



Council of the
European Union

Brussels, 19 May 2016
(OR. en)

9038/16

ENV 287
MI 352
DELECT 79

'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

No. Cion doc.: 8087/16 ENV 231 MI 243 DELACT 69 - C(2016) 2202 final + ADD 1 - Annex 1

Subject: Commission Delegated Directive (EU) .../... of 19.4.2016 amending, for the purposes of adapting to technical progress, Annex IV to Directive 2011/65/EU of the European Parliament and of the Council as regards an exemption for cadmium in Hersch cells for certain oxygen sensors used in industrial monitoring and control instruments

- Intention not to raise objection to a delegated act

1. The Commission has submitted the above delegated act ¹ to the Council in accordance with the procedure set out in Article 290 TFEU and in particular Article 5(1)(a) of Directive 2011/65/EU of the European Parliament and of the Council of 8 June 2011 on the restriction of the use of certain hazardous substances in electrical and electronic equipment ². The Commission having notified the delegated act on 19 April 2016, the Council may object to it until 19 June 2016.

¹ Doc. 8087/16 + ADD 1.

² OJ L 174, 1.7.2011, p. 88.

2. The Working Party on Environment has examined the delegated act and agreed that there are no grounds for the Council to object it.
 3. It is therefore suggested that Coreper recommends that the Council confirms that it has no intention to object to the delegated act and that the Commission and the European Parliament are to be informed thereof. This implies that, unless the European Parliament objects to it, the delegated act shall be published and enter into force on the twentieth day following its publication in the Official Journal of the European Union in accordance with Article 3 of the Delegated Directive.
-