Basic information

1992/0414(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC) **Subject** 3.70.13 Dangerous substances, toxic and radioactive wastes (storage, transport)	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	ENVI Environment, Public Health and Consumer Protection		

Council of the European Union	**Council configuration**	**Meetings**	**Date**
	Competitiveness (Internal Market, Industry, Research and Space)	1815	1994-12-08
	Competitiveness (Internal Market, Industry, Research and Space)	1769	1994-06-16

Key events

Date	Event	Reference	Summary
01/06/1992	Legislative proposal published	COM(1992)0195	Summary
06/07/1992	Committee referral announced in Parliament, 1st reading		
15/10/1993	Vote in committee, 1st reading		
27/10/1993	Report referred back to committee		
06/01/1994	Vote in committee, 1st reading		Summary
29/03/1994	Modified legislative proposal published	COM(1994)0095	Summary
16/06/1994	Council position published	07260/1994	Summary
15/09/1994	Committee referral announced in Parliament, 2nd reading		
04/10/1994	Vote in committee, 2nd reading		
08/12/1994	Act approved by Council, 2nd reading		
20/12/1994	Final act signed		
20/12/1994	End of procedure in Parliament		
31/12/1994	Final act published in Official Journal		

Technical information	
Procedure reference	1992/0414(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	Rules of Procedure EP 66_o-p4 EC Treaty (before Amsterdam) E 100A
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/3/05640

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A3-0305/1993 OJ C 315 22.11.1993, p. 0004	15/10/1993	
Text adopted by Parliament, partial vote at 1st reading /single reading		T3-0554/1993 OJ C 315 22.11.1993, p. 0074-0135	27/10/1993	Summary
Committee report tabled for plenary, 1st reading/single reading		A3-0010/1994 OJ C 044 14.02.1994, p. 0007	06/01/1994	
Text adopted by Parliament, 1st reading/single reading		T3-0014/1994 OJ C 044 14.02.1994, p. 0080-0089	19/01/1994	Summary
Text adopted by Parliament, 2nd reading		T4-0048/1994 OJ C 323 21.11.1994, p. 0038-0046	26/10/1994	Summary

Council of the EU

Document type	Reference	Date	Summary
Council position	07260/1994 OJ C 244 31.08.1994, p. 0001	16/06/1994	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1992)0195  OJ C 157 24.06.1992, p. 0006	01/06/1992	Summary
Reconsultation	COM(1993)0570 	10/11/1993	
Modified legislative proposal	COM(1994)0095  OJ C 157 08.06.1994, p. 0006	29/03/1994	Summary

Commission communication on Council's position	SEC(1994)1187	17/07/1994	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES1166/1992 OJ C 332 16.12.1992, p. 0008	22/10/1992	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Directive 1994/0060
OJ L 365 31.12.1994, p. 0001 Summary

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 22/10/1992 - Economic and Social Committee: opinion, report

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 26/10/1994 - Text adopted by Parliament, 2nd reading

On the basis of a proposal by the Committee on the Environment, the EP approved the common position without amendments. It called on the Council to adopt the act definitively, in accordance with its common position, as soon as possible.

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 27/10/1993 - Text adopted by Parliament, partial vote at 1st reading/single reading

Having regard to the Commission's position on the amendments voted by Parliament, the rapporteur, on the basis of Rule 40(2) of the Rules of Procedure, proposed that the report be referred back to the committee. That proposal was adopted.

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 20/12/1994 - Final act

Parliament and the Council adopted Directive 94/60/EC amending for the fourteenth time Directive 79/769/EEC on the approximation of the laws, regulations and administrative provisions of the Member States relating to restrictions on the marketing and use of certain dangerous substances and

preparations. The Directive seeks to restrict the marketing and use of three types of substances and preparations which constitute a risk to the health of consumers, namely: - substances classified as carcinogenic, mutagenic and toxic for reproductive purposes; - creosote and creosote by-products (used mainly for treating railway sleepers) - chlorinated solvents (used primarily for cleaning all kinds of items). The Member States were required to comply with the Directive on or before 20.12.1995 and its provisions were to be applied with effect from 20.06.1995.

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 29/03/1994 - Modified legislative proposal

In its amended proposal, the Commission took over the following amendments: - removal of the provisions that would automatically ban sales to the general public of substances classed as carcinogenic, mutagenic and toxic for reproduction purposes (CMT) in category 1 or category 2; - specification of the lists of substances already classed as CMT (category 1 and 2), whose sale to the general public should be banned; - inclusion of the commitment made by the Commission to submit proposals to the Council and the European Parliament concerning the substances that could be classed as CMT (category 1 and 2) in the future; - addition of a special label for CMT substances and preparations reserved for professional users; - extension of the derogation to the bans on CMT substances and preparations to include substances and preparations made from mineral oils; - addition of a new derogation to the bans on CMT substances and preparations for artists' colours; - removal of the derogation to the bans on chlorinated solvents for waste material; - extension of five years for the ban on trichloroethane 1, 1, 1 for domestic use. However, the Commission did not accept, in relation to the ban on chlorinated solvents, the amendment lowering the threshold in preparations.

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 19/01/1994 - Text adopted by Parliament, 1st reading/single reading

The Commissioner, Mr Matutes, stressed that the Commission's aim was to create a single market with harmonised laws on three dangerous substances classified as carcinogenic and toxic, and to establish a uniformly high level of protection in the Union. The Commission proposed to restrict the use of substances regarded as carcinogenic and toxic as well as of chlorinated solvents. Furthermore the Commission undertook to submit to the Council and to Parliament in accordance with Article 189b of the Treaty any updated revision of Annex 1 on the use of certain dangerous substances. In addition, when the list of dangerous substances was updated, the Commission had undertaken to submit a proposal for a directive on substances newly classified as carcinogenic, mutagenic and toxic to reproduction in categories I and II. Parliament consequently adopted the report by Mrs Ursula Schleicher (D). The European Parliament also called on the Council to initiate the conciliation procedure if it intended to depart from the approved text.

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 01/06/1992 - Legislative proposal

Marketing and use of certain dangerous substances and preparations (14th amend. Directive 76/769/EEC)

1992/0414(COD) - 16/06/1994 - Council position

The Council agreed for the most part with the Commission's amended proposal. However, it introduced certain clarifications to the text of these amendments, concentrating more on the form than the substance: - the new recitals proposed by Parliament in its Amendments Nos 12 and 13 were brought together under a single recital; - in the left-hand column of point 31 of the annex, the expression "teratogenic substance" was replaced by "toxic for reproductive purposes" in order to respect the terminology introduced by Council Directive 93/32/EC; - the text proposed by Parliament concerning the labelling of CMT substances and preparations was replaced by the health warning S 53 which had the same meaning. Moreover, the Council made two amendments to the initial proposal: - a new recital stipulating that the Commission should give consideration in its proposals to the risks and advantages of the substances newly classified in Annex I to Directive 67/548/EEC as well as provisions on risk analyses; - a change to the date of application of the directive: the three-month period laid down in the proposal to allow for compliance with the directive was extended to six months.