



Brussels, 14 February 2020
(OR. en)

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COMPET 40
MI 34
ENV 76
TRANS 55
DELECT 22

'A' ITEM NOTE

From: General Secretariat of the Council
To: Council

No. prev. doc.: 5751/20 + ADD 1
No. Cion doc.: ST 15229/19 - C(2019)9121 final

Subject: Commission Delegated Directive (EU) .../... of 17.12.2019 amending Annex II to Directive 2000/53/EC of the European Parliament and of the Council on end-of-life vehicles as regards certain exemptions for lead and lead compounds in components
- Decision not to oppose adoption

1. On 17 December 2019, the Commission submitted the above Delegated Act to the Council in accordance with the procedure set out in Article 290(2)(b) TFEU, and with regard to Articles 4(2)(b) and 11(4)(d) of Directive 2000/53/EC of the European Parliament and of the Council of 18 September 2000 on end-of-life vehicles, and in accordance with Article 1(1)(b) of Directive (EU) 2018/849¹. The Council could object to the Delegated Act until 30 January 2020.
2. The Working Party on Technical Harmonisation (Motor Vehicles) examined the Delegated Act, and agreed that there are no grounds for the Council to object to it.

¹ Directive (EU) 2018/849 of 30 May 2018: OJ L 150 of 14.6.2018, pp. 93-99, is the latest consolidated version, where Article 9a has also been added on Delegated Acts.

3. On 12 February 2020, the Permanent Representatives Committee confirmed the agreement reached by the Working Party, and decided to recommend to the Council to confirm that there are no grounds for objecting to the Delegated Act as set out in document ST 15229/19 + ADD 1, 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 in accordance with Article 12 of Directive 2000/53/EC of the European Parliament and of the Council of 18 September 2000 on end-of-life vehicles.

 4. The Council is therefore invited to confirm as an "A" item on its agenda that there are no grounds for opposing the Delegated Act, with the Bulgarian and Latvian Delegations voting against.
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