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THE EUROPEAN UNION**

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DENLEG 40  
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**INFORMATION NOTE**

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from: General Secretariat  
to: Permanent Representatives Committee/Council

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Subject: Proposal for a regulation of the European Parliament and of the Council adapting to Article 290 and 291 of the Treaty on the Functioning of the European Union a number of legal acts providing for the use of the regulatory procedure with scrutiny  
- Outcome of the European Parliament's first reading  
(Strasbourg, 24 to 27 February 2014)

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## **I. INTRODUCTION**

The Rapporteur, Mr Jozsef SZAJER (EPP - HU), presented a report consisting of 63 amendments (amendments 1-63) to the proposal for a Regulation, on behalf of the Committee on Legal Affairs.

## **II. DEBATE**

No debate took place.

## **III. VOTE**

When it voted on 25 February 2014, the Parliament adopted all 63 amendments (amendments 1-63).

The Commission's proposal as thus amended and the legislative resolution constitute the Parliament's first-reading position. The text of the amendments adopted and the European Parliament's legislative resolution are set out in the Annex to this note.

## **Adapting legal acts providing for the use of the regulatory procedure with scrutiny (Articles 290 and 291 TFEU) \*\*\*I**

**European Parliament legislative resolution of 25 February 2014 on the proposal for a regulation of the European Parliament and of the Council adapting to Article 290 and 291 of the Treaty on the Functioning of the European Union a number of legal acts providing for the use of the regulatory procedure with scrutiny (COM(2013)0751 – C7-0386/2013 – 2013/0365(COD))**

### **(Ordinary legislative procedure: first reading)**

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council (COM(2013)0751),
- having regard to Article 294(2) and Articles 43(2), 53(1), 62, 100(2), 114, 168(4), points (a) and (b), 172, 192(1), 207, 214(3) and 338(1) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0386/2013),
- having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
- having regard to Regulation (EU) No 182/2011 of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers<sup>1</sup>,
- having regard to the opinion of the European Economic and Social Committee of 21 January 2014<sup>2</sup>,
- after consulting the Committee of the Regions,
- having regard to the Common Understanding on Delegated Acts, as approved on 3 March 2011 by the Conference of Presidents,
- having regard to the Framework Agreement on relations between the European Parliament and the European Commission<sup>3</sup>, in particular point 15 thereof and Annex 1 thereto,
- having regard to its resolution of 5 May 2010 on the power of legislative delegation<sup>4</sup>,
- having regard to its resolution of 25 February 2014 on follow-up on the delegation of legislative powers and control by Member States of the Commission's exercise of

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<sup>1</sup> OJ L 55, 28.02.2011, p. 13.

<sup>2</sup> Not yet published in the Official Journal.

<sup>3</sup> OJ L 304, 20.11.2010, p. 47.

<sup>4</sup> OJ C 81 E, 15.3.2011, p. 6.

implementing powers<sup>1</sup>,

- having regard to Rule 55 of its Rules of Procedure,
  - having regard to the report of the Committee on Legal Affairs and the opinions of the Committee on Economic and Monetary Affairs, the Committee on Employment and Social Affairs, the Committee on the Environment, Public Health and Food Safety, the Committee on Internal Market and Consumer Protection, the Committee on International Trade, the Committee on Industry, Research and Energy, and the Committee on Transport and Tourism (A7-0011/2014),
- A. Whereas the Commission committed itself to assessing by the end of 2012 how many legislative acts containing references to the regulatory procedure with scrutiny remained in force, in order to prepare the appropriate legislative initiatives and thus complete the adaptation to the new legal framework; whereas the announced objective was that, by the end of the seventh term of Parliament, all provisions referring to the regulatory procedure with scrutiny would have been removed from all legislative instruments; whereas the Commission has put forward the proposals fulfilling this commitment, albeit much later than expected;
1. Adopts its position at first reading hereinafter set out;
  2. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
  3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

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<sup>1</sup> Texts adopted, P7\_TA\_PROV(2014)0127.

## Amendment 1

### Proposal for a regulation Article 2 – paragraph 2

*Text proposed by the Commission*

2. The power to adopt delegated acts shall be conferred on the Commission for ***an indeterminate*** period of ***time***.

*Amendment*

2. The power to adopt delegated acts shall be conferred on the Commission for ***a*** period of ***five years from the date of entry into force of this Regulation. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.***

## Amendment 2

### Proposal for a regulation Article 2 – paragraph 5 – subparagraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***By way of derogation from the first subparagraph, the period for objections shall be three months, which shall be extended by three months at the initiative of the European Parliament or of the Council, with regard to delegated acts adopted pursuant to the regulations listed in points 12<sup>6a</sup>, 13<sup>6b</sup>, 14<sup>6c</sup>, 16<sup>6d</sup> and 18<sup>6e</sup> of Section F, and point 21<sup>6f</sup> of Section G, of Annex I.***

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<sup>6a</sup> Regulation (EC) No 177/2008 of the European Parliament and of the Council of 20 February 2008 establishing a common framework for business registers for statistical purposes and repealing Council Regulation (EEC) No 2186/93.

