






| Basic information | |
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| 2007/0020(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation | Procedure completed |
| Community statistics on public health and health and safety at work Subject 4.15.15 Health and safety at work, occupational medicine 4.20 Public health 8.60 European statistical legislation | |



| Key players | | | | | |
|---------------------|--|---|--------------------------------------|------------------|-------------|
| European Parliament | Committee responsible | | Rapporteur | Appointed | |
| |  ENVI | Environment, Climate and Food Safety | SCHEELE Karin (PSE) | 27/02/2007 | |
| | Former committee responsible | | Former rapporteur | Appointed | |
| |  ENVI | Environment, Climate and Food Safety | SCHEELE Karin (PSE) | 08/03/2007 | |
| | Former committee for opinion | | Former rapporteur for opinion | Appointed | |
| |  EMPL | Employment and Social Affairs (Associated committee) | | | |
| | Council of the European Union | Council configuration | | Meetings | Date |
| | | Employment, Social Policy, Health and Consumer Affairs | | 2893 | 2008-10-02 |
| | | Employment, Social Policy, Health and Consumer Affairs | | 2876 | 2008-06-09 |
| European Commission | Commission DG | | Commissioner | | |
| | Eurostat | | ALMUNIA Joaquín | | |

| Key events | | | |
|------------|---|--|---------|
| Date | Event | Reference | Summary |
| 07/02/2007 | Legislative proposal published | COM(2007)0046  | Summary |
| 13/03/2007 | Committee referral announced in Parliament, 1st reading | | |
| 21/06/2007 | Referral to associated committees announced in Parliament | | |

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|------------|--|---|---------|
| 02/10/2007 | Vote in committee, 1st reading | | Summary |
| 09/10/2007 | Committee report tabled for plenary, 1st reading | A6-0365/2007 | |
| 13/11/2007 | Decision by Parliament, 1st reading | T6-0501/2007 | Summary |
| 13/11/2007 | Results of vote in Parliament |  | |
| 02/10/2008 | Council position published | 09815/3/2008 | Summary |
| 09/10/2008 | Committee referral announced in Parliament, 2nd reading | | |
| 05/11/2008 | Vote in committee, 2nd reading | | Summary |
| 07/11/2008 | Committee recommendation tabled for plenary, 2nd reading | A6-0425/2008 | |
| 19/11/2008 | Decision by Parliament, 1st reading | T6-0546/2008 | Summary |
| 16/12/2008 | Final act signed | | |
| 16/12/2008 | End of procedure in Parliament | | |
| 31/12/2008 | Final act published in Official Journal | | |

| Technical information | |
|-----------------------------------|--|
| Procedure reference | 2007/0020(COD) |
| Procedure type | COD - Ordinary legislative procedure (ex-codecision procedure) |
| Procedure subtype | Legislation |
| Legislative instrument | Regulation |
| Legal basis | EC Treaty (after Amsterdam) EC 285-p1 |
| Stage reached in procedure | Procedure completed |
| Committee dossier | ENVI/6/67115 |

| Documentation gateway | | | | |
|---|----------------------------|------------------------------|------------|---------|
| European Parliament | | | | |
| Document type | Committee | Reference | Date | Summary |
| Amendments tabled in committee | | PE388.374 | 14/05/2007 | |
| Committee opinion | EMPL | PE386.694 | 28/06/2007 | |
| Committee draft report | | PE391.987 | 02/07/2007 | |
| Amendments tabled in committee | | PE393.940 | 05/09/2007 | |
| Committee report tabled for plenary, 1st reading/single reading | | A6-0365/2007 | 09/10/2007 | |
| Text adopted by Parliament, 1st reading/single reading | | T6-0501/2007 | 13/11/2007 | Summary |
| Committee draft report | | PE414.315 | 17/10/2008 | |
| Committee recommendation tabled for plenary, 2nd reading | | A6-0425/2008 | 07/11/2008 | |
| Text adopted by Parliament, 2nd reading | | T6-0546/2008 | 19/11/2008 | Summary |
| Council of the EU | | | | |
| Document type | Reference | Date | Summary | |
| Council statement on its position | 13371/2008 | 29/09/2008 | | |

