Waste: common rules to apply to shipments to non OECD countries

1995/0029(SYN) - 04/06/1998 - Council position

The Council's common position is based to a very large extent on the modified proposal while confirming that Articles 113 and 130s of the EC Treaty together form the appropriate legal basis for the proposal for a regulation. The main changes to the text of the proposal are as follows: - the so-called 'red' list (Annex IV of Regulation 259/93) procedure proposed by the Commission appears to be needlessly cumbersome and the Council prefers to retain the more flexible procedure laid down in Article 15 of Regulation 259/93; - the Council has drawn up a list (new Annex C) of the wastes which may not be exported to ACP countries under Article 39 of the ACP-EC Convention; - a clear distinction has been made between: a) amendments of control procedures resulting from a change of position of a country of destination or from a change of circumstances affecting this country and review of Annexes A, B and C, in accordance with the (comitology) procedure laid down in Article 18 of Directive 75/442/EEC; b) periodic review of the control procedure established by this Regulation, which may lead to new proposals to the Council; - the date of entry into force of this Regulation has been postponed (from 20 to 90 days following its publication in the Official Journal of the Communities); - annexes A and B may need to be further updated in view of future changes in the positions of countries of destination.