Basic information

2008/0081(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
Environment: batteries and accumulators, placing on the market and waste minimisation 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) 3.70.20 Sustainable development	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
ENVI Environment, Public Health and Food Safety	BLOKLAND Johannes (IND/DEM)	06/05/2008

Committee for opinion	Rapporteur for opinion	Appointed
ITRE Industry, Research and Energy	The committee decided not to give an opinion.	
IMCO Internal Market and Consumer Protection	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
Environment	2898	2008-10-20

European Commission

Commission DG	Commissioner
Environment	DIMAS Stavros

Key events

Date	Event	Reference	Summary
16/04/2008	Legislative proposal published	COM(2008)0211	Summary

08/05/2008	Committee referral announced in Parliament, 1st reading		
03/06/2008	Vote in committee, 1st reading		Summary
09/06/2008	Committee report tabled for plenary, 1st reading	A6-0244/2008	
09/07/2008	Decision by Parliament, 1st reading	T6-0344/2008	Summary
09/07/2008	Results of vote in Parliament		
20/10/2008	Act adopted by Council after Parliament's 1st reading		
19/11/2008	Final act signed		
19/11/2008	End of procedure in Parliament		
05/12/2008	Final act published in Official Journal		

Technical information

Procedure reference	2008/0081(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 091-p1
Stage reached in procedure	Procedure completed
Committee dossier	ENVI/6/62418

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE407.594	21/05/2008	
Committee report tabled for plenary, 1st reading/single reading		A6-0244/2008	09/06/2008	
Text adopted by Parliament, 1st reading/single reading		T6-0344/2008	09/07/2008	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	03664/2008/LEX	19/11/2008	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2008)0211	16/04/2008	Summary

Commission response to text adopted in plenary	SP(2008)4891	27/08/2008	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES1204/2008	09/07/2008	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act

Directive 2008/0103
OJ L 327 05.12.2008, p. 0007 Summary

Environment: batteries and accumulators, placing on the market and waste minimisation

2008/0081(COD) - 19/11/2008 - Final act

PURPOSE: to clarify Directive 2006/66/EC so that batteries and accumulators that were legally placed on the market anywhere in the Community before 26 September 2008 and which do not comply with the Directive can remain on the Community market after this date.

LEGISLATIVE ACT: Directive 2008/103/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 placing batteries and accumulators on the market.

CONTENT: having reached agreement with the Parliament at first reading, the Council adopted a Directive clarifying the provisions of Directive 2006/66/EC to the effect that batteries or accumulators which do not meet the requirements of that Directive may not be placed on the Community market after 26 September 2008.

The Directive points out that batteries which were legally placed on the market before that date and which do not comply with Directive 2006/66/EC will not have to be withdrawn from the market or relabelled.

ENTRY INTO FORCE: 05/12/2008.

TRANSPOSITION/ 05/01/2009.

Environment: batteries and accumulators, placing on the market and waste minimisation

2008/0081(COD) - 09/07/2008 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted, by 679 votes to 8 with 4 abstentions, a legislative resolution amending the proposal for a directive of the European Parliament and of the Council amending Directive 2006/66/EC of the European Parliament and of the Council on batteries and accumulators and waste batteries and accumulators as regards Article 6(2) on placing batteries and accumulators on the market The report had been tabled for consideration in plenary by Johannes **BLOKLAND** (IND/DEM, NL), on behalf of the Committee on the Environment, Public Health and Food Safety. The amendments were two minor drafting changes and were result of a compromise between Parliament and Council.

Environment: batteries and accumulators, placing on the market and waste minimisation

2008/0081(COD) - 16/04/2008 - Legislative proposal

PURPOSE: to clarify Directive 2006/66/EC so that batteries and accumulators that were legally placed on the market anywhere in the Community before 26 September 2008 and which do not comply with the Directive can remain on the Community market after this date.

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

BACKGROUND: article 6(2) of Directive 2006/66/EC sets out that batteries and accumulators that do not meet the requirements of the Directive should not be placed on the market or should be withdrawn from it. This provision could be understood to require that batteries lawfully placed on the market before 26 September 2008, still on the market after this date, and not meeting the requirements of this Directive, also need to be withdrawn from the market.

If the provision of the Directive is read as above, it would mean that a considerable amount of batteries that were legally placed on the market become waste prematurely. This would be contrary to the principle of waste minimisation. This could also result in appliances becoming waste prematurely. Withdrawing these batteries from the market or making them compliant with the Directive would also cause increased administrative burden both for the Member States and for industry.

CONTENT: this proposal aims at modifying Article 6(2) of Directive 2006/66/EC. It makes it clear that batteries must not be placed on the Community market after 26 September 2008 if they do not comply with Directive 2006/66/EC. If they happened to be placed on the market after this date, they need to be withdrawn from the market. The proposal thus clarifies that batteries lawfully placed on the market before 26 September 2008 and which are on the market after this date and yet do not comply with Directive 2006/66/EC, do not have to be withdrawn from the market or relabelled after this date. By clarifying this provision the proposal provides legal certainty on this matter.