



2022/0396(COD)

12.5.2023

AMENDMENTS

2008 - 2355

Draft report
Frédérique Ries
(PE742.297v01-00)

Packaging and packaging waste, amending Regulation (EU) 2019/1020 and Directive (EU) 2019/904, and repealing Directive 94/62/EC

Proposal for a regulation
(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

AM_Com_LegReport

Amendment 2008

Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, excluding cardboard, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Amendment

10. Economic operators using grouped packaging in the form of boxes, excluding cardboard, used outside of sales packaging to group a certain number of products to create a stock-keeping ***or distribution*** unit shall ensure that:

Or. en

Amendment 2009

Ondřej Knotek

Proposal for a regulation

Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, excluding cardboard, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Amendment

10. Economic operators using grouped packaging in the form of boxes, excluding cardboard, used outside of sales packaging to group a certain number of products to create a stock-keeping unit ***or distribution*** shall ensure that:

Or. en

Amendment 2010

Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation

Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, excluding cardboard, used outside of sales packaging

Amendment

10. Economic operators using grouped packaging in the form of boxes, excluding cardboard, used outside of sales packaging

to group a certain number of products to create a stock-keeping unit shall ensure that:

to group a certain number of products to create a stock-keeping **or distribution** unit shall ensure that:

Or. en

Amendment 2011
Delara Burkhardt

Proposal for a regulation
Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, **excluding cardboard**, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Amendment

10. Economic operators using grouped packaging **within the territory of the Union** in the form of boxes used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Or. en

Amendment 2012
Michal Wiezik, Pascal Canfin

Proposal for a regulation
Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, **excluding** cardboard, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Amendment

10. Economic operators using grouped packaging in the form of boxes, **including case and** cardboard, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Or. en

Amendment 2013
Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, ***excluding cardboard***, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Amendment

10. Economic operators using grouped packaging in the form of boxes used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Or. en

Amendment 2014

Grace O'Sullivan

Proposal for a regulation

Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped packaging in the form of boxes, ***excluding cardboard***, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Amendment

10. Economic operators using grouped packaging in the form of boxes, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Or. en

Justification

Cardboard makes up a significant share of group packaging. It can perfectly well be replaced by reusable packaging. It is therefore of paramount importance that the targets also apply for cardboard packaging.

Amendment 2015

Pascal Canfin, Martin Hojsik, Michal Wiezik, Catherine Chabaud

Proposal for a regulation

Article 26 – paragraph 10 – introductory part

Text proposed by the Commission

10. Economic operators using grouped

Amendment

10. Economic operators using grouped

packaging in the form of boxes, ***excluding cardboard***, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

packaging in the form of boxes, used outside of sales packaging to group a certain number of products to create a stock-keeping unit shall ensure that:

Or. en

Amendment 2016
Delara Burkhardt

Proposal for a regulation
Article 26 – paragraph 10 – point a

Text proposed by the Commission

(a) from 1 January 2030, ***10*** % of such packaging used is reusable packaging within a system for re-use;

Amendment

(a) from 1 January 2030, ***at least 15*** % of such packaging used is reusable packaging within a system for re-use;

Or. en

Amendment 2017
Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation
Article 26 – paragraph 10 – point a

Text proposed by the Commission

(a) from 1 January ***2030***, 10 % of such packaging used is reusable packaging within a system for re-use;

Amendment

(a) from 1 January ***2033***, 10 % of such packaging used is reusable packaging within a system for re-use;

Or. en

Amendment 2018
Michał Wiezik, Róża Thun und Hohenstein

Proposal for a regulation
Article 26 – paragraph 10 – point a

Text proposed by the Commission

Amendment

(a) from 1 January 2030, **10** % of such packaging used is reusable packaging within a system for re-use;

(a) from 1 January 2030, **15** % of such packaging used is reusable packaging within a system for re-use;

Or. en

Amendment 2019

Catherine Griset, Aurélia Beigneux

Proposal for a regulation

Article 26 – paragraph 10 – point b

Text proposed by the Commission

Amendment

(b) *from 1 January 2040, 25 % of such packaging they used is reusable packaging within a system for re-use.*

deleted

Or. fr

Amendment 2020

Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga, Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation

Article 26 – paragraph 10 – point b

Text proposed by the Commission

Amendment

(b) *from 1 January 2040, 25 % of such packaging they used is reusable packaging within a system for re-use.*

deleted

Or. en

Amendment 2021

Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation

Article 26 – paragraph 10 – point b

Text proposed by the Commission

Amendment

(b) from 1 January 2040, 25 % of such packaging they used is reusable packaging within a system for re-use. **deleted**

Or. en

Amendment 2022

Henna Virkkunen, Jessica Polfjård

Proposal for a regulation

Article 26 – paragraph 10 – point b

Text proposed by the Commission

Amendment

(b) from 1 January 2040, 25 % of such packaging they used is reusable packaging within a system for re-use. **deleted**

Or. en

Justification

The suitability of reuse targets for specific packaging should be evaluated according to criteria such as the infrastructure and logistics required for the collection and transport of reusable packaging, the preparation of the packaging for reuse (washing) and hygiene requirements.

Amendment 2023

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 26 – paragraph 10 – point b

Text proposed by the Commission

Amendment

(b) from 1 January 2040, 25 % of such packaging they used is reusable packaging within a system for re-use. **deleted**

Or. en

Amendment 2024
Delara Burkhardt

Proposal for a regulation
Article 26 – paragraph 10 – point b

Text proposed by the Commission

(b) from 1 January 2040, **25** % of such packaging they used is reusable packaging within a system for re-use.

Amendment

(b) from 1 January 2040, **at least 50** % of such packaging they used is reusable packaging within a system for re-use.

Or. en

Amendment 2025
Pietro Fiocchi

Proposal for a regulation
Article 26 – paragraph 10 – point b

Text proposed by the Commission

(b) from 1 January **2040**, 25 % of such packaging they used is reusable packaging within a system for re-use.

