


Procedure file





The information here reflects the current status of the procedure

 Existing summary

Identification

Reference	COD/2008/0081
Title	Environment: batteries and accumulators, placing on the market and waste minimisation (amend. Directive 2006/66/EC)
Legal Basis	EC 091-p1
Dossier of the committee	ENVI/6/62418
Subject(s)	3.70.12 Waste management, domestic waste, packaging, light industrial waste 3.70.13 Dangerous substances, toxic and radioactive wastes (storage, transport) 3.70.20 Sustainable development
Stage reached	<i>Procedure completed</i>

Stages

Stages	Documents: references			Dates	
	Source reference		Equivalent references	of document	of publication in Official Journal
Commission/Council: initial legislative document 	EC	COM(2008)0211	C6-0165/2008	16/04/2008	
EP: draft report by the committee responsible	EP	PE407.594		21/05/2008	
EP: decision of the committee responsible, 1st reading/single reading 				03/06/2008	
EP: tabled legislative report, 1st reading or single reading	EP	A6-0244/2008		09/06/2008	
EP: position, 1st reading or single reading 	EP	T6-0344/2008		09/07/2008	
Economic and Social Committee: opinion, report	ESC	CES1204/2008		09/07/2008	
Final legislative act 	EU	32008L0103		19/11/2008	L 327 05.12.2008, p. 0007

Agents


European Parliament

Committee	Rapporteur / Co-rapporteurs	Political group	Appointed
Environment, Public Health and Food Safety (responsible)	Blokland Johannes	IND/DEM	06/05/2008
<i>Industry, Research and Energy (opinion)</i>			
<i>Internal Market and Consumer Protection (opinion)</i>			

European Commission and Council of the Union

European Commission DG	Environment	Transmission date : 16/04/2008	
Council of the Union	Environment	meeting : 2898	of : 20/10/2008

Summaries

 19/11/2008 - Final legislative act
<p>PURPOSE: to clarify Directive 2006/66/EC so that batteries and accumulators that were legally placed on the market anywhere in the Community before 26 September 2008 and which do not comply with the Directive can remain on the Community market after this date.</p> <p>LEGISLATIVE ACT: Directive 2008/103/EC of the European Parliament and of the Council amending Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators as regards placing batteries and accumulators on the market.</p>


NOTICE: European Parliament / DG Presidency, Directorate B
The information on this site is subject to a disclaimer and is protected by copyright.

CONTENT: having reached agreement with the Parliament at first reading, the Council adopted a Directive clarifying the provisions of Directive 2006/66/EC to the effect that batteries or accumulators which do not meet the requirements of that Directive may not be placed on the Community market after 26 September 2008.

The Directive points out that batteries which were legally placed on the market before that date and which do not comply with Directive 2006/66/EC will not have to be withdrawn from the market or relabelled.

ENTRY INTO FORCE: 05/12/2008.


TRANSPOSITION/ 05/01/2009.

 09/07/2008 - EP: position, 1st reading or single reading

The European Parliament adopted, by 679 votes to 8 with 4 abstentions, a legislative resolution amending the proposal for a directive of the European Parliament and of the Council amending Directive 2006/66/EC of the European Parliament and of the Council on batteries and accumulators and waste batteries and accumulators as regards Article 6(2) on placing batteries and accumulators on the market. The report had been tabled for consideration in plenary by Johannes **BLOKLAND** (IND/DEM, NL), on behalf of the Committee on the Environment, Public Health and Food Safety. The amendments were two minor drafting changes and were result of a compromise between Parliament and Council.

 03/06/2008 - EP: decision of the committee responsible, 1st reading/single reading

The Committee on the Environment, Public Health and Food Safety adopted a report drafted by Johannes **BLOKLAND** (IND/DEM, NL) and approved the proposal for a directive of the European Parliament and of the Council amending Directive 2006/66/EC of the European Parliament and of the Council on batteries and accumulators and waste batteries and accumulators as regards Article 6(2) on placing batteries and accumulators on the market.

 16/04/2008 - Commission/Council: initial legislative document

PURPOSE: to clarify Directive 2006/66/EC so that batteries and accumulators that were legally placed on the market anywhere in the Community before 26 September 2008 and which do not comply with the Directive can remain on the Community market after this date.

PROPOSED ACT: Directive of the European Parliament and of the Council.

BACKGROUND: article 6(2) of Directive 2006/66/EC sets out that batteries and accumulators that do not meet the requirements of the Directive should not be placed on the market or should be withdrawn from it. This provision could be understood to require that batteries lawfully placed on the market before 26 September 2008, still on the market after this date, and not meeting the requirements of this Directive, also need to be withdrawn from the market.

If the provision of the Directive is read as above, it would mean that a considerable amount of batteries that were legally placed on the market become waste prematurely. This would be contrary to the principle of waste minimisation. This could also result in appliances becoming waste prematurely. Withdrawing these batteries from the market or making them compliant with the Directive would also cause increased administrative burden both for the Member States and for industry.

CONTENT: this proposal aims at modifying Article 6(2) of Directive 2006/66/EC. It makes it clear that batteries must not be placed on the Community market after 26 September 2008 if they do not comply with Directive 2006/66/EC. If they happened to be placed on the market after this date, they need to be withdrawn from the market. The proposal thus clarifies that batteries lawfully placed on the market before 26 September 2008 and which are on the market after this date and yet do not comply with Directive 2006/66/EC, do not have to be withdrawn from the market or relabelled after this date. By clarifying this provision the proposal provides legal certainty on this matter.