


# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
1999/0160(COD)	
Forests: protection against fire (amend. Regulation (EEC) No 2158/92)	
Subject 3.10.11 Forestry policy	

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

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 reading	<a href="#">A5-0152/2000</a>	
05/07/2000	Debate in Parliament		

06/07/2000	Decision by Parliament, 1st reading	<a href="#">T5-0336/2000</a>	Summary
19/12/2000	Modified legislative proposal published	COM(2000)0864	Summary
26/02/2001	Council position published	<a href="#">14645/1/2000</a>	Summary
14/03/2001	Committee referral announced in Parliament, 2nd reading		
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="#">T5-0323/2001</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	1999/0160(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
Committee dossier	ENVI/5/13457

### 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="#">T5-0336/2000</a> <a href="#">OJ C 121 24.04.2001, p. 0176-0416</a>	06/07/2000	EP	Summary
Modified legislative proposal		COM(2000)0864	19/12/2000	EC	Summary
Council position		<a href="#">14645/1/2000</a> <a href="#">OJ C 097 27.03.2001, p. 0005</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="#">T5-0323/2001</a> OJ C 053 28.02.2002, p. 0133-0194 E	13/06/2001	EP	Summary

Additional information	
European Commission	<a href="#">EUR-Lex</a>
Final act	
<a href="#">Regulation 2001/1485</a> <a href="#">OJ L 196 20.07.2001, p. 0004</a> Summary	

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

PURPOSE: to amend Regulation 2158/92 on the protection of the Community's forests against fire. CONTENT: the Commission proposes adapting Regulation 2158/92/EEC by continuing the scheme to strengthen the consistency of forest measures financed in fire-risk zones, to reinforce the fight against the causes of fire and to improve prevention and monitoring systems. This scheme shall run for 10 years from 1 January 1992. It is also necessary to adapt the financial allocation for the implementation of the scheme, this shall be EUR 50 million for the period 1997 to 2001.?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

The committee adopted the report (codecision procedure, first reading) by Encarnación REDONDO JIMÉNEZ (EPP/ED, E) approving the Commission proposal on protection of the Community's forests against atmospheric pollution, subject to a few amendments. The committee called for the proposed funding for the scheme set up to monitor the damage caused to European forests for the period 1997-2001 to be increased from EUR 34m to EUR 44m, in view of the fact that the wooded area of the Community had doubled since 1995, the date of the last enlargement. It also called on the Commission to submit a revision proposal for renewing the measures beyond 2002, incorporating both a qualitative assessment and a cost-benefit analysis of the action actually carried out. ?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

The European Parliament, in its first reading, adopted a resolution drafted by Encarnacion REDONDO JIMINEZ (EPP/ED, Spain) on the protection of forests against fire. The main amendments are as follows: -the Commission will 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 50 million to EUR 77 million for the period from 1997 to 2001. -the Parliament and the Council is to receive a report on the application of the Regulation and a revision proposal.?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

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/99/159). 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 fire (amend. Regulation (EEC) No 2158/92)

The Council has approved the substance of the Commission proposals but made a number of amendments. The majority of the amendments are based on amendments by the European Parliament, particularly in the recitals which refer to the general role of forests in ecosystems, and the role of Mediterranean forests in halting the progress or 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 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 had to be added in order to ensure legal certainty.?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

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In its common position, the Council accepted some of the amendments included in the Commission's amended proposal. It rejected the same amendments as the Commission, i.e. those relating to the committee procedure and the budget allocations. On those two points, the Council, in agreement with the Commission, included changes. The provisions relating to committee procedure in both Regulations have been adjusted to take account of the most recent rules in this area, in accordance with Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission. The financial allocations have been increased from the EUR 34.5 million proposed by the Commission to EUR 35.1 million in the case of atmospheric pollution and reduced from the EUR 50 million proposed by the Commission to EUR 49.4 million in the case of forest fires. This new allocation between the two measures still corresponds to the total amount actually allocated during 1997-2001, i.e. EUR 84.5 million. Lastly, also in agreement with the Commission, the Council introduced a provision to ensure legal certainty and to conform the validity of the measures taken under Regulation 307/97/EC and 308/97/EC, annulled by the Court. In view of these, the Commission supports the common position adopted by the Council.?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

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The committee adopted the report by Encarnación REDONDO JIMÉNEZ (EPP-ED, E) recommending that Parliament approve the common position at second reading (under the codecision procedure).?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

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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 fire. (Please refer to the previous document).?

## Forests: protection against fire (amend. Regulation (EEC) No 2158/92)

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PURPOSE : to adopt a new Regulation relating to the protection of the Community's forests against fire. COMMUNITY MEASURE : Regulation 1485/2001/EC of the European Parliament and of the Council on protection of the Community's forests against fire. CONTENT : the present Regulation aims to continue the action provided in the 1992 Regulation, in particular to strengthen the consistency of forest measures financed in the fire-risk zones, to reinforce the fight against the causes of fires and to improve the prevention and monitoring systems and its duration extended for a period of 5 years, thus bringing its period of application to 10 years from 1 January 1992. The financial allocation for the implementation of the scheme shall be EUR 49,4 million for the period 1997 to 2001. ENTRY INTO FORCE : 21/07/2001.?