








Procedure file

Basic information	
RPS - Implementing acts	2019/2949(RPS)
Resolution on the draft Commission regulation amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council on the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards lead and its compounds	
Subject 3.70.13 Dangerous substances, toxic and radioactive wastes (storage, transport)	
Procedure completed	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Environment, Public Health and Food Safety (Associated committee)		16/01/2020
		 ARENA Maria	16/01/2020
		 HOJSÍK Martin	16/01/2020
		 EICKHOUT Bas	
	Committee for opinion	Rapporteur for opinion	Appointed
 Industry, Research and Energy (Associated committee)			
 Internal Market and Consumer Protection (Associated committee)			

Key events			
20/11/2019	Non-legislative basic document published	D063675/03	
18/12/2019	Committee referral announced in Parliament, 1st reading/single reading		
21/01/2020	Decision by committee, without report		
12/02/2020	Results of vote in Parliament		
12/02/2020	Decision by Parliament, 1st reading/single reading	T9-0030/2020	Summary

Technical information	
Procedure reference	2019/2949(RPS)
Procedure type	RPS - Implementing acts
Procedure subtype	Comitology with scrutiny
Stage reached in procedure	Procedure completed

Documentation gateway

Non-legislative basic document		D063675/03	20/11/2019	EC	
Motion for a resolution		B9-0089/2020	12/02/2020	EP	
Text adopted by Parliament, single reading		T9-0030/2020	12/02/2020	EP	Summary
Commission response to text adopted in plenary		SP(2020)136	04/06/2020	EC	

2019/2949(RPS) - 12/02/2020 Text adopted by Parliament, single reading

The European Parliament adopted by 394 votes to 241, with 13 abstentions a resolution on the draft Commission regulation amending Annex XVII to Regulation (EC) No 1907/2006 of the European Parliament and of the Council concerning the Registration, Evaluation, Authorisation and Restriction of Chemicals (REACH) as regards lead and its compounds.

The draft Commission Regulation proposes to limit the use and presence of lead and its compounds in products made from polymers and copolymers of vinyl chloride (PVC) by setting the maximum lead concentration at 0.1%, by weight, of PVC. It provides for two 15-year derogations for recovered PVC materials, allowing a maximum lead concentration of 2% for rigid PVC and 1% for flexible PVC.

Parliament opposed the adoption of the draft Commission regulation, considering that it was not compatible with the aim and content of the REACH regulation, which is to ensure a high level of protection for human health and the environment and to authorise importers to sell PVC products containing thousands of tonnes of lead for a further 24 months in order to sell off stocks, even though the manufacture of such products is no longer authorised in the Union.

Members considered that concentrations of lead of 1% or 2% were not safe levels but were limits set to allow the industry to continue to maximise the financial benefits it derives from recycling lead-containing PVC waste when there are alternatives explicitly recognised by the Commission. They added that such derogations went against the longstanding position of the Parliament, which has been reiterated in numerous resolutions, most recently on [15 January 2020](#).

In summary, Parliament considered that the draft Commission regulation was 18 years too late and that it was incompatible with REACH in several respects, namely the derogations for recovered PVC, the positive marking of recycled PVC despite its lead content, exemption for lead pigments and the long grace period granted to operators.

Members therefore called on the Commission to withdraw its draft regulation, to submit a new one to the European Chemicals Agency's Risk Assessment Committee without delay and to respect the deadlines set by the REACH regulation.

They considered that the recovery of waste PVC should not lead to the carry-over of lead compounds into a new generation of products.