



2023/0124(COD)

24.10.2023

DRAFT OPINION

of the Committee on the Internal Market and Consumer Protection

for the Committee on the Environment, Public Health and Food Safety

on the proposal for a regulation of the European Parliament and of the Council
on Detergents and surfactants, amending Regulation (EU) 2019/1020 and
repealing Regulation (EC) No 648/2004
(COM(2023)0217 – C9-0154/2023 – 2023/0124(COD))

Rapporteur for opinion: Maria da Graça Carvalho

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EXPLANATORY STATEMENT

Introduction

Detergents are a part of everyday life for all Union citizens. Given the weaknesses identified in the 2019 evaluation of the Detergents Regulation, and the fact that a coherent and stable regulatory framework is essential to accelerate the green and digital transitions, the Rapporteur welcomes the Commission's proposal for a Regulation of the European Parliament and of the Council on detergents and surfactants, amending Regulation (EU) 2019/1020 and repealing Regulation (EC) No 648/2004.

The rapporteur, considering the shared and exclusive competences of the IMCO Committee, tabled amendments focusing primarily in three different areas: CE Marking, Digital Product Passport and Digital Labelling.

The rapporteur has drafted this Opinion having regard to five major guiding principles: **consumer protection, reduction of administrative burden/bureaucracy, simplification of requirements, transparency and fostering innovation.**

1) CE Marking

The CE marking is a tool designed to demonstrate conformity with applicable rules. According to those rules, conformity assessments and declarations of compliance with EU legislation are responsibilities of the manufacturers, without prior examination by the competent authorities. Furthermore, the digital product passport will be the tool by which manufacturers demonstrate compliance with the requirements of this Regulation. Considering these facts, the rapporteur believes that the CE marking would not add value to the product and it would not protect consumers, leading instead to more bureaucracy, increasing the administrative burden and duplicating compliance procedures. Consequently, the rapporteur has proposed to delete it.

2) Digital Product Passport

The Commission's intention is to create a Digital Product Passport (DPP) for each batch. However, in order to ensure more efficiency and reduce the administrative burden, the rapporteur proposes instead that the DPP should be specific to each product model. Nevertheless, the rapporteur also proposes the possibility of a new product passport for a particular batch, namely if the product formulation or composition has changed.

The rapporteur further proposes that the DPP should coexist harmoniously, through synergies, with other product passports provided for in other legislation, by having a single digital product passport that combines the different elements required by the different pieces of Union legislation.

3) Digital Labelling

In order to protect consumers, the rapporteur proposes a hybrid labelling system, which includes a physical label and a digital label in order to increase readability and ensure simplification of the label. The physical label shall include information on dosage, health and safety information and information about the manufacturer, in a simpler and legible way, while the digital label shall include all the other relevant information. Instead of having overcrowded labels that are difficult to read, the rapporteur aims for an increased understanding, readability, accessibility, and improved effectiveness of the communication of safety and use information regarding end-users.

The rapporteur understands that both the digital label and the digital product passport shall be

accessed through the same data carrier.

AMENDMENTS

The Committee on the Internal Market and Consumer Protection calls on the Committee on the Environment, Public Health and Food Safety, as the committee responsible, to take the following into account:

Amendment 1

Proposal for a regulation

Recital 17

Text proposed by the Commission

(17) To facilitate compliance of the manufacturers with their obligations under this Regulation, manufacturers established in the Union should be allowed to appoint an authorised representative to carry out specific tasks on their behalf. Moreover, to ensure a clear and proportionate distribution of responsibilities between the manufacturer and the authorised representative it is necessary to set out the list of tasks that manufacturers should be allowed to entrust the authorised representative with. Further, to ensure the enforceability and effectiveness of the market surveillance requirements and that only compliant detergents and surfactants are placed on the Union market, the appointment of an authorised representative should be mandatory when the manufacturer is established outside of the Union.

Amendment

(17) To facilitate compliance of the manufacturers with their obligations under this Regulation, manufacturers established in the Union should be allowed to appoint an authorised representative to carry out specific tasks on their behalf. ***Such an appointment should be valid only when accepted in writing by the authorised representative.*** Moreover, to ensure a clear and proportionate distribution of responsibilities between the manufacturer and the authorised representative it is necessary to set out the list of tasks that manufacturers should be allowed to entrust the authorised representative with. Further, to ensure the enforceability and effectiveness of the market surveillance requirements and that only compliant detergents and surfactants are placed on the Union market, the appointment of an authorised representative should be mandatory when the manufacturer is established outside of the Union.

Or. en

Amendment 2

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) In order to safeguard the

Amendment

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functioning of the internal market and to ensure that the objective of providing a high level of protection of health and the environment is achieved, it is necessary to establish that detergents and surfactants from third countries entering the Union market also comply with this Regulation. In particular, it is necessary to ensure that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those products. It is also necessary to lay down rules for importers to ensure that the detergents and surfactants they place on the market comply with those requirements and that the documentation drawn up by manufacturers ***and, where relevant, the CE marking*** are available for inspection by the competent national authorities. Provision should also be made for importers to ensure that a product passport is available for those products.

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Or. en

Amendment 3

Proposal for a regulation Recital 20

Text proposed by the Commission

(20) Since importers play a key role in guaranteeing the compliance of imported detergents and surfactants in the Union market, when placing a detergent or surfactant on the market, importers should indicate on the product their name, registered trade name or registered trade mark as well as their postal address and, ***where available, electronic means of communication through which they can be contacted.***

Amendment

(20) Since importers play a key role in guaranteeing the compliance of imported detergents and surfactants in the Union market, when placing a detergent or surfactant on the market, importers should indicate on the product their name, registered trade name or registered trade mark as well as their postal address and ***email address.***

Or. en

Amendment 4

Proposal for a regulation Recital 24

Text proposed by the Commission

Amendment

(24) *The CE marking, indicating the conformity of a detergent with this Regulation, is the visible consequence of a whole process comprising conformity assessment in a broad sense. Regulation (EC) No 765/2008 of the European Parliament and of the Council³⁶ lays down the general principles of the CE marking. That Regulation should be applicable to detergents covered by this Regulation in order to ensure that products benefiting from the free movement of goods within the Union fulfil requirements providing a high level of protection of public interests such as health and the environment. In line with Regulation (EC) No 765/2008, the CE marking should be the only marking of conformity indicating that the detergent is in conformity with Union harmonisation legislation.* *deleted*

³⁶ Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and repealing Regulation (EEC) No 339/93 (OJ L 218, 13.8.2008, p. 30).

