

# Procedure file

Basic information			
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation		1999/0159(COD)	
Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)		Procedure completed	
Subject 3.10.11 Forestry policy 3.70.02 Atmospheric pollution, motor vehicle pollution			

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	ENVI Environment, Public Health, Consumer Policy		22/09/1999
		PPE-DE REDONDO JIMÉNEZ Encarnación	
	Former committee responsible		
	ENVI Environment, Public Health, Consumer Policy		22/09/1999
		PPE-DE REDONDO JIMÉNEZ Encarnación	
	Former committee for opinion		
	BUDG Budgets		22/09/1999
		ELDR SBARBATI Luciana	
	AGRI Agriculture and Rural Development		11/10/1999
	V/ALE AUROI Danielle		
Council of the European Union	Council configuration	Meeting	Date
	Agriculture and Fisheries	2348	22/05/2001
	Agriculture and Fisheries	2332	26/02/2001
European Commission	Commission DG	Commissioner	
	Agriculture and Rural Development		

Key events			
22/07/1999	Legislative proposal published	COM(1999)0379	Summary
13/09/1999	Committee referral announced in Parliament, 1st reading		
23/05/2000	Vote in committee, 1st reading		Summary
23/05/2000	Committee report tabled for plenary, 1st	<a href="#">A5-0152/2000</a>	

	reading		
06/07/2000	Decision by Parliament, 1st reading	<a href="#">T5-0335/2000</a>	Summary
19/12/2000	Modified legislative proposal published	COM(2000)0864	Summary
26/02/2001	Council position published	<a href="#">14644/1/2000</a>	Summary
14/03/2001	Committee referral announced in Parliament, 2nd reading		
22/05/2001	Resolution/conclusions adopted by Council		
22/05/2001	Additional information		Summary
28/05/2001	Vote in committee, 2nd reading		Summary
28/05/2001	Committee recommendation tabled for plenary, 2nd reading	<a href="#">A5-0179/2001</a>	
12/06/2001	Debate in Parliament		
13/06/2001	Decision by Parliament, 2nd reading	<a href="#">T5-0322/2001</a>	Summary
27/06/2001	Final act signed		
27/06/2001	End of procedure in Parliament		
20/07/2001	Final act published in Official Journal		

#### Technical information

Procedure reference	1999/0159(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 175
Stage reached in procedure	Procedure completed

#### Documentation gateway

Legislative proposal		COM(1999)0379	22/07/1999	EC	Summary
Economic and Social Committee: opinion, report		<a href="#">CES1120/1999</a> <a href="#">OJ C 051 23.02.2000, p. 0024</a>	08/12/1999	ESC	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A5-0152/2000</a> <a href="#">OJ C 067 01.03.2001, p. 0010</a>	23/05/2000	EP	
Text adopted by Parliament, 1st reading/single reading		<a href="#">T5-0335/2000</a> <a href="#">OJ C 121 24.04.2001, p. 0176-0414</a>	06/07/2000	EP	Summary
Modified legislative proposal		COM(2000)0864	19/12/2000	EC	Summary
Council position		<a href="#">14644/1/2000</a> <a href="#">OJ C 097 27.03.2001, p. 0001</a>	26/02/2001	CSL	Summary
Commission communication on Council's position		SEC(2001)0411	09/03/2001	EC	Summary
Committee recommendation tabled for plenary, 2nd reading		<a href="#">A5-0179/2001</a>	28/05/2001	EP	

Text adopted by Parliament, 2nd reading	<a href="#">T5-0322/2001</a> OJ C 053 28.02.2002, p. 0133-0193 E	13/06/2001	EP	Summary
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#### Additional information

European Commission

[EUR-Lex](#)

#### Final act

[Regulation 2001/1484](#)

[OJ L 196 20.07.2001, p. 0001](#) Summary

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

**PURPOSE:** to amend Regulation 3528/86 on the protection of the Community's forests against atmospheric pollution. **CONTENT:** the Commission proposes adapting Regulation 3528/86 by extending the period of application to 15 years from 1 January 1997. In addition, the financial allocation for the implementation of the scheme shall be adapted. It shall be EUR 34 million for the period 1997 to 2001. It is also necessary that the annual appropriations be authorised by the budgetary authority within the limits of the financial perspective.?

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

The European Parliament, in its first reading, adopted the resolution drafted by Encarnacion REDONDO JIMINEZ (EPP/ED, Spain) amending the proposal on the Regulation to protect forests against atmospheric pollution. The main amendments were: -that the Commission should be assisted by an advisory committee (the Standing Forestry Committee set up by Decision 89/367/EEC) -the financial allocation for the implementation of the scheme is increased from EUR 34 million to 44 million for the period 1997 to 2001. -Parliament, as well as the Council, will receive a report from the Commission, not only on the application of the Regulation but also on a revision proposal covering specific matters.?

