

# Procedure file

## Basic information

COD - Ordinary legislative procedure (ex-codecision procedure) Directive	2022/0345(COD)	Awaiting Parliament's position in 1st reading
Urban wastewater treatment. Recast		
Subject 3.70.04 Water control and management, pollution of waterways, water pollution		
Legislative priorities <a href="#">Joint Declaration 2022</a> <a href="#">Joint Declaration 2023-24</a>		

## Key players

European Parliament	Committee responsible	Rapporteur	Appointed
	 <a href="#">ENVI Environment, Public Health and Food Safety</a>	 <a href="#">TORVALDS Nils</a>	12/01/2023
		Shadow rapporteur	
		 <a href="#">CLUNE Deirdre</a>	
		 <a href="#">BALT Marek Paweł</a>	
		 <a href="#">AUKEN Margrete</a>	
		 <a href="#">LANCINI Danilo Oscar</a>	
		 <a href="#">FIOCCHI Pietro</a>	
		 <a href="#">VILLUMSEN Nikolaj</a>	
Committee for opinion	Rapporteur for opinion	Appointed	
 <a href="#">Industry, Research and Energy</a>	The committee decided not to give an opinion.		
 <a href="#">Agriculture and Rural Development</a>		07/02/2023	
	 <a href="#">HUITEMA Jan</a>		
 <a href="#">Legal Affairs</a>	The committee decided not to give an opinion.		
Committee for opinion on the recast technique	Rapporteur for opinion	Appointed	
 <a href="#">Legal Affairs</a>		01/07/2023	

Council of the European Union

European Commission

Commission DG

Commissioner

Environment

SINKEVIČIUS Virginijus

European Economic and

Social Committee

European Committee of the

Regions

## Key events

26/10/2022	Legislative proposal published	<a href="#">COM(2022)0541</a>	Summary
19/01/2023	Committee referral announced in Parliament, 1st reading		
20/09/2023	Vote in committee, 1st reading		
26/09/2023	Committee report tabled for plenary, 1st reading	<a href="#">A9-0276/2023</a>	
05/10/2023	Results of vote in Parliament		
05/10/2023	Debate in Parliament		
05/10/2023	Decision by Parliament, 1st reading	<a href="#">T9-0355/2023</a>	Summary
05/10/2023	Matter referred back to the committee responsible		
11/03/2024	Approval in committee of the text agreed at 1st reading interinstitutional negotiations	GEDA/A/(2024)133000	

## Technical information

Procedure reference	2022/0345(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Recast
Legislative instrument	Directive
Legal basis	Treaty on the Functioning of the EU TFEU 192-p1; Rules of Procedure EP 110
Mandatory consultation of other institutions	<a href="#">European Economic and Social Committee</a> <a href="#">European Committee of the Regions</a>
Stage reached in procedure	Awaiting Parliament's position in 1st reading
Committee dossier	ENVI/9/10493

## Documentation gateway

Legislative proposal		<a href="#">COM(2022)0541</a>	26/10/2022	EC	Summary
Document attached to the procedure		<a href="#">SEC(2022)0541</a>	27/10/2022	EC	
Document attached to the procedure		<a href="#">SWD(2022)0541</a>	27/10/2022	EC	

Document attached to the procedure		SWD(2022)0544	27/10/2022	EC	
Economic and Social Committee: opinion, report		<a href="#">CES5433/2022</a>	22/02/2023	ESC	
Committee draft report		<a href="#">PE745.327</a>	27/03/2023	EP	
Specific opinion	AGRI	<a href="#">PE746.722</a>	03/05/2023	EP	
Amendments tabled in committee		<a href="#">PE746.950</a>	09/05/2023	EP	
Amendments tabled in committee		<a href="#">PE747.010</a>	09/05/2023	EP	
Amendments tabled in committee		<a href="#">PE748.961</a>	09/05/2023	EP	
Amendments tabled in committee		<a href="#">PE748.962</a>	09/05/2023	EP	
Amendments tabled in committee		<a href="#">PE748.963</a>	09/05/2023	EP	
Amendments tabled in committee		<a href="#">PE748.982</a>	10/05/2023	EP	
Committee of the Regions: opinion		<a href="#">CDR6179/2022</a>	05/07/2023	CofR	
Opinion on the recast technique		<a href="#">PE752.769</a>	30/08/2023	EP	
Specific opinion	JURI	<a href="#">PE752.960</a>	12/09/2023	EP	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A9-0276/2023</a>	26/09/2023	EP	
Text adopted by Parliament, 1st reading/single reading		<a href="#">T9-0355/2023</a>	05/10/2023	EP	Summary
Coreper letter confirming interinstitutional agreement		GEDA/A/(2024)133000	01/03/2024	CSL	

#### Additional information

Research document	<a href="#">Briefing</a>	09/04/2024
-------------------	--------------------------	------------

## Urban wastewater treatment. Recast

PURPOSE: to revise the rules on treating urban wastewater to better protect the health of Europeans and the environment.