Amendment

(b) from 1 January **2045**, 25 % of such packaging they used is reusable packaging within a system for re-use.

Or. en

Amendment 2026
Michal Wiezik

Proposal for a regulation
Article 26 – paragraph 10 – point b

Text proposed by the Commission

(b) from 1 January 2040, **25** % of such packaging they used is reusable packaging within a system for re-use.

Amendment

(b) from 1 January 2040, **50** % of such packaging they used is reusable packaging within a system for re-use.

Or. en

Amendment 2027

Marian-Jean Marinescu, Cristian-Silviu Buşoi

Proposal for a regulation

Article 26 – paragraph 10 – point b

Text proposed by the Commission

(b) from 1 January 2040, **25** % of such packaging they used is reusable packaging within a system for re-use.

Amendment

(b) from 1 January 2040, **50** % of such packaging they used is reusable packaging within a system for re-use.

Or. en

Amendment 2028

Pascal Canfin, Michal Wiezik, Catherine Chabaud

Proposal for a regulation

Article 26 – paragraph 10 a (new)

Text proposed by the Commission

Amendment

10a. By 1 January 2030, retailers larger than 400 m², should dedicate at least 20% of their space to free-of-packaging areas (i.e. refill stations) for both food and non-food products.

By [OP: Please insert the date = 5 years after the date of entry into force of this Regulation], the Commission shall evaluate the relevance to increase this percentage and is empowered to adopt delegated acts to raise this objective.

Or. en

Amendment 2029

Andreas Glück

Proposal for a regulation

Article 26 – paragraph 12

Text proposed by the Commission

Amendment

12. Transport packaging used by an economic operator shall be reusable

deleted

where it is used for transporting products:

(a) between different sites, on which the operator performs its activity; or

(b) between any of the sites on which the operator performs its activity and the sites of any other linked enterprise or partner enterprise, as defined in Article 3 of the Annex to Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Or. en

Justification

Mandating reusable transport packaging from the date of a publication of this regulation is unfeasible and would lead to negative unintended consequences for the environment and supply chains. In general, business-to-business packaging and all related requirements should be removed as there are already established systems in place. Re-use quotas would result in this packaging having to be transported back empty, sometimes over long distances. The ecological advantages and resource savings are not given here.

Amendment 2030

Robert Roos, Rob Rooiken

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Amendment

Transport packaging used by an economic operator shall be reusable, ***or consist of more than 90% of material that is recycled at scale***, where it is used for transporting products:

Or. en

Amendment 2031
Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

24 months after the entry into force of this Regulation, 95% of the transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Or. en

Amendment 2032
Catherine Chabaud, Róza Thun und Hohenstein, Pascal Canfin, Max Orville

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Transport packaging used by an economic operator, ***including e-market platforms,*** shall be reusable where it is used for transporting products:

Or. en

Justification

Same justification as for Article 26(1) regarding transporting products.

Amendment 2033
Pietro Fiocchi

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used

From 1 January 2030, Transport packaging used by an economic operator shall be reusable where it is used for

for transporting products:

transporting products:

Or. en

Amendment 2034

Róza Thun und Hohenstein, Frédérique Ries, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

From 1 January 2030, transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Or. en

Justification

Further clarity is required.

Amendment 2035

Ulrike Müller

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

From 1 January 2030, transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Or. en

Justification

To provide legal certainty and a reasonable period to adapt to the obligations, it is appropriate to set a date later than entry into force of the Regulation.

Amendment 2036

Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

From 1 January 2030 transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Or. en

Amendment 2037

Pernille Weiss

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

By 1 January 2030, transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Or. en

Justification

Sufficient time should be given for economic operators to adapt.

Amendment 2038

Delara Burkhardt

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

Transport packaging used by an economic operator shall be reusable where it is used for transporting products:

By 1 January 2030, transport packaging used by an economic operator shall be reusable where it is used for transporting products:

Amendment 2039
Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 1 – point b

Text proposed by the Commission

(b) between any of the sites on which the operator performs its activity and the sites of any other linked enterprise or partner enterprise, as defined in Article 3 of the Annex to Commission Recommendation 2003/361, ***as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].***

Amendment

(b) between any of the sites on which the operator performs its activity and the sites of any other linked enterprise or partner enterprise, as defined in Article 3 of the Annex to Commission Recommendation 2003/361.

Amendment 2040
Catherine Griset, Aurélia Beigneux

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats, ***which do not come into direct contact with food products.***

Amendment 2041
Robert Roos, Rob Rooken

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, ***excluding materials that are recycled at scale***, including flexible formats.

Or. en

Amendment 2042 Christophe Hansen

Proposal for a regulation Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums ***that are not in contact with food*** and canisters, of all sizes and materials, including flexible formats.

Or. en

Amendment 2043 Pernille Weiss, Jessica Polfjård

Proposal for a regulation Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials ***not in direct contact with food***, including flexible formats.

Amendment 2044
Ulrike Müller, Susana Solís Pérez

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials ***not in direct contact with food***, including flexible formats.

Or. en

Amendment 2045
Maria Angela Danzi

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials (***excluding paper and cardboard***), including flexible formats.

Or. it

Amendment 2046
Maria Spyra

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes,

Amendment

This obligation applies to pallets, boxes,

excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

excluding cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials ***excluding cardboard***, including flexible formats.

Or. en

Amendment 2047
Tomislav Sokol

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, ***intermediate bulk containers, drums and canisters***, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates of all sizes and materials, including flexible formats.

Or. en

Amendment 2048
Pietro Fiocchi

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, ***intermediate bulk containers, drums and canisters***, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, of all sizes and materials, including flexible formats.

Or. en

Amendment 2049
Michal Wiezik, Pascal Canfin

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, **excluding** cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, **including case and** cardboard, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Or. en

Amendment 2050

Henna Virkkunen, Jessica Polfjärd

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, **excluding cardboard**, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, **excluding cardboard and** including flexible formats.

