

Text proposed by the Commission

Amendment

(a) design and manufacture products and their packaging in such a way that their overall environmental, including climate sustainability reaches the state of the art level, unless a lower level:

(a) design and manufacture products and their packaging in such a way that their overall environmental **performance**, including climate sustainability **and CO2 emissions reduction** reaches the state of the art level, unless a lower level:

Or. en

Amendment 192

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – point i

Text proposed by the Commission

Amendment

(i) is proportionate when compared to the environmental sustainability improvement triggered by them at the level of the construction works; **and**

(i) is proportionate when compared to the environmental sustainability improvement triggered by them at the level of the construction works; **or**

Or. en

Amendment 193

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a – point ii

Text proposed by the Commission

Amendment

(ii) is **either** necessary to improve the environmental sustainability at the level of the construction works.

(ii) is necessary to improve the environmental sustainability at the level of the construction works.

Or. en

Amendment 194
Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(a a) under the conditions set out in point(a)(i) and (ii), ensure that, by 10 years after the adoption of performance classes in accordance with Article 4(4), point (a), or Article 5(2), all products placed on the market fall within the two highest environmental performance classes established;

Or. en

Justification

Performance benchmarking should be done primarily at building level based on full Life Cycle. Construction Products are considered as intermediate products to the final product, which is the building. At the level of the building is the most appropriate benchmarking level. If the EU wants to go to a system that would favour the two highest environmental performance classes, this can only be introduced in a gradual / scaled manner based on a level-playing field assessment methodology.

Amendment 195
Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) under the conditions set out in point (a)(i) and (ii) give preference to recyclable materials and materials gained from recycling;

(b) under the conditions set out in point (a)(i) and (ii) give preference to ***reusable and*** recyclable materials, ***by-products***, and materials gained from ***re-use***, recycling ***and sustainably sourced bio-based materials, provided for the last, that the overall climate impacts of biomass production are included in a whole lifecycle assessment and demonstrate***

lower global warming potential;

Or. en

Amendment 196

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point b

Text proposed by the Commission

(b) under the conditions set out in point (a)(i) and (ii) give preference to recyclable materials and materials gained from recycling;

Amendment

(b) under the conditions set out in point (a)(i) and (ii) give preference to **local resources**, recyclable materials, **renewable materials**, **sustainably sourced materials**, **nature-based solutions** and materials gained from **reuse and** recycling;

Or. en

Justification

Use of recycled, recyclable, and bio-based materials is incentivized. However, locally-sourced materials reduces the GHG emissions produced through transport and fosters an innovative market, contributes to local economy and creates jobs for cities and region.

Amendment 197

Pernille Weiss

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point b

Text proposed by the Commission

(b) under the conditions set out in point (a)(i) and (ii) give preference to recyclable materials and materials gained from recycling;

Amendment

(b) under the conditions set out in point (a)(i) and (ii) give preference to recyclable materials and materials gained from recycling, **while taking into account the environmental and climate impact of transporting such materials**;

Or. en

Amendment 198

Christian Doleschal, Christine Schneider, Norbert Lins, Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point b

Text proposed by the Commission

(b) under the conditions set out in point (a)(i) and (ii) give preference to recyclable materials and materials gained from recycling;

Amendment

(b) under the conditions set out in point (a)(i) and (ii) give preference to recyclable materials and materials gained from recycling ***or otherwise unused by-products***;

Or. en

Amendment 199

Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point c

Text proposed by the Commission

(c) respect the minimum recycled content obligations ***and*** other limit values regarding aspects of environmental, including climate sustainability contained in harmonised technical specifications;

Amendment

(c) respect the minimum recycled content obligations, ***use of by-products and respect*** other limit values regarding aspects of environmental, including climate ***and biodiversity*** sustainability, ***and resource and energy efficiency*** contained in harmonised technical specifications;

Or. en

Amendment 200

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point d

Text proposed by the Commission

(d) prevent premature obsolescence of products, use reliable parts and design products in such a way that their durability

Amendment

(d) prevent premature obsolescence of products, use reliable parts and design products in such a way that their durability

does not fall beyond the average durability of products of the respective category;

reaches the top two classes of performance of the respective category *as of delegated acts set out in paragraph 4*;

Or. en

Amendment 201
Pernille Weiss

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – point d

Text proposed by the Commission

Amendment

(d) prevent premature obsolescence of products, use reliable parts and design products in such a way that their durability does not fall beyond the average durability of products of the respective category;

(d) prevent premature obsolescence of products, use reliable parts and design products in such a way that their durability does not fall beyond the average durability of products of the respective category *as specified in the harmonised technical specifications*;

Or. en

Amendment 202
Sirpa Pietikäinen

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – point d

Text proposed by the Commission

Amendment

(d) prevent premature obsolescence of products, use reliable parts and design products in such a way that their durability does not fall beyond the average durability of products of the respective category;

(d) prevent premature obsolescence of products, use reliable parts and design products in such a way that their durability does not fall beyond the average durability of products of the respective category *that serve the same purpose*;

Or. en

Amendment 203
Pernille Weiss

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point e

Text proposed by the Commission

(e) design products in such a way that they can be easily repaired, refurbished and upgraded, unless such design triggers non-compliance with other requirements of this Regulation, or other Union law, or repairing, refurbishing or upgrading is risky for human safety or the environment, in which case the manufacturer shall refrain from repairable, refurbishable or upgradable design and warn against repairing in accordance with point (f);

Amendment

(e) **where relevant**, design products in such a way that they can be easily repaired, refurbished and upgraded, unless such design triggers non-compliance with other requirements of this Regulation, or other Union law, or repairing, refurbishing or upgrading is risky for human safety or the environment, in which case the manufacturer shall refrain from repairable, refurbishable or upgradable design and warn against repairing in accordance with point (f);

Or. en

Amendment 204

Pernille Weiss

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point f

Text proposed by the Commission

(f) make available, **in** product databases, instructions for use and **on permalinks of their own websites**, information on how to repair the products and any additional information necessary for repairing, including relevant warnings;

Amendment

(f) **where relevant**, make available, **on their own or third party websites or** product databases, instructions for use and information on how to repair the products and any additional information necessary for repairing, including relevant warnings;

Or. en

Amendment 205

Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point f

Text proposed by the Commission

(f) make available, ***in product databases, instructions for use and*** on permalinks of their own websites, information on how to repair the products and any additional information necessary for repairing, including relevant warnings;

Amendment

(f) make available, ***at least*** on permalinks of their own websites ***and in the Digital Product Passport established in accordance with Article 78, relevant instructions for use***, information on how to repair the products and any Additional information necessary for Repairing, including relevant warnings;

Or. en

Amendment 206

Christian Doleschal, Norbert Lins, Christine Schneider, Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point f

Text proposed by the Commission

(f) make available, in product databases, instructions for use and on permalinks of their own websites, information on how to repair the products and any additional information necessary for repairing, including relevant warnings;

Amendment

(f) make available, in product databases, instructions for use and on permalinks ***or QR-Codes*** of their own websites, information on how to repair the products and any additional information necessary for repairing, including relevant warnings;

Or. en

Amendment 207

Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point g

Text proposed by the Commission

(g) make available on the market itself or by specially designated distributors or by manufacturers of spare parts, with reasonably short delivery time, spare parts for their products for 10 years after the last

Amendment

(g) ***Where applicable***, make available on the market itself or by specially designated distributors or by manufacturers of spare parts, with reasonably short delivery time, spare parts for their products

product of the respective type has been placed on the market or directly installed and inform proactively about this availability;

for 10 years after the last product of the respective type has been placed on the market or directly installed and inform proactively about this availability;

Or. en

Amendment 208
Pernille Weiss

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – point g

Text proposed by the Commission

Amendment

(g) make available on the market itself or by specially designated distributors or by manufacturers of spare parts, with reasonably short delivery time, spare parts for their products for 10 years after the last product of the respective type has been placed on the market or directly installed and inform proactively about this availability;

(g) **where relevant**, make available on the market itself or by specially designated distributors or by manufacturers of spare parts, with reasonably short delivery time, spare parts for their products for 10 years after the last product of the respective type has been placed on the market or directly installed and inform proactively about this availability;

Or. en

Amendment 209
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 22 – paragraph 2 – subparagraph 1 – point g

Text proposed by the Commission

Amendment

(g) make available on the market itself or by specially designated distributors or by manufacturers of spare parts, with reasonably short delivery time, spare parts for their products for 10 years after the last product of the respective type has been placed on the market **or directly installed** and inform proactively about this

(g) make available on the market itself or by specially designated distributors or by manufacturers of spare parts, with reasonably short delivery time, spare **or equivalent** parts for their products for 10 years after the last product of the respective type has been placed on the market and inform proactively about this availability;

availability;

Or. en

Amendment 210

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point h

Text proposed by the Commission

(h) design products ***in such a way that re-use, remanufacturing and recycling are facilitated***, namely by facilitating the separation of components and materials at the later stage of recycling and ***avoiding mixed, blended or intricate materials***, unless remanufacturing and recycling are risky for human safety or the environment. In this case the manufacturer shall refrain from such design and warn against remanufacturing and recycling in accordance with the following point;