Or. en

Amendment 5

Proposal for a regulation Recital 26

Text proposed by the Commission

Amendment

(26) Labels communicate important use (26) Labels communicate important use,

and safety information to users, such as the presence of skin or respiratory sensitisers (e.g. allergenic fragrances, preservatives or enzymes) in detergents and surfactants. By providing information on the content of those substances on the labels of detergents and surfactants, it is possible for users with allergies or allergic predispositions to make informed choices, and potential reactions related to the use of detergents and surfactants are thus reduced. It is therefore necessary to establish labelling requirements for detergents and surfactants.

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Or. en

Amendment 6

Proposal for a regulation Recital 31

Text proposed by the Commission

(31) Digital labelling could improve the communication of labelling information both by avoiding overcrowded physical labels and by allowing users to rely on various reading options available only for digital formats, such as increased font, automatic search, loud speakers or translation into other languages. Providing digital labels could also lead to a more efficient management of the labelling obligations by economic operators, **by** facilitating the update of labelling information, reducing labelling costs and permitting a more targeted information of users. Therefore, economic operators should be allowed to provide certain labelling information only through the digital label subject to certain conditions to ensure a high level of protection of detergents' users.

Amendment

(31) Digital labelling could improve the communication of labelling information both by avoiding overcrowded physical labels and by allowing users to rely on various reading options available only for digital formats, such as increased font, automatic search, loud speakers or translation into other languages. Providing digital labels could also lead to a more efficient management of the labelling obligations by economic operators, **especially SMEs, by creating a simpler framework**, facilitating the update of labelling information, reducing labelling costs and permitting a more targeted information of users. Therefore, economic operators should be allowed to provide certain labelling information only through the digital label subject to certain conditions to ensure a high level of protection of detergents' users.

Or. en

Amendment 7

Proposal for a regulation Recital 31 a (new)

Text proposed by the Commission

Amendment

(31 a) Digital labelling could increase readability, ease of use and understandability of labels for consumers, including vulnerable and visually impaired consumers.

Or. en

Amendment 8

Proposal for a regulation Recital 32

Text proposed by the Commission

Amendment

(32) To avoid imposing an unnecessary administrative burden for economic operators ***and since, in most cases, the digital label is only complementary to the physical one, economic operators should be able to decide whether to use digital labels or provide all the information on a physical label only. The choice to provide a digital label should rest with*** manufacturers ***and importers, who are responsible for providing the accurate set of labelling information.***

(32) To avoid imposing an unnecessary administrative burden for economic operators ***the simplification of the labelling requirements under this Regulation would be beneficial for the industry and end-users. Furthermore, the elimination of duplicated information requirements related to emergency health response would further reduce costs and regulatory burden for detergents*** manufacturers.

Or. en

Amendment 9

Proposal for a regulation Recital 34

Text proposed by the Commission

(34) An exception should, nevertheless, be made for detergents sold to end-users in a refill format. In order to fully reap not only the benefits offered by digitalisation but also the large environmental benefits in terms of reduction of packaging and related packaging waste that the practice of refill sales offers, it should be permitted to provide all labelling information digitally with the exception of dosage instructions for consumer laundry detergents.

Amendment

(34) An exception should, nevertheless, be made for detergents sold to end-users in a refill format. In order to fully reap not only the benefits offered by digitalisation but also the large environmental benefits in terms of reduction of packaging and related packaging waste that the practice of refill sales offers, it should be permitted to provide all labelling information digitally with the exception of dosage instructions for consumer laundry detergents. ***In this case, manufacturers should be responsible for providing the leaflet or sticker with the labelling information while the retailer should be responsible for handing out this leaflet to the consumer or for affixing the sticker on the refilled bottle.***

Or. en

Amendment 10

**Proposal for a regulation
Recital 39**

Text proposed by the Commission

(39) Manufacturers should create a product passport to provide information on the conformity of detergents and surfactants with this Regulation, as well as with any other legislation that the detergent or surfactant must comply with. In order to facilitate checks on detergents or surfactants and to allow the actors in the supply chain and end-users to access necessary information such as ingredients and use instructions, the information on the product passport should be provided digitally and in a directly accessible manner, through a data carrier affixed to the label of the detergent or surfactant, its packaging or the accompanying

Amendment

(39) Manufacturers should create a product passport to provide information on the conformity of detergents and surfactants with this Regulation, as well as with any other legislation that the detergent or surfactant must comply with, ***without jeopardizing the protection of confidential business information.*** In order to facilitate checks on detergents or surfactants and to allow the actors in the supply chain and end-users to access necessary information such as ingredients and use instructions, the information on the product passport should be provided digitally and in a directly accessible manner, through a data carrier affixed to the label of the detergent

documentation. Market surveillance authorities, economic operators and end-users should, therefore, have immediate access to compliance or other information on the detergent or surfactant through the data carrier.

or surfactant, its packaging or the accompanying documentation. Market surveillance authorities, economic operators and end-users should, therefore, have immediate access to compliance or other information on the detergent or surfactant through the data carrier.

Or. en

Amendment 11

Proposal for a regulation Recital 39 a (new)

Text proposed by the Commission

Amendment

(39 a) To avoid costs to companies and the public that are disproportionate to the wider benefits, the product passport should, as a default, be specific to the product model which includes a combination of the product name along with the unique formula of the detergent. Where appropriate and when there are substantial changes to the formula or when there are compositional differences according to the batch, the product passport should be specific to the batch.

Or. en

Amendment 12

Proposal for a regulation Recital 43

Text proposed by the Commission

Amendment

(43) When other Union legislation applicable to detergents or surfactants requires a product passport, a single product passport should be available for detergents and surfactants containing the information required under this Regulation

(43) When other Union legislation applicable to detergents or surfactants requires a product passport, a single product passport should be available for detergents and surfactants containing the information required under this Regulation

and the other Union legislation.

and the other Union legislation.

Furthermore, the technical design of the product passport for detergents and surfactants should fulfil only requirements according to this Regulation and it should be avoided that further technical design criteria should be required according to product passport rules of other legislative acts.

Or. en

Amendment 13

Proposal for a regulation Recital 44

Text proposed by the Commission

(44) It is crucial to make clear to both manufacturers and users that by creating the product passport for detergent or surfactant ***and, where relevant, by affixing the CE marking***, the manufacturer declares that the detergent or surfactant is in conformity with all applicable requirements and that the manufacturer takes full responsibility thereof.