Or. en

Justification

All cardboard packaging, not just cardboard boxes, should be provided with an exemption. Corrugated cardboard packaging is highly recyclable and recycled in practice, with a recycling rate of over 90% and containing on average 89% recycled content.

Amendment 2051

Ivan David

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, **excluding cardboard**, trays, plastic crates, intermediate bulk containers, drums and

Amendment

This obligation applies to pallets, boxes, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes

canisters, of all sizes and materials,
including flexible formats.

and materials, ***excluding cardboard and***
including flexible formats.

Or. en

Amendment 2052

Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes,
excluding cardboard, trays, plastic crates,
intermediate bulk containers, drums and
canisters, of all sizes and materials,
including flexible formats.

Amendment

This obligation applies to pallets, boxes,
trays, plastic crates, intermediate bulk
containers, drums and canisters, of all sizes
and materials, including flexible formats
and excluding cardboard.

Or. en

Amendment 2053

Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes,
excluding cardboard, trays, plastic crates,
intermediate bulk containers, drums and
canisters, of all sizes and materials,
including flexible formats.

Amendment

This obligation applies to pallets, boxes,
trays, plastic crates, intermediate bulk
containers, drums and canisters, of all sizes
and materials, ***excluding cardboard and***
including flexible formats.

Or. en

Amendment 2054

Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, ***excluding cardboard***, including flexible formats.

Or. en

Amendment 2055
Sirpa Pietikäinen

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, trays, ***plastic*** crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, trays, crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Or. en

Amendment 2056
Pascal Canfin, Martin Hojsik, Michal Wiezik, Catherine Chabaud

Proposal for a regulation
Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, trays, ***plastic*** crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, trays, crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Or. en

Amendment 2057

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat, Lukas Mandl

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, **intermediate bulk containers, drums and canisters**, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, trays, plastic crates, of all sizes and materials, **excluding cardboard and** including flexible formats.

Or. en

Amendment 2058

Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, **excluding cardboard**, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

Or. en

Amendment 2059

Grace O'Sullivan

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, **excluding cardboard**, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials,

Amendment

This obligation applies to pallets, boxes, trays, plastic crates, intermediate bulk containers, drums and canisters, of all sizes and materials, including flexible formats.

including flexible formats.

Or. en

Justification

Cardboard makes up a significant share of transport packaging. It can perfectly well be replaced by reusable packaging. It is therefore of paramount importance that the targets also apply for cardboard packaging.

Amendment 2060

Cyrus Engerer

Proposal for a regulation

Article 26 – paragraph 12 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

This obligation shall not apply to an economic operator when transporting products from an island member state.

Or. en

Justification

Transport costs are one of the greatest challenges faced by manufacturing businesses in islands and peripheral regions, some of which have partner or linked sites in other EU Member States. These islands and regions have higher transport costs due to limited connectivity and no road transport alternatives. Such a situation would consequently introduce significant costs and render their operations unfeasible.

Amendment 2061

Achille Variati, Alessandra Moretti, Beatrice Covassi

Proposal for a regulation

Article 26 – paragraph 12 a (new)

Text proposed by the Commission

Amendment

12a. The packaging design subject to geographical indications of origin protected under Union legislation shall not comply with paragraphs 4 and 6 of this Article.

Amendment 2062
Andreas Glück

Proposal for a regulation
Article 26 – paragraph 13

Text proposed by the Commission

Amendment

13. Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products. **deleted**

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Or. en

Justification

Mandating reusable transport packaging from the date of a publication of this regulation is unfeasible and would lead to negative unintended consequences for the environment and supply chains. In general, business-to-business packaging and all related requirements should be removed as there are already established systems in place. Re-use quotas would result in this packaging having to be transported back empty, sometimes over long distances. The ecological advantages and resource savings are not given here.

Amendment 2063
Pietro Fiocchi

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Amendment

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the **deleted**

purpose of the transportation of such products.

Or. en

Amendment 2064

Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

24 months after the entry into force of this Regulation 95% of the Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products. ***This obligation applies to pallets, boxes, plastic crates, intermediate bulk containers, and drums, of all sizes and materials, excluding cardboard, including flexible formats.***

Or. en

Amendment 2065

Catherine Chabaud, Róza Thun und Hohenstein, Pascal Canfin, Max Orville

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

Economic operators, ***including e-market platforms,*** delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Or. en

Justification

Same justification as for Article 26(1) regarding transporting products within the same Member State.

Amendment 2066

Pietro Fiocchi

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

From 1 January 2030, Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Or. en

Amendment 2067

Róża Thun und Hohenstein, Frédérique Ries, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

From 1 January 2030, economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Or. en

Justification

Further clarity is required.

Amendment 2068

Ulrike Müller

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

From 1 January 2030, economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Or. en

Justification

To provide legal certainty and a reasonable period to adapt to the obligations, it is appropriate to set a date later than entry into force of the Regulation.

Amendment 2069

Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

From 1 January 2030 economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Or. en

Amendment 2070

Pernille Weiss, Jessica Polfjärd

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Amendment

Economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

By 1 January 2030, economic operators delivering products to another economic operator within the same Member State shall use only reusable transport packaging for the purpose of the transportation of such products.

Or. en

Justification

See justification for Amendment to Article 26 – paragraph 12 – subparagraph 1 – introductory part.

Amendment 2071
Stanislav Polčák

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 1

Text proposed by the Commission

Economic operators delivering products to another economic operator within the same Member State **shall** use only reusable transport packaging for the purpose of the transportation of such products.

Amendment

Economic operators delivering products to another economic operator within the same Member State **may** use only reusable transport packaging for the purpose of the transportation of such products.

Or. cs

Amendment 2072
Maria Angela Danzi

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, **excluding cardboard**, plastic crates intermediate bulk containers, **and** drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, **trays**, plastic crates, intermediate bulk containers, drums **and canisters**, of all sizes and materials (**excluding paper and cardboard**), including flexible formats.