Amendment

(h) design products, ***components and materials so that they are reusable, remanufacturable and recyclable***, namely by facilitating the separation of ***products***, components and materials at the later stage of recycling and , unless remanufacturing and recycling are risky for human safety or the environment. In this case the manufacturer shall refrain from such design and warn against remanufacturing and recycling in accordance with the following point;

Or. en

Amendment 211

Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point i

Text proposed by the Commission

(i) make available, ***in product databases, instructions for use and on their own websites***, information on how to remanufacture or recycle the products and any additional information necessary for re-use, remanufacturing or recycling, including relevant warnings;

Amendment

(i) make available, ***at least on permalinks of their own websites and in the Digital Product Passport established in accordance with Article 78***, information on how to remanufacture or recycle the products and any additional information necessary for re-use, remanufacturing or recycling, including relevant warnings ***and indication on the placement of nearest***

recycling facilities;

Or. en

Amendment 212

Pernille Weiss

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point i

Text proposed by the Commission

(i) make available, *in* product databases, instructions for use *and on their own websites*, information on how to remanufacture or recycle the products and any additional information necessary for re-use, remanufacturing or recycling, including relevant warnings;

Amendment

(i) *where relevant*, make available, *on their own or third party websites or* product databases, instructions for use, information on how to remanufacture or recycle the products and any additional *relevant* information necessary for re-use, remanufacturing or recycling, including relevant warnings;

Or. en

Amendment 213

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point j

Text proposed by the Commission

(j) accept to regain, directly or via their importers and distributors, ownership of surplus and unsold products that are in a state equivalent to the one in which they were placed on the market.

Amendment

(j) accept to regain *free of charge*, directly or via their importers and distributors, ownership of surplus and unsold products that are in a state equivalent to the one in which they were placed on the market, *unless more than 5 years have passed since the product was placed on the market for the first time.*

Or. en

Justification

Clarification that manufacturers are not obliged to repay for this regaining; Increase predictability and legal certainty for manufacturers.

Amendment 214

Sara Matthieu

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 – point j a (new)

Text proposed by the Commission

Amendment

(j a) have extended producer responsibility for products that they make available on the market for the first time within the territory of a Member State, including financing collection, transport, preparation for repurposing and remanufacturing, treatment and recycling of waste construction products and providing end-of-life information.

Or. en

Justification

As is the case in some Member States already, there should be Extended Producer Responsibility for certain construction products

Amendment 215

Sirpa Pietikäinen

Proposal for a regulation

Article 22 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The Commission is empowered to supplement this Regulation, by means of delegated acts in accordance with Article 87, by defining rules to promote the introduction of harmonized "Extended Producer Responsibility"(EPR). These Schemes should regulate the obligations of the manufactures to collect, directly or

indirectly, surplus products and off cuts generated at the building site.

Or. en

Amendment 216
Pernille Weiss

Proposal for a regulation
Article 22 – paragraph 3

Text proposed by the Commission

3. Paragraph 2, points *(a) to (c) and paragraph 2 point (j)*, shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.

Amendment

3. ***Paragraph 2, point (a) applies accordingly to the processing and packaging of re-used and remanufactured products.*** Paragraph 2, points *(b) to (c)*, shall not apply in case of used, remanufactured or surplus products, unless the economic operator, subject to the obligations of this Article by virtue of Article 26, opts for the application of this Regulation as for new products.

Or. en

Justification

See justification for AM to Article 22 paragraph 1.

Amendment 217
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 22 – paragraph 4

Text proposed by the Commission

4. In order to specify the obligations set out in paragraph 2, the Commission ***is empowered to*** supplement this Regulation, by means of delegated acts in accordance with Article 87, by specifying, for particular product families and categories, these obligations. ***Alternatively***, the

Amendment

4. In order to specify the obligations set out in paragraph 2, the Commission ***shall*** supplement this Regulation, by means of delegated acts in accordance with Article 87, by specifying, for particular product families and categories, these obligations. ***When prioritizing products to***

Commission *may issue standardisation requests which aim at the elaboration of harmonised standards providing presumption of conformity with the obligations of paragraph 2 for a specific product family or category. The obligations contained in paragraph 2 shall not apply before such a delegated act or a harmonised standard has become applicable.*

be covered by these obligations, the Commission shall take into account their potential contribution to achieving Union climate and environmental objectives. The Commission shall adopt by July 1st 2025 and regularly update a working plan, covering a period of at least 3 years, setting out a list of product families or categories it intends to establish obligations in accordance with this Regulation.

Or. en

Justification

To secure the timely implementation of obligations set in par.2, an implementation plan – consisting of a working plan to identify priority products as well as a deadline to do so – must be introduced. These provisions are in line with art. 16 ESPR. Without doing so, it remains unclear when or how the Commission will decide to develop such obligations, which will be pending on manufacturers’ when a DA will be developed.

Amendment 218 **Sirpa Pietikäinen**

Proposal for a regulation **Article 22 – paragraph 4**

Text proposed by the Commission

4. In order to specify the obligations set out in paragraph 2, the Commission **is empowered to** supplement this Regulation, by means of delegated acts in accordance with Article 87, by specifying, for particular product families and categories, these obligations. Alternatively, the Commission may issue standardisation requests which aim at the elaboration of harmonised standards providing presumption of conformity with the obligations of paragraph 2 for a specific product family or category. The obligations contained in paragraph 2 shall not apply before such a delegated act or a harmonised standard has become applicable.

Amendment

4. In order to specify the obligations set out in paragraph 2, the Commission **shall** supplement this Regulation, by means of delegated acts in accordance with Article 87, by specifying, for particular product families and categories, these obligations. Alternatively, the Commission may issue standardisation requests which aim at the elaboration of harmonised standards providing presumption of conformity with the obligations of paragraph 2 for a specific product family or category. The obligations contained in paragraph 2, **points (a), (d), (e) and (h)**, shall not apply before such a delegated act or a harmonised standard has become applicable.

Amendment 219
Ondřej Knotek

Proposal for a regulation
Article 22 – paragraph 5

Text proposed by the Commission

Amendment

5. In order to ensure transparency for the users and to promote sustainable products, the Commission is empowered to supplement this Regulation by delegated acts adopted in accordance with Article 87 to establish specific environmental sustainability labelling requirements including “traffic-light-labelling” in relation to environmental obligations set out in paragraph 1, product inherent environmental requirements set out in Annex I Part C Point 2, and environmental performance classes established in accordance with of Article 4(4), point (a). **deleted**

Or. en

Justification

Construction products are used by building and construction professionals, in a “business-to-business” model. Construction professionals have already access to sustainability information via the environmental product declarations and can already choose the most sustainable options. Introducing a new traffic-light-labelling will only add administrative burdens for the manufacturers.

Amendment 220
Sirpa Pietikäinen

Proposal for a regulation
Article 22 – paragraph 5

Text proposed by the Commission

Amendment

5. In order to ensure transparency **deleted**

for the users and to promote sustainable products, the Commission is empowered to supplement this Regulation by delegated acts adopted in accordance with Article 87 to establish specific environmental sustainability labelling requirements including “traffic-light-labelling” in relation to environmental obligations set out in paragraph 1, product inherent environmental requirements set out in Annex I Part C Point 2, and environmental performance classes established in accordance with of Article 4(4), point (a).

Or. en

Justification

An over-simplified scoring system, such as traffic light, is potentially misleading the market and not leading to better regulation. Sustainability is a multi-facet subject which is impossible to summarise in one indicator. Moreover, the percentage of construction products that are effectively sold to (DIY)-end-consumers is low in comparison to the amounts sold B2B. Ultimately, the choice of a sustainable product should always be done at building level.

Amendment 221

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation Article 22 – paragraph 5

Text proposed by the Commission

Amendment

5. In order to ensure transparency for the users and to promote sustainable products, the Commission is empowered to supplement this Regulation by delegated acts adopted in accordance with Article 87 to establish specific environmental sustainability labelling requirements including “traffic-light-labelling” in relation to environmental obligations set out in paragraph 1, product inherent environmental requirements set out in Annex I Part C Point 2, and environmental performance

deleted

classes established in accordance with of Article 4(4), point (a).

Or. en

Justification

With a few exceptions, a construction product is not a consumer product, so no “simplified” information for consumers is needed. Professionals only use and only need the Declaration of Performance. Additionally, the traffic-light approach is too simple for the CPR. A product that emits a lot of CO₂ during its manufacturing process (e.g. polyurethane), might still be the most environmentally friendly option overall, because it might insulate a building far better than a product that emits less CO₂ during the manufacturing process (e.g. sheep’s wool). The traffic light labelling would in this case even mislead the buyer.

