

# Procedure file

Basic information	
RPS - Implementing acts	2012/2742(RPS)
Resolution on the draft Council regulation on defining criteria determining when recovered paper ceases to be waste pursuant to Article 6(1) of Directive 2008/98/EC	
See also Directive 2008/98/EC <a href="#">2005/0281(COD)</a>	
Subject 3.70.12 Waste management, domestic waste, packaging, light industrial waste	
Procedure completed	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>ENVI</b> Environment, Public Health and Food Safety		

Key events			
09/07/2013	Non-legislative basic document published	COM(2013)0502	Summary
12/09/2013	Committee referral announced in Parliament		
04/12/2013	Decision by committee, without report		
10/12/2013	Results of vote in Parliament		
10/12/2013	Decision by Parliament	<a href="#">T7-0544/2013</a>	Summary
10/12/2013	End of procedure in Parliament		

Technical information	
Procedure reference	2012/2742(RPS)
Procedure type	RPS - Implementing acts
Procedure subtype	Comitology with scrutiny
	See also Directive 2008/98/EC <a href="#">2005/0281(COD)</a>
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/7/10227

Documentation gateway				
Document attached to the procedure		D021155/01	05/06/2012	EC

Non-legislative basic document		COM(2013)0502	09/07/2013	EC	Summary
Motion for a resolution		<a href="#">B7-0553/2013</a>	04/12/2013	EP	
Text adopted by Parliament, single reading		<a href="#">T7-0544/2013</a>	10/12/2013	EP	Summary

## Resolution on the draft Council regulation on defining criteria determining when recovered paper ceases to be waste pursuant to Article 6(1) of Directive 2008/98/EC

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**PURPOSE:** to define criteria determining when recovered paper ceases to be waste.

**BACKGROUND:** Pursuant to Directive 2008/98/EC on waste certain specified waste shall cease to be waste when it has undergone a recovery operation and complies with specific criteria to be developed in line with the legal conditions laid down in the directive. In accordance with this directive such criteria should be set for specific materials by the Commission and be adopted in the regulatory procedure with scrutiny.

Accordingly, the Commission submitted a draft Regulation for vote in the Committee established under the directive. At its meeting on 9 July 2012, the Committee did not give a favourable opinion on the draft Regulation.

The chief concern raised by some Member States was the inclusion of multi-layered material under the scope of the Commission Regulation as this material containing up to 25% of non-paper material would represent a hazard to the environment if treated improperly.

The Commission took note of this but still maintains the same legal proposal. Thus, a Proposal for a Council Regulation is submitted to Council and forwarded to the European Parliament in accordance with the procedure (regulatory procedure with scrutiny) set out in Article 5(a) of Decision 1999/468/EC.

**CONTENT:** the proposed Regulation seeks to define criteria determining when recovered paper ceases to be waste.

The proposal provides that the producer or the importer shall issue, for each consignment of recovered paper, a statement of conformity conforming to the model set out in Annex II. The producer or the importer shall transmit the statement of conformity to the next holder of the recovered paper consignment.

Furthermore, the producer shall implement a management system including a set of documented procedures as well as specific control measures, suitable to demonstrate compliance with the criteria referred to.

The management system of the supplier shall be certified by a conformity assessment body which is accredited by an accreditation body successfully peer evaluated for this activity by the body recognised in Article 14 of Regulation (EC) 765/2008; or by an environmental verifier which is accredited or licensed by an accreditation or licensing body according to Regulation (EC) No 1221/2009.

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The European Parliament opposed by 606, votes to 77, with 10 abstentions, the adoption of the Council Regulation on defining criteria determining when recovered paper ceases to be waste pursuant to Article 6(1) of Directive 2008/98/EC on waste.

It should be recalled that the proposed Council regulation stipulates that waste paper with a non-paper component equal to or less than 1.5% of air dry weight shall cease to be waste when it is destined for the use of paper fibres for paper manufacturing, subject to certain additional criteria.

Parliament considered that the Commission has not properly assessed the impacts of the draft regulation on paper recycling, on the waste paper value chain, on shipments of waste paper and on the overall effects of the draft regulation on the environment. It encouraged the Commission to reconsider the draft Regulation and improve the proposed end-of-waste criteria in light of the objections raised in this resolution.