PROPOSED ACT: Directive 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 Urban Wastewater Treatment Directive (UWWTD) was adopted in 1991. Its objective being to protect the environment from adverse effects of wastewater discharges from urban sources and specific industries. Member States are required to ensure that wastewater from all agglomerations above 2 000 inhabitants is collected and treated according to EU minimum standards. Since its adoption the quality of European rivers, lakes and seas has greatly improved. There is a high level of compliance with the Directive across the EU, with 98% of wastewater collected and 92% satisfactorily treated.

However, pollution remains and needs to be addressed to achieve a pollution-free environment by 2050. This includes pollution from smaller cities outside the scope of the Directive and pollution caused by storm water overflows. At present, micropollutants such as residues from pharmaceuticals and cosmetics are also not covered. These residues are frequently found in all our water bodies and have a detrimental effect on nature.

Moreover, recent experience has shown that viruses can be tracked with high reliability in wastewaters: this provides precious information for public health decisions. To be able to collect the necessary data has likewise required an update of the Directive.

PURPOSE: therefore, this Commission proposal aims to revise the Urban Wastewater Treatment Directive to help Europeans benefit from cleaner rivers, lakes, groundwaters and seas, while making wastewater treatment more cost-effective. To make the best possible use of wastewater as a resource, it is proposed to aim for energy-neutrality of the sector by 2040 and improve the quality of sludge to allow for more reuse contributing thus to a more circular economy.

#### Subject matter

The proposed Directive lays down rules on the collection, treatment, and discharge of urban wastewater to protect the environment and human

health while progressively eliminating greenhouse gas emissions and improving the energy balance of urban wastewater collection and treatment activities. It also lays down rules on access to sanitation, on transparency of the urban wastewater sector and on the regular surveillance of public health relevant parameters in urban wastewaters.

#### Scope

To further reduce pollution, the new rules enlarge the scope of the current Directive (which applies to cities with over 2 000 inhabitants) to cover all cities with more than 1 000 inhabitants. The new rules will also cover rainwater and will require EU countries to establish integrated urban wastewater management plans in large cities (over 100 000 inhabitants initially, as well as later for cities from 10 000 inhabitants, where needed). This will reduce direct emissions of organic matter, nitrogen and phosphorus to water bodies, but also litter and microplastics captured by urban runoff. It also introduces better control of individual systems such as septic tanks, stricter standards for nutrients, and standards for micropollutants. It also requires the monitoring of greenhouse gas emissions and microplastics.

#### Objectives

The revision aims to:

- make the wastewater sector energy-neutral and move it towards climate neutrality by reducing energy use, using the larger surfaces of some wastewater treatments plants to produce solar/wind energy, encouraging water reuse and using sludge to produce biogas, which can substitute natural gas;
- make industry responsible for treating toxic micropollutants (polluter pays principle) that are released into the environment from the use of their products, especially harmful residues from the pharmaceutical and cosmetics sector;
- improve access to sanitation in public spaces and for the 2 million most vulnerable and marginalised people in the EU;
- require the monitoring of health parameters in wastewater in order to enhance the EU's preparedness against pandemics or other major public health threats, as is currently being done for COVID-19.

These measures will be progressively applied until 2040.

## Urban wastewater treatment. Recast

---

The European Parliament adopted by 420 votes to 62, with 84 abstentions, amendments to the proposal for a directive of the European Parliament and of the Council concerning urban wastewater treatment (recast).

The matter was referred back to the committee responsible for inter-institutional negotiations.

#### Subject matter

This Directive should:

- lay down rules on the collection, treatment, and discharge of urban wastewater, to protect the environment and health, in accordance with the One Health approach, while progressively reducing greenhouse gas emissions and improving the energy balance of urban wastewater collection and treatment activities while contributing to the transition towards a circular economy;
- lay down rules on access to sanitation for all, on transparency of the urban wastewater sector and on the regular surveillance of public health relevant parameters in urban wastewaters, and through integrated wastewater management planning it aims to increase synergies with climate change adaptation and urban ecosystem restoration action.

#### Collections systems

By 31 December 2032, Member States should ensure that all agglomerations with a population equivalent (p.e.) of between 750 and 2 000 are equipped with collection systems. In addition, Member States should take steps to ensure that the competent authorities assess the levels of waste water leakage and associated emissions on their territory and of the potential to reduce such leakage.

Member States should establish minimum requirements based on guidance provided by the Commission within 24 months of the entry into force of this Directive on the design, operation, and maintenance of individual systems across the Union and should establish the requirements for the regular inspections.

#### Integrated urban wastewater management plans

Integrated urban wastewater management plans, including the specification of parts completed and elements yet to be put in place, should be made available to the Commission on request within three months of their publication. The Commission should take appropriate action regarding the integrated urban wastewater management plans established by Member States, in the event that such plans do not include at least the elements set out in Annex V.

Member States should: (i) aim at increasing green space in urban areas in order to reduce storm water overflows based on natural solutions; (ii) ensure that integrated urban wastewater management plans are reviewed every five years after their establishment and updated where necessary.

#### Tertiary treatment

By 31 December 2038, Member States should ensure that all urban wastewater treatment plants treating a load of 100 000 p.e. and above are subject to tertiary treatment.