<sup>6b</sup> Regulation (EC) No 716/2007 of the European Parliament and of the Council

*of 20 June 2007 on Community statistics on the structure and activity of foreign affiliates.*

*<sup>6c</sup> Regulation (EC) No 1445/2007 of the European Parliament and of the Council of 11 December 2007 establishing common rules for the provision of basic information on Purchasing Power Parities and for their calculation and dissemination.*

*<sup>6d</sup> Regulation (EC) No 184/2005 of the European Parliament and of the Council of 12 January 2005 on Community statistics concerning balance of payments, international trade in services and foreign direct investment.*

*<sup>6e</sup> Regulation (EC) No 450/2003 of the European Parliament and of the Council of 27 February 2003 concerning the labour cost index.*

*<sup>6f</sup> Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC.*

### Amendment 3

#### Proposal for a regulation Annex I – Title – Footnote 7

##### *Text proposed by the Commission*

<sup>7</sup> For information purposes, provisions referring to the curtailed time limit pursuant to Article 2(6) are indicated in this Annex with \*, provisions referring to the urgency procedure pursuant to Article 3 are indicated in this Annex with \*\* **and provision** referring to the urgency procedure pursuant to Article 3 and to the curtailed time limit pursuant to Article 2(6) are indicated in this Annex with \*\*\*.

##### *Amendment*

<sup>7</sup> For information purposes, provisions referring to the curtailed time limit pursuant to Article 2(6) are indicated in this Annex with \*, provisions referring to the urgency procedure pursuant to Article 3 are indicated in this Annex with \*\*, **provisions** referring to the urgency procedure pursuant to Article 3 and to the curtailed time limit pursuant to Article 2(6) are indicated in this Annex with \*\*\* **and provisions referred to in the second subparagraph of Article 2(5) are indicated in this Annex with \*\*\*\*.**

## Amendment 4

### Proposal for a regulation

#### Annex I – Section A – point -1 (new)

*Text proposed by the Commission*

*Amendment*

**-1. Decision No 626/2008/EC of the European Parliament and of the Council of 30 June 2008 on the selection and authorisation of systems providing mobile satellite services (MSS)**

**Article 9(3)\***

## Amendment 5

### Proposal for a regulation

#### Annex I – Section A – point 2

*Text proposed by the Commission*

*Amendment*

2. Directive 2002/22/EC of the European Parliament and of the Council of 7 March 2002 on universal service and users' rights relating to electronic communications networks and services (Universal Service Directive)

Article 35

2. Directive 2002/22/EC of the European Parliament and of the Council of 7 March 2002 on universal service and users' rights relating to electronic communications networks and services (Universal Service Directive)

**Article 26(7)**

**Article 27a(5)**

Article 35

## Amendment 6

### Proposal for a regulation

#### Annex I – Section A – point 3

*Text proposed by the Commission*

*Amendment*

3. Directive No 2002/21/EC of the European Parliament and of the Council of 7 March 2002 on a common regulatory framework for electronic communications networks and services (Framework Directive)

3. Directive No 2002/21/EC of the European Parliament and of the Council of 7 March 2002 on a common regulatory framework for electronic communications networks and services (Framework Directive)

Article 13a(4)

*Article 9b(3)*

*Article 10(4)*

Article 13a(4)

*Article 15(4)*

*Article 17(6a)*

*Article 19(4)*

## **Amendment 7**

### **Proposal for a regulation**

#### **Annex I – Section B – point 4**

##### *Text proposed by the Commission*

4. Decision No 406/2009/EC of the European Parliament and of the Council of 23 April 2009 on the effort of Member States to reduce their greenhouse gas emissions to meet the Community's greenhouse gas emission reduction commitments up to 2020

Article 3(6)

Article 11(3)

##### *Amendment*

4. Decision No 406/2009/EC of the European Parliament and of the Council of 23 April 2009 on the effort of Member States to reduce their greenhouse gas emissions to meet the Community's greenhouse gas emission reduction commitments up to 2020

*Article 3(2)*

Article 3(6)

Article 11(3)

## **Amendment 8**

### **Proposal for a regulation**

#### **Annex I – Section B – point 5**

##### *Text proposed by the Commission*

5. Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC

Article 3d(3)

Article 3f(9)

Article 10(4)

Article 10a(1)

Article 10a(7)

##### *Amendment*

5. Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC

Article 3d(3)

Article 3f(9)

Article 10(4)

Article 10a(1)

Article 10a(7)



Article 10a(8)	Article 10a(8)
Article 10a(13)	Article 10a(13)
	<b>Article 11a(8)</b>
Article 11a(9)	Article 11a(9)
Article 11b(7)	Article 11b(7)
Article 14(1)	Article 14(1)
Article 15 fifth paragraph	Article 15 fifth paragraph
	<b>Article 16(12)</b>
Article 19(3)	Article 19(3)
Article 22	Article 22
Article 24(1)b	Article 24(1)b
Article 24(3)	Article 24(3)
Article 24a(1)	Article 24a(1)
Article 24a(2)	Article 24a(2)
Article 25(2)	Article 25(2)
Article 25a(1)	Article 25a(1)
Annex IV Part A	Annex IV Part A

## Amendment 9

### Proposal for a regulation Annex I – Section D – point 8

<i>Text proposed by the Commission</i>	<i>Amendment</i>
8. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC (recast)	8. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC (recast)
Article 8(1)a	Article 8(1), <b>point (a)</b>
	<b>Article 8(1), point (b), in conjunction with Article 9(3)</b>