Amendment

(44) It is crucial to make clear to both manufacturers and users that by creating the product passport for detergent or surfactant the manufacturer declares that the detergent or surfactant is in conformity with all applicable requirements and that the manufacturer takes full responsibility thereof.

Or. en

Amendment 14

Proposal for a regulation Recital 62

Text proposed by the Commission

(62) This Regulation introduces the possibility of providing ***all or*** part of the mandatory labelling requirements only in digital ***labels in certain situations*** and requires the creation of a digital product passport for detergents and surfactants. It is, therefore, necessary to provide for

Amendment

(62) This Regulation introduces the possibility of providing part of the mandatory labelling requirements only in digital ***label*** and requires the creation of a digital product passport for detergents and surfactants. It is, therefore, necessary to provide for sufficient time for economic

sufficient time for economic operators to comply with their obligations under this Regulation, for Member States to set up the administrative infrastructure necessary for its application and for the Commission to prepare the implementation of the product passport's technical requirements. Consequently, the application of this Regulation should be deferred to a date where those preparations can reasonably be finalised.

operators to comply with their obligations under this Regulation, for Member States to set up the administrative infrastructure necessary for its application and for the Commission to prepare the implementation of the product passport's technical requirements. Consequently, the application of this Regulation should be deferred to a date where those preparations can reasonably be finalised.

Or. en

Amendment 15

Proposal for a regulation Recital 62 a (new)

Text proposed by the Commission

Amendment

(62 a) In order to ensure coherence between digital labelling and the digital product passport, economic operators that provide digital labelling should only use a single data carrier to access the digital label and the digital product passport, thereby facilitating simple use by the end-user.

Or. en

Amendment 16

Proposal for a regulation Article 2 – paragraph 1 – point 13

Text proposed by the Commission

Amendment

(13) ‘making available on the market’ means any supply for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge;

(13) ‘making available on the market’ means any supply ***of a detergent or a surfactant*** for distribution, consumption or use on the Union market in the course of a commercial activity, whether in return for payment or free of charge;

Amendment 17

Proposal for a regulation

Article 2 – paragraph 1 – point 14

Text proposed by the Commission

(14) ‘placing on the market’ means the first making available on the Union market;

Amendment

(14) ‘placing on the market’ means the first making available ***of a detergent or a surfactant*** on the Union market;

Or. en

Amendment 18

Proposal for a regulation

Article 2 – paragraph 1 – point 15

Text proposed by the Commission

(15) ‘manufacturer’ means any natural or legal persons that manufacture or have a detergent or a surfactant designed or manufactured, and ***place*** that detergent or surfactant on the market under their name or trademark;

Amendment

(15) ‘manufacturer’ means any natural or legal persons that manufacture or have a detergent or a surfactant designed or manufactured, and ***market*** that detergent or surfactant on the market under their name or trademark;

Or. en

Amendment 19

Proposal for a regulation

Article 2 – paragraph 1 – point 16

Text proposed by the Commission

(16) ‘authorised representative’ means any natural or legal persons established within the Union that have received a written mandate from a manufacturer to act on their behalf in relation to specified

Amendment

(16) ‘authorised representative’ means any natural or legal persons established within the Union that have received a written mandate from a manufacturer to act on their behalf in relation to specified tasks, ***with regard to the manufacturer’s***

tasks;

obligations under this Regulation;

Or. en

Amendment 20

Proposal for a regulation

Article 2 – paragraph 1 – point 19

Text proposed by the Commission

(19) ‘economic operator’ means the manufacturer, the authorised representative, the importer *or* the distributor;

Amendment

(19) ‘economic operator’ means the manufacturer, the authorised representative, the importer, the distributor, *or any other natural or legal person who is subject to obligations in relation to the manufacture of products, making them available on the market or putting them into service in accordance with the relevant Union harmonisation legislation;*

Or. en

Amendment 21

Proposal for a regulation

Article 2 – paragraph 1 – point 20

Text proposed by the Commission

(20) ‘market surveillance’ means the activities carried out and measures taken by market surveillance authorities to ensure that products comply with the requirements set out in *this Regulation*;

Amendment

(20) ‘market surveillance’ means the activities carried out and measures taken by market surveillance authorities to ensure that products comply with the requirements set out in *the applicable Union harmonisation legislation and to ensure protection of the public interest covered by this legislation*;

Or. en

Amendment 22

Proposal for a regulation

Article 2 – paragraph 1 – point 24

Text proposed by the Commission

(24) ‘**CE marking**’ means a marking by which the manufacturer indicates that the detergent is in conformity with the applicable requirements set out in Union harmonisation legislation providing for its affixing;

Amendment

deleted

Or. en

Amendment 23

Proposal for a regulation

Article 2 – paragraph 1 – point 25

Text proposed by the Commission

(25) ‘corrective **measure**’ means a measure as defined in Article 3, point 16, of Regulation (EU) 2019/1020;

Amendment

(25) ‘corrective **action**’ means a measure as defined in Article 3, point 16, of Regulation (EU) 2019/1020;

Or. en

Amendment 24

Proposal for a regulation

Article 2 – paragraph 1 – point 27

Text proposed by the Commission

(27) ‘data carrier’ means a linear bar code symbol, a two-dimensional symbol or other automatic identification data capture medium that can be read by a device;

Amendment

(27) ‘data carrier’ means **any medium, such as** a linear bar code symbol, a two-dimensional symbol or other automatic identification data capture medium, that can be read by a device;

Or. en

Amendment 25

Proposal for a regulation

Article 2 – paragraph 1 – point 28

Text proposed by the Commission

(28) ‘unique product identifier’ means a unique string of characters ***that allows*** the identification of a product ***and*** enables a web link to the product passport;

Amendment

(28) ‘unique product identifier’ means a unique string of characters ***for*** the identification of a product ***that also*** enables a web link to the product passport;

Or. en

Amendment 26

Proposal for a regulation

Article 2 – paragraph 1 – point 29

Text proposed by the Commission

(29) ‘unique operator identifier’ means a unique string of characters for the identification of ***economic operators*** involved in the value chain of products;

Amendment

(29) ‘unique operator identifier’ means a unique string of characters for the identification of ***actors*** involved in the value chain of products;

Or. en

Amendment 27

Proposal for a regulation

Article 2 – paragraph 1 – point 34 a (new)

Text proposed by the Commission

Amendment

(34 a) ‘model’ means a specific type of detergent which includes a combination of the product name along with the unique formula;

Or. en

Amendment 28

Proposal for a regulation

Article 7 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Manufacturers shall draw up the technical documentation referred to in Annex IV and carry out the conformity assessment procedure referred to in that Annex.