Or. it

Amendment 2073
Christophe Hansen

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, **and** drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, **or drums *that are not in contact with food***, of all sizes and materials, including flexible formats.

Or. en

Amendment 2074
Ulrike Müller, Susana Solís Pérez

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials ***not in direct contact with food***, including flexible formats.

Or. en

Amendment 2075
Pernille Weiss, Jessica Polfjärd

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible

Amendment

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials ***not in direct contact***

formats.

with food, including flexible formats.

Or. en

Amendment 2076

Robert Roos, Rob Rooker

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates intermediate bulk containers, and drums, of all sizes and materials, ***excluding material that is recycled at scale***, including flexible formats.

Or. en

Amendment 2077

Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats ***and excluding cardboard***.

Or. en

Amendment 2078

Maria Spyra

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, plastic crates, intermediate bulk containers, and drums, of all sizes and materials, ***excluding cardboard***, including flexible formats.

Or. en

Amendment 2079

Michal Wiezik

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding*** cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, ***including case and*** cardboard, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Or. en

Amendment 2080

Tomislav Sokol

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates ***intermediate bulk containers, and drums***, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard, plastic crates of all sizes and materials, including flexible formats.

Or. en

Amendment 2081

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat, Lukas Mandl

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates ***intermediate bulk containers, and drums***, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates, of all sizes and materials, ***excluding cardboard***, including flexible formats.

Or. en

Amendment 2082

Henna Virkkunen, Jessica Polfjård

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates intermediate bulk containers, and drums, of all sizes and materials, ***excluding cardboard and*** including flexible formats.

Or. en

Justification

All cardboard packaging, not just cardboard boxes, should be provided with an exemption. Corrugated cardboard packaging is highly recyclable and recycled in practice, with a recycling rate of over 90% and containing on average 89% recycled content.

Amendment 2083

Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, excluding cardboard, plastic crates ***intermediate bulk containers, and drums***, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, excluding cardboard ***and*** plastic crates of all sizes and materials, including flexible formats.

Or. en

Amendment 2084

Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates intermediate bulk containers, and drums, of all sizes and materials, ***excluding cardboard and*** including flexible formats.

Or. en

Amendment 2085

Ivan David

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates intermediate bulk containers, and drums, of all sizes and materials, ***excluding cardboard and*** including flexible formats.

Or. en

Amendment 2086

Pascal Canfin, Martin Hojsik, Michal Wiezik, Catherine Chabaud

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard, plastic*** crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Or. en

Amendment 2087

Sirpa Pietikäinen

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard, plastic*** crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Or. en

Amendment 2088

Delara Burkhardt

Proposal for a regulation

Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard, plastic*** crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment 2089
Grace O'Sullivan

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Or. en

Justification

Cardboard makes up a significant share of transport packaging. It can perfectly well be replaced by reusable packaging. It is therefore of paramount importance that the targets also apply for cardboard packaging.

Amendment 2090
Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation
Article 26 – paragraph 13 – subparagraph 2

Text proposed by the Commission

This obligation applies to pallets, boxes, ***excluding cardboard***, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Amendment

This obligation applies to pallets, boxes, plastic crates intermediate bulk containers, and drums, of all sizes and materials, including flexible formats.

Or. en

Amendment 2091
Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 13 a (new)

Text proposed by the Commission

Amendment

13a. Economic operators shall be exempted from the obligation to meet the targets laid down in paragraphs 1 to 13 provided that the packaging material used, as defined in Annex II:

(a) reaches a minimum recycling rate of 85% at EU level by 2030, as calculated in Article 47 and,

(b) reaches a minimum recycling rate of 90% at EU level by 2040, as calculated in Article 47 and,

(c) is recycled at scale, according to paragraph 6 of Article 6.

Or. en

Amendment 2092

Andreas Glück

Proposal for a regulation

Article 26 – paragraph 13 a (new)

Text proposed by the Commission

Amendment

13a. Economic operators shall be exempted to fulfil the targets of paragraph 1 to 13, if they can prove, in accordance with Article 4 (2) of Directive 2008/98/EC, that single-use packaging has a better environmental footprint than comparable re-use systems, or if the used packaging material reaches a minimum recycling rate of 80% at EU level by 2030, as calculated in Article 47.

Or. en

Justification

Re-use targets should be based on a life-cycle analysis. In many cases, single-use packaging that is highly recycled can achieve a better environmental footprint than re-use systems.

Amendment 2093
Maria Angela Danzi

Proposal for a regulation
Article 26 – paragraph 13 a (new)

Text proposed by the Commission

Amendment

13a. Packaging needed to increase the shelf life of products, and therefore to combat food waste, protect the environment and ensure the efficient use of raw materials, shall be excluded from the scope of this article.

Or. it

Amendment 2094
Sirpa Pietikäinen

Proposal for a regulation
Article 26 – paragraph 14 – point a

Text proposed by the Commission

Amendment

(a) placed not more than **1000 kg** of packaging on the market; or

(a) placed not more than **10 000 units** of packaging on the market **per year**; or

Or. en

Amendment 2095
Pietro Fiocchi

Proposal for a regulation
Article 26 – paragraph 14 – point a

Text proposed by the Commission

Amendment

(a) placed not more than **1000 kg of** packaging on the market; **or**

(a) placed not more than **50 000** packaging **units per reference per year** on the market;

Or. en

Amendment 2096
Delara Burkhardt

Proposal for a regulation
Article 26 – paragraph 14 – point a

Text proposed by the Commission

(a) placed not more than 1000 **kg** of packaging on the market; or

Amendment

(a) placed not more than 1000 **units** of packaging **per year** on the market; or

Or. en

Amendment 2097
Andreas Glück

Proposal for a regulation
Article 26 – paragraph 14 – point b

Text proposed by the Commission

(b) complied with the definition of micro-company in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].

