Basic information

2008/0038(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
Conservation of wild birds; Commission implementing powers **Subject** 3.70.01 Protection of natural resources: fauna, flora, nature, wildlife, countryside; biodiversity	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
ENVI Environment, Public Health and Food Safety	OUZKÝ Miroslav (PPE-DE)	26/03/2008

Committee for opinion	Rapporteur for opinion	Appointed
JURI Legal Affairs	The committee decided not to give an opinion.	19/12/2007

Council of the European Union

Council configuration	Meetings	Date
Agriculture and Fisheries	2900	2008-10-27

European Commission

Commission DG	Commissioner
Environment	DIMAS Stavros

Key events

Date	Event	Reference	Summary
26/02/2008	Legislative proposal published	COM(2008)0105	Summary
11/03/2008	Committee referral announced in Parliament, 1st reading		
03/06/2008	Vote in committee, 1st reading		Summary
17/06/2008	Committee report tabled for plenary, 1st reading	A6-0259/2008	
08/07/2008	Decision by Parliament, 1st reading	T6-0318/2008	Summary
08/07/2008	Results of vote in Parliament		

27/10/2008	Act adopted by Council after Parliament's 1st reading		
19/11/2008	Final act signed		
19/11/2008	End of procedure in Parliament		
03/12/2008	Final act published in Official Journal		

Technical information

Procedure reference	2008/0038(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
Legal basis	EC Treaty (after Amsterdam) EC 175-p1
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/6/59965

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE405.913	28/04/2008	
Committee report tabled for plenary, 1st reading/single reading		A6-0259/2008	17/06/2008	
Text adopted by Parliament, 1st reading/single reading		T6-0318/2008	08/07/2008	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	03666/2008/LEX	19/11/2008	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2008)0105	26/02/2008	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0765/2008	22/04/2008	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act	
Directive 2008/0102 OJ L 323 03.12.2008, p. 0031	Summary

Conservation of wild birds; Commission implementing powers

2008/0038(COD) - 26/02/2008 - Legislative proposal

PURPOSE: to adapt to the regulatory procedure with scrutiny (comitology) of Council Directive 79/409/EEC on the conservation of wild birds.

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

CONTEXT: Decision 1999/468/EC has been amended by Decision 2006/512/EC, which introduced a regulatory procedure with scrutiny for measures of general scope designed to amend non-essential elements of a basic instrument adopted in accordance with the codecision procedure. The Commission conducted a close examination of all the instruments adopted under the codecision procedure in order to identify those which empower the Commission to adopt measures of a general scope which seek to amend non-essential elements of the basic instrument in question. The Commission has thus been able to identify more than 200 instruments requiring adaptation.

CONTENT: the proposed amendment aims to introduce the regulatory procedure with scrutiny in Council Directive 79/409/EEC on the conservation of wild birds. This Directive is included in the Commission's codification programme. Depending on the stage reached in the codification procedure, these instruments will be adapted to the new procedure either by conversion of the codified proposal into a recast, or, in this case, by means of legislative amendment.

As regards Directive 79/409/EEC, power should be conferred on the Commission in particular to amend certain Annexes in the light of scientific and technical progress. Since those measures are of general scope and are designed to amend non-essential elements of Directive 79/409/EC and to supplement it by the addition of new nonessential elements, they must be adopted in accordance with the regulatory procedure with scrutiny provided.

Conservation of wild birds; Commission implementing powers

2008/0038(COD) - 19/11/2008 - Final act

PURPOSE: to adapt Council Directive 79/409/EEC on the conservation of wild birds to the regulatory procedure with scrutiny (comitology).

LEGISLATIVE ACT: Directive 2008/102/EC of the European Parliament and of the Council amending Council Directive 79/409/EEC on the conservation of wild birds, as regards the implementing powers conferred on the Commission.

CONTENT: having reached agreement with the Parliament at first reading, the Council adopted a Directive adapting Directive 79/409/EEC on the conservation of wild birds to the regulatory procedure with scrutiny (comitology), which was introduced by Decision 2006/512/EC.

Decision 2006/512/EC amended Decision 1999/468/EC laying down the procedures for the exercise of implementing powers conferred on the Commission. It introduced the new procedure for measures of general scope designed to amend non-essential elements of a basic instrument adopted in accordance with the co-decision procedure.

ENTRY INTO FORCE: 23/12/2008.

Conservation of wild birds; Commission implementing powers

2008/0038(COD) - 08/07/2008 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted, by 648 votes to 7 with 9 abstentions, under the 1st reading of the codecision procedure, a legislative resolution approving the proposal for a directive of the European Parliament and of the Council amending, as regards the implementing powers conferred on the Commission, Council Directive 79/409/EEC on the conservation of wild birds.

The report had been tabled for consideration in plenary by Miroslav **OUZKY** (EPP-ED, CZ) on behalf of the Committee on the Environment, Public Health and Food Safety.