## Amendment 10

### Proposal for a regulation Annex I – Section E – point 9

<i>Text proposed by the Commission</i>	<i>Amendment</i>
9. Regulation (EC) No 66/2010 of the	9. Regulation (EC) No 66/2010 of the

European Parliament and of the Council of  
25 November 2009 on the EU Ecolabel

Article 6(7)

Article 8(2)

Article 15

European Parliament and of the Council of  
25 November 2009 on the EU Ecolabel

***Article 6(5), second subparagraph***

Article 6(7)

Article 8(2)

Article 15

## **Amendment 11**

### **Proposal for a regulation**

#### **Annex I – Section E – point 10**

##### *Text proposed by the Commission*

10. Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC

Article 17(3)

Article 48(2)

##### *Amendment*

10. Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC

Article 17(3)

***Article 16(4)***

***Article 30(6)***

***Article 46(6)***

Article 48(2)

## **Amendment 12**

### **Proposal for a regulation**

#### **Annex I – Section F – point 11**

##### *Text proposed by the Commission*

11. Regulation (EC) No 453/2008 of the European Parliament and of the Council of 23 April 2008 on quarterly statistics on Community job vacancies

Article 2(1)

Article 3(1)

Article 7(1)

##### *Amendment*

11. Regulation (EC) No 453/2008 of the European Parliament and of the Council of 23 April 2008 on quarterly statistics on Community job vacancies

Article 2(1)

Article 3(1)

***Article 5(1)***

Article 7(1)

### **Amendment 13**

#### **Proposal for a regulation**

##### **Annex I – Section F – point 12 – heading**

*Text proposed by the Commission*

12. Regulation (EC) No 177/2008 of the European Parliament and of the Council of 20 February 2008 establishing a common framework for business registers for statistical purposes and repealing Council Regulation (EEC) No 2186/93

*Amendment*

12. Regulation (EC) No 177/2008 of the European Parliament and of the Council of 20 February 2008 establishing a common framework for business registers for statistical purposes and repealing Council Regulation (EEC) No 2186/93\*\*\*\*

### **Amendment 14**

#### **Proposal for a regulation**

##### **Annex I – Section F – point 13 – heading**

*Text proposed by the Commission*

13. Regulation (EC) No 716/2007 of the European Parliament and of the Council of 20 June 2007 on Community statistics on the structure and activity of foreign affiliates

*Amendment*

13. Regulation (EC) No 716/2007 of the European Parliament and of the Council of 20 June 2007 on Community statistics on the structure and activity of foreign affiliates\*\*\*\*

### **Amendment 15**

#### **Proposal for a regulation**

##### **Annex I – Section F – point 14 – heading**

*Text proposed by the Commission*

14. Regulation (EC) No 1445/2007 of the European Parliament and of the Council of 11 December 2007 establishing common rules for the provision of basic information on Purchasing Power Parities and for their calculation and dissemination

*Amendment*

14. Regulation (EC) No 1445/2007 of the European Parliament and of the Council of 11 December 2007 establishing common rules for the provision of basic information on Purchasing Power Parities and for their calculation and dissemination\*\*\*\*

## Amendment 16

### Proposal for a regulation Annex I – Section F – point 15

#### *Text proposed by the Commission*

15. Regulation (EC) No 1552/2005 of the European Parliament and of the Council of 7 September 2005 on statistics relating to vocational training in enterprises

Article 5(2)

Article 7(3)

Article 8(2)

Article 9(4) as to the adoption of “quality requirements and any measures necessary for assessing or improving the quality”

Article 10(2)

Article 13

#### *Amendment*

15. Regulation (EC) No 1552/2005 of the European Parliament and of the Council of 7 September 2005 on statistics relating to vocational training in enterprises

Article 5(2)

Article 7(3)

Article 8(2)

Article 9(4) as to the adoption of “quality requirements and any measures necessary for assessing or improving the quality”

***Article 9(4) as to the determination of the "structure of the quality reports"***

Article 10(2)

Article 13

## Amendment 17

### Proposal for a regulation Annex I – Section F – point 16 – heading

#### *Text proposed by the Commission*

16. Regulation (EC) No 184/2005 of the European Parliament and of the Council of 12 January 2005 on Community statistics concerning balance of payments, international trade in services and foreign direct investment.

#### *Amendment*

16. Regulation (EC) No 184/2005 of the European Parliament and of the Council of 12 January 2005 on Community statistics concerning balance of payments, international trade in services and foreign direct investment\*\*\*\*

## Amendment 18

### Proposal for a regulation Annex I – Section F – point 17

#### *Text proposed by the Commission*

17. Regulation (EC) No 1177/2003 of the European Parliament and of the Council of 16 June 2003 concerning Community

#### *Amendment*

17. Regulation (EC) No 1177/2003 of the European Parliament and of the Council of 16 June 2003 concerning Community

statistics on income and living conditions (EU-SILC)

Article 6(2)

Article 15(5) in conjunction with Article 15(2)(a) as to "the definition of the list of target primary variables to be included in each area for the cross-sectional component and the list of target variables included in the longitudinal component, including the specification of variable codes"

Article 15(5) in conjunction with Article 15(2)(c)

Article 15(5) in *conjunction* with Article 15(2)(e)

Article 15(5) in *conjunction* with Article 15(2)(f)

statistics on income and living conditions (EU-SILC)