Amendment 222

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 22 – paragraph 5

Text proposed by the Commission

5. In order to ensure transparency for the users and to promote sustainable products, the Commission **is empowered to** supplement this Regulation by delegated acts adopted in accordance with Article 87 to establish specific environmental sustainability labelling requirements including “traffic-light-labelling” in relation to environmental obligations set out in paragraph 1, product inherent environmental requirements set out in Annex I Part C Point 2, and environmental performance classes established in accordance with of Article 4(4), point (a).

Amendment

5. In order to ensure transparency for the users and to promote sustainable products, the Commission **shall** supplement this Regulation by delegated acts adopted in accordance with Article 87 to establish specific environmental sustainability, **reporting requirements based on environmental product declarations (EPDs) and environmental sustainability**, labelling requirements including **scoring systems or** “traffic-light-labelling” in relation to environmental obligations set out in paragraph 1, product inherent environmental requirements set out in Annex I Part C Point 2, and environmental performance classes established in accordance with of Article 4(4), point (a).

Or. en

Amendment 223
Ondřej Knotek

Proposal for a regulation
Article 22 – paragraph 6

Text proposed by the Commission

Amendment

6. *The manufacturer shall affix the traffic light label in the way set out in the delegated acts adopted in accordance with paragraph 5.* **deleted**

Or. en

Amendment 224
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 22 – paragraph 6

Text proposed by the Commission

Amendment

6. *The manufacturer shall affix the traffic light label in the way set out in the delegated acts adopted in accordance with paragraph 5.* **deleted**

Or. en

Justification

Avoidance of bureaucratic burden and uncertainties for manufacturers.

Amendment 225
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 22 – paragraph 6

Text proposed by the Commission

Amendment

6. The manufacturer shall affix the traffic light label in the way set out in the

6. The manufacturer shall affix the **scoring system or** traffic light label in the

delegated acts adopted in accordance with paragraph 5.

way set out in the delegated acts adopted in accordance with paragraph 5, ***including in a visible manner at the point of sale, including online sales, and on the website of the manufacturer.***

Or. en

Justification

It is crucial that products bought online (online market places) are also equipped with the same traffic light system.

Amendment 226

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 22 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6 a. The Commission shall develop Extended Producer Responsibility schemes for the construction sector in the Waste Framework Directive. These EPR schemes shall consider all the products placed on the market by 2025 and ensure measures are taken by Member States to ensure that producers bear their financial responsibility.

Or. en

Justification

Extended Producer Responsibility schemes should be introduced for the construction sector, such as in France (Legislation “Anti-Gaspillage”, 2020). Polluters should bear the costs of all externalities and lifecycle impacts related to their construction products. EPR schemes would also enable innovation to make circular products. EPR schemes exist for municipal waste and for textiles. The construction waste stream should also be considered.

Amendment 227

Sara Matthieu

Proposal for a regulation
Article 22 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6 a. Where appropriate to promote the availability of products with the best sustainability performance on the market, the Commission shall foster the use of the EU Ecolabel referred to in Regulation (EC) No 66/2010 of the European Parliament and of the Council for labelling the best performing products.

Or. en

Amendment 228
Sara Matthieu

Proposal for a regulation
Article 22 a (new)

Text proposed by the Commission

Amendment

Article 22 a

Destruction of surplus and unsold products

1. A manufacturer that discards surplus and unsold products directly, or on behalf of another economic operator, shall disclose:

(a) the number of surplus and unsold products discarded per year, differentiated per product families and categories;

(b) the reasons for the discarding of products;

(c) the delivery of discarded products to preparing for re-use, remanufacturing, recycling, energy recovery and disposal operations in accordance with the waste hierarchy as defined by Article 4 of Directive 2008/98/EC.

The economic operator shall disclose that information on a freely accessible website

or otherwise make it publicly available, until a delegated act adopted pursuant to article 7 starts applying to the family or category of surplus and unsold products discarded by the operator in question.

2. The Commission may adopt implementing acts setting out the format for the disclosure of the information referred to in paragraph 1, including how the information is to be verified. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 88(2).

Or. en

Amendment 229
Sirpa Pietikäinen

Proposal for a regulation
Article 34 – paragraph 4

Text proposed by the Commission

4. The Commission shall assess the conformity of construction products standards established by the European standardisation organisations with the relevant standardisation requests, with this Regulation and with other Union law. The Commission shall publish or publish with restrictions in the Official Journal of the European Union the list of references of accepted conforming construction products standards that have been made available at an affordable price. Where a reference to a standard cannot be published otherwise in the Official Journal, the Commission is empowered to supplement this Regulation by delegated acts adopted in accordance with Article 86 to modify the respective standards for purposes of legal effects under this Regulation.

Amendment

4. The Commission shall assess the conformity of construction products standards established by the European standardisation organisations with the relevant standardisation requests, with this Regulation and with other Union law. The Commission shall publish or publish with restrictions in the Official Journal of the European Union the list of references of accepted conforming construction products standards that have been made available at an affordable price. Where a reference to a standard cannot be published otherwise in the Official Journal, the Commission is empowered to supplement this Regulation by delegated acts adopted in accordance with Article 86 **and in consultation with the European standardization organisations**, to modify the respective standards for purposes of legal effects under this Regulation.

Justification

European standardization organizations shall be empowered to produce recommendations on the criteria a) and b). The European Commission shall use the recommendations as the basis for Delegated Acts on environmental, safety and harmonisation standards.

Amendment 230**Martin Hojsik****Proposal for a regulation****Article 78***Text proposed by the Commission**Amendment**Article 78**deleted**EU construction products database or system*

1. The Commission is empowered to supplement this Regulation by means of delegated act according to Article 87, by setting up a Union construction products database or system that builds to the extent possible on the Digital Product Passport established by Regulation (EU) ... [Regulation on ecodesign for sustainable products].

2. Economic operators may access all information stored in that database or system which regards them specifically. They may request that incorrect information is corrected.

3.

The Commission may, by implementing acts give access to this database or system to certain authorities of third countries that apply voluntarily this Regulation or that have regulatory systems for construction products similar to this Regulation provided that these countries:

(a) ensure confidentiality,

(b) are partners of a mechanism for lawful transfers of personal data

compliant with the Regulation (EU) 2016/679⁴⁸,

(c) commit to engage actively by notifying facts that might trigger the need for action of market surveillance authorities, and

(d) commit to engage against economic operators infringing this Regulation from their territory.

Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 88(1).

⁴⁸ Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1–88.

Or. en

Amendment 231
Malin Björk

Proposal for a regulation
Article 78

Text proposed by the Commission

Amendment

Article 78

deleted

EU construction products database or system

1. The Commission is empowered to supplement this Regulation by means of delegated act according to Article 87, by setting up a Union construction products database or system that builds to the extent possible on the Digital Product Passport established by Regulation (EU) ... [Regulation on ecodesign for

sustainable products].

2. Economic operators may access all information stored in that database or system which regards them specifically. They may request that incorrect information is corrected.

3.

The Commission may, by implementing acts give access to this database or system to certain authorities of third countries that apply voluntarily this Regulation or that have regulatory systems for construction products similar to this Regulation provided that these countries:

- (a) ensure confidentiality,**
- (b) are partners of a mechanism for lawful transfers of personal data compliant with the Regulation (EU) 2016/679⁴⁸,**
- (c) commit to engage actively by notifying facts that might trigger the need for action of market surveillance authorities, and**
- (d) commit to engage against economic operators infringing this Regulation from their territory.**

Those implementing acts shall be adopted in accordance with the advisory procedure referred to in Article 88(1).

⁴⁸ **Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation), OJ L 119, 4.5.2016, p. 1–88.**

Or. en

Amendment 232
Sara Matthieu

Proposal for a regulation
Article 78 – paragraph 1

Text proposed by the Commission

1. The Commission **is empowered to** supplement this Regulation by means of delegated act according to Article 87, by setting up a Union construction products **database or system** that builds **to the extent possible** on the Digital Product Passport established by Regulation (EU) ... [Regulation on ecodesign for sustainable products].

Amendment

1. **By 31 December 2026**, the Commission **shall** supplement this Regulation by means of delegated act according to Article 87, by setting up a Union construction products **Digital Product Passport** that builds on **and is interoperable with** the Digital Product Passport established by Regulation (EU) ... [Regulation on ecodesign for sustainable products].

Or. en

Amendment 233
Sirpa Pietikäinen

Proposal for a regulation
Article 78 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. The product passport shall be designed for the long-term use and be universally accessible for all with a specific access for individual groups of repairers, re-users, recyclers, manufacturers and consumers.

Or. en

Amendment 234
Sirpa Pietikäinen

Proposal for a regulation
Article 78 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1 b. The product passport shall contain:

i) the information on material and chemical content;

ii) the information on safety and environmental performance, including climate and biodiversity sustainability, energy and resource efficiency performance as well as the impact on human health and indoor air quality;

iii) the instructions for repair, reuse, recycling and upgrading.