Amendment

Before placing a detergent or surfactant on the market, manufacturers shall draw up the technical documentation referred to in Annex IV and carry out the conformity assessment procedure referred to in that Annex.

Or. en

Amendment 29

Proposal for a regulation

Article 7 – paragraph 2 – subparagraph 2 – introductory part

Text proposed by the Commission

Where compliance of a detergent or surfactant with the applicable requirements has been demonstrated by the ***procedure referred to in the first subparagraph***, manufacturers shall:

Amendment

Where compliance of a detergent or surfactant with the applicable requirements has been demonstrated by the ***conformity assessment***, manufacturers shall:

Or. en

Amendment 30

Proposal for a regulation

Article 7 – paragraph 2 – subparagraph 2 – point c

Text proposed by the Commission

(c) where relevant, affix the CE marking in accordance with Article 14,

Amendment

deleted

Or. en

Amendment 31

Proposal for a regulation

Article 7 – paragraph 4 – subparagraph 2

Text proposed by the Commission

When deemed appropriate with regard to the performance of, or the risks presented by, a detergent or surfactant, manufacturers shall carry out sample testing of such detergents or surfactants, investigate, and, if necessary, keep **a** register of complaints, of non-conforming detergents or surfactants and recalls of such detergent or surfactants, and shall keep distributors informed of any such monitoring.

Amendment

When deemed appropriate **and proportionate** with regard to the performance of, or the risks presented by, a detergent or surfactant, manufacturers shall carry out sample testing of such detergents or surfactants, investigate, and, if necessary, keep **an internal** register of complaints, of non-conforming detergents or surfactants and recalls of such detergent or surfactants, and shall keep distributors informed of any such monitoring. **Such a register shall be made available to the competent national authorities upon request.**

Or. en

Amendment 32

Proposal for a regulation

Article 7 – paragraph 7

Text proposed by the Commission

7. Manufacturers that consider or have reason to believe that a detergent or surfactant which they have placed on the market is not in conformity with this Regulation shall **immediately** take the corrective **measures** necessary to bring that detergent or surfactant into conformity, to withdraw it or to recall it, as appropriate. Furthermore, where manufacturers consider or have reason to believe that a detergent or surfactant which they have placed on the market presents a risk to health or to the environment, they shall immediately inform the competent national authorities of the Member States in which they made the detergent or surfactant

Amendment

7. Manufacturers that consider or have reason to believe that a detergent or surfactant which they have placed on the market **after the entry into force of this Regulation** is not in conformity with this Regulation shall **without undue delay** take the corrective **action** necessary to bring that detergent or surfactant into conformity, to **immediately** withdraw it or to recall it, as appropriate. Furthermore, where manufacturers consider or have reason to believe that a detergent or surfactant which they have placed on the market presents a risk to health or to the environment, they shall immediately inform the competent national authorities

available on the market to that effect, giving details, in particular, of any non-compliance and of any corrective **measures** taken.

of the Member States in which they made the detergent or surfactant available on the market to that effect, giving details, in particular, of any non-compliance and of any corrective **action** taken.

Or. en

Amendment 33

Proposal for a regulation Article 7 – paragraph 8

Text proposed by the Commission

8. Manufacturers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in ***paper or*** electronic form, necessary to demonstrate the conformity of the detergent or surfactant with this Regulation, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by a detergent or surfactant which they have placed on the market.

Amendment

8. Manufacturers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in electronic form, necessary to demonstrate the conformity of the detergent or surfactant with this Regulation, in a language which can be easily understood by that authority. ***The relevant information and documentation shall be provided within 10 working days of receipt of the request.*** They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by a detergent or surfactant which they have placed on the market.

Or. en

Amendment 34

Proposal for a regulation Article 7 – paragraph 8 a (new)

Text proposed by the Commission

Amendment

8 a. Manufacturers shall make publicly available communication channels, such as a telephone number, an email address or a dedicated section of their website,

taking into account the accessibility needs of persons with disabilities, enabling end-users to submit complaints or concerns about potential non-conformity of products.

Or. en

Amendment 35

Proposal for a regulation Article 8 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. The appointment shall be valid only when accepted in writing by the authorised representative.

Or. en

Amendment 36

Proposal for a regulation Article 8 – paragraph 2

Text proposed by the Commission

Amendment

2. Where the manufacturer is not established in the Union, the detergent or surfactant may only be placed on the Union market if the manufacturer designates, by a written mandate, an authorised representative.

2. Where the manufacturer is not established in the Union, the detergent or surfactant may only be placed on the Union market if the manufacturer designates, by a written mandate, an authorised representative, ***prior to making their products available on the Union market.***

Or. en

Amendment 37

Proposal for a regulation Article 8 – paragraph 3 – subparagraph 2 – introductory part

Text proposed by the Commission

The mandate shall allow the authorised representative to do **at least** the following:

Amendment

The mandate shall allow the authorised representative to do the following:

Or. en

Amendment 38

Proposal for a regulation

Article 8 – paragraph 3 – subparagraph 2 – point c

Text proposed by the Commission

(c) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of the detergent or surfactant with the requirements laid down in this Regulation;

Amendment

(c) further to a reasoned request from a competent national authority, provide that authority with all the information and documentation necessary to demonstrate the conformity of the detergent or surfactant with the requirements laid down in this Regulation, ***within 10 working days of the receipt of the request***;

Or. en

Amendment 39

Proposal for a regulation

Article 8 – paragraph 3 – subparagraph 2 – point d

Text proposed by the Commission

(d) cooperate with the competent national authorities, at their request, on any action taken to eliminate the risks posed by a detergent or surfactant covered by the authorised representative's mandate.

Amendment

(d) cooperate with the competent national authorities, at their request, on any action taken ***with regard to non-compliance of a detergent or surfactant or*** to eliminate the risks posed by a detergent or surfactant covered by the authorised representative's mandate.

Or. en

Amendment 40

Proposal for a regulation

Article 8 – paragraph 3 – subparagraph 2 – point e a (new)

Text proposed by the Commission

Amendment

(e a) perform other tasks if foreseen in the written mandate.