Article 6(2)

**Article 8(3)**

Article 15(5) in conjunction with *point (a) of Article 15(2)* as to "the definition of the list of target primary variables to be included in each area for the cross-sectional component and the list of target variables included in the longitudinal component, including the specification of variable codes"

**Article 15(5) in conjunction with point (a) of Article 15(2) as to the definition of the "technical format of transmission to Eurostat"**

**Article 15(5) in conjunction with point (b) of Article 15(2)**

Article 15(5) in conjunction with *point (c) of Article 15(2)*

**Article 15(5) in conjunction with point (d) of Article 15(2)**

Article 15(5) in *conjunction* with *point (e) of Article 15(2)*

Article 15(5) in *conjunction* with *point (f) of Article 15(2)*

## Amendment 19

### Proposal for a regulation

#### Annex I – Section F – point 18 – heading

*Text proposed by the Commission*

18. Regulation (EC) No 450/2003 of the European Parliament and of the Council of 27 February 2003 concerning the labour cost index

*Amendment*

18. Regulation (EC) No 450/2003 of the European Parliament and of the Council of 27 February 2003 concerning the labour cost index\*\*\*\*\*

## Amendment 20

### Proposal for a regulation Annex I – Section F – point 20

<i>Text proposed by the Commission</i>	<i>Amendment</i>
20. Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics	20. Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics
Article 1(5)	Article 1(5)
Article 3(1)	Article 3(1)
Article 4(3)	Article 4(3)
Article 5(4)	Article 5(4)
Article 6(2)(a)	Article 6(2), <b>point</b> (a)
Article 6(2)(b)	Article 6(2), <b>point</b> (b)
Article 6(2)(c) as to the "definition of the proper quality evaluation criteria"	Article 6(2), <b>point</b> (c) as to the "definition of the proper quality evaluation criteria" <b>Article 6(2), point (c) as to the definition of the "contents of the quality reports"</b>
Article 6(2)(d)	Article 6(2)(d)
Article 8(3)	Article 8(3)
Annex I section 7, point 1	Annex I section 7, point 1
Annex II section 7, point 1	Annex II section 7, point 1

## Amendment 21

### Proposal for a regulation Annex I – Section G – point 21

<i>Text proposed by the Commission</i>	<i>Amendment</i>
21. Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC	21. Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC****
Article 14(1)	Article 14(1) <b>Article 14(2)</b>

## Amendment 22

### Proposal for a regulation Annex I – Section H – point 25

#### *Text proposed by the Commission*

25. Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security

Article 10(2)\*\*

#### *Amendment*

25. Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security

Article 10(2)\*\*

**Article 10(3)\*\***

## Amendment 23

### Proposal for a regulation Annex I – Section H – point 27

#### *Text proposed by the Commission*

27. Council Directive 97/70/EC of 11 December 1997 setting up a harmonised safety regime for fishing vessels of 24 metres in length and over

Article 8(b)

#### *Amendment*

27. Council Directive 97/70/EC of 11 December 1997 setting up a harmonised safety regime for fishing vessels of 24 metres in length and over

**Article 8, point (a), first indent**

Article 8, **point** (b)

## Amendment 24

### Proposal for a regulation Annex I – section I – point 28

#### *Text proposed by the Commission*

28. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products

Article 2 (3)

Article 13 (8)

Article 14 (2)

Article 15 (1)

Article 15 (2)\*\*

Article 16 (8)

#### *Amendment*

28. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products

Article 2 (3)

Article 13 (8)

Article 14 (2)

Article 15 (1)

Article 15 (2)\*\*

Article 16 (8)

Article 16(9)\*\*

Article 20 (2)

Article 31(1) \*\*

Article 31 (2)

Article 31 (3)

Article 16(9)\*\*

**Article 18(2)**

Article 20 (2)

Article 31(1) \*\*

Article 31 (2)

Article 31 (3)

## Amendment 25

### Proposal for a regulation

#### Annex I – section I – point 29

##### *Text proposed by the Commission*

29. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directive 79/117/EEC and 91/414/EEC

Article 8(4) *the* last sentence in conjunction with Article 78(1)(b)

Article 25(3) in conjunction with Article 78(1)(e)

Article 26 in conjunction with Article 78(1)(f)

Article 27(2) in conjunction with Article 78(1)(h)

Article 29(6) first subparagraph, second sentence in conjunction with Article 78(1)(e)

Article 30(3) in conjunction with Article 78(1)(i)

Article 52(4) last subparagraph in conjunction with Article 78(1)(j)

Article 54(5) in conjunction with Article 78(1)(k)

Article 58(2) in conjunction with Article

##### *Amendment*

29. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directive 79/117/EEC and 91/414/EEC

Article 8(4), last sentence, in conjunction with *point (b) of* Article 78(1)

**Article 17, second subparagraph in conjunction with point (d) of Article 78(1)**

Article 25(3) in conjunction with *point (e) of* Article 78(1)

Article 26 in conjunction with *point (f) of* Article 78(1)

Article 27(2) in conjunction with *point (h) of* Article 78(1)

**Article 29(4) in conjunction with point (g) of Article 78(1)**

Article 29(6), first subparagraph, second sentence, in conjunction with *point (c) of* Article 78(1)

Article 30(3) in conjunction with *point (i) of* Article 78(1)