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

Council Regulations 307/97/EC amending Regulation 3528/86/EEC on the protection of the Community's forests against pollution and 308/97/EC amending Regulation 2158/92/EEC on the protection of the Community's forests against fire take Article 43 of the Treaty as their legal basis. The sole aim of the proposed regulations is to adapt the legal basis of the two regulations concerned following a Court judgement of 30 April 1997 to the effect that the legal basis for those two Regulations must be Article 130s of the Treaty (now Article 175 of the Treaty).(Refer to COD/99/160). The financial allocation for these two measures has been adusted in line with the actual budget allocations for 1997-2000 and those provided for in the 2001 PDB. The original versions of these proposals were presented to the Commission on 22 July 1999. On 6 July 2000, the European Parliament approved the Commission proposals at first reading, subject to 12 amendments. In light of these developments, the Commission has drafted two amended proposals. The Commission has made two types of amendments: - firstly, in response to the first reading by the European Parliament, a number of new provisions have been accepted; - secondly, the modified proposals also take into account the amounts actually set aside in the budget for the period 1997-2000 and those in the PDB for 2001. The Commission was able to accept 8 amendments proposed by the Parliament. Most of these were concerning policy or technical issues. The amendments or important parts of amendments that the Commission was unable to accept relate to: - a 10% increase in the financial reference amounts allocated in 1997(i.e. to EUR 44 million for Regulation 3528/86/EEC and EUR 77 million for Regulation 2158/92/EEC, and - replacing the regulatory procedure with the advisory procedure. In view of the amounts actually set aside in the budget for the period 1997-2000, the increase proposed by Parliament would result in an increase of EUR 37 million in the budget for 2001. In other words, instead of the EUR 16 million proposed in the PDB for 2001 (heading B2-515 - Forestry) and subsequently confirmed during the budget procedure by both arms of the budgetary authority, provision should have been made for EUR 53 million. The amendment of the committee procedure does not comply with Article 2(b) of Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission.?

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

The Council has approved the substance of the Commission proposals but made a number of amendments. The majority of the amendments are based on the amendments of the European Parliament, particularly in the recitals which refer to the general role of forests in ecosystems and the role of the Mediterranean forests in halting the progress of desertification; to the consequences of forest damage, to attainment of the objectives in Article 33(1)(b) of the Treaty and to the pan-European Ministerial Conference in Lisbon. With regard to budget financing, the Council has taken as funding available the figure for the 2001 budget adopted jointly with the European Parliament. The articles on committee procedure were inserted by the Council to take account of the new Decision (1999/468/EC) on committee procedure, without entailing any substantive changes. An Article and a recital on the effects of the annulled Regulations has to be added in order to ensure legal certainty.?

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

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In preparation for the first session of the United Nations Forum on Forestry (UNFF1) in June 2001, the Council adopted its conclusions, which include the following: - It welcomed the ECOSOC Resolution E/2000/L.35, which sets out the goals of the international arrangements on forests and establishes the UN Forum on Forests (UNFF) and calls for the formation of a Collaborative Partnership on Forests (CPF). Moreover, the Council recalled the agenda of the UNFF meeting in June: i) adoption of its multi-year programme of work (MYPOW) ii) development of an action plan for the implementation of Intergovernmental Panel on forests (IPF)/Intergovernmental Forum on Forests (IFF) Proposals for Action, which will address financial provisions; iii) initiation of the UN Forum on Forests' work with the CPF. The MYPOW should translate the objectives and tasks outlined in ECOSOC Resolution E/2000/35 into concrete activities to be undertaken by the UNFF over the next 5 years. The overall goal of MYPOW is to promote implementation of sustainable forest management. It must also allow the UNFF to provide a forum for policy guidance and coordination. UNFF should have a manageable agenda. E.g. each session could deal with one crosscutting issue and two other priority issues. these could include issues that arise from national reports dealing with obstacles and achievements in implementation and current developments in other processes, especially forest-related conventions and global programmes. The Council supported ad hoc working groups on finance, parameters of a mandate for developing a legal framework, and a reporting system including monitoring and assessment. The Plan of Action should build on the IFF Final Report. CPF participants should undertake joint programming that is consistent with policies promoted by the UNFF. The CPF should coordinate inputs from its various members into the UNFF and take account of UNFF in its work. The Council also considers that the main measure of effectiveness for international arrangements on forests will be the ability to fulfil the goals of the ECOSOC Resolution. Developing countries will be helped to implement national forest programmes. Sustainable forest development is important in meeting human needs and alleviating poverty.?

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

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The European Parliament adopted, without amendments, the resolution on the common position drafted by Mrs Encarnación REDONDO JIMENEZ (EPP-ED, E) on protecting the Community's forests against atmospheric pollution. (Please refer to the previous document).?

## Forests: protection against atmospheric pollution (amend. Regulation (EEC) No 3528/86)

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PURPOSE : to adopt a new Regulation relating to the protection of the Community's forests against atmospheric pollution. COMMUNITY MEASURE : Regulation 1484/2001/EC of the European Parliament and of the Council amending Council Regulation 3528/86/EEC on the protection of the Community's forests against atmospheric pollution. CONTENT : given the fact that forests play an essential part in maintaining fundamental ecological balances, particularly as regards the soil, water resources, climate, fauna and flora, it has been decided to continue the action provided in the 1986 regulation and by extending it by 15 years as from 1 January 1986. The financial allocation for the implementation of the scheme shall be EUR 35,1 million for the period 1997 to 2001. ENTRY INTO FORCE : 21/07/2001.?