By way of derogation, Member States may decide that an individual urban waste water treatment plant situated in an area included in the list of areas in their territory which are subject to eutrophication should not be subject to the requirements laid down in the Directive if it can be shown that the minimum percentage reduction in the overall load entering all urban waste water treatment plants in that area reaches:

- 90% for total phosphorus and 75% for total nitrogen by 31 December 2035;

- 93% for total phosphorus and 80% for total nitrogen by 31 December 2040. Days during which the effluent temperature falls below 12 °C are not relevant for the calculation of nitrogen removal.

#### Quaternary treatment

All urban wastewater treatment plants of 150 000 p.e. and above should provide quaternary treatment, as those facilities represent a significant share of micro-pollutant discharges in the environment. For agglomerations of between 35 000 p.e. and 150 000 p.e., Member States should be required to apply quaternary treatment to areas identified as sensitive to pollution with micro-pollutants based on clear criteria.

#### Extended producer responsibility

Members considered that extended producer responsibility should be complemented by national financing set up for the upgrade of urban wastewater treatment plants in order to ensure there are no unintended consequences for the availability, affordability and accessibility of vital products, in particular medicines, and to ensure sufficient funds are available to operators. The national funding should not amount to more than 20% and should not undermine the polluter pays principle.

The Commission should assess the possible need to extend the scope of Extended Producer Responsibility, in particular to products containing microplastics and Per- and Polyfluoroalkyl Substances (PFAS) placed on the market and taking into account any restrictions on PFAS.

#### Energy neutrality of urban wastewater treatment plants

Energy audits of urban wastewater treatment plants and collection systems should include identification of the potential for cost-effective use, reduction of energy consumption, recovery and use of waste heat either onsite or via a district system or production of renewable energy.

Member States should ensure that the total annual energy from renewable sources, generated at national level on- or off-site by urban wastewater treatment plants treating a load of 10 000 p.e. and above and independently if it is used on- or off-site the urban wastewater treatment plant by their owners or operators, is equivalent to at least: (i) 50 % of the total annual energy used by such plants by 31 December 2033; (ii) 75 % of the total annual energy used by such plants by 31 December 2036.

#### Water reuse and discharges of urban wastewater

Member States should systematically promote the reuse of treated wastewater from all urban wastewater treatment plants, especially in water-stressed areas and for industrial purposes, if there is no adverse effect for the environment and health risk management measures have been implemented. Where treated wastewater is reused for agricultural irrigation, it should comply with certain requirements.

#### Microplastics

Micro- and nanoplastic pollution is often caused by dyeing and washing processes of synthetic textiles as synthetic microfibres are released into wastewater. The Commission should submit a legislative proposal, accompanied by an impact assessment, in line with its initiative on Microplastics pollution measures to reduce its impact on the environment to oblige the fitting of microfibre filters for new washing machines at EU level by 31 December 2027.

Transparency				
VILLUMSEN Nikolaj	Shadow rapporteur	ENVI	05/03/2024	DANVA
TORVALDS Nils	Rapporteur	ENVI	05/03/2024	Finnish Water Utilities Association (FIWA)
TORVALDS Nils	Rapporteur	ENVI	01/03/2024	Swedish Association of Local Authorities and Regions
TORVALDS Nils	Rapporteur	ENVI	27/02/2024	Finnish Water Utilities Association (FIWA)
TORVALDS Nils	Rapporteur	ENVI	30/01/2024	German medicines manufacturers' association
TORVALDS Nils	Rapporteur	ENVI	18/12/2023	EurEau Vesilaitosyhdistys
CLUNE Deirdre	Shadow rapporteur	ENVI	07/12/2023	Irish Pharmaceutical Healthcare Association
CLUNE Deirdre	Shadow rapporteur	ENVI	24/11/2023	European Federation of National Associations of Water Services
TORVALDS Nils	Rapporteur	ENVI	13/11/2023	Danfoss A/S
TORVALDS	Rapporteur	ENVI	08/11/2023	IE

Nils			
LUENA César	Member	29/11/2023	STANPA
RODRÍGUEZ RAMOS María Soraya	Member	29/11/2023	ASOCIACION NACIONAL DE PERFUMERIA Y COSMETICA
VONDRA Alexandr	Member	12/09/2023	Czech association of water industry
FRITZON Hélène	Member	03/07/2023	Svenskt Vatten
LUENA César	Member	26/04/2023	Association of Public Services and Enterprises Austria
WÖLKEN Tiemo	Member	26/04/2023	Verband Kommunaler Unternehmen e.V. Verband der öffentlichen Wirtschaft und Gemeinwirtschaft Österreichs
KOKKALIS Petros	Member	26/04/2023	Association of Public Services and Enterprises Austria (VÖWG)
BERNHUBER Alexander	Member	25/04/2023	Verband der öffentlichen Wirtschaft und Gemeinwirtschaft Österreichs
SCHNEIDER Christine	Member	25/04/2023	Verband Kommunaler Unternehmen e.V.
RIPA Manuela	Member	25/04/2023	Virginia Hagn, Vöwg