Or. en

Amendment 41

Proposal for a regulation

Article 9 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) the detergent bears the CE marking referred to in Article 14;

deleted

Or. en

Amendment 42

Proposal for a regulation

Article 9 – paragraph 3

Text proposed by the Commission

Amendment

3. Where an importer considers or has reason to believe that a detergent or surfactant is not in conformity with this Regulation, the importer shall not place the detergent or surfactant on the market until it has been brought into conformity. Furthermore, where the detergent or surfactant presents a risk to health or to the environment, the importer shall inform the manufacturer and the market surveillance authorities to that effect.

3. Where an importer considers or has reason to believe that a detergent or surfactant is not in conformity with this Regulation, the importer shall not place the detergent or surfactant on the market until it has been brought into conformity. Furthermore, where the detergent or surfactant presents a risk to health or to the environment, the importer shall ***immediately*** inform the manufacturer and the market surveillance authorities to that effect.

Or. en

Amendment 43

Proposal for a regulation Article 9 – paragraph 4

Text proposed by the Commission

4. Importers shall indicate their name, registered trade name or registered trade mark and the postal and email address at which they can be contacted on the label of the detergent or surfactant. The contact details shall be ***in a language easily understood by end-users and market surveillance authorities***.

Amendment

4. Importers shall indicate their name, registered trade name or registered trade mark and the postal and email address at which they can be contacted on the label of the detergent or surfactant. The contact details shall be ***clear, understandable and legible***.

Or. en

Amendment 44

Proposal for a regulation Article 9 – paragraph 7

Text proposed by the Commission

7. When deemed appropriate with regard to the performance of a detergent or surfactant or the risks presented by them, importers shall carry out sample testing of such detergents and surfactants, investigate, and, if necessary, keep ***a*** register of complaints, of non-conforming detergents and surfactants and recalls of such detergents and surfactants, and shall keep distributors informed of any such monitoring.

Amendment

7. When deemed appropriate with regard to the performance of a detergent or surfactant or the risks presented by them, importers shall carry out sample testing of such detergents and surfactants, investigate, and, if necessary, keep ***an internal*** register of complaints, of non-conforming detergents and surfactants and recalls of such detergents and surfactants, and shall keep distributors informed of any such monitoring. ***Such a register shall be made available to the competent national authorities upon request, within the following 10 working days.***

Or. en

Amendment 45

Proposal for a regulation Article 9 – paragraph 8

Text proposed by the Commission

8. Importers that consider or have reason to believe that a detergent or surfactant which they have placed on the market is not in conformity with this Regulation shall ***immediately*** take the corrective ***measures*** necessary to bring that detergent or surfactant into conformity, to withdraw it or to recall it, as appropriate. Furthermore, where importers consider or have reason to believe that a detergent or surfactant which they have placed on the market presents a risk to health or the environment, they shall immediately inform the competent national authorities of the Member States in which they made the detergent or surfactant available on the market to that effect, giving details, in particular, of any non-compliance and of any corrective ***measures*** taken.

Amendment

8. Importers that consider or have reason to believe that a detergent or surfactant which they have placed on the market is not in conformity with this Regulation shall ***without undue delay*** take the corrective ***action*** necessary to bring that detergent or surfactant into conformity, to ***immediately*** withdraw it or to recall it, as appropriate. Furthermore, where importers consider or have reason to believe that a detergent or surfactant which they have placed on the market presents a risk to health or the environment, they shall immediately inform the competent national authorities of the Member States in which they made the detergent or surfactant available on the market to that effect, giving details, in particular, of any non-compliance and of any corrective ***action*** taken.

Or. en

Amendment 46

Proposal for a regulation Article 9 – paragraph 10

Text proposed by the Commission

10. Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in ***paper or*** electronic form, necessary to demonstrate the conformity of the detergent or surfactant with this Regulation in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request,

Amendment

10. Importers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in electronic form, necessary to demonstrate the conformity of the detergent or surfactant with this Regulation in a language which can be easily understood by that authority. ***The relevant information and documentation shall be***

on any action taken to eliminate the risks posed by a detergent or surfactant which they have placed on the market.

provided within 10 working days of receipt of the request. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by a detergent or surfactant which they have placed on the market.

Or. en

Amendment 47

Proposal for a regulation Article 9 – paragraph 10 a (new)

Text proposed by the Commission

Amendment

10 a. Importers shall verify whether the communication channels referred to in Article 7(8a) are publicly available to consumers, thereby allowing them to submit complaints and concerns about potential non-conformity of products. Where such channels are not available, importers shall provide for them, taking into account accessibility needs for persons with disabilities.

Or. en

Amendment 48

Proposal for a regulation Article 10 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) the detergent bears the CE marking referred to in Article 14;

deleted

Or. en

Amendment 49

Proposal for a regulation Article 10 – paragraph 3

Text proposed by the Commission

3. Where a distributor considers or has reason to believe that a detergent or surfactant is not in conformity with this Regulation, the distributor shall not make the detergent or surfactant available on the market until it has been brought into conformity. Furthermore, where the detergent or surfactant presents a risk to health or the environment, the distributor shall inform the manufacturer and, where relevant, the authorised representative or the importer to that effect as well as the market surveillance authorities.

Amendment

3. Where a distributor considers or has reason to believe that a detergent or surfactant is not in conformity with this Regulation, the distributor shall not make the detergent or surfactant available on the market until it has been brought into conformity. Furthermore, where the detergent or surfactant presents a risk to health or the environment, the distributor shall **immediately** inform the manufacturer and, where relevant, the authorised representative or the importer to that effect as well as the market surveillance authorities.

Or. en

Amendment 50

Proposal for a regulation Article 10 – paragraph 5

Text proposed by the Commission

5. Distributors that consider or have reason to believe that a detergent or a surfactant which they have made available on the market is not in conformity with this Regulation shall make sure that the corrective **measures** necessary to bring that detergent or surfactant into conformity, to withdraw it or to recall it, as appropriate, are taken. Furthermore, where distributors consider or have reason to believe that a detergent or surfactant which they have made available on the market presents a risk to health or to the environment, they shall immediately inform the competent national authorities of the Member States in which they made the detergent or

Amendment

5. Distributors that consider or have reason to believe that a detergent or a surfactant which they have made available on the market is not in conformity with this Regulation shall make sure that the corrective **action** necessary to bring that detergent or surfactant into conformity, to withdraw it or to recall it, as appropriate, are **immediately** taken. Furthermore, where distributors consider or have reason to believe that a detergent or surfactant which they have made available on the market presents a risk to health or to the environment, they shall immediately inform the competent national authorities of the Member States in which they made

surfactant available on the market to that effect, giving details, in particular, of any non-compliance and of any corrective *measures* taken.

the detergent or surfactant available on the market to that effect, giving details, in particular, of any non-compliance and of any corrective *action* taken.