Amendment

(b) complied with the definition of micro-company **or small enterprise** in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].

Or. en

Amendment 2098
Edina Tóth

Proposal for a regulation
Article 26 – paragraph 14 – point b

Text proposed by the Commission

(b) complied with the definition of micro-company in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of

Amendment

(b) complied with the definition of micro-company **or small enterprise** in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date

entry into force of this Regulation].

= the date of entry into force of this Regulation].

Or. en

Justification

Fulfilment of the reuse/refill targets will be very difficult for small enterprises as well.

Amendment 2099

Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation

Article 26 – paragraph 14 – point b

Text proposed by the Commission

(b) complied with the definition of micro-company in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].

Amendment

(b) complied with the definition of ***small and*** micro-company in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation]

Or. en

Amendment 2100

Pernille Weiss, Jessica Polfjärd

Proposal for a regulation

Article 26 – paragraph 14 – point b

Text proposed by the Commission

(b) complied with the definition of ***micro-company*** in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].

Amendment

(b) complied with the definition of ***small enterprise*** in accordance with rules set out in the Commission Recommendation 2003/361, as applicable on [OP: Please insert the date = the date of entry into force of this Regulation].

Or. en

Justification

'Micro' and 'small' operators should be exempt from the reuse targets, as they can be assumed to not hold the necessary financial means to finance the setting up of a national collection and return system for refillable packaging.

Amendment 2101

Robert Roos, Rob Rooker

Proposal for a regulation

Article 26 – paragraph 14 – point b a (new)

Text proposed by the Commission

Amendment

(ba) more than 90% of the material in the products used is recycled at scale and meets the recycling rate targets at Union level set out in Article 46(1), point (d), of this Regulation.

Or. en

Justification

This addition promotes the uninterrupted operation of current recycling infrastructure and effective recycling systems for all materials with high recycling rates, utilizing a material-neutral approach.

Amendment 2102

Hildegard Bentele, Norbert Lins, Christine Schneider

Proposal for a regulation

Article 26 – paragraph 14 a (new)

Text proposed by the Commission

Amendment

14a. Economic operators shall be exempted from the obligation to meet targets in paragraphs 1 to 10, if they use single-use packaging that fulfils the criteria of high quality recycling.

Or. en

Justification

Quotas for reusability shall not apply to packaging materials that are entirely or predominantly recyclable, given their efficient recycling capabilities.

Amendment 2103

Ulrike Müller, Susana Solís Pérez

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6:

(a) if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas;

(b) *reuse is not the option that delivers the best overall environmental outcome justified by life-cycle thinking provided for in paragraph 2 of Article 4 of Directive 2008/98/EC.*

Or. en

Justification

The Waste Framework Directive explicitly foresees that making the choice that delivers the best overall environmental outcome justified by life-cycle thinking may require specific waste streams to depart from the hierarchy. In contrast to the waste hierarchy as defined by the WFD, this proposal takes a very rigid approach to the hierarchy and prioritises re-use over recycling, without due consideration to the overall environmental performance. The proper application of the hierarchy as defined by the WFD should be applied consistently throughout the Regulation.

Amendment 2104

Catherine Griset, Aurélia Beigneux

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas, ***and if it is not technically feasible to use reusable packaging or to have access to infrastructure necessary for the reuse system to function.***

Or. fr

Amendment 2105

Pietro Fiocchi

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas ***and if it is not technically feasible to use reusable packaging or to obtain access to the infrastructure necessary for the functioning of a re-use system. .***

Or. en

Amendment 2106

Henna Virkkunen, Jessica Polfjård

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas ***and if it is not technically feasible to use reusable packaging or to obtain access to the infrastructure necessary for the functioning of a re-use system.***

Or. en

Amendment 2107

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas ***and if it is not technically feasible to use reusable packaging or to obtain access to the infrastructure necessary for the functioning of a re-use system.***

Or. en

Amendment 2108

Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga, Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas ***and if it is not technically feasible to use reusable packaging or to obtain access to the infrastructure necessary for the functioning of a re-use system.***

Or. en

Amendment 2109

Michał Wiezik, Róża Thun und Hohenstein

Proposal for a regulation

Article 26 – paragraph 15

Text proposed by the Commission

Amendment

15. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

15. Economic operators shall be exempted ***until 2030*** from the obligation to meet the targets in paragraphs 2 to 6 if, during a calendar year, they have a sales area of not more than 100 m², including also all storage and dispatch areas.

Or. en

Justification

the end date to the exemption is introduced. in Brussels, seasonal bars set up in the parks have a system of reuse for beverages already now, with around this sales area.

Amendment 2110

Achille Variati, Alessandra Moretti, Beatrice Covassi

Proposal for a regulation

Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Member States will be exempted from the obligation under paragraph 2, 3, 4 and 6 under the following conditions:

(a) the rate of separate collection as required under Article 43(3), (4) (4b) of the respective packaging format as reported to the Commission under Article 50(1) point (c) is above 90 % by weight of such packaging placed on the market on the territory of that Member State in the calendar years 2026 and 2027. Where such reporting has not yet been submitted to the Commission, the Member State shall provide a reasoned justification, based on validated national data, and description of the implemented measures, that the conditions for the exemption set out in this paragraph are fulfilled;

(b) at the latest 24 months before the deadline laid down in paragraphs 2 and 3 of this Article, the Member State notifies the Commission of its request for exemption and submits an implementation plan showing a strategy with concrete actions, including timeline that ensure the achievement of the 90 % separate collection rate by weight of the packaging

Or. en

Amendment 2111

Pernille Weiss

Proposal for a regulation

Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Milk and milk based products shall be exempted from the obligation meet the targets in paragraph 4.