Article 52(4), last subparagraph, in conjunction with *point (j) of* Article 78(1)

Article 54(5) in conjunction with *point (k) of* Article 78(1)

Article 58(2) in conjunction with *point (l)*



**78(1)(l)**

Article 65(1) in conjunction with Article 78(1)(m)

Article 68 third subparagraph in conjunction with Article 78(1)(n)

Article 78(1)(a)

Annex II, point 3.6.5

**of Article 78(1)**

Article 65(1) in conjunction with **point (m) of Article 78(1)**

Article 68, third subparagraph, in conjunction with **point (n) of Article 78(1)**

Article 78(1), **point (a)**

Annex II, point 3.6.5

## **Amendment 26**

### **Proposal for a regulation**

#### **Annex I – section I – point 30**

*Text proposed by the Commission*

30. Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002

Article 5(1)\*\*

Article 5(2)\*

Article 6(1)

Article 6(2)\*

Article 7(4)

Article 11(2)

Article 15(1)

Article 17(2)

Article 18(3)

Article 19(4)

Article 20(11)

Article 21(6)

Article 27

Article 31(2)

Article 32(3)

Article 40 (a)

Article 40 (b)

*Amendment*

30. Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002

Article 5(1)\*\*

Article 5(2)\*

Article 6(1)

Article 6(2)\*

Article 7(4)

Article 11(2)

Article 15(1)

Article 17(2)

Article 18(3)

Article 19(4)

Article 20(11)

Article 21(6)

Article 27

Article 31(2)

Article 32(3)

Article 40, **point (a)**

Article 40, **point (b)**

**Article 40, point (c)**

Article 40 (f)	<b>Article 40, point (d)</b> <b>Article 40, point (e)</b> Article 40, <b>point (f)</b>
	<b>Article 41(1)</b> <b>Article 41(3)</b>
Article 42(2) (a)	Article 42(2), <b>point (a)</b>
Article 42(2) (b)	Article 42(2), <b>point (b)</b>
Article 42(2) (c)	Article 42(2), <b>point (c)</b> <b>Article 42(2), point (d)</b>
Article 43(3)	Article 43(3) <b>Article 45(4)</b>
Article 48(7) (a)	Article 48(7), <b>point (a)</b>
Article 48(7) (b)	Article 48(7), <b>point (b)</b> <b>Article 48(7), point (c)</b>
Article 48(7) (d)	Article 48(7), <b>point (d)</b>
Article 48(8)	Article 48(8)

## Amendment 27

### Proposal for a regulation Annex I – Section I – point 31

<i>Text proposed by the Commission</i>	<i>Amendment</i>
31. Regulation (EC) No 767/2009 of the European Parliament and of the Council of 13 July 2009 on the placing on the market and use of feed, amending European Parliament and Council Regulation (EC) No 1831/2003 and repealing Council Directive 79/373/EEC, Commission Directive 80/511/EEC, Council Directives 82/471/EEC, 83/228/EEC, 93/74/EEC, 93/113/EC and 96/25/EC and Commission Decision 2004/217/EC	31. Regulation (EC) No 767/2009 of the European Parliament and of the Council of 13 July 2009 on the placing on the market and use of feed, amending European Parliament and Council Regulation (EC) No 1831/2003 and repealing Council Directive 79/373/EEC, Commission Directive 80/511/EEC, Council Directives 82/471/EEC, 83/228/EEC, 93/74/EEC, 93/113/EC and 96/25/EC and Commission Decision 2004/217/EC
Article 6(2)**	Article 6(2)** <b>Article 7(2)</b> <b>Article 10(5)*</b>
Article 17(4)	Article 17(4)
Article 20(2)	Article 20(2)

Article 27(1)	<b>Article 26(3)</b>
Article 32(4)	Article 27(1)
	Article 32(4)

## Amendment 28

### Proposal for a regulation Annex I – Section I – point 32

<i>Text proposed by the Commission</i>	<i>Amendment</i>
32. Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council	32. Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council
Articles 13(2)	Articles 13(2)
	<b>Article 18**</b>
Article 19(3)	Article 19(3)
Article 24(4)	Article 24(4)

## Amendment 29

### Proposal for a regulation Annex I – Section I – point 34

<i>Text proposed by the Commission</i>	<i>Amendment</i>
34. Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives	34. Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives
Article 9(2)	Article 9(2)
	<b>Article 23(4), second sentence</b>
Article 24(3)*	Article 24(3)*
Article 30(1)*	Article 30(1)*
Article 30(2)*	Article 30(2)*

Article 30(3)\*  
Article 30(5)  
Article 31\*

Article 30(3)\*  
Article 30(5)  
Article 31\*

## **Amendment 30**

### **Proposal for a regulation Annex I – Section I – point 37**

#### *Text proposed by the Commission*

37. Regulation (EC) No 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods

Article 3(3)\*\*

Article 4 second subparagraph

Article 5(1)

Article 6(6)

Article 7(1)

Article 8(2)

Article 8(5)\*\*

#### *Amendment*

37. Regulation (EC) No 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods

Article 3(3)\*\*

Article 4 second subparagraph

Article 5(1)

**Article 6(1)**

**Article 6(2)**

Article 6(6)

Article 7(1)

Article 8(2)

Article 8(5)\*\*

## **Amendment 31**

### **Proposal for a regulation Annex I – Section I – point 38**

#### *Text proposed by the Commission*

38. Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods

Article 1(2)