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|--|--|---|----------------|----------------|
| Council position | 09815/3/2008 | 02/10/2008 | Summary | |
| Draft final act | 03716/2008/LEX | 16/12/2008 | | |
| European Commission | | | | |
| Document type | Reference | Date | Summary | |
| Legislative proposal | COM(2007)0046  | 07/02/2007 | Summary | |
| Commission response to text adopted in plenary | SP(2007)6527 | 18/12/2007 | | |
| Commission communication on Council's position | COM(2008)0649  | 08/10/2008 | Summary | |
| Other institutions and bodies | | | | |
| Institution/body | Document type | Reference | Date | Summary |
| EDPS | Document attached to the procedure | 52007XX1207(01) OJ C 295 07.12.2007, p. 0001 | 05/09/2007 | Summary |
| ESC | Economic and Social Committee: opinion, report | CES1463/2007 | 25/10/2007 | |

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|-------------------------------|-----------------|-------------|
| Additional information | | |
| Source | Document | Date |
| National parliaments | IPEX | |
| European Commission | EUR-Lex | |

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| Final act | |
| Regulation 2008/1338 OJ L 354 31.12.2008, p. 0070 | Summary |

Community statistics on public health and health and safety at work

2007/0020(COD) - 07/02/2007 - Legislative proposal

PURPOSE: to establish a common framework for the systematic production of Community statistics on public health and health and safety at work.

PROPOSED ACT: Regulation of the European Parliament and of the Council.

CONTENT: this proposal on public health and health and safety at work statistics aims at establishing the framework for all current and foreseeable activities in the field of public health and health and safety at work statistics carried out by the European Statistical System. It will promote a global and coherent approach to responding to policy needs and will promote synergies as health issues at work and

outside the workplace, and their different elements, are linked.

The Commission points out that, until now, statistical data collections were carried out on the basis of "gentlemen agreements" with the Member States in the framework of the five years Community Statistical Programmes (currently Decision 2367/2002/EC on the Community statistical programme 2003 to 2007) and its annual components. In the area of public health statistics, the developments and implementations in the three strands (causes of deaths, health care and health interview surveys, disability and morbidity) are steered and organised according to a partnership structure between Eurostat, together with leading countries (currently United Kingdom as general coordinator and respective domain leaders from Estonia, Luxembourg and Denmark), and Member States. In this framework, a lot of methodological work, including preparation of guidelines, has been already achieved and the implementation of data collections has started. However, the current situation is characterised by limitations, chief amongst which is the fact that gentlemen's agreement procedures do not allow achieving sufficient comparability, coverage and timeliness. A clear legal framework is required. The domains covered by the proposal relate to ongoing activities and developments carried out together with the Member States in the relevant groups

of Eurostat or, in the area of public health, of the Partnership on public health statistics. The main goal is to give a consolidated and firm basis for collections already implemented or which methodology is currently being developed or implementation prepared.

The proposal states that the statistics will include, in the form of a minimum data set, information required for Community action in the field of public health, for supporting national strategies for the development of high-quality, accessible and sustainable health care as well as for Community action in the field of health and safety at work. They will provide data for structural indicators, sustainable development indicators and European Community health indicators as well as for the other sets of indicators which it is necessary to develop for the purpose of monitoring Community actions in the fields of public health and health and safety at work.

Member States will be required to supply Eurostat with statistics on the following domains: health status and health determinants, health care, causes of death, accidents at work, and occupational diseases and other work-related health problems and illnesses. The five Annexes to the proposed legislation define these terms more closely. Whenever new data requirements or insufficient quality of data are identified in these domains, Eurostat will institute pilot studies to be completed on a voluntary basis by the Member States.

The elements on the statistical methodologies and data collection will be set up by the Commission implementing regulations and specified into details in manuals and guidelines.

The main financing of actions for statistics in the areas of public health and health and safety at work will be covered by the Community statistical programme 2003 to 2007 (Decision 2367/2002/EC of the European Parliament and of the Council) and the future Community statistical programme 2008-2012. Complementary financing shall be provided from operational resources made available by Directorates General Health and Consumer Protection and Employment and Social Affairs.

Lastly, the proposal states that the Community and national political actions and strategies in the areas of public health and health and safety at work constitute a substantial public interest and the provisions of the Council Regulations (EC) No 322/97 and (Euratom, EEC) No 1588/90 on the transmission of data subject to statistical confidentiality to Eurostat provide the appropriate safeguards for the protection of individuals in the case of the production of Community statistics on public health and health and safety at work.

Community statistics on public health and health and safety at work

2007/0020(COD) - 19/11/2008 - Text adopted by Parliament, 2nd reading

The European Parliament adopted a legislative resolution approving the Council's common position for adopting a regulation of the European Parliament and of the Council on Community statistics on public health and health and safety at work. The recommendation for 2nd reading (under the codecision procedure) had been tabled for consideration in plenary by Karin SCHEELE (PSE, AT), on behalf of the Committee on the Environment, Public Health and Food Safety.