Or. en

Amendment 51

Proposal for a regulation Article 10 – paragraph 6

Text proposed by the Commission

6. Distributors shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in *paper or* electronic form, necessary to demonstrate the conformity of the detergent or surfactant with this Regulation. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by detergents and surfactants which they have made available on the market.

Amendment

6. Distributors shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation, in electronic form, necessary to demonstrate the conformity of the detergent or surfactant with this Regulation. *The relevant information and documentation shall be provided within 10 working days of receipt of the request.* They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by detergents and surfactants which they have made available on the market.

Or. en

Amendment 52

Proposal for a regulation Article 14

Text proposed by the Commission

Article 14

Rules and conditions for affixing the CE marking

1. *The CE marking shall be subject to the general principles set out in Article 30 of Regulation (EC) No 765/2008.*

Amendment

deleted

2.

The CE marking shall be affixed visibly, legibly and indelibly before a detergent is placed on the market.

The CE marking shall be affixed either to the label or the packaging of a detergent or, where the detergent is supplied in bulk, to a document accompanying the detergent.

Where, in accordance with Article 16(2), economic operators may provide a digital label only, the CE marking shall be provided on the digital label.

3. *Member States shall build upon existing mechanisms to ensure correct application of the regime governing the CE marking and shall take appropriate action in the event of improper use of that marking.*

Or. en

Amendment 53

Proposal for a regulation Article 15 – paragraph 2

Text proposed by the Commission

2. An economic operator making a detergent available on the market directly to an end-user in a refill format shall provide the physical label or the data carrier through which the digital label is accessible to the end-user.

Amendment

2. An economic operator making a detergent available on the market directly to an end-user in a refill format shall provide the physical label or the data carrier through which the digital ***part of the*** label is accessible to the end-user.

Or. en

Amendment 54

Proposal for a regulation Article 15 – paragraph 3 – subparagraph 1 – point b

Text proposed by the Commission

(b) the manufacturer's name, registered trade name or registered trade mark and the postal and email address at which they can be contacted. The postal address shall indicate a single point at which the manufacturer can be contacted;

Amendment

(b) the manufacturer's ***and, where relevant, the authorised representative's*** name, registered trade name or registered trade mark and the postal and email address at which they can be contacted. The postal address shall indicate a single point at which the manufacturer can be contacted;

Or. en

Amendment 55

Proposal for a regulation

Article 15 – paragraph 3 – subparagraph 1 – point e

Text proposed by the Commission

(e) instructions for use ***and*** special precautions, where necessary and relevant.

Amendment

(e) instructions for use, ***and health and safety*** special precautions, where necessary and relevant.

Or. en

Amendment 56

Proposal for a regulation

Article 16 – paragraph 1 – subparagraph 1 – introductory part

Text proposed by the Commission

Where detergents or surfactants are made available on the market, they shall be accompanied by the label elements ***set out in Article 15(3) and, where applicable, Article 15(4)*** in the following form:

Amendment

Where detergents or surfactants are made available on the market, they shall be accompanied by the label elements in the following form:

Or. en

Amendment 57

Proposal for a regulation

Article 16 – paragraph 1 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) **on** a physical label;

(a) a physical label ***with the elements set out in Article 15(3) points (b), (c) and (e) and, where applicable, the dosage information, as set out in Article 15(4); and***

Or. en

Justification

"The simplification of labels and the additional digital labelling would lead to increased understanding of chemical labels and improved effectiveness of the communication of safety and use information with regard to end-users. (...) reduce adverse effects on consumer health, in particular in case of an accident. (...) the information that remains on the physical label was found to be the most essential, and by removing duplications and reducing the amount of other label information provided on the physical label, such information could become clearer." (in Impact Assessment).

Amendment 58

Proposal for a regulation

Article 16 – paragraph 1 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) **on** a digital label ***and duplicated on a physical*** label.

(b) a digital label ***with all the remaining label elements set out in Article 15(3) and other relevant information, such as safe disposal ways and best practices.***

Or. en

Amendment 59

Proposal for a regulation

Article 16 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

By way of derogation from point (b) of the first subparagraph, the labelling elements set out in part C of Annex V do not have to be duplicated on the physical label. In addition, where the dosage information for consumer laundry detergents in accordance with points 1 and 2 of part B of Annex V is provided on the digital label, a simplified dosage grid as set out in part D of Annex V may be provided on the physical label.

deleted

Or. en

Amendment 60

Proposal for a regulation Article 16 – paragraph 2

Text proposed by the Commission

Amendment

2. By way of derogation from paragraph 1, where detergents are made available on the market directly to an end-user in a refill format, the label elements set out in Article 15(3) and (4) may be provided in a digital label only, with the exception of dosage information for consumer laundry detergents as set out in point 1 and 2 of part B of Annex V, which needs to be provided also on a physical label.

2. Where detergents are made available on the market directly to the end-user in a refill format, a leaflet or sticker containing the physical label information referred to in Article 16(1) shall be provided to the end-user.

Or. en

Amendment 61

Proposal for a regulation Article 17 – paragraph 1 – point a

Text proposed by the Commission

(a) all label elements referred to in Article 15(3) ***and, where applicable,*** Article **15(4)** shall be provided in one place and separated from other information;

Amendment

(a) all label elements referred to in Article 15(3) ***in accordance with*** Article **16(1)**, shall be provided in one place and separated from other information;

Or. en

Amendment 62

Proposal for a regulation

Article 17 – paragraph 1 – point b

Text proposed by the Commission

(b) the information on the digital label shall be searchable;

Amendment

(b) the information on the digital label shall be searchable, ***by the various technological means;***

Or. en

Amendment 63

Proposal for a regulation

Article 17 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The data carrier shall be physically present on the detergent or surfactant, their packaging or the documentation accompanying them.

Amendment

The data carrier shall be physically present on the detergent or surfactant, their packaging or the documentation accompanying them, ***in a way that allows it to be processed automatically by digital devices.***

Or. en

Amendment 64

Proposal for a regulation

Article 17 – paragraph 2 – subparagraph 2

Text proposed by the Commission

In addition to the requirement in the first subparagraph, where detergents and surfactants are made available on the market in a refill format, the data carrier shall be present on the ***refill station***.

Amendment

In addition to the requirement in the first subparagraph, where detergents and surfactants are made available on the market in a refill format, the data carrier shall be present on the ***leaflet or sticker***.