Article 1(4)

Article 3(d)

Article 4(1) first subparagraph

#### *Amendment*

38. Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods

Article 1(2)

Article 1(4)

Article 3(d)

Article 4(1), first subparagraph

Article 4(1) sixth subparagraph  
Article 4(5)  
Article 8(2)

Article 4(1), sixth subparagraph  
Article 4(5)  
Article 8(2)  
*Article 13(3)*  
*Article 13(4)*  
*Article 17(3), first subparagraph*  
*Article 17(3), second subparagraph, point (b)*  
*Article 18(5), first subparagraph*  
*Article 18(5), second subparagraph, point (b)*  
Article 28(4), *point (b)*  
*Article 28(6), point (a), point (ii)*

Article 28(4)(b)

## **Amendment 32**

### **Proposal for a regulation Annex I – Section I – point 39**

#### *Text proposed by the Commission*

39. Directive 2004/23/EC of the European Parliament and of the Council of 31 March 2004 on setting standards of quality and safety for the donation, procurement, testing, processing, preservation, storage and distribution of human tissues and cells

Article 8(5)

Article 28\*\*

#### *Amendment*

39. Directive 2004/23/EC of the European Parliament and of the Council of 31 March 2004 on setting standards of quality and safety for the donation, procurement, testing, processing, preservation, storage and distribution of human tissues and cells

Article 8(5)

*Article 8(6)*

*Article 9(4)*

Article 28\*\*

## **Amendment 33**

### **Proposal for a regulation Annex I – Section I – point 40**

#### *Text proposed by the Commission*

40. Regulation (EC) No 1829/2003 of the European Parliament and of the Council of 22 September 2003 on genetically

#### *Amendment*

40. Regulation (EC) No 1829/2003 of the European Parliament and of the Council of 22 September 2003 on genetically

modified food and feed

Article 12(4)

Article 14(1) third indent

Article 24(4)

Article 32 sixth *subparagraph*

Article 47(3)

modified food and feed

Article 12(4)

*Article 3(2)*

*Article 14(1), first indent*

*Article 14(1), second indent*

Article 14(1), third indent

*Article 15(2)*

Article 24(4)

*Article 26(1)*

Article 32, sixth *paragraph*

Article 47(3)

## Amendment 34

### Proposal for a regulation

#### Annex I – Section I – point 41

##### *Text proposed by the Commission*

41. Directive 2002/98/EC of the European Parliament and of the Council of 27 January 2003 setting standards of quality and safety for the collection, testing, processing, storage and distribution of human blood and blood components and amending Directive 2001/83/EC

Article 29 first *subparagraph*\*\*

Article 29 second *subparagraph* (a)

Article 29 second *subparagraph* (b)\*\*

Article 29 second *subparagraph* (c)\*\*

Article 29 second *subparagraph* (d)\*\*

Article 29 second *subparagraph* (e)\*\*

Article 29 second *subparagraph* (f)\*\*

Article 29 second *subparagraph* (g)\*\*

Article 29 second *subparagraph* (h)

##### *Amendment*

41. Directive 2002/98/EC of the European Parliament and of the Council of 27 January 2003 setting standards of quality and safety for the collection, testing, processing, storage and distribution of human blood and blood components and amending Directive 2001/83/EC

Article 29, first *paragraph*\*\*

Article 29, second *paragraph, point* (a)

Article 29, second *paragraph, point* (b)\*\*

Article 29, second *paragraph, point* (c)\*\*

Article 29, second *paragraph, point* (d)\*\*

Article 29, second *paragraph, point* (e)\*\*

Article 29 second *paragraph, point* (f)\*\*

Article 29 second *paragraph, point* (g)\*\*

Article 29 second *paragraph, point* (h)

*Article 29 second paragraph, point* (i)

## Amendment 35

### Proposal for a regulation Annex I – Section I – point 42

<i>Text proposed by the Commission</i>	<i>Amendment</i>
42. Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements	42. Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements
Article 4(2)	Article 4(2)
Article 4(5)**	Article 4(5)**
Article 5(4) as to the adoption of "minimum amounts of vitamins and minerals"	Article 5(4) as to the adoption of "minimum amounts of vitamins and minerals"
	<b><i>Article 5(4) as to the adoption of "maximum amounts of vitamins and minerals"</i></b>
	<b><i>Article 12(3)</i></b>

## Amendment 36

### Proposal for a regulation Annex II – Section A – point 1

<i>Text proposed by the Commission</i>	<i>Amendment</i>
<b><i>1. Decision No 626/2008/EC of the European Parliament and of the Council of 30 June 2008 on the selection and authorisation of systems providing mobile satellite services (MSS)</i></b>	<b><i>deleted</i></b>
<b><i>Article 9(3)*</i></b>	

## Amendment 37

### Proposal for a regulation Annex II – Section A – point 2

<i>Text proposed by the Commission</i>	<i>Amendment</i>
<b><i>2. Directive 2002/22/EC of the European Parliament and of the Council of 7 March 2002 on universal service and users'</i></b>	<b><i>deleted</i></b>

*rights relating to electronic communications networks and services (Universal Service Directive)*

