Basic information

2006/0307(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Genetically modified food and feed: implementing powers conferred on the Commission Amending Regulation (EC) No 1829/2003 2001/0173(COD) **Subject** 3.10.08.01 Feedingstuffs, animal nutrition 3.10.10 Foodstuffs, foodstuffs legislation 4.60.02 Consumer information, advertising, labelling 4.60.04.04 Food safety	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	ENVI Environment, Public Health and Food Safety	SCHEELE Karin (PSE)	27/02/2007
Council of the European Union	**Council configuration**	**Meetings**	**Date**
	Environment	2856	2008-03-03
European Commission	**Commission DG**	**Commissioner**	
	Environment	DIMAS Stavros	

Key events

Date	Event	Reference	Summary
22/12/2006	Legislative proposal published	COM(2006)0912	Summary
17/01/2007	Committee referral announced in Parliament, 1st reading		
17/07/2007	Vote in committee, 1st reading		Summary
24/07/2007	Committee report tabled for plenary, 1st reading	A6-0299/2007	
29/11/2007	Decision by Parliament, 1st reading	T6-0561/2007	Summary
29/11/2007	Results of vote in Parliament		
03/03/2008	Act adopted by Council after Parliament's 1st reading		
11/03/2008	Final act signed		
11/03/2008	End of procedure in Parliament		

09/04/2008	Final act published in Official Journal		

Technical information

Procedure reference	2006/0307(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 1829/2003 2001/0173(COD)
Legal basis	EC Treaty (after Amsterdam) EC 152-p4b EC Treaty (after Amsterdam) EC 095 EC Treaty (after Amsterdam) EC 037
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/6/44487

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE388.724	07/06/2007	
Amendments tabled in committee		PE390.760	27/06/2007	
Committee report tabled for plenary, 1st reading/single reading		A6-0299/2007	24/07/2007	
Text adopted by Parliament, 1st reading/single reading		T6-0561/2007	29/11/2007	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	03693/2007/LEX	11/03/2008	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2006)0912	22/12/2006	Summary
Commission response to text adopted in plenary	SP(2007)6527	18/12/2007	

Additional information

Source	Document	Date
National parliaments	IPEX	

European Commission	EUR-Lex	

Final act
Regulation 2008/0298 OJ L 097 09.04.2008, p. 0067 Summary

Genetically modified food and feed: implementing powers conferred on the Commission

2006/0307(COD) - 11/03/2008 - Final act

PURPOSE: to amend Regulation 1829/2003/EC on genetically modified food and feed by introducing a reference to the new regulatory procedure with scrutiny (comitology).

LEGISLATIVE ACT: Regulation (EC) No 298/2008 of the European Parliament and of the Council amending Regulation (EC) No 1829/2003 on genetically modified food and feed, as regards the implementing powers conferred on the Commission.

CONTENT: Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission has been amended by Council Decision 2006/512/EC (CNS/2002/0298).

The amended Decision introduces a new regulatory procedure with scrutiny to be used for measures of general scope which seek to amend non-essential elements of a basic instrument, adopted under co-decision, including by deleting some of those elements or by supplementing the instrument by the addition of new non-essential elements.

This procedure allows the legislator to oppose the adoption of "quasi-legislative" measures implementing a codecision-based instrument when it considers that:

- the draft exceeds the implementing powers provided for in the basic instrument;
- the draft is incompatible with the aim;
- the content of that instrument or fails to respect the principles of subsidiarity or proportionality.

In a joint statement, the three institutions agreed on a list of 26 basic instruments already in force to be adjusted without delay in accordance with the new regulatory procedure with scrutiny (see ACI/2006/2152). Each case has been assessed on its own merits, notably in view of the nature of the implementing powers conferred on the Commission and the specificity of each sector.

The Commission, in accordance with the regulatory procedure with scrutiny, will :

- define whether a type of food or feed falls within the scope of Regulation (EC) No 1829/2003;
- lower the thresholds for the labelling of the adventitious and technically unavoidable presence of material which contains, consists of or is produced from genetically modified organisms and for the adventitious or technically unavoidable presence of genetically modified material which has benefited from a favourable risk assessment in food and feed;
- to adopt measures regarding certain labelling and information requirements incumbent on operators and mass caterers.

ENTRY INTO FORCE: 10/04/2008.

Genetically modified food and feed: implementing powers conferred on the Commission

2006/0307(COD) - 22/12/2006 - Legislative proposal

PURPOSE : to amend Regulation 1829/2003/EC on genetically modified food and feed by introducing a reference to the new regulatory procedure with scrutiny (comitology).

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

CONTENT: Council Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission has been amended by Council Decision 2006/512/EC (CNS/2002/0298).

The amended Decision introduces a new *regulatory procedure with scrutiny* to be used for measures of general scope which seek to amend non-essential elements of a basic instrument, adopted under co-decision, including by deleting some of those elements or by supplementing the instrument by the addition of new non-essential elements.

This procedure allows the legislator to oppose the adoption of "quasi-legislative" measures implementing a codecision-based instrument when it considers that the draft exceeds the implementing powers provided for in the basic instrument, or that the draft is incompatible with the aim or the content of that instrument or fails to respect the principles of subsidiarity or proportionality.

In a joint statement, the three institutions agreed on a list of 26 basic instruments already in force to be adjusted without delay in accordance with the new regulatory procedure with scrutiny (see ACI/2006/2152). Each case has been assessed on its own merits, notably in view of the nature of the implementing powers conferred on the Commission and the specificity of each sector.

Lastly, in accordance with the abovementioned statement, the Commission is proposing to repeal any provisions of these instruments that provide for a time-limit on the delegation of implementing powers to the Commission.

Genetically modified food and feed: implementing powers conferred on the Commission

2006/0307(COD) - 29/11/2007 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a report drafted by Karin **SCHEELE** (PES, AT) on the proposal for a regulation amending Regulation (EC) No 1829 /2003 on genetically modified food and feed, as regards the implementing powers conferred on the Commission. It made some amendments to the proposal, most of which were designed to add to the list of areas where implementing measures should be adopted in accordance with the regulatory procedure with scrutiny, and rejecting the Commission's option of curtailing timeframes. Parliament's main amendments:

- reject the possibility of curtailing the timeframe on grounds of efficiency for the lowering of the threshold under which adventitious presence of unauthorised GMOs does not need to be labelled;

- introduce regulatory procedure with scrutiny as regards the rules relating to implementing measures concerning "labelling of GM foods";

- introduce regulatory procedure with scrutiny as regards the rules relating to implementing measures for specific rules concerning the information to be given by mass caterers;

- reject the possibility of curtailing the timeframe on grounds of efficiency;

- introduce the regulatory procedure with scrutiny as regards implementing measures concerning "labelling of GM feeds".