



# Procedure file

| Basic information   |                     |
|---|---------------------|
| COD - Ordinary legislative procedure (ex-codecision procedure)<br>Regulation  | Procedure completed |
| Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)   |                     |
| Subject<br>3.70.13 Dangerous substances, toxic and radioactive wastes (storage, transport)<br>4.15.15 Health and safety at work, occupational medicine<br>4.20.05 Health legislation and policy<br>4.60.04.02 Consumer security |                     |

| Key players                   |   |   |            |
|-------------------------------|---|---|------------|
| European Parliament           | Committee responsible   | Rapporteur                              | Appointed  |
|                               |  Environment, Public Health, Consumer Policy   |   | 22/02/2000 |
|                               |   | PPE-DE <a href="#">NISTICÒ Giuseppe</a> |            |
|                               | Former committee responsible  |   |            |
| Council of the European Union |  Environment, Public Health, Consumer Policy |   | 22/02/2000 |
|                               |   | PPE-DE <a href="#">NISTICÒ Giuseppe</a> |            |
|                               | Council configuration   | Meeting                                 | Date       |
|                               | <a href="#">Competitiveness (Internal Market, Industry, Research and Space)</a>   | <a href="#">2336</a>                    | 12/03/2001 |
| European Commission           | Commission DG   | Commissioner                            |            |
|                               | <a href="#">Internal Market, Industry, Entrepreneurship and SMEs</a>  |   |            |

| Key events |   |                              |         |
|------------|---|------------------------------|---------|
| 06/01/2000 | Legislative proposal published                          | COM(1999)0746                | Summary |
| 21/01/2000 | Committee referral announced in Parliament, 1st reading |                              |         |
| 10/10/2000 | Vote in committee, 1st reading                          |                              | Summary |
| 10/10/2000 | Committee report tabled for plenary, 1st reading        | <a href="#">A5-0274/2000</a> |         |
| 14/11/2000 | Decision by Parliament, 1st reading                     | <a href="#">T5-0493/2000</a> | Summary |
| 12/03/2001 | Council position published                              | <a href="#">14534/1/2000</a> | Summary |
| 04/04/2001 | Committee referral announced in Parliament, 2nd reading |                              |         |
|            |   |                              |         |

|            |   |                              |         |
|------------|---|------------------------------|---------|
| 25/04/2001 | Vote in committee, 2nd reading          |                              |         |
| 16/05/2001 | Decision by Parliament, 2nd reading     | <a href="#">T5-0252/2001</a> | Summary |
| 19/06/2001 | Final act signed                        |                              |         |
| 19/06/2001 | End of procedure in Parliament          |                              |         |
| 18/07/2001 | Final act published in Official Journal |                              |         |

### Technical information

|                            |   |
|----------------------------|---|
| Procedure reference        | 2000/0006(COD)  |
| Procedure type             | COD - Ordinary legislative procedure (ex-codecision procedure)    |
| Procedure subtype          | Legislation   |
| Legislative instrument     | Regulation  |
| Legal basis                | EC Treaty (after Amsterdam) EC 095; Rules of Procedure EP 66_o-p4 |
| Stage reached in procedure | Procedure completed   |
| Committee dossier          | ENVI/5/13974  |

### Documentation gateway

|   |  |   |            |     |         |
|---|--|---|------------|-----|---------|
| Legislative proposal  |  | <a href="#">COM(1999)0746</a><br><a href="#">OJ C 116 26.04.2000, p. 0054 E</a>   | 06/01/2000 | EC  | Summary |
| Economic and Social Committee: opinion, report                  |  | <a href="#">CES0358/2000</a><br><a href="#">OJ C 140 18.05.2000, p. 0001</a>      | 29/03/2000 | ESC |         |
| Committee report tabled for plenary, 1st reading/single reading |  | <a href="#">A5-0274/2000</a><br><a href="#">OJ C 197 12.07.2001, p. 0006</a>      | 10/10/2000 | EP  |         |
| Text adopted by Parliament, 1st reading/single reading          |  | <a href="#">T5-0493/2000</a><br><a href="#">OJ C 223 08.08.2001, p. 0019-0040</a> | 14/11/2000 | EP  | Summary |
| Council position  |  | <a href="#">14534/1/2000</a><br><a href="#">OJ C 142 15.05.2001, p. 0001</a>      | 12/03/2001 | CSL | Summary |
| Commission communication on Council's position                  |  | SEC(2001)0507   | 30/03/2001 | EC  | Summary |
| Text adopted by Parliament, 2nd reading                         |  | <a href="#">T5-0252/2001</a><br>OJ C 034 07.02.2002, p. 0163-0206 E               | 16/05/2001 | EP  | Summary |

### Additional information

|                     |                         |
|---------------------|-------------------------|
| European Commission | <a href="#">EUR-Lex</a> |
|---------------------|-------------------------|

### Final act

|   |
|---|
| <a href="#">Directive 2001/41</a> Summary |
|---|

**Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)**

PURPOSE : to amend for the 21st time the Council Directive 76/769/EEC relating to restrictions on the marketing and use of certain dangerous substances and preparations (substances classified as carcinogens, mutagens or substances toxic to reproduction · c/m/r).  
 CONTENT : in accordance with Community legislation, three substances which are listed in the Annex to the proposal will be added to the list

of c/m/r substances which are not permitted to be placed on the market for use by the general public. This measure is taken to protect public safety. There will be no impact on industry, since none of the three substances is known to be placed on the market for consumer uses. The Commission adds the caveat that refractory ceramic fibres could be obtained by the general public for hobby use, although this is extremely unlikely.?

## Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)

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The committee adopted the report by Giuseppe NISTICO (EPP-ED, I) approving the proposal unamended under the codecision procedure (first reading).?

## Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)

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By adopting the resolution drafted by Mr Giuseppe NISTICO (EPP/ED, I), the Parliament endorsed the proposal that will amend current legislation restricting the marketing and use of certain dangerous substances and preparations. (Procedure without debate). ?

## Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)

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For reasons of clarity, the Council felt compelled to introduce an amendment specifying that the classification as a carcinogen need not apply to fibres with a length weighted geometric mean diameter less two standard errors greater than 6 microns. The Council also agreed, for reasons of clarity, to add to the list the full identification of refractory ceramic fibres. Lastly, the Council feels that the suggested amendments are faithful to the intention of the Commission's proposal, which has been approved by the European Parliament.?

## Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)

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The Commission is of the opinion that the common position follows the general lines of its original proposal. Only changes of form and clarifications were introduced. Consequently, the Commission accepts the Council's common position.?

## Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)

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The European Parliament voted to endorse the common position on a proposal to update a 1976 list of carcinogenic substances. The list now includes refractory ceramic fibres. ?

## Dangerous substances: cancerogens, mutagens and toxic, c/m/r category 1 or 2 (21st amend. Directive 76/769/EEC)

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PURPOSE : to amend for the twenty-first time Council Directive 76/769/EEC relating to restrictions on the marketing and use of certain dangerous substances and preparations, as regards substances classified as carcinogens, mutagens, or substances toxic to reproduction. COMMUNITY MEASURE : Directive 2001/41/EC of the European Parliament and of the Council. CONTENT : the Directive extends the current list of substances classified as c/m/r in Directive 76/769/EEC to three new substances in view of an adaptation to technical progress in Council Directive 67/548/EEC. ENTRY INTO FORCE : this Directive shall enter into force on 18/07/2001. IMPLEMENTATION IN MEMBERS STATES : 18/07/2002.?