Community statistics on public health and health and safety at work

2007/0020(COD) - 02/10/2008 - Council position

In its Plenary vote on 13 November 2007, the European Parliament adopted 12 first-reading amendments. The Council's common position incorporates 10 of them entirely and 1 partly.

The Council proposed the following main changes to the Commission proposal:

Recitals: the amendments concern:

- the inclusions of gender and age in the breakdown variables in the two areas covered by the regulation (public health and health and safety at work) have been added in order to obtain information concerning any gender and age differences in these two areas;
- helping Member States to build up capacity to introduce new tools for collecting statistical data using additional and complementary financial resources provided by the Community programmes in the two areas covered by the regulation.

Articles: the amendments aim to:

- lay down the conditions and standards governing the production of Community statistics;
- emphasise the importance of data collection for supporting national strategies to guarantee universal access to public health services in the Member States. Account has been taken of the amendment on the coordination of Community statistical activities with those of other international organisations, in order to limit the burden on Member States. The Council has adopted a more general approach without listing all the international or European organisations active in the fields covered by the Regulation.

Annexes: amendments have been added to include protection against possible pandemics and transmissible diseases and alcohol- and drug-related harm among the subjects covered by the "Health status and health determinants" domain. Another amendment concerning the scope of the "Occupational diseases and other work-related health problems and illnesses" domain (Annex V) has been taken into consideration in order to cover both physical and mental and social illnesses and problems caused, worsened or jointly caused by the working environment. An amendment has been accepted to include gender, age and employment status of the person and the size and economic activity of the enterprise among the subjects covered by Annex V.

Only one amendment concerning the inclusion of the tracking of any disease whose incidence is increasing or decreasing in the list of subjects covered was not taken into account as the Council considered, like the Commission, that a change in incidence of a disease was by definition an important aspect of the analysis and dissemination of morbidity data and could not form a separate subject.

Community statistics on public health and health and safety at work

2007/0020(COD) - 16/12/2008 - Final act

PURPOSE: to establish a common framework for the systematic production of Community statistics on public health and health and safety at work.

LEGISLATIVE ACT: Regulation (EC) No 1338/2008 of the European Parliament and of the Council on Community statistics on public health and health and safety at work.

CONTENT: this Regulation establishes a common framework for the systematic production of Community statistics on public health and health and safety at work. The statistics must be produced in compliance with standards on impartiality, reliability, objectivity, cost-effectiveness and statistical confidentiality.

They must include, in the form of a harmonised and common data set, information required for Community action in the field of public health, for supporting national strategies for the development of high-quality, universally accessible and sustainable health care as well as for Community action in the field of health and safety at work.

The statistics must provide data for structural indicators, sustainable development indicators and European Community Health Indicators (ECHI), as well as for the other sets of indicators which it is necessary to develop for the purpose of monitoring Community actions in the fields of public health and health and safety at work.

Scope: the domains concerned are defined in detail in the Annexes and cover the following: health status and health determinants; health care; causes of death; accidents at work; and occupational diseases and other work-related health problems and illnesses.

ENTRY INTO FORCE : 20/01/2009.

Community statistics on public health and health and safety at work

2007/0020(COD) - 13/11/2007 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by Karin **SCHEELE** (PES, AT) and made some amendments to the proposal for a regulation of the European Parliament and of the Council on Community statistics on public health and health and safety at work.

The main amendments were as follows:

- the recitals stress the need to take into account the increase in the proportion of women on the labour market and to respond to their specific needs in relation to policies on health and safety at work;
- they state that it is important that gender and age be included in the breakdown variables as this allows the impact of gender and age differences on health and safety in the workplace to be taken into account;
- complementary financing for the collection of the data in the field of health and safety will be provided in the framework of the Community Programme for Employment and Social Solidarity - **Progress**, as established by Decision No 1672/2006/EC. Within this framework financial resources should be used to help Member States in further building up national capacities to implement improvements and new tools for statistical data collection in the field of health and safety at work;
- the Regulation establishes a common framework for the systematic production of Community statistics on public health and health and safety at work. Parliament added that the statistics shall be produced in compliance with standards on impartiality, reliability, objectivity, cost-effectiveness and statistical confidentiality;
- MEPs called for the statistics to include, in the form of a minimum data set, information required for Community action in the field of public health, for supporting national strategies for the development of high-quality, **universally accessible** and sustainable health care as well as for Community action in the field of health and safety at work;
- within the EU, studies and surveys of the European Agency for Safety and Health at Work and of the European Foundation for the Improvement of Living and Working Conditions shall be taken into account. Outside the EU, cooperation with the United Nations, and especially with the International Labour Organisation and World Health Organisation, shall be further enhanced;
- in the Annexes, it was stated that statistics would be required on: tracking of any disease whose incidence is increasing or decreasing; accidents and injuries, including those related to consumer safety, and alcohol- and drug-related harm; protection against possible pandemics and transmissible diseases;
- Parliament specified that work-related health problems and illnesses are those health problems and illnesses which can be caused, worsened or jointly caused by working conditions. This includes physical and psychosocial health problems;
- statistics would include characteristics of the diseased person, including gender, age and employment status, and of the disease or health-related problems, and characteristics of the enterprise and workplace, including size and sector of the enterprise.

Community statistics on public health and health and safety at work

2007/0020(COD) - 08/10/2008 - Commission communication on Council's position

The European Parliament adopted twelve amendments to the initial proposal. The Commission accepted the 12 amendments made by the European Parliament at 1st reading. The common position incorporates 10 of them entirely and 1 of them partly. Only one amendment concerning Annex I was not taken into account.

Furthermore the common position contains a number of amendments - made by the Council - in view of clarifying the text and making it more readable and precise. The Commission considers that the common position does not alter the approach or aims of the proposal and can thus support it as it stands.

The Commission states that it finds the changes introduced by the Council's common position acceptable. They lead to a realistic compromise between, on the one hand, the need for reliable and comparable data for key domains of the areas of public health and health and safety at work in order to support evidence based policy and, on the other hand, the difficulty for most Member States in improving ongoing or start new data collection systems and collecting sufficiently detailed and comparable data for the needs of this Regulation.

In general, the Council changes build upon the Commission's proposal and therefore the Commission can accept the common position.

Community statistics on public health and health and safety at work

2007/0020(COD) - 05/09/2007 - Document attached to the procedure

OPINION OF THE EUROPEAN DATA PROTECTION SUPERVISOR on the proposal for a Regulation of the European Parliament and of the Council on Community statistics on public health and health and safety at work.

The aforementioned proposal was sent by the Commission to the EDPS for consultation, in accordance with Article 28(2) of Regulation (EC) No 45/2001. It is the first time that the EDPS has been directly consulted on a proposal for a Regulation in the field of Community statistics.

The proposal's goal is to give a consolidated and firm basis for collections already implemented or for which methodology is currently being developed or implementation prepared, through providing a basic legal act in the areas of public health and health and safety at work statistics. It aims at establishing the framework for all current and foreseeable activities in the field of Public health and Health and Safety at Work statistics carried out by the European Statistical System (i.e. Eurostat), the national statistical institutes and all other national authorities responsible for the provision of official statistics in these areas. The need for a legal basis has emerged because, until now, statistical data collections were carried out on the basis of 'gentlemen's agreements' with the Member States in the framework of the five years Community Statistical Programmes (2003-2007) and its annual components.

The EDPS is also aware that a proposal of the European Parliament and of the Council on European statistics will be presented by the Commission in autumn 2007. This Regulation will have an impact on the protection of individual's rights and freedoms with regard to the processing of personal data in the field of statistics. The EDPS will follow the developments regarding this text and issue a reaction, in the light of his consultative role, based on his inventory.

The EDPS welcomes the proposal for a Regulation on Community statistics on public health and health and safety at work as it would give a firm basis to the existing practices of gathering and evaluating Community statistical data. Ultimately, it would lead to the production of meaningful statistics in the field. However, the EDPS would like to stress the following points:

- the guidelines and methodology which are developed on the basis of the Regulation should take into account and where necessary specifically address the differences between Data Protection and Statistical Confidentiality as well as the notions which are specific to each area;
- if transfers of personal data to third countries are foreseen, they should comply with Article 9 of Regulation (EC) No 45/2001;
- the conservation periods of statistical data are based on well developed standards of confidentiality. These standards are without prejudice of analysis which should be conducted on a case by case basis;
- a common review of the processes put in place in Eurostat when dealing with individual records for statistical purposes should be conducted and may lead to the need for prior checking. This common review should consist of the analysis of the minimum data set required for each processing operations and an analysis of the processing operations implemented in Eurostat.