Basic information

2007/0036(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
Batteries and accumulators and waste batteries and accumulators: implementing powers conferred on the Commission Amending Directive 2006/66/EC 2003/0282(COD) **Subject** 3.70.12 Waste management, domestic waste, packaging, light industrial waste 3.70.13 Dangerous substances, toxic and radioactive wastes (storage, transport)	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
ENVI Environment, Public Health and Food Safety	BLOKLAND Johannes (IND/DEM)	27/03/2007

Council of the European Union

Council configuration	Meetings	Date
Education, Youth, Culture and Sport	2848	2008-02-14

European Commission

Commission DG	Commissioner
Environment	DIMAS Stavros

Key events

Date	Event	Reference	Summary
09/03/2007	Legislative proposal published	COM(2007)0093	Summary
15/03/2007	Committee referral announced in Parliament, 1st reading		
05/06/2007	Vote in committee, 1st reading		Summary
12/06/2007	Committee report tabled for plenary, 1st reading	A6-0232/2007	
24/10/2007	Decision by Parliament, 1st reading	T6-0464/2007	Summary
24/10/2007	Results of vote in Parliament		
14/02/2008	Act adopted by Council after Parliament's 1st reading		
11/03/2008	Final act signed		

11/03/2008	End of procedure in Parliament		
19/03/2008	Final act published in Official Journal		

Technical information

Procedure reference	2007/0036(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
Amendments and repeals	Amending Directive 2006/66/EC 2003/0282(COD)
Legal basis	EC Treaty (after Amsterdam) EC 175-p1
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/6/47079

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Amendments tabled in committee		PE388.675	10/05/2007	
Committee report tabled for plenary, 1st reading/single reading		A6-0232/2007	12/06/2007	
Text adopted by Parliament, 1st reading/single reading		T6-0464/2007	24/10/2007	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	03666/2007/LEX	11/03/2008	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2007)0093	09/03/2007	Summary
Commission response to text adopted in plenary	SP(2007)6028	21/11/2007	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0803/2007	30/05/2007	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act	
Directive 2008/0012 OJ L 076 19.03.2008, p. 0039	Summary

Batteries and accumulators and waste batteries and accumulators: implementing powers conferred on the Commission

2007/0036(COD) - 24/10/2007 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by Johannes **BLOKLAND** (IND/DEM, NL) and made an amendment to the proposal for a directive amending Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators, as regards the implementing powers conferred on the Commission. It stipulated that the regulatory procedure with scrutiny should apply to Article 15(3) regarding exports, since the latter article should be coherent with Article 21(2) on detailed rules for the implementation of the labelling requirements, for which the regulatory procedure with scrutiny has been proposed by the Commission.

Batteries and accumulators and waste batteries and accumulators: implementing powers conferred on the Commission

2007/0036(COD) - 11/03/2008 - Final act

PURPOSE: to amend Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators, by introducing a reference to the new regulatory procedure with scrutiny (comitology).

LEGISLATIVE ACT: Directive 2008/12/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 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 (comitology) has been amended by Council Decision 2006/512/EC (see CNS/2002/0298).

The amended Decision introduces a new regulatory procedure with scrutinyto be used for measures of general scope which seek to amend non-essential elements of a basic instrument, adopted under the co-decision procedure, 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 in cases where:

- the draft may exceed the implementing powers provided for in the basic instrument;
- the draft is incompatible with the aim or the content of that instrument; or
- the draft 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 the nature of the implementing powers conferred on the Commission and the specificity of each sector.

The purpose of this Directive, therefore, is to amend Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators, by introducing a reference to the new regulatory procedure with scrutiny.

ENTRY INTO FORCE: 20 March 2008.

Batteries and accumulators and waste batteries and accumulators: implementing powers conferred on the Commission

2007/0036(COD) - 09/03/2007 - Legislative proposal

PURPOSE: to adjust Directive 2006/66/EC on batteries and accumulators so as to include, when appropriate, references to the new regulatory procedure with scrutiny.

PROPOSED ACT: Directive 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 of 17 July 2006. Article 5a of 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.

Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators and repealing Directive 91/157/EEC was subject to third reading agreement by the co-legislators just prior to the entry into force of the new comitology decision (see CNS/2002/0298).The Directive entered into force following publication in the Official Journal on 26 September 2006and needs now to be adjusted so as to include, when appropriate, references to the new regulatory procedure with scrutiny.