









# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	2015/0090(COD) Procedure completed
Common agricultural policy (CAP): repealing obsolete acts Repealing Regulation (EC) No 320/2006	<a href="#">2005/0120(CNS)</a>
Subject 3.10.06.07 Sugar 3.10.07 Animal and vegetable fats, oils	

Key players				
European Parliament	Committee responsible	Rapporteur	Appointed	
	 Agriculture and Rural Development		05/05/2015	
		 <a href="#">SIEKIERSKI Czesław Adam</a>		
	Committee for opinion	Rapporteur for opinion	Appointed	
	 Development	The committee decided not to give an opinion.		
	 International Trade	The committee decided not to give an opinion.		
	 Legal Affairs	The committee decided not to give an opinion.		
	Committee for opinion on the legal basis	Rapporteur for opinion	Appointed	
	 Legal Affairs		15/07/2015	
		 <a href="#">GUTELAND Jytte</a>		
Council of the European Union	Council configuration <a href="#">Agriculture and Fisheries</a>	Meeting <a href="#">3425</a>	Date 16/11/2015	
European Commission	Commission DG <a href="#">Agriculture and Rural Development</a>	Commissioner HOGAN Phil		
European Economic and Social Committee				

Key events			
27/04/2015	Committee referral announced in Parliament, 1st reading		
15/09/2015	Vote in committee, 1st reading		
18/09/2015	Committee report tabled for plenary, 1st reading	<a href="#">A8-0255/2015</a>	Summary
27/10/2015	Results of vote in Parliament		
27/10/2015	Decision by Parliament, 1st reading	<a href="#">T8-0360/2015</a>	Summary
16/11/2015	Act adopted by Council after Parliament's		

	1st reading		
25/11/2015	Final act signed		
25/11/2015	End of procedure in Parliament		
11/12/2015	Final act published in Official Journal		

### Technical information

Procedure reference	2015/0090(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
	Repealing Regulation (EC) No 320/2006 <a href="#">2005/0120(CNS)</a>
Other legal basis	Rules of Procedure EP 159
Mandatory consultation of other institutions	<a href="#">European Economic and Social Committee</a>
Stage reached in procedure	Procedure completed
Committee dossier	AGRI/8/03324

### Documentation gateway

Legislative proposal		<a href="#">COM(2015)0174</a>	22/04/2015	EC	Summary
Committee draft report		<a href="#">PE560.619</a>	23/06/2015	EP	
Amendments tabled in committee		<a href="#">PE565.051</a>	24/07/2015	EP	
Specific opinion	<b>JURI</b>	<a href="#">PE567.660</a>	15/09/2015	EP	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A8-0255/2015</a>	18/09/2015	EP	Summary
Text adopted by Parliament, 1st reading/single reading		<a href="#">T8-0360/2015</a>	27/10/2015	EP	Summary
Draft final act		<a href="#">00053/2015/LEX</a>	25/11/2015	CSL	
Commission response to text adopted in plenary		SP(2015)750	10/12/2015	EC	

### Final act

[Regulation 2015/2284](#)  
[OJ L 327 11.12.2015, p. 0023](#) Summary

## Common agricultural policy (CAP): repealing obsolete acts

**PURPOSE:** to repeal Council Directive 76/621/EEC relating to the fixing of the maximum level of erucic acid in oils and fats and Council Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry.

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

**ROLE OF THE EUROPEAN PARLIAMENT:** the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

**BACKGROUND:** the European Parliament, the Council and the Commission agreed in their inter-institutional agreement on better law making that Community law should be updated and condensed by repealing acts which are no longer applied. Improve transparency and certainty of

Union law is the main aim of this Agreement.

The Commission has carried out several exercises to remove obsolete legislation from the acquis, partly through the traditional repeal procedure, partly by declaring the relevant Commission acts obsolete.

The Commission identified two Council acts related to the Common Agricultural Policy, which are based upon Article 42 and 43 of the Treaty (former Articles 36 and 37), which have exhausted all practical effects, but are formally still in force.

CONTENT: for reasons of legal security and clarity, the Commission proposes to repeal two legal acts relating to the common agricultural policy which have become obsolete, even though formally they are still in force:

- Council Directive 76/621/EEC. The content of that Directive has been taken up by Commission Regulation (EC) No 1881/2006;
- Council Regulation (EC) No 320/2006. The temporary scheme established by that Regulation was applicable only until the marketing year 2009/2010.

## Common agricultural policy (CAP): repealing obsolete acts

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The Committee on Agriculture and Rural Development adopted the report by Czesław Adam SIEKIERSKI (EPP, PL) on the proposal for a regulation of the European Parliament and of the Council repealing Council Directive 76/621/EEC relating to the fixing of the maximum level of erucic acid in oils and fats and Council Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry.

The committee recommended that the European Parliament's position adopted at first reading following the ordinary legislative procedure, should amend the Commission proposal.

Members proposed that the reference to Article 114 TFEU should be added to the reference to Articles 42 and 43(2) in order to enhance consistency with the double legal basis (Agriculture and Internal market policy) used for the adoption of Directive 76/621/EEC relating to the fixing of the maximum level of erucic acid in oils and fats.

## Common agricultural policy (CAP): repealing obsolete acts

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The European Parliament adopted by 635 votes to 19, with 28 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council repealing Council Directive 76/621/EEC relating to the fixing of the maximum level of erucic acid in oils and fats and Council Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry.

The European Parliament's position adopted at first reading following the ordinary legislative procedure, amended the Commission proposal.

Members proposed that the reference to Article 114 TFEU should be added to the reference to Articles 42 and 43(2) concerning proposals legal base.

## Common agricultural policy (CAP): repealing obsolete acts

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PURPOSE: to repeal two acts relating to the common agriculture policy which have become obsolete.

LEGISLATIVE ACT: Regulation (EU) 2015/2284 of the European Parliament and of the Council repealing Council Directive 76/621/EEC relating to the fixing of the maximum level of erucic acid in oils and fats and Council Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry.

CONTENT: for reasons of legal certainty and clarity, this Regulation repeals two legal acts relating to the common agricultural policy have become obsolete, even though formally they are still in force:

- Council Directive 76/621/EEC: the content of that Directive has been taken up by Commission Regulation (EC) No 1881/2006;
- Council Regulation (EC) No 320/2006: the temporary scheme established by that Regulation was applicable only until the marketing year 2009/2010.

Improving the transparency of Union law is an essential element of the better lawmaking strategy that Union institutions are implementing. In that context it is appropriate to repeal those legal acts which no longer have real effect.

ENTRY INTO FORCE: 14.12.2015.