Or. en

Amendment 235
Sirpa Pietikäinen

Proposal for a regulation
Article 78 – paragraph 2

Text proposed by the Commission

Amendment

2. Economic operators may access all information stored in that database or system which regards them specifically. They may request that incorrect information is corrected.

2. Economic operators may access all information stored in that database or system which regards them specifically, **and shall control which third parties have access to the information.** They may request that incorrect information is corrected.

Or. en

Justification

The ownership of the information shall remain with the manufacturer, who should have control of the information used by third parties, to prevent misuse and commercialisation of their data without permission.

Amendment 236
Martin Hojsik

**Proposal for a regulation
Article 78 a (new)**

Text proposed by the Commission

Amendment

Article 78 a

Digital Product Passport

1. The mandatory information required for disclosure in the Declaration of Performance and in the Declaration of Conformity shall provide that products can only be placed on the market or put into service if a product passport is available in accordance with article 9 and 10 of Regulation EU [Ecodesign for Sustainable Products Regulation...].

2. By 31 December 2026, the Commission shall, as appropriate, lay down the requirements related to the product passport for construction in delegated acts pursuant to article 87, to specify the following:

a) The information to be included in the product passport pursuant to Annex III.

b) The types of data carrier to be used

c) The layout in which the data carrier shall be presented and its positioning

d) Whether the product passport is to correspond to the model, batch or item level

e) the manner in which the product passport shall be made accessible to customers before they are bound by a sales contract, including in the case of distance selling.

f) The actors that shall have access to information in the product passport and to what information they shall have access, including customers, end-users, manufacturers, importers and distributors, dealers, repairers, reuse businesses, recyclers, competent national authorities, public interest organization and the Commission, or any organization

acting on their behalf.

g) The actors that may introduce or update the information in the product passport, including where needed the creation of a new product passport, and what information they may introduce or update, including manufacturers, repairers, maintenance professionals, remanufacturers, recyclers, competent national authorities, and the Commission, or any organization acting on their behalf

h) The period for which the product passport shall remain available

3. The requirements referred to in paragraph 2 shall:

a) Ensure that actors along the value chain, in particular economic operators and competent national authorities, can access product information relevant to them.

b) Facilitate the verification of product compliance by competent national authorities and Improve traceability of products along the value chain.

Or. en

Justification

The digital passport will ensure that information and data that are collected are shared all along the construction value chain. It will pursue reduction of the climate and environmental impacts of the sector through digital tools and information sharing, thus supporting ensuring the twin transition.

Amendment 237
Malin Björk

Proposal for a regulation
Article 78 a (new)

Text proposed by the Commission

Amendment

Article 78 a
Digital Product Passport

1. The mandatory information required for disclosure in the Declaration of Performance and in the Declaration of Conformity shall provide that products can only be placed on the market or put into service if a product passport is available in accordance with article 9 and 10 of the Regulation (EU) ... [Regulation on ecodesign for sustainable products].

2. By 31 December 2026, the Commission shall, as appropriate, lay down the requirements related to the product passport for construction in delegated acts pursuant to article 87, to specify the following:

a. The information to be included in the product passport pursuant to Annex III.

b. The types of data carrier to be used.

c. The layout in which the data carrier shall be presented and its positioning.

d. Whether the product passport is to correspond to the model, batch or item level.

e. the manner in which the product passport shall be made accessible to customers before they are bound by a sales contract, including in the case of distance selling.

f. The actors that shall have access to information in the product passport and to what information they shall have access, including customers, end-users, manufacturers, importers and distributors, dealers, repairers, reuse businesses, recyclers, competent national authorities, public interest organisations and the Commission, or any organisation acting on their behalf.

g. The actors that may introduce or update the information in the product passport, including where needed the creation of a new product passport, and what information they may introduce or update, including manufacturers, repairers, maintenance professionals,

remanufacturers, recyclers, competent national authorities, and the Commission, or any organisation acting on their behalf.

h. The period for which the product passport shall remain available.

3. The requirements referred to in paragraph 2 shall:

a. Ensure that actors along the value chain, in particular economic operators and competent national authorities, can access product information relevant to them.

b. Facilitate the verification of product compliance.

c. Improve traceability of products along the value chain.

Or. en

Amendment 238

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Article 83 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Where Member States provide incentives for a product category covered by a delegated act establishing performance classes in accordance with Article 4(4), point (a) or a “**traffic-light-labelling**” in accordance with Article 22(5), those incentives shall aim at the highest two **populated** classes / **colour codes**, or at **higher classes** / **better colour codes**.

Amendment

Where Member States provide incentives for a product category covered by a delegated act establishing performance classes in accordance with Article 4(4), point (a) or a “**scoring system**” in accordance with Article 22(5), those incentives shall aim at the highest two classes / **scores**.

Or. en

Amendment 239

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 83 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Where Member States provide incentives for a product category covered by a delegated act establishing performance classes in accordance with Article 4(4), **point (a) or a “traffic-light-labelling” in accordance with Article 22(5)**, those incentives shall aim at the highest two populated classes / **colour codes**, or at higher classes / **better colour codes**.

Amendment

Where Member States provide incentives for a product category covered by a delegated act establishing performance classes in accordance with Article 4, those incentives shall aim at the highest two populated classes, or at higher classes.

Or. en

Amendment 240
Ondřej Knotek

Proposal for a regulation
Article 83 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Where Member States provide incentives for a product category covered by a delegated act establishing performance classes in accordance with Article 4(4), point (a) **or a “traffic-light-labelling” in accordance with Article 22(5)**, those incentives shall aim at the highest two populated classes / colour codes, or at higher classes / better colour codes.

Amendment

Where Member States provide incentives for a product category covered by a delegated act establishing performance classes in accordance with Article 4(4), point (a), those incentives shall aim at the highest two populated classes / colour codes, or at higher classes / better colour codes.

Or. en

Amendment 241
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 83 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

Where **a delegated act defines** classes of performance in relation to more than one sustainability parameter, it shall be indicated therein in relation to which parameter this Article should be implemented.

Where classes of performance **are defined** in relation to more than one sustainability parameter, it shall be indicated therein in relation to which parameter this Article should be implemented.

Or. en

Amendment 242

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Article 83 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. Member States may also provide incentives for the promotion of environmentally friendly construction products.

Or. en

Amendment 243

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Article 83 – paragraph 2

Text proposed by the Commission

Amendment

2. Where no delegated act is adopted pursuant to Article 4(4), the Commission may specify in the delegated acts adopted pursuant to Article 4(3), which levels of performance related to product parameters the Member States incentives shall concern.

deleted

When doing so, the Commission shall take into account the following criteria:

(a) the relative affordability of the products depending on their level of performance;

(b) the need to ensure sufficient demand for more environmentally sustainable products.

Or. en

Amendment 244
Sirpa Pietikäinen

Proposal for a regulation
Article 83 – paragraph 2 – subparagraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(b a) the environmental benefits derived from the uptake of products in the highest two classes/scores.

Or. en

Amendment 245
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 83 – paragraph 2 – subparagraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(b a) the environmental benefits derived from the uptake of products in the highest two classes/scores.

Or. en

Amendment 246
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph -1 (new)

Text proposed by the Commission

Amendment

-1 Contracting authorities as defined in Article 2(1) of Directive 2014/24/EU and Article 3(1) of Directive 2014/25/EU or contracting entities as defined in Article 4(1) of Directive 2014/25/EU shall, when awarding public contracts, take into account sustainability aspects of construction products to be supplied in public supply contracts or to be used in works or service contracts for activities which are the subject of the contract, in accordance with the conditions laid down in this Article.

Or. en

Amendment 247
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph -1 a (new)

Text proposed by the Commission

Amendment

-1 a In the description of the contract, contracting authorities shall include and allow construction products which fulfil the obligations set out in Article 22(2). Contracting authorities shall not exclude such construction products in the description or otherwise in the procurement documents. In so far as delegated acts of the Commission pursuant to Article 22(4), first sentence, in conjunction with Article 87 or harmonised standards pursuant to Article 22(4), second sentence, are applicable, the contracting authorities shall observe these delegated acts and standards when including and approving construction products pursuant to sentence 1 and sentence 2. The

obligations under sentences 1 to 3 shall not apply insofar as the construction products are not suitable for the intended use or their use is contrary to legal provisions. If a contracting authority invokes an exception pursuant to sentence 3, it must document the reasons for the exception in the award notice in a textual justification.

Or. en

Amendment 248
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph -1 b (new)

Text proposed by the Commission

Amendment

-1 b Where construction products referred to in paragraph -1a may be offered in the award of a contract, contracting authorities shall determine the most economically advantageous tender on the basis of the best price-quality ratio, assessed with due regard to the qualitative criterion of the extent to which the construction products offered comply with environmental obligations referred to in Article 22(2), without prejudice to the right of contracting authorities to use cost or a cost-effectiveness approach such as life-cycle costing or other criteria to assess the best price-quality ratio.