Economic operators shall be exempted from the obligation to meet the targets in paragraph 4 if:

(a) they fall within the scope of the definition of small enterprise in accordance with Commission Recommendation 2003/361;

(b) if beverages are made available in packaging that is collected by a mandatory deposit and return system, according to article 44, provided that 90 % or more of the deposited packaging is collected and 90 % or more of the collected packaging is recycled into new food contact packaging.

Or. en

Justification

Milk and milk-based products should be exempt from the reuse targets due to hygiene reasons. 'Micro' and 'small' operators should be exempt from the reuse targets, as they can be assumed to not hold the necessary financial means to finance the setting up of a national collection and return system for refillable packaging. Beverages in packaging that is collected at a high rate (90 %) by a deposit and return system and recycled at high level (90 %) should be exempted from the reuse targets, as the added environmental benefit can be assumed to be small (or even negative in Member States with long distances for transport) and thus the costs of changing from high quality recycling to reuse is disproportionately high.

Amendment 2112

Emma Wiesner, Erik Poulsen, Asger Christensen

Proposal for a regulation

Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Economic operators in a Member State shall be exempted from the obligation to meet the targets in paragraphs 4 to 6 if:

(a) the Member State have a deposit and return system, as defined in article 44 of this regulation, with a collection rate of at least 90 % of the weight of the packaging, listed in paragraphs 4 to 6, placed on the market, and,

(b) the Member State can show a high rate of recycling of the collected

packaging.

Or. en

Justification

A highly circular packaging system with high collection and recycling rates is environmentally efficient. Several member states have already achieved this or are on route to doing this. Toppling already functioning systems with new regulations would tear down progress and be costly both consumers and the environment.

Amendment 2113
Alessandra Moretti

Proposal for a regulation
Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Economic operators shall be exempted from the obligation to meet the targets in paragraphs 2 to 6 if the use of recyclable single-use packaging within the meaning of article 6 is environmentally preferable to the use of reusable packaging on the basis of a life cycle assessment, in line with the waste hierarchy as defined in article 4 of Directive 2008/98/EC, and without prejudice to requirements on health, hygiene and safety, including product safety.

Or. en

Amendment 2114
Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga, Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation
Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Economic operators shall be

exempted from the obligation to meet the targets in this article if, in accordance with paragraph 2 of Article 4 of Directive 2008/98/EC, they can show that alternative packaging formats deliver a better overall environmental outcome justified by life-cycle thinking, as well as a better overall economic and human health impact.

Or. en

Amendment 2115
Catherine Griset, Aurélia Beigneux

Proposal for a regulation
Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Economic operators shall be exempted from the obligations to meet the targets in this Article if, in accordance with Article 4(2) of Directive 2008/98/EC, they can demonstrate that alternative packaging formats provide better outcomes with regard to the environment, the economy, health and hygiene.

Or. fr

Amendment 2116
Sirpa Pietikäinen

Proposal for a regulation
Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Economic operators shall be exempted from the obligation to meet the targets in this article if, in accordance with paragraph 2 of Article 4 of Directive 2008/98/EC, they can show that alternative packaging formats deliver a

*better overall environmental outcome
justified by life-cycle assessment.*

Or. en

Amendment 2117

**Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello,
Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat**

Proposal for a regulation

Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

***15a. Economic operators shall be
exempted from the obligation to meet the
targets in this article when duly justified
by concerns related to public health, food
hygiene and safety, product integrity or
environmental issues.***

Or. en

Amendment 2118

Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation

Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

***15a. Economic operators shall be
exempted from the obligation to meet the
targets in this article when duly justified
by concerns related to public health, food
hygiene and safety, product integrity or
environmental issues.***

Or. en

Amendment 2119

Róza Thun und Hohenstein, Martin Hojsík

Proposal for a regulation
Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. The final distributors mentioned in paragraphs 2 and 3 shall accept that end users can bring their own containers to take-away food and beverages whenever the requirements established under Annex VI, Part C, (a) are met.

Or. en

Justification

This measure will ensure no packaging waste is generated and will support Member States to achieve the waste prevention targets.

Amendment 2120
Henna Virkkunen, Jessica Polfjärd

Proposal for a regulation
Article 26 – paragraph 15 a (new)

Text proposed by the Commission

Amendment

15a. Economic operators shall be exempted from the obligation to meet the targets in this Article when duly justified by concerns related to public health, food hygiene and safety, product integrity or environmental concerns.

Or. en

Amendment 2121
Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation
Article 26 – paragraph 15 b (new)

Text proposed by the Commission

Amendment

15b. Economic operators shall be exempted from the obligation to meet the targets in this article if, in accordance with paragraph 2 of Article 4 of Directive 2008/98/EC, they can show that alternative packaging formats deliver a better overall environmental outcome justified by life-cycle thinking, as well as a better overall economic and human health impact.

Or. en

Amendment 2122

Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga, Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation

Article 26 – paragraph 15 b (new)

Text proposed by the Commission

Amendment

15b. Economic operators shall be exempted from the obligation to meet the targets in this article if, in accordance with paragraph 2 of Article 4 of Directive 2008/98/EC, they can show that alternative packaging formats deliver a better overall environmental outcome justified by life-cycle thinking, as well as a better overall economic and human health impact.

Or. en

Amendment 2123

Pietro Fiocchi

Proposal for a regulation

Article 26 – paragraph 15 b (new)

Text proposed by the Commission

Amendment

15b. Economic operators shall be exempted from the obligation to meet the

targets in this article if, in accordance with paragraph 2 of Article 4 of Directive 2008/98/EC, they can show that alternative packaging formats deliver a better overall environmental outcome justified by life-cycle thinking, as well as a better overall economic and human health impact.

Or. en

Amendment 2124
Henna Virkkunen, Jessica Polfjärd

Proposal for a regulation
Article 26 – paragraph 15 b (new)

Text proposed by the Commission

Amendment

15b. Economic operators shall be exempted from the obligation to meet the targets in this Article if, in accordance with Article 4 of Directive 2008/98/EC, they can demonstrate that alternative packaging formats deliver a better overall environmental outcome justified by life-cycle approach, as well as a better overall economic and human health impact.