Or. en

Amendment 65

Proposal for a regulation

Article 17 – paragraph 2 – subparagraph 3

Text proposed by the Commission

The data carrier shall be clearly visible to the end-user before any purchase and to market surveillance authorities, including, where applicable, in cases where the detergent or surfactant is made available through distance sales.

Amendment

The data carrier shall be clearly visible, ***legible and accessible*** to the end-user before any purchase and to market surveillance authorities, including, where applicable, in cases where the detergent or surfactant is made available through distance sales.

Or. en

Amendment 66

Proposal for a regulation

Article 17 – paragraph 3

Text proposed by the Commission

3. ***Where economic operators provide*** a digital label, the data carrier shall be accompanied by the statement ‘More ***comprehensive*** information ***on the product is available online***’ or by a similar statement.

Amendment

3. ***Regarding the information present on the*** digital label, the data carrier shall be accompanied by the statement ‘***Please scan for*** more information’ or by a similar statement, ***or a pictogram***.

Or. en

Amendment 67

Proposal for a regulation Article 17 – paragraph 4

Text proposed by the Commission

4. Economic operators ***providing a digital label*** shall not track, analyse or use any usage information for purposes other than what is absolutely necessary for providing the information on the digital label online.

Amendment

4. Economic operators shall not track, analyse or use any usage information for purposes other than what is absolutely necessary for providing the information on the digital label online.

Or. en

Amendment 68

Proposal for a regulation Article 17 – paragraph 5 – subparagraph 1 – introductory part

Text proposed by the Commission

Economic operators ***providing a digital label*** shall provide the information present in the digital label by other means in any of the following cases:

Amendment

Economic operators shall provide the information present in the digital label by other means ***and free of charge*** in any of the following cases:

Or. en

Amendment 69

Proposal for a regulation Article 17 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5 a. To access the digital label and the Digital Product Passport a single data carrier shall be used.

Or. en

Amendment 70

Proposal for a regulation

Article 18 – paragraph 2 – point a

Text proposed by the Commission

(a) it shall correspond to a specific batch of the detergent or surfactant;

Amendment

(a) it shall correspond ***to a specific model, or where appropriate,*** to a specific batch of the detergent or surfactant, ***namely changes are made to the list of ingredients;***

Or. en

Amendment 71

Proposal for a regulation

Article 18 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(b a) it shall contain the results of the conformity assessment procedure, carry out by the manufacturer;

Or. en

Amendment 72

Proposal for a regulation

Article 18 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) it shall contain at least the information included in Annex VI;

(c) it shall contain at least the information included in Annex VI ***taking into account the need to protect confidential business information and trade secrets in accordance with Directive (EU) 2016/943;***

Or. en

Amendment 73

Proposal for a regulation

Article 18 – paragraph 2 – point d

Text proposed by the Commission

(d) it shall be up-to date;

Amendment

(d) it shall be up-to date, ***accurate and complete***;

Or. en

Amendment 74

Proposal for a regulation

Article 18 – paragraph 2 – point f

Text proposed by the Commission

(f) it shall be accessible to end-users, market surveillance authorities, customs authorities, the Commission and other economic operators;

Amendment

(f) it shall be accessible to end-users, market surveillance authorities, customs authorities, the Commission and other economic operators, ***taking into account the need to protect confidential business information and trade secrets in accordance with Directive (EU) 2016/943***;

Or. en

Amendment 75

Proposal for a regulation

Article 18 – paragraph 2 – point i

Text proposed by the Commission

(i) it shall fulfil the specific and technical requirements laid down pursuant to paragraph 8.

Amendment

(i) it shall fulfil the specific and technical requirements laid down pursuant to paragraph 9.

Or. en

Amendment 76

Proposal for a regulation

Article 18 – paragraph 3 – subparagraph 1

Text proposed by the Commission

The data carrier shall be physically present on the detergent or surfactant, their packaging or the documentation accompanying them, in accordance with the implementing act referred to in paragraph 8.

Amendment

The data carrier shall be physically present on the detergent or surfactant, their packaging or the documentation accompanying them, in accordance with the implementing act referred to in paragraph 9.

Or. en

Amendment 77

Proposal for a regulation

Article 18 – paragraph 3 – subparagraph 2

Text proposed by the Commission

In addition to the requirement in the first subparagraph, where detergents and surfactants are made available on the market in a refill format, the data carrier shall be present on the *refill station*.

Amendment

In addition to the requirement in the first subparagraph, where detergents and surfactants are made available on the market in a refill format, the data carrier shall be present on the *leaflet or sticker*.

Or. en

Amendment 78

Proposal for a regulation

Article 18 – paragraph 4

Text proposed by the Commission

4. *Where economic operators provide a digital label*, a single data carrier shall be used to access the *product passport* and the digital *label*.

Amendment

4. A single data carrier shall be used to access the *digital label* and the digital *product passport in accordance with Article 17(5a)*.

Or. en

Amendment 79

Proposal for a regulation Article 18 – paragraph 6

Text proposed by the Commission

6. Where other Union legislation applying to detergents and surfactants requires a product passport, a single product passport shall be created for detergents and surfactants, containing the information set out in paragraph 2 as well as any other information required for the product passport by that other Union legislation.

Amendment

6. Where other Union legislation applying to detergents and surfactants requires a product passport, a single product passport shall be created for detergents and surfactants, containing the information set out in paragraph 2 as well as any other information required for the product passport by that other Union legislation. ***The technical design and operation of such a single product passport shall fulfil solely requirements according to Article 19 of this Regulation and shall not have to fulfil separate technical design criteria.***

Or. en

Amendment 80

Proposal for a regulation Article 18 – paragraph 8 a (new)

Text proposed by the Commission

Amendment

8 a. The product passport is the primary means by which the competent national authorities shall verify that the detergent complies with the provisions of this Regulation.