Or. en

Amendment 249
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph -1 c (new)

Text proposed by the Commission

Amendment

-1 c *The obligations under paragraph -1a and paragraph -1b shall apply notwithstanding the third sentence of Article 22(4).*

Or. en

Amendment 250
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph 1

Text proposed by the Commission

Amendment

1. The Commission is empowered to supplement this Regulation by delegated acts according to Article 87 by establishing sustainability requirements applicable to public contracts, including implementation, monitoring and reporting of those requirements by Member States.

1. The Commission is empowered to supplement this Regulation by delegated acts according to Article 87 by establishing sustainability requirements applicable to public contracts, including implementation, monitoring and reporting of those requirements by Member States. ***The delegated acts may only specify and extend, but not restrict or exclude, the obligations of contracting authorities under paragraph -1a and paragraph -1b.***

Or. en

Justification

Obligation of contracting authorities to use requirements under the CPR, such as article 22, regardless of whether there is a delegated act in place or not. Waiting for a delegated act can delay the implementation of green product procurement.

Amendment 251
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 84 – paragraph 1

Text proposed by the Commission

1. The Commission is empowered to supplement this Regulation by delegated acts according to Article 87 by establishing sustainability requirements applicable to public contracts, including implementation, monitoring and reporting of those requirements by Member States.

Amendment

1. The Commission is empowered to supplement this Regulation by delegated acts according to Article 87 by **December 31st 2025 by** establishing **mandatory** sustainability requirements applicable to **all** public contracts, including implementation, monitoring and reporting of those requirements by Member States.

Or. en

Amendment 252

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

**Proposal for a regulation
Article 84 – paragraph 1**

Text proposed by the Commission

1. The Commission is empowered to supplement this Regulation by delegated acts according to Article 87 by establishing sustainability requirements **applicable** to public contracts, **including implementation, monitoring and reporting of those requirements by Member States.**

Amendment

1. The Commission is empowered to supplement this Regulation by delegated acts according to Article 87 by establishing sustainability requirements **that may be applied by Member States** to public contracts.

Or. en

Amendment 253

Marcos Ros Sempere, Rovana Plumb

**Proposal for a regulation
Article 84 – paragraph 1 a (new)**

Text proposed by the Commission

Amendment

1 a. Technical and financial support will be needed to build the capacity of local authorities, through trainings, workshops, on designing procurements

considering the whole life impact of construction products, raising awareness on embodied carbon, and building capacity to assess the overall benefits of natural-based solutions instead of conventional construction materials

Or. en

Justification

Greening the construction sector and its products will require funding for capacity building of local authorities on matters such as: understanding embodied carbon, raising awareness on bio-based materials, using public procurements to purchase low embodied carbon construction products and services. These processes can be done through initiatives such as the EUs Big Buyers for Climate and Environment, knowledge sharing networks that should be accessible to EU cities.

Amendment 254
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph 2

Text proposed by the Commission

Amendment

2. Requirements adopted pursuant to paragraph 1 for public contracts awarded by contracting authorities, as defined in Article 2(1) of Directive 2014/24/EU or Article 3, point (1) of Directive 2014/25/EU, or contracting entities, as defined in Article 4(1) of Directive 2014/25/EU, may take the form of mandatory technical specifications, selection criteria, award criteria, contract performance clauses, or targets, as appropriate. **deleted**

Or. en

Amendment 255
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 84 – paragraph 2

Text proposed by the Commission

2. Requirements adopted pursuant to paragraph 1 for public contracts awarded by contracting authorities, as defined in Article 2(1) of Directive 2014/24/EU or Article 3, point (1) of Directive 2014/25/EU, or contracting entities, as defined in Article 4(1) of Directive 2014/25/EU, may take the form of **mandatory** technical specifications, **selection criteria**, **award criteria**, contract performance clauses, or targets, as appropriate.

Amendment

2. Requirements adopted pursuant to paragraph 1 for public contracts awarded by contracting authorities, as defined in Article 2(1) of Directive 2014/24/EU or Article 3, point (1) of Directive 2014/25/EU, or contracting entities, as defined in Article 4(1) of Directive 2014/25/EU, may take the form of **voluntary** technical specifications, contract performance clauses, or targets, as appropriate.

Or. en

Amendment 256
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 84 – paragraph 2

Text proposed by the Commission

2. Requirements adopted pursuant to paragraph 1 for public contracts awarded by contracting authorities, as defined in Article 2(1) of Directive 2014/24/EU or Article 3, point (1) of Directive 2014/25/EU, or contracting entities, as defined in Article 4(1) of Directive 2014/25/EU, **may** take the form of mandatory technical specifications, selection criteria, award criteria, contract performance clauses, or targets, as appropriate.

Amendment

2. Requirements adopted pursuant to paragraph 1 for public contracts awarded by contracting authorities, as defined in Article 2(1) of Directive 2014/24/EU or Article 3, point (1) of Directive 2014/25/EU, or contracting entities, as defined in Article 4(1) of Directive 2014/25/EU, **shall** take the form of mandatory technical specifications, selection criteria, award criteria, contract performance clauses, or targets, as appropriate.

Or. en

Amendment 257
Pernille Weiss

Proposal for a regulation
Article 84 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. *In spite of points 1 and 2 of this Article, Member States shall always be allowed to use officially recognised EN ISO 14024 ecolabels as a selection criteria in line with article 43 of Directive 2014/24/EU.*

Or. en

Amendment 258
Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Article 84 – paragraph 3 – introductory part

Text proposed by the Commission

Amendment

3. When establishing requirements pursuant to paragraph 1 for public contracts, the Commission **shall** take into account the following criteria:

3. When establishing requirements pursuant to paragraph 1 for public contracts, the Commission **may** take into account the following criteria:

Or. en

Amendment 259
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 84 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(a a) *the environmental benefits entailed by the uptake of products in the highest two classes/scores;*

Or. en

Amendment 260
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Article 84 – paragraph 3 – point c

Text proposed by the Commission

(c) the economic feasibility for contracting authorities or contracting entities to buy more environmentally sustainable products, without entailing disproportionate costs.

Amendment

(c) the economic feasibility for contracting authorities or contracting entities to buy more environmentally sustainable products, without entailing disproportionate costs ***as determined on a total lifetime and operating cost basis.***

Or. en

Amendment 261
Sara Matthieu

Proposal for a regulation
Article 84 – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

(c a) the relevant Union green public procurement criteria.

Or. en

Amendment 262
Sara Matthieu

Proposal for a regulation
Article 84 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. Where a product is covered by the Union green public procurement criteria but not yet by harmonised technical specifications, contracting authorities and contracting entities shall make best efforts

to purchase only products and services that respect at least the technical specifications set at 'core' level in the relevant Union green public procurement criteria including among others for Office Building Design, Construction and Management and Union green public procurement criteria for Road Design, Construction and Maintenance.

Or. en

Amendment 263
Malin Björk, Nikolaj Villumsen

Proposal for a regulation
Article 84 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. Irrespective of point 1 and 2 above, Member States shall always be allowed to use officially recognised ENISO 14024 ecolabels as a selection criteria in line with Directive 2014/24/EU article 43.

Or. en

Amendment 264
Sirpa Pietikäinen

Proposal for a regulation
Article 84 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. Once and to the extent that delegated acts under paragraph 1 apply, the obligations of contracting authorities shall be governed by paragraph -1a and paragraph -1b in conjunction with the delegated acts."

Or. en

Amendment 265
Sirpa Pietikäinen

Proposal for a regulation
Article 87 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in Article 4(3), (4) and (5), Article 5(2) and (3), Article 6(1) to (3), Article 8, Article 11(3), Article 22(4) and (5), Article 35(4), Article 44(1), Article 73(1) and (2), Article 78(1), Article 84(1) and Article 90(4) shall be conferred on the Commission for a period of **five** years from ... [the date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the **five-year** period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.

Amendment

2. The power to adopt delegated acts referred to in Article 4(3), (4) and (5), Article 5(2) and (3), Article 6(1) to (3), Article 8, Article 11(3), Article 22(4) and (5), Article 35(4), Article 44(1), Article 73(1) and (2), Article 78(1), Article 84(1) and Article 90(4) shall be conferred on the Commission for a period of **six** years from ... [the date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the **six-year** period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.

Or. en

Justification

Coherence with ESPR, which establishes a period of 6 years. Industry needs to be consulted in order that the delegates act is fit for purpose and implementable

Amendment 266
Sirpa Pietikäinen

Proposal for a regulation
Article 87 – paragraph 3

Text proposed by the Commission

3. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in

Amendment

3. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in

accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making⁵².

accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making⁵². ***The experts of the affected industry shall also be consulted as part of the process.***

⁵² Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making, OJ L 123, 12.5.2016, p. 1–14.

⁵² Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making, OJ L 123, 12.5.2016, p. 1–14.

Or. en

Justification

Coherence with ESPR, which establishes a period of 6 years. Industry needs to be consulted in order that the delegates act is fit for purpose and implementable.