Or. en

Amendment 2125
Róža Thun und Hohenstein, Frédérique Ries, Martin Hojsík

Proposal for a regulation
Article 26 – paragraph 15 b (new)

Text proposed by the Commission

Amendment

15b. At public events as well as in public institutions only reusable packaging and cutlery should be allowed to serve food and beverages.

Or. en

Amendment 2126

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 26 – paragraph 15 c (new)

Text proposed by the Commission

Amendment

15c. Economic operators shall be exempted from the obligation to meet the targets in this article for specific packaging formats if, by 2025 and for at least three consecutive calendar years, the Member State in which they operate has already attained the recycling target of the respective packaging material set for 2030, as required under article 46(1) point (d).

Or. en

Amendment 2127

Cristian-Silviu Buşoi

Proposal for a regulation

Article 26 – paragraph 15 c (new)

Text proposed by the Commission

Amendment

15c. In accordance with paragraph 2 of Article 4 of Directive 2008/98/EC, the obligation to meet the targets in paragraphs 2 to 10 shall not apply to economic operators that opt for single-use packaging formats delivering a better overall environmental outcome justified by life-cycle thinking through lifecycle assessments or product environmental footprint methods.

Or. en

Amendment 2128
Róza Thun und Hohenstein, Martin Hojsík

Proposal for a regulation
Article 26 – paragraph 15 c (new)

Text proposed by the Commission

Amendment

15c. In order to promote the prevention of single-use packaging, from 2030 onwards, retailers with a floor area equal to or greater than 400 m² shall allocate at least 20% of their sales area to the supply of free-of-packaging products, for both food and non-food products.

Or. en

Amendment 2129
Pietro Fiocchi, Carlo Fidanza

Proposal for a regulation
Article 26 – paragraph 15 c (new)

Text proposed by the Commission

Amendment

15c. Packaging not covered by the definition of reusable packaging in Article 10 of this Regulation and considered as highly recyclable packaging is exempt from the calculation of re-use and refill targets set out in this Article.

Or. en

Amendment 2130
Andreas Glück

Proposal for a regulation
Article 26 – paragraph 16

Text proposed by the Commission

Amendment

16. The Commission shall be empowered to adopt delegated acts in

deleted

accordance with Article 58 to supplement this Regulation in order to establish:

- (a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2),*
- (b) exemptions for economic operators additional to those listed in points (a) to (c) of paragraph 14 of this Article,*
- (c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or environmental issues preventing the achievement of those targets.*

Or. en

Justification

Setting re-use and re-fill targets for specific products constitutes an essential element of this Regulation and should thus not be decided via delegated acts.

Amendment 2131
Pietro Fiocchi

Proposal for a regulation
Article 26 – paragraph 16 – point a

Text proposed by the Commission

Amendment

- (a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2),*
- deleted*

Or. en

Amendment 2132
Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga,

Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation

Article 26 – paragraph 16 – point a

Text proposed by the Commission

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2), **deleted**

Or. en

Amendment 2133

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 26 – paragraph 16 – point a

Text proposed by the Commission

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2), **deleted**

Or. en

Amendment 2134

Robert Roos, Rob Rooker

Proposal for a regulation

Article 26 – paragraph 16 – point a

Text proposed by the Commission

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than **deleted**

those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2),

Or. en

Amendment 2135

Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation

Article 26 – paragraph 16 – point a

Text proposed by the Commission

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2), **deleted**

Or. en

Amendment 2136

Henna Virkkunen, Jessica Polfjård

Proposal for a regulation

Article 26 – paragraph 16 – point a

Text proposed by the Commission

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2), **deleted**

Or. en

Justification

The possibility for Member States to impose reuse and refill requirements for categories of products different from the one identified in Article 26 contradicts the harmonisation goal of this legislative review.

Amendment 2137
Alexandr Vondra

Proposal for a regulation
Article 26 – paragraph 16 – point a

Text proposed by the Commission

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2),

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2), ***with a particular emphasis on the sectors with promising potential such as non-perishable food, pet food, home care products and personal care products.***

Or. en

Amendment 2138
Delara Burkhardt

Proposal for a regulation
Article 26 – paragraph 16 – point a

Text proposed by the Commission

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2),

Amendment

(a) targets for other products than those covered by paragraphs 1 to 6 of this Article and other packaging formats than those in paragraphs 7 to 10, based on the positive experiences with measures taken by Member States under Article 45(2), ***with particular emphasis on the sectors of detergents, hygiene products and pet food,***

Or. en

Amendment 2139
Grace O'Sullivan

Proposal for a regulation

Article 26 – paragraph 16 – point b

Text proposed by the Commission

Amendment

**(b) exemptions for economic operators
additional to those listed in points (a) to
(c) of paragraph 14 of this Article,** **deleted**

Or. en

Justification

There should be no possibility for the Commission to introduce exemptions from the reuse targets beyond the exemption for micro-enterprises in Article 14. This would only create undue appetite and uncertainty.