Or. en

Amendment 81

Proposal for a regulation Article 19 – paragraph 1 – point a

Text proposed by the Commission

(a) product passports created under this Regulation shall be **fully** interoperable with product passports required by other Union legislation in relation to the technical, semantic and organisational aspects of end-to-end communication and data transfer;

Amendment

(a) product passports created under this Regulation shall be interoperable with product passports required by other Union legislation in relation to the technical, semantic and organisational aspects of end-to-end communication and data transfer, ***whenever feasible and relevant;***

Or. en

Amendment 82

Proposal for a regulation

Article 19 – paragraph 1 – point b

Text proposed by the Commission

(b) all information included in the product passport shall be based on open standards developed with an interoperable format and shall be machine readable, structured and searchable;

Amendment

(b) all information included in the product passport shall be based on open standards developed with an interoperable format and shall be machine readable, structured and searchable, ***taking into account the need to protect confidential business information and trade secrets in accordance with Directive (EU) 2016/943;***

Or. en

Amendment 83

Proposal for a regulation

Article 19 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(b a) product passports shall be designed and operated so that they are user-friendly;

Or. en

Amendment 84

Proposal for a regulation

Article 19 – paragraph 1 – point d

Text proposed by the Commission

(d) the data included in the product passport shall be stored by the economic operator responsible for its creation or by operators authorised to act on their behalf;

Amendment

(d) the data included in the product passport shall be stored ***and maintained up to date*** by the economic operator responsible for its creation or by operators authorised to act on their behalf.

Or. en

Amendment 85

Proposal for a regulation

Article 20 – paragraph 1

Text proposed by the Commission

1. Before placing a detergent or surfactant on the market, economic operators shall upload, in the registry established under Article 12(1) of Regulation (EU) .../... on Ecodesign for Sustainable Products the unique product identifier and the unique operator identifier for the detergent or surfactant.

Amendment

1. Before placing a detergent or surfactant on the market, ***and following the adoption of implementing acts in accordance with Article 18(9)***, economic operators shall upload, in the registry established under Article 12(1) of Regulation (EU) .../... on Ecodesign for Sustainable Products the unique product identifier and the unique operator identifier for the detergent or surfactant.

Or. en

Amendment 86

Proposal for a regulation

Article 22 – paragraph 1

Text proposed by the Commission

1. Where the market surveillance authorities of one Member State have sufficient reason to believe that a detergent

Amendment

1. Where the market surveillance authorities of one Member State have sufficient reason to believe that a detergent

or surfactant presents a risk to health or the environment, they shall carry out an evaluation in relation to the detergent or surfactant concerned covering all **relevant** requirements laid down in this Regulation. The relevant economic operators shall cooperate as necessary with the market surveillance authorities for that purpose.

or surfactant presents a risk to health, **safety** or the environment, they shall carry out an evaluation in relation to the detergent or surfactant concerned covering all requirements **relevant to the risk and** laid down in this Regulation. The relevant economic operators shall cooperate as necessary with the market surveillance authorities for that purpose.

Or. en

Amendment 87

Proposal for a regulation Article 22 – paragraph 3

Text proposed by the Commission

3. Where, in the course of the controls referred to in paragraph 1 or paragraph 2, the market surveillance authorities find that the detergent or surfactant does not comply with the requirements laid down in this Regulation, they shall without delay require the relevant economic operators to take all appropriate corrective action to bring the detergent or surfactant into compliance with those requirements, to withdraw it from the market, or to recall it within a reasonable period which is commensurate with the nature of the risk referred to in paragraph 1.

Amendment

3. Where, in the course of the controls referred to in paragraph 1 or paragraph 2, the market surveillance authorities find that the detergent or surfactant does not comply with the requirements laid down in this Regulation, they shall without delay require the relevant economic operators to take all appropriate corrective action to bring the detergent or surfactant into compliance with those requirements, to withdraw it from the market, or to recall it within a reasonable period which is **prescribed by the market surveillance authorities and** commensurate with the nature of the risk referred to in paragraph 1.

Or. en

Amendment 88

Proposal for a regulation Article 24 – paragraph 1

Text proposed by the Commission

1. Where, having carried out an evaluation under Article 22(1), a market surveillance authority finds that although a detergent or surfactant is in compliance with this Regulation, it presents a risk to health or to the environment, it shall require the relevant economic operator to take all appropriate measures to ensure that the detergent or surfactant concerned, when placed on the market, no longer presents that risk, to withdraw the detergent or surfactant from the market or to recall it, within a reasonable period which is commensurate with the nature of that risk.

Amendment

1. Where, having carried out an evaluation under Article 22(1), a market surveillance authority finds that although a detergent or surfactant is in compliance with this Regulation, it presents a risk to health or to the environment, it shall require the relevant economic operator to take all appropriate measures to ensure that the detergent or surfactant concerned, when placed on the market, no longer presents that risk, to withdraw the detergent or surfactant from the market or to recall it, within a reasonable period ***prescribed by the market surveillance authorities and*** which is commensurate with the nature of that risk.

Or. en

Amendment 89

Proposal for a regulation

Article 25 – paragraph 1 – point a

Text proposed by the Commission

(a) the CE marking has been affixed in violation of Article 14 or not affixed at all;

Amendment

deleted

Or. en

Amendment 90

Proposal for a regulation

Article 25 – paragraph 1 – point e a (new)

Text proposed by the Commission

Amendment

(e a) any other administrative obligation foreseen in the Regulation is not fulfilled.

Amendment 91

Proposal for a regulation

Annex V – Part B – point 1 – point a

Text proposed by the Commission

(a) the recommended quantities and/or dosage instructions expressed in millilitres or grams appropriate to a standard washing machine load, for soft, medium and hard water hardness levels and making provision for one or two cycle washing processes,

Amendment

(a) the recommended quantities and/or dosage instructions expressed in millilitres or grams appropriate to a standard washing machine load, for soft, medium and hard water hardness levels and making provision for one or two cycle washing processes, **or**

the recommended dosage instructions expressed in number of units (e.g. capsules, caps) corresponding to a standard washing machine load, adjusting the standard dosage where necessary for soft, medium and hard water hardness,

Amendment 92

Proposal for a regulation

Annex V – Part B – point 3

Text proposed by the Commission

3. The label of consumer automatic dishwasher detergents shall indicate the standard dosage expressed in grams or millilitres or number of tablets for the main washing cycle for normally soiled tableware in a fully loaded 12 place settings dishwasher, adjusting the standard dosage, where relevant, for soft, medium, and hard water hardness.

Amendment

3. The label of consumer automatic dishwasher detergents shall indicate the standard dosage expressed in grams or millilitres or number of ***units, namely tablets or capsules***, for the main washing cycle for normally soiled tableware in a fully loaded 12 place settings dishwasher, adjusting the standard dosage, where relevant, for soft, medium, and hard water hardness.

Amendment 93

Proposal for a regulation

Annex VI – paragraph 1 – point f a (new)

Text proposed by the Commission

Amendment

(f a) the conformity assessment carried out by the manufacturer.

Or. en