Amendment 267 **Sirpa Pietikäinen**

Proposal for a regulation **Article 91 – paragraph 1**

Text proposed by the Commission

No sooner than 8 years after the date of application of this Regulation, the Commission shall carry out an evaluation of this Regulation and of its contribution to the functioning of the internal market and the improvement of the environmental sustainability of products and construction works and built environment. The Commission shall present a report on the main findings to the European Parliament, the Council, the European Economic and Social Committee, and the Committee of the Regions. Member States shall provide the Commission with the information necessary for the preparation of that report.

Amendment

By 31 December 2029, the Commission shall carry out an evaluation of this Regulation and of its contribution to the functioning of the internal market and the improvement of the environmental sustainability of products and construction works and built environment.

The evaluation shall include an assessment of:

(a) the coherence of requirements

established under this Regulation, in terms of sustainability, protection of the environment, schedule and stringency, with Regulation (EU) [ecodesign for sustainable products Regulation], and

(b) the contribution of the construction products sector towards Union overall environmental, including climate and biodiversity objectives.

The Commission shall present a report on the main findings to the European Parliament, the Council, the European Economic and Social Committee, and the Committee of the Regions. Member States shall provide the Commission with the information necessary for the preparation of that report.

Or. en

Amendment 268

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation Article 91 – paragraph 1

Text proposed by the Commission

No sooner than **8** years after the date of application of this Regulation, the Commission shall carry out an evaluation of this Regulation and of its contribution to the functioning of the internal market and the improvement of the environmental sustainability of products **and construction works** and built environment. The Commission shall present a report on the main findings to the European Parliament, the Council, the European Economic and Social Committee, and the Committee of the Regions. Member States shall provide the Commission with the information necessary for the preparation of that report.

Amendment

No sooner than **4** years after the date of application of this Regulation, the Commission shall carry out an evaluation of this Regulation and of its contribution to the functioning of the internal market and the improvement of the environmental sustainability of products and built environment. The Commission shall present a report on the main findings to the European Parliament, the Council, the European Economic and Social Committee, and the Committee of the Regions. Member States shall provide the Commission with the information necessary for the preparation of that report.

Or. en

Justification

Construction work is the competence of the Member States.

Amendment 269

Sirpa Pietikäinen

Proposal for a regulation

Article 92 – paragraph 1

Text proposed by the Commission

Regulation (EU) 305/2011 is repealed with effect from 1 January **2045**.

Amendment

Regulation (EU) 305/2011 is repealed with effect from 1 January **2029**.

Or. en

Justification

A transition period of more than 20 years is far too long. Climate change is not waiting for 20 years. In 20 years innovations have developed and new greener and more sustainable technologies and materials have risen.

Amendment 270

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 1 – point 1.3 – paragraph 2 – introductory part

Text proposed by the Commission

The construction works and any part of them shall be designed, constructed, used, maintained and demolished in such a way that they, throughout their life cycle, do not present acute or chronic threat to the health and safety of workers, occupants or neighbors as a result of any of the following:

Amendment

The construction works and any part of them shall be designed, constructed, used, maintained and demolished in such a way that they, throughout their life cycle, do not present acute or chronic threat to the **hygiene or** health and safety of workers, occupants, **including companion animals**, or neighbors as a result of any of the following:

Or. en

Amendment 271
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.3 – paragraph 2 – introductory part

Text proposed by the Commission

The construction works and any part of them shall be designed, constructed, used, maintained and demolished in such a way that they, throughout their life cycle, do not **present acute or chronic threat to** the health and safety of workers, occupants or neighbors as a result of any of the following:

Amendment

The construction works and any part of them shall be designed, constructed, used, maintained and demolished in such a way that they, throughout their life cycle, do not **have any significant adverse effects on** the health and safety of workers, occupants or neighbors as a result of any of the following:

Or. en

Amendment 272
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.3 – paragraph 2 – point a

Text proposed by the Commission

(a) the emissions of hazardous substances, volatile organic compounds or hazardous particles into indoor air;

Amendment

(a) the emissions of hazardous **and concern** substances, volatile organic compounds or hazardous particles into indoor air;

Or. en

Amendment 273
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 1 – point 1.3 – paragraph 2 – point a (new)

Text proposed by the Commission

Amendment

(a a) the release of odours or chemical particles affecting negatively the indoor air quality or human health;

Amendment 274
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.3 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) the release of hazardous substances into drinking water or substances which have an otherwise negative impact on drinking water;

(c) the release of hazardous ***and concern*** substances into drinking water or substances which have an otherwise negative impact on drinking water;

Amendment 275
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.3 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(e a) the release of microplastics into continental or oceanic water or any type of soil as they are causing adverse health and hygiene impacts, including on workers, occupants.

Amendment 276
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.6 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

The construction works and their heating, cooling, lighting and ventilation

The construction works and their heating, cooling, lighting and ventilation

installations shall be designed, built, and maintained in such a way that, ***throughout their life cycle, the amount of energy they require in use*** shall be low, when account is taken of:

installations shall be designed, built, and maintained in such a way that ***the overall whole-life cycle, including operational and embodied carbon*** shall be low, when account is taken of:

Or. en

Justification

Efforts to address embodied and operational carbon should be complementary: increasing energy efficiency will achieve important emissions reductions but will never reach net-zero emissions without implementing drastic embodied carbon savings.

Amendment 277
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 1 – point 1.7 – paragraph 2 – point a

Text proposed by the Commission

(a) the release of ***hazardous*** substances or radiation into ground water, marine or surface waters or soil;

Amendment

(a) the release of substances ***in concern, microplastics*** or radiation into ***air***, ground water, marine or surface waters or soil;

Or. en

Amendment 278
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 1 – point 1.7 – paragraph 2 – point d

Text proposed by the Commission

(d) the release of ***net*** greenhouse gas emissions into the atmosphere.

Amendment

(d) the release of greenhouse gas emissions into the atmosphere.

Or. en

Amendment 279
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 1 – point 1.8 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

The construction works and any part of them shall be designed, constructed, used, maintained and demolished in such a way that, throughout their life cycle, the use of natural resources is sustainable and ensures the following:

The construction works and any part of them shall be designed, constructed, used, maintained, **upgraded** and demolished in such a way that, throughout their life cycle, the use of natural resources is sustainable and ensures the following:

Or. en

Amendment 280
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) use of raw **and** secondary materials of high environmental sustainability and thus with a low environmental footprint;

(a) use of raw, secondary **and nature-based** materials of high environmental sustainability and thus with a low **carbon and** environmental footprint;

Or. en

Amendment 281
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) use of raw and secondary materials of high environmental sustainability and thus with a low environmental footprint;

(a) use of **by-products**, raw and secondary materials of high environmental sustainability and thus with a low environmental footprint;

Amendment 282
Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) use of raw and secondary materials of high environmental sustainability and thus with a low environmental footprint;

(a) use of **by-products**, raw and secondary materials of high environmental sustainability and thus with a low environmental footprint;

Or. en

Justification

Use of by-products (not recycled from waste or previous use) is resource efficient because it has the similar effect as using recycled materials because they replace virgin materials. By product content should be promoted as equally as recycled content.

Amendment 283
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Preference is given to the use of low-carbon materials;

Or. en

Amendment 284
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point a b (new)

Text proposed by the Commission

Amendment

(a b) Use of raw materials is minimised to the extent possible and use of secondary materials is maximised;

Or. en

Amendment 285

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point a c (new)

Text proposed by the Commission

Amendment

(a c) The use of sustainably and local-sourced and nature-based materials and solutions should be preference to lower the environmental footprint;

Or. en

Amendment 286

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) minimizing the overall amount of ***raw*** materials used;

(b) minimizing the overall amount of materials used;

Or. en

Amendment 287

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point e

Text proposed by the Commission

(e) reuse or recyclability of the construction works, parts of them and their materials after demolition.

Amendment

(e) ***ease of deconstruction, use of reusable and recyclable materials (permanent materials) and maximising reuse or recyclability of the construction works, parts of them and their materials after demolition.***

Or. en

Amendment 288

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part A – point 1 – point 1.8 – paragraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(e a) Minimizing the overall volumes of waste generated;

Or. en

Amendment 289

Christian Doleschal, Norbert Lins, Christine Schneider, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

Harmonised technical specifications shall ***to the extent possible*** cover the ***following*** essential characteristics ***related to life cycle assessment***:

Harmonised technical specifications shall cover the essential characteristics ***"environmental sustainability" which comprises the following environmental impact indicators***:

Or. en

Amendment 290
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

Harmonised technical specifications shall **to the extent possible** cover the following essential characteristics related to life cycle assessment:

Harmonised technical specifications shall cover the following essential characteristics related to life cycle assessment **defined in point (a) to (j)**:

Or. en

Justification

The essential characteristics listed in point (a) and (j) shall be made mandatory and not only climate change effects.

