

Procedure file

Basic information	
<p>COD - Ordinary legislative procedure (ex-codecision procedure) Regulation</p> <p>2021/0129(COD)</p>	Procedure completed
<p>Transitional provisions of certain machinery fitted with engines in the power range between 56kW and 130kW, and above 300kW in order to address the impact of COVID-19 crisis</p> <p>Amending Regulation 2016/1628 2014/0268(COD)</p> <p>Subject 2.10.03 Standardisation, EC/EU standards and trade mark, certification, compliance 3.40.03 Motor industry, cycle and motorcycle, commercial and agricultural vehicles 3.70.02 Atmospheric pollution, motor vehicle pollution</p> <p>Legislative priorities The EU's response to the Covid-19 pandemic</p>	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	ENVI Environment, Public Health and Food Safety		
European Parliament	Committee for opinion	Rapporteur for opinion	Appointed
	IMCO Internal Market and Consumer Protection	The committee decided not to give an opinion.	
Council of the European Union			
European Commission	Commission DG	Commissioner	
	Internal Market, Industry, Entrepreneurship and SMEs	BRETON Thierry	
European Economic and Social Committee			

Key events			
18/05/2021	Legislative proposal published	COM(2021)0254	Summary
19/05/2021	Decision by committee, without report		
20/05/2021	Committee referral announced in Parliament, 1st reading		
09/06/2021	Decision by Parliament, 1st reading	T9-0281/2021	Summary
18/06/2021	Act adopted by Council after Parliament's 1st reading		
24/06/2021	Final act signed		
30/06/2021	Final act published in Official Journal		

Technical information	
Procedure reference	2021/0129(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
	Amending Regulation 2016/1628 2014/0268(COD)
Legal basis	Rules of Procedure EP 163; Treaty on the Functioning of the EU TFEU 114-p1
Mandatory consultation of other institutions	European Economic and Social Committee
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/9/06083

Documentation gateway					
Legislative proposal		COM(2021)0254	18/05/2021	EC	Summary
Text adopted by Parliament, 1st reading/single reading		T9-0281/2021	10/06/2021	EP	Summary
Draft final act		00039/2021/LEX	24/06/2021	CSL	

Final act
Regulation 2021/1068 OJ L 230 30.06.2021, p. 0001

Transitional provisions of certain machinery fitted with engines in the power range between 56kW and 130kW, and above 300kW in order to address the impact of COVID-19 crisis

PURPOSE: to extend the dates of application of certain transitional provisions of Regulation (EU) 2016/1628 on emission limits and type-approval for non-road mobile machinery to address the effects of the COVID-19 crisis.

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: [Regulation \(EU\) 2016/1628](#) of the European Parliament and of the Council lays down requirements relating to emission limits for gaseous and particulate pollutants and EU type-approval procedures for various categories of engines for non-road mobile machinery.

In response to the COVID-19 pandemic, [Regulation \(EU\) 2020/1040](#) of the European Parliament and of the Council amending Regulation (EU) 2016/1628 was adopted. The aim of this Regulation was to postpone certain deadlines that manufacturers could no longer meet without sustaining serious economic damage due to the unexpected disruptions in the supply chain. This concerned machinery that use so-called transition engines in the power range <56kW and >130kW, and whose production had to be completed by 30 June 2020 and placing on the market by 31 December 2020. Under the amended Regulation (EU) 2016/1628, manufacturers were provided with an additional 12 months to produce and place on the market the machinery fitted with those engines.

However, due to the continued supply chain and production disruptions caused by the COVID-19 second and third waves, manufacturers will not be able to meet the 2021 deadlines applicable to the machinery fitted with transition engines in the power range between 56kW and 130kW, and above 300kW without sustaining serious economic damage.

The Commission therefore considers it necessary to postpone the deadlines to avoid that transition engines can no longer be fitted in the machinery in time and are then scrapped.

CONTENT: in view of the current situation and to ensure legal certainty and to avoid possible market disruption, the Commission proposes to extend certain transitional provisions of Regulation (EU) 2016/1628 for the construction and placing on the market of machinery equipped with certain transition engines.

The extension of the relevant periods should be 6 months for the production of machinery equipped with these engines and 9 months for the placing on the market.

Transitional provisions of certain machinery fitted with engines in the power range between 56kW and 130kW, and above 300kW in order to address the impact of COVID-19 crisis

The European Parliament adopted by 647 votes to 28, with 17 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EU) 2016/1628 as regards the transitional provisions of certain machinery fitted with engines in the power range between 56kW and 130kW, and above 300kW in order to address the impact of COVID-19 crisis.

Parliament adopted its position at first reading under the ordinary legislative procedure taking over the Commission proposal.

due to the continued supply chain and production disruptions caused by the COVID-19 second and third waves, manufacturers will not be able to meet the 2021 deadlines applicable to the machinery fitted with transition engines in the power range between 56kW and 130kW, and above 300kW without sustaining serious economic damage.

Due to the continued disruption of supply chains and production as a result of the second and third waves of COVID-19, manufacturers will not be able to meet the 2021 deadlines for transitional engines with a power range between 56 kW and 130 kW or more than 300 kW without suffering serious economic damage.

In order to ensure legal certainty and to avoid possible market disruptions, the Commission proposes to extend certain transitional provisions of Regulation (EU) 2016/1628 for the construction and placing on the market of craft equipped with certain transition engines. The extension of the relevant periods is 6 months for the production of machinery equipped with these engines and 9 months for the placing on the market.