*Article 26(7)*

*Article 27a(5)*

### **Amendment 38**

#### **Proposal for a regulation Annex II – Section A – point 3**

*Text proposed by the Commission*

*Amendment*

*3. Directive No 2002/21/EC of the European Parliament and of the Council of 7 March 2002 on a common regulatory framework for electronic communications networks and services (Framework Directive)*

*deleted*

*Article 9b(3)*

*Article 10(4)*

*Article 15(4)*

*Article 17(6)a*

*Article 19(4)*

### **Amendment 39**

#### **Proposal for a regulation Annex II – Section B – point 4**

*Text proposed by the Commission*

*Amendment*

*4. Decision No 406/2009/EC of the European Parliament and of the Council of 23 April 2009 on the effort of Member States to reduce their greenhouse gas emissions to meet the Community's greenhouse gas emission reduction commitments up to 2020*

*deleted*

*Article 3(2)*



## Amendment 40

### Proposal for a regulation Annex II – Section B – point 5

*Text proposed by the Commission*

*Amendment*

**5. Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC** *deleted*

**Article 11a(8)**

**Article 16(12)**

## Amendment 41

### Proposal for a regulation Annex II – Section C – point 6

*Text proposed by the Commission*

*Amendment*

**6. Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC (recast)** *deleted*

**Article 8(1)b in conjunction with Article 9(3)**

## Amendment 42

### Proposal for a regulation Annex II – Section D – point 7

*Text proposed by the Commission*

*Amendment*

**7. Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC** *deleted*

**Article 46(6)**

## Amendment 43

### Proposal for a regulation Annex II – Section E – point 8

*Text proposed by the Commission*

*Amendment*

**8. Regulation (EC) No 453/2008 of the European Parliament and of the Council of 23 April 2008 on quarterly statistics on Community job vacancies**

*deleted*

*Article 5(1)*

## Amendment 44

### Proposal for a regulation Annex II – Section E – point 12

*Text proposed by the Commission*

*Amendment*

**12. Regulation (EC) No 1552/2005 of the European Parliament and of the Council of 7 September 2005 on statistics relating to vocational training in enterprises**

*deleted*

*Article 9(4) as to the adoption of "structure of the quality reports"*

## Amendment 45

### Proposal for a regulation Annex II – Section E – point 14

*Text proposed by the Commission*

*Amendment*

**14. Regulation (EC) No 1177/2003 of the European Parliament and of the Council of 16 June 2003 concerning Community statistics on income and living conditions (EU-SILC)**

*deleted*

*Article 8(3)*

*Article 15(5) in conjunction with Article 15(2)(a) as to the definition of "technical format of transmission to Eurostat"*

*Article 15(5) in conjunction with Article 15(2)(b)*

*Article 15(5) in conjunction with Article*

15(2)(d)

#### Amendment 46

##### Proposal for a regulation Annex II – Section E – point 16

*Text proposed by the Commission*

*Amendment*

**16. Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics**

*deleted*

**Article 6(2)(c) as to the adoption of "content of quality reports"**

#### Amendment 47

##### Proposal for a regulation Annex II – Section F – point 17

*Text proposed by the Commission*

*Amendment*

**F. INTERNAL MARKET AND SERVICES**

*deleted*

**17. Directive 2009/110/EC of the European Parliament and of the Council of 16 September 2009 on the taking up, pursuit and prudential supervision of the business of electronic money institutions amending Directives 2005/60/EC and 2006/48/EC and repealing Directive 2000/46/EC**

**Article 14(2)**

#### Amendment 48

##### Proposal for a regulation Annex II – Section G – point 18

*Text proposed by the Commission*

*Amendment*

**18. Regulation (EC) No 725/2004 of the European Parliament and of the Council of 31 March 2004 on enhancing ship and port facility security**

*Article 10(3)\*\**

**Amendment 49**

**Proposal for a regulation  
Annex II – Section G – point 19**

*Text proposed by the Commission*

*Amendment*

**19. Council Directive 97/70/EC of 11 December 1997 setting up a harmonised safety regime for fishing vessels of 24 metres in length and over**

**Article 8(a) First indent**

**Amendment 50**

**Proposal for a regulation  
Annex II – Section H – point 20**

*Text proposed by the Commission*

*Amendment*

**20. Regulation (EC) No 1223/2009 of the European Parliament and of the Council of 30 November 2009 on cosmetic products**

*deleted*

**Article 18(2)**

**Amendment 51**

**Proposal for a regulation  
Annex II – section H – point 21**

*Text proposed by the Commission*

*Amendment*

**21. Regulation (EC) No 1107/2009 of the European Parliament and of the Council of 21 October 2009 concerning the placing of plant protection products on the market and repealing Council Directive 79/117/EEC and 91/414/EEC**

*deleted*

**Article 17 second subparagraph in conjunction with Article 78(1)(d)**

**Article 29(4) in conjunction with Article 78(1)(g)**

## Amendment 52

### Proposal for a regulation Annex II – section H – point 22

*Text proposed by the Commission*

*Amendment*

**22. Regulation (EC) No 1069/2009 of the European Parliament and of the Council of 21 October 2009 laying down health rules as regards animal by-products and derived products not intended for human consumption and repealing Regulation (EC) No 1774/2002** *deleted*