Amendment 291
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) climate change effects (mandatory);

(a) climate change effects **including embodied and operational carbon emissions and carbon storage** (mandatory);

Or. en

Amendment 292
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) **climate change effects**

(a) **Global Warming Potential total**

(mandatory);

(GWP—total) (mandatory);

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 293
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) *climate change effects*
(mandatory);

(a) **Global Warming Potential total**
(GWP—total);

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 294
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) climate change effects
(mandatory);

(a) climate change effects;

Or. en

Amendment 295

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Global Warming Potential fossil fuels (GWP—fossil) (mandatory);

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 296

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(a a) Global Warming Potential fossil fuels (GWP—fossil);

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 297

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point a b (new)

Text proposed by the Commission

Amendment

**(a b) Global Warming Potential
biogenic (GWP—biogenic) (mandatory);**

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 298

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point a b (new)

Text proposed by the Commission

Amendment

**(a b) Global Warming Potential
biogenic (GWP—biogenic);**

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 299

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point a c (new)

Text proposed by the Commission

Amendment

(a c) Global Warming Potential land use

and land use change (GWP — luluc);

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 300

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point a c (new)

Text proposed by the Commission

Amendment

(a c) Global Warming Potential land use and land use change (GWP—luluc) (mandatory);

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 301

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) ozone depletion;

(b) Depletion *potential of the stratospheric ozone layer [ODP]* (mandatory);

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 302
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) *ozone* depletion;

(b) Depletion *potential of the stratospheric ozone layer (ODP)*;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 303
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) acidification potential;

(c) acidification potential,
Accumulated Exceedance (AP)
(mandatory);

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact

wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 304
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) acidification potential;

(c) acidification potential,
Accumulated Exceedance (AP);

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 305
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) eutrophication ***aquatic*** freshwater;

(d) Eutrophication ***potential, fraction of nutrients reaching freshwater end compartment (EP-freshwater) (mandatory)***;

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 306
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) eutrophication *aquatic* freshwater;

(d) Eutrophication *potential, fraction of nutrients reaching* freshwater *end compartment (EP-freshwater)*;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 307
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolores Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) eutrophication *aquatic* marine;

(e) eutrophication *potential, fraction of nutrients reaching* marine *end compartment (EP-marine)(mandatory)*;

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 308
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point e

Text proposed by the Commission

Amendment

(e) eutrophication *aquatic* marine;

(e) Eutrophication *potential, fraction of nutrients reaching* marine *end compartment (EP-marine)*;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 309

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) eutrophication terrestrial;

(f) eutrophication *potential, Accumulated Exceedance (EP - terrestrial) (mandatory)*;

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 310

Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point f

Text proposed by the Commission

Amendment

(f) eutrophication terrestrial;

(f) eutrophication **potential, Accumulated Exceedance (EP - terrestrial)**;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 311
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point g

Text proposed by the Commission

Amendment

(g) **photochemical** ozone;

(g) **formation potential of tropospheric ozone (POCP)**;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 312
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point g

Text proposed by the Commission

Amendment

(g) *photochemical* ozone;

(g) *formation potential of tropospheric ozone (POCP) (mandatory)*;

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 313

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point h

Text proposed by the Commission

Amendment

(h) abiotic depletion – minerals, metals;

(h) abiotic depletion *potential for non-fossil resources (ADP minerals- & metals)*;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 314

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point h

Text proposed by the Commission

Amendment

(h) abiotic depletion – minerals, metals;

(h) abiotic depletion *potential for non-fossil resources (ADP minerals & metals)*

(mandatory);

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 315
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point i

Text proposed by the Commission

Amendment

(i) abiotic depletion – fossil ***fuels***;

(i) abiotic depletion ***for*** fossil
resources potential (ADP- fossil);

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 316
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point i

Text proposed by the Commission

Amendment

(i) abiotic depletion – fossil ***fuels***;

(i) abiotic depletion ***for*** fossil
resources potential (ADP-fossil)
(mandatory);

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 317

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolores Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point j

Text proposed by the Commission

Amendment

(j) water *use*;

(j) water (*user*) *deprivation potential, deprivation-weighted water consumption (WDP) (mandatory)*;

Or. en

Justification

The COM proposal nearly copies the indicators of EN 15804 A2 but does not use the exact wording. We would propose to really to use the wording of EN 15804 A2.

Amendment 318

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point j

Text proposed by the Commission

Amendment

(j) water *use*;

(j) water (*user*) *deprivation potential, deprivation-weighted water consumption (WDP)*;

Or. en

Justification

It is important to ensure that the core indicators which are part of EN 15804 A2 and the Environmental Product Declarations remain mandatory as a full list to be declared. This way, a holistic view on the impact of the construction products is given and not only on Climate Change. Level playing field environmental assessment can only be done on a whole life cycle basis to avoid distortions and misconceptions towards the consumer.

Amendment 322
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point l

Text proposed by the Commission

Amendment

(l) ionizing radiation, human health; deleted

Or. en

Justification

See new wording proposed in Annex I, Part A, point 2, paragraph 4a (new).

Amendment 323
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point m

Text proposed by the Commission

Amendment

(m) eco-toxicity, freshwater; deleted

Or. en

Amendment 324
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point m

Text proposed by the Commission

Amendment

(m) eco-toxicity, freshwater; deleted

Or. en

Justification

See new wording proposed in Annex I, Part A, point 2, paragraph 4a (new).

Amendment 325

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point n

Text proposed by the Commission

Amendment

(n) human toxicity, cancer; deleted

Or. en

Amendment 326

Ondřej Knotek

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point n

Text proposed by the Commission

Amendment

(n) human toxicity, cancer; deleted

Or. en

Justification

See new wording proposed in Annex I, Part A, point 2, paragraph 4a (new).

Amendment 327

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point o

Text proposed by the Commission

Amendment

(o) human toxicity, non-cancer; deleted

Or. en

Amendment 328
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point o

Text proposed by the Commission

Amendment

(o) *human toxicity, non-cancer;* *deleted*

Or. en

Justification

See new wording proposed in Annex I, Part A, point 2, paragraph 4a (new).

Amendment 329
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point p

Text proposed by the Commission

Amendment

(p) *land use related impacts.* *deleted*

Or. en

Justification

See new wording proposed in Annex I, Part A, point 2, paragraph 4a (new).

Amendment 330
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 2 – point p

Text proposed by the Commission

Amendment

(p) *land use related impacts.* *deleted*

Or. en

Amendment 331

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 2 – point p a (new)

Text proposed by the Commission

Amendment

(p a) material and resource efficiency;

Or. en

Amendment 332

Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolors Montserrat

Proposal for a regulation

Annex I – Part A – point 2 – paragraph 3

Text proposed by the Commission

Amendment

Harmonised technical specifications shall indicate that for the essential characteristic ***of climate change effects under point (a)*** it is mandatory for the manufacturer to declare the performance of the product as set out in Articles 11(2) and 22(1).

For the essential characteristic "environmental sustainability", all environmental impact indicators a) to m) must be declared as a whole.

Harmonised technical specifications shall indicate that for the essential characteristic ***"environmental sustainability"*** it is mandatory for the manufacturer to declare the performance of the product as set out in Articles 11(2) and 22(1).

Or. en

Justification

The core environmental indicators according to EN 15804+A2 should not be defined separately as essential characteristics but should be combined into one essential characteristic. This prevents "cherry-picking of indicators."

Amendment 333
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 3

Text proposed by the Commission

Harmonised technical specifications shall indicate that for the essential ***characteristic of climate change effects*** under ***point (a)*** it is mandatory for the manufacturer to declare the performance of the product as set out in Articles 11(2) and 22(1).

Amendment

Harmonised technical specifications shall indicate that for the essential ***characteristics defined*** under ***points (a) to (j)*** it is mandatory for the manufacturer to declare the performance of the product as set out in Articles 11(2) and 22(1).

Or. en

Justification

Amendment reflecting the changes made in Annex I, Part A, point 2, paragraph 2 (introductory part).

Amendment 334
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 3

Text proposed by the Commission

Harmonised technical specifications shall indicate that ***for the*** essential characteristic ***of climate change effects under point (a)*** it is mandatory for the manufacturer to declare the performance of the product as set out in Articles 11(2) and 22(1).

Amendment

Harmonised technical specifications shall indicate that ***as*** essential characteristic ***related to life cycle assessment*** it is mandatory for the manufacturer to declare the performance of the product as set out in Articles 11(2) and 22(1).

Or. en

Amendment 335
Christian Doleschal, Christine Schneider, Norbert Lins, Pernille Weiss, Dolores Montserrat

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 4

Text proposed by the Commission

Amendment

Harmonised technical specifications shall also cover to the extent possible the essential characteristic of capability to temporarily bind carbon and of other carbon removals. ***deleted***

Or. en

Amendment 336
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 4

Text proposed by the Commission

Amendment

Harmonised technical specifications shall also cover to the extent possible the essential characteristic of ***capability to temporarily bind carbon and of other carbon removals.***

Harmonised technical specifications shall also cover to the extent possible the essential characteristic of carbon ***sequestration capacity, where the product complies with the environmental obligations referred to in Article 22 and with the minimum product requirements set out in Annex I, Part C, and that its production has not contributed to land use change, complying with the obligations of the [Deforestation and Forest Degradation Regulation].***

Or. en

Amendment 337
Ondřej Knotek

Proposal for a regulation
Annex I – Part A – point 2 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

Harmonised technical specifications may include the following characteristics related to life-cycle assessment defined by

point (a) to (f):

(a) particulate matter;

(b) ionizing radiation, human health;

(c) eco-toxicity, freshwater;

(d) human toxicity, cancer;

(e) human toxicity, non-cancer;

(f) land use related impacts.

Or. en

Justification

Given the limited experience with the application of these indicators and reference methods, reporting on these indicators could be done voluntarily contrary to the reporting on indicators set in paragraph 2.2, which should be mandatory.

Amendment 338

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – paragraph 2

Text proposed by the Commission

Environment relates to the extraction and manufacturing of the materials, the manufacturing of the product, its maintenance, its potential to remain as long as possible within a circular economy and its end of life phase.

Amendment

Environment relates to the extraction and manufacturing of the materials, the manufacturing of the product, its ***transport***, maintenance, its potential to remain as long as possible within a circular economy and its end of life phase.

Or. en

Amendment 339

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point a

Text proposed by the Commission

(a) maximising durability in terms of the expected average life span, the

Amendment

(a) maximising ***reliability and*** durability in terms of the ***guaranteed life***

expected minimum life span under worst but still realistic conditions, and in terms of the minimum life span requirements;

span, expected average life span, the expected minimum life span under worst but still realistic conditions ***taking into account resistance to stresses or ageing mechanisms***, and in terms of the minimum life span requirements. ***Emissions from life-cycle extensions should be assessed and compared with demolition and reconstruction emissions through pre-demolition audits;***

Or. en

Amendment 340
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.1 – point a

Text proposed by the Commission

(a) maximising durability ***in terms*** of the ***expected average life span***, the expected minimum life span under worst but still realistic conditions, ***and in terms of the minimum life span requirements;***

Amendment

(a) maximising durability ***and reliability*** of the ***product or its components as expressed through product's guaranteed lifetime, technical lifetime indication of real use information on the product, resistance to stress or ageing mechanisms, in order to extend the lifetime of buildings and their use phase,*** ***and*** the expected minimum life span under worst but still realistic conditions; ***Emissions from life-cycle extensions should be assessed and compared with demolition and reconstruction emissions through pre-demolition audits;***

Or. en

Amendment 341
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.1 – point c

Text proposed by the Commission

(c) maximising recycled content wherever possible without safety loss or outweighing negative environmental impact;

Amendment

(c) maximising ***the use of used*** recycled ***and renewable*** content wherever possible without safety loss or outweighing negative environmental impact;

Or. en

Amendment 342
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part C – point 2 – point 2.1 – point c

Text proposed by the Commission

(c) maximising recycled content wherever possible without safety loss or outweighing negative environmental impact;

Amendment

(c) maximising ***reused, recycled and by-product*** content wherever possible without safety loss or outweighing negative environmental impact;

Or. en

Amendment 343
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.1 – point f

Text proposed by the Commission

(f) resource efficiency;

Amendment

(f) ***materials and*** resource efficiency;

Or. en

Amendment 344
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.1 – point f a (new)

Text proposed by the Commission

Amendment

(f a) modularity;

Or. en

Amendment 345

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point j

Text proposed by the Commission

Amendment

(j) **possibility** of maintenance and refurbishment during the expected life span;

(j) **ease** of maintenance and refurbishment during the expected life span;

Or. en

Amendment 346

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point l

Text proposed by the Commission

Amendment

(l) capability of different materials or substances to be separated and recovered during dismantling or recycling procedures.

(l) **ease of** capability of different materials or substances to be separated and recovered during dismantling or recycling procedures.

Or. en

Amendment 347

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point l a (new)

Text proposed by the Commission

Amendment

(1 a) sustainable sourcing, as demonstrated by due diligence statements and sustainable sourcing certification, where relevant;

Or. en

Amendment 348

Sara Matthieu

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point 1 a (new)

Text proposed by the Commission

Amendment

(1 a) release of odours or substances with adverse effects on human health into indoor air;

Or. en

Amendment 349

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point 1 b (new)

Text proposed by the Commission

Amendment

(1 b) minimizing production-to-packaging ratio;

Or. en

Amendment 350

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point 1 c (new)

Text proposed by the Commission

Amendment

(1 c) microplastics release;

Or. en

Amendment 351

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point 1 d (new)

Text proposed by the Commission

Amendment

(1 d) amounts of waste generated, notably hazardous waste and waste without an identified recycling treatment;

Or. en

Amendment 352

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.1 – point 1 e (new)

Text proposed by the Commission

Amendment

(1 e) absence of waste that could be reused or recycled to the end of his life-cycle, including incineration with recovery of energy or backfilled.

Or. en

Amendment 353

Sirpa Pietikäinen

Proposal for a regulation

Annex I – Part C – point 2 – point 2.2 – paragraph 1

Text proposed by the Commission

Amendment

Harmonised technical specifications shall, as appropriate, specify these inherent product environmental requirements, which might relate to but are in essence independent from the phase of the installation of the product into construction works.

Delegated acts adopted in accordance with Article 5(2) shall, as appropriate, specify these inherent product environmental requirements **for product families or categories**, which might relate to but are in essence independent from the phase of the installation of the product into construction works.

Or. en

Amendment 354

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.2 – paragraph 1

Text proposed by the Commission

Amendment

Harmonised technical specifications shall, as appropriate, specify these inherent product environmental requirements, which might relate to but are in essence independent from the phase of the installation of the product into construction works.

Delegated acts shall, as appropriate, specify these inherent product environmental requirements **for products families or categories**, which might relate to but are in essence independent from the phase of the installation of the product into construction works.

Or. en

Amendment 355

Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation

Annex I – Part C – point 2 – point 2.2 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

When specifying the inherent product environmental requirements, **harmonised technical specifications** shall at least cover the following elements:

When specifying the inherent product environmental requirements, **delegated acts** shall at least cover the following elements:

Amendment 356
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part C – point 2 – point 2.2 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

When specifying the inherent product environmental requirements, ***harmonised technical specifications*** shall at least cover the following elements:

When specifying the inherent product environmental requirements, ***delegated acts*** shall at least cover the following elements:

Or. en

Amendment 357
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.2 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) ***if possible***, define ***the state of the art of addressing*** the environmental aspects with regard to the respective product category, including the minimum recycled content;

(a) define the environmental aspects with regard to the respective product category, ***which shall include whole life cycle green house emissions, resource efficiency***, including the minimum recycled content ***and reusability***;

Or. en

Amendment 358
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.2 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) where avoidance is not possible,

(c) where avoidance is not possible,

negative effects and risks shall be reduced, mitigated and addressed by warnings on the product, its packaging and in instructions for use.

negative effects and risks *derived from any type of the product's performance* shall be reduced, mitigated and addressed by warnings on the product, its packaging and in instructions for use.

Or. en

Amendment 359
Marcos Ros Sempere, Rovana Plumb

Proposal for a regulation
Annex I – Part C – point 2 – point 2.2 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(c a) This information shall be disclosed according to rules laid in article 13 and 14.

Or. en

Amendment 360
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part C – point 2 – point 2.2 – paragraph 3

Text proposed by the Commission

Amendment

When specifying the inherent product environmental requirements, harmonised technical specifications may differentiate these in accordance with performance classes.

Delegated acts adopted in accordance with Article 5(2) shall, where applicable, determine mandatory threshold levels and classes of performance for particular product families and categories in relation to the inherent product environmental requirements referred to in paragraph 2.

Or. en

Amendment 361
Sirpa Pietikäinen

Proposal for a regulation
Annex I – Part C – point 2 – point 2.2 a (new)

Text proposed by the Commission

Amendment

2.2 a. The environmental performance of product categories covered by the text shall be verified through a harmonised method for the evaluation of product environmental performance along their full life cycle (LCA).

Or. en

Amendment 362
Sirpa Pietikäinen

Proposal for a regulation
Annex V – point 7 a (new)

Text proposed by the Commission

Amendment

7 a. Bodies involved in the assessment and verification of constancy of performance.

With respect to the function of notified bodies involved in the assessment and verification of constancy of performance for construction products, distinction shall be made between:

(1) product certification body: a governmental or non-governmental notified body, possessing the necessary competence and responsibility to carry out a product certification in accordance with given rules of procedure and management;

(2) factory production control certification body: a notified body, governmental or non-governmental, possessing the necessary competence and responsibility to carry out factory production control certification in accordance to given rules of procedure and management;

(3) testing laboratory: a notified laboratory which measures, examines, tests, calibrates or otherwise determines the characteristics or performance of materials or construction products.

Or. en