*Article 40 (c)*

*Article 40 (d)*

*Article 40 (e)*

*Article 41(1)*

*Article 41(3)*

*Article 42(2) (d)*

*Article 45(4)*

*Article 48(7) (c)*

## Amendment 53

### Proposal for a regulation Annex II – Section H – point 23

*Text proposed by the Commission*

*Amendment*

**23. Regulation (EC) No 767/2009 of the European Parliament and of the Council of 13 July 2009 on the placing on the market and use of feed, amending European Parliament and Council Regulation (EC) No 1831/2003 and repealing Council Directive 79/373/EEC, Commission Directive 80/511/EEC, Council Directives 82/471/EEC, 83/228/EEC, 93/74/EEC, 93/113/EC and 96/25/EC and Commission Decision 2004/217/EC** *deleted*

*Article 7(2)*

*Article 10(5)\**

*Article 26(3)*

#### **Amendment 54**

##### **Proposal for a regulation**

##### **Annex II – Section H – point 24**

*Text proposed by the Commission*

*Amendment*

**24. Regulation (EC) No 470/2009 of the European Parliament and of the Council of 6 May 2009 laying down Community procedures for the establishment of residue limits of pharmacologically active substances in foodstuffs of animal origin, repealing Council Regulation (EEC) No 2377/90 and amending Directive 2001/82/EC of the European Parliament and of the Council and Regulation (EC) No 726/2004 of the European Parliament and of the Council**

*deleted*

*Article 18\*\**

#### **Amendment 55**

##### **Proposal for a regulation**

##### **Annex II – Section H – point 25**

*Text proposed by the Commission*

*Amendment*

**25. Regulation (EC) No 1925/2006 of the European Parliament and of the Council of 20 December 2006 on the addition of vitamins and minerals and of certain other substances to foods**

*deleted*

*Article 6(1)*

*Article 6(2)*

## Amendment 56

### Proposal for a regulation Annex II – Section H – point 26

*Text proposed by the Commission*

*Amendment*

**26. Regulation (EC) No 1924/2006 of the European Parliament and of the Council of 20 December 2006 on nutrition and health claims made on foods** *deleted*

*Article 13(3)*

*Article 13(4)*

*Article 17(3) first subparagraph*

*Article 17(3) second subparagraph (b)*

*Article 18(5) first subparagraph*

*Article 18(5) second subparagraph (b)*

*Article 28(6)(a)(ii)*

## Amendment 57

### Proposal for a regulation Annex II – Section H – point 27

*Text proposed by the Commission*

*Amendment*

**27. Directive 2004/23/EC of the European Parliament and of the Council of 31 March 2004 on setting standards of quality and safety for the donation, procurement, testing, processing, preservation, storage and distribution of human tissues and cells** *deleted*

*Article 8(6)*

*Article 9(4)*

## Amendment 58

### Proposal for a regulation Annex II – Section H – point 28

*Text proposed by the Commission*

*Amendment*

**28. Regulation (EC) No 1829/2003 of the European Parliament and of the Council** *deleted*

*of 22 September 2003 on genetically modified food and feed*

*Article 3(2)*

*Article 14(1) first indent*

*Article 14(1) second indent*

*Article 15(2)*

*Article 26(1)*

## **Amendment 59**

### **Proposal for a regulation**

#### **Annex II – Section H – point 29**

*Text proposed by the Commission*

*Amendment*

**29. Directive 2002/98/EC of the European Parliament and of the Council of 27 January 2003 setting standards of quality and safety for the collection, testing, processing, storage and distribution of human blood and blood components and amending Directive 2001/83/EC**  
*Article 29 second subparagraph i)* **deleted**

## **Amendment 60**

### **Proposal for a regulation**

#### **Annex II – Section H – point 30**

*Text proposed by the Commission*

*Amendment*

**30. Directive 2002/46/EC of the European Parliament and of the Council of 10 June 2002 on the approximation of the laws of the Member States relating to food supplements**  
*Article 5(4) as to the adoption of "maximum amounts of vitamins and minerals"* **deleted**



## Amendment 61

### Proposal for a regulation Annex III – title

*Text proposed by the Commission*

*Amendment*

Amendments to **Regulation (EC) No 66/2010 of the European Parliament and of the Council, Regulation (EC) No 1221/2009 of the European Parliament and of the Council, Council Directive 97/70/EC, Regulation (EC) No 1333/2008 of the European Parliament and the Council, Directive 2002/46/EC of the European Parliament and the Council** and to Council Regulation (EC) No 1257/96

Amendments to Council Directive 97/70/EC and to Council Regulation (EC) No 1257/96

## Amendment 62

### Proposal for a regulation Annex III – Section A

*Text proposed by the Commission*

*Amendment*

#### **A. ENVIRONMENT**

*deleted*

*1) In paragraph 5 of Article 6 of Regulation (EC) No 66/2010, the second subparagraph is deleted.*

*2) Regulation (EC) No 1221/2009 is amended as follows:*

*(a) in Article 16, paragraph 4 is deleted;*

*(b) in Article 30, paragraph 6 is deleted.*

## Amendment 63

### Proposal for a regulation Annex III – Section C

*Text proposed by the Commission*

*Amendment*

#### **C. HEALTH AND CONSUMERS**

*deleted*

*4) In Article 23 of Regulation (EC) No 1333/2008, paragraph 4, second sentence is deleted.*

*5) In Article 12 of Directive 2002/46/EC,  
paragraph 3 is deleted.*