Amendment 2140

Stanislav Polčák

Proposal for a regulation

Article 26 – paragraph 16 – point b

Text proposed by the Commission

Amendment

**(b) exemptions for economic operators
additional to those listed in points (a) to
(c) of paragraph 14 of this Article,** **deleted**

Or. cs

Amendment 2141

Delara Burkhardt

Proposal for a regulation

Article 26 – paragraph 16 – point b

Text proposed by the Commission

Amendment

**(b) exemptions for economic operators
additional to those listed in *points (a) to (c)*
of paragraph 14 of this Article,**

**(b) exemptions for economic operators
additional to those listed in paragraph 14 of
this Article,**

Or. en

Amendment 2142

Pietro Fiocchi

Proposal for a regulation

Article 26 – paragraph 16 – point c

Text proposed by the Commission

Amendment

(c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or environmental issues preventing the achievement of those targets. **deleted**

Or. en

Amendment 2143

Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga, Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation

Article 26 – paragraph 16 – point c

Text proposed by the Commission

Amendment

(c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or environmental issues preventing the achievement of those targets. **deleted**

Or. en

Amendment 2144

Christian Doleschal, Markus Ferber, Angelika Niebler

Proposal for a regulation

Article 26 – paragraph 16 – point c

Text proposed by the Commission

Amendment

(c) *exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or environmental issues preventing the achievement of those targets.* *deleted*

Or. en

Amendment 2145

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 26 – paragraph 16 – point c

Text proposed by the Commission

Amendment

(c) *exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or environmental issues preventing the achievement of those targets.* *deleted*

Or. en

Amendment 2146

Henna Virkkunen, Jessica Polfjård

Proposal for a regulation

Article 26 – paragraph 16 – point c

Text proposed by the Commission

Amendment

(c) *exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or environmental issues preventing the achievement of those targets.*

(c) *Economic operators are exempted from the obligation to meet the targets laid down in paragraphs 2 to 6 of this Article if they can justify that re-use and refill obligations would compromise hygiene, food safety and achieving the best overall environmental outcome in line with EC 2008/98 article 4 paragraph 2.*

Or. en

Amendment 2147
Grace O'Sullivan

Proposal for a regulation
Article 26 – paragraph 16 – point c

Text proposed by the Commission

(c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety **or environmental issues** preventing the achievement of those targets.

Amendment

(c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene **or** food safety preventing the achievement of those targets.

Or. en

Justification

This article sets out targets for reuse, as effective reuse within a proper system is environmentally superior to recycling of single use packaging. It is therefore strange to allow for exemptions from the targets for specific packaging formats in case of environmental issues.

Amendment 2148
Michal Wiezik, Róża Thun und Hohenstein, Frédérique Ries

Proposal for a regulation
Article 26 – paragraph 16 – point c

Text proposed by the Commission

(c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or **environmental issues** preventing **the achievement of those targets**.

Amendment

(c) exemptions for specific packaging formats covered by the targets laid down in paragraphs 2 to 6 of this Article in case of hygiene, food safety or **hazardous nature of the product** preventing **reuse**.

Or. en

Amendment 2149
Jessica Polfjärd, Henna Virkkunen

Proposal for a regulation

Article 26 – paragraph 16 – subparagraph 1 (new)

Text proposed by the Commission

Amendment

Exemptions from the obligation to meet the targets laid down in paragraphs 1 to 13 shall apply provided that by 2030 the packaging material as defined in Annex II:

(a) reaches a collection rate of 85 % or more; and

(b) is recycled at scale, according to paragraph 6 of Article 6

Or. en

Amendment 2150

Hildegard Bentele, Norbert Lins, Peter Liese, Christine Schneider

Proposal for a regulation

Article 26 – paragraph 16 – point c a (new)

Text proposed by the Commission

Amendment

(ca) requirements for the preparation of a life cycle assessment to justify an exemption for economic operators from the obligation to meet targets in paragraphs 1 to 10.

Or. en

Amendment 2151

Ivan David

Proposal for a regulation

Article 26 – paragraph 16 a (new)

Text proposed by the Commission

Amendment

16a. Economic operators shall be exempted from the obligation to meet the targets laid down in paragraphs 1 to 13 provided that the packaging material

used, as defined in Annex II:

(a) reaches a minimum recycling rate of 85% at EU level by 2030, as calculated in Article 47 and,

(b) reaches a minimum recycling rate of 90% at EU level by 2040, as calculated in Article 47 and,

(c) is recycled at scale, according to paragraph 6 of Article 6.

Or. en

Amendment 2152
João Pimenta Lopes

Proposal for a regulation
Article 26 – paragraph 16 a (new)

Text proposed by the Commission

Amendment

16a. Without prejudice to the provisions of this Article, Member States, in particular depending on their specific situation, may obtain derogations from deadlines for the objectives set out in paragraphs 1 to 13, provided that a roadmap for gradual alignment with those targets is ensured, taking into account the recommendations set out in points 14, 15 and 16 of this Article.

Or. pt

Justification

It is important to recognise the different starting positions for each of the Member States with regard to the targets that are now being set, which mean that different levels of effort will be required to achieve these goals. Without calling the objectives themselves into question, some flexibility is needed in terms of meeting the targets.

Amendment 2153
Pietro Fiocchi

Proposal for a regulation

Article 26 – paragraph 16 a (new)

Text proposed by the Commission

Amendment

16a. When justified by cases of hygiene, food safety or environmental issues, economic operators shall be allowed to derogate from the targets laid down in paragraphs 2 to 6 of this Article.

Or. en

Amendment 2154

João Pimenta Lopes

Proposal for a regulation

Article 26 – paragraph 16 b (new)

Text proposed by the Commission

Amendment

16b. Without prejudice to the provisions of this Article, Member States may grant derogations to their micro and small businesses, in particular depending on their specific situation, from the deadlines for the objectives set out in this Article, provided that a roadmap for gradual alignment with those targets is ensured and that bureaucratic and financial support can be provided to the businesses requesting it with a view to meeting the objectives.

Or. pt

Justification

It is important to recognise that in some Member States, the business community is chiefly made up of micro, small and medium-sized enterprises, which may not have the investment capacity to meet the objectives now set and thus require separate efforts in order to do so. Without calling the objectives themselves into question, these businesses require a certain degree of flexibility in order to meet the targets.

Amendment 2155

Henna Virkkunen, Jessica Polfjård

Proposal for a regulation
Article 26 – paragraph 17

Text proposed by the Commission

17. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall ***review the situation regarding reuse of*** packaging and, on this basis, assess the ***appropriateness of establishing*** measures, reviewing the targets laid down in this Article, ***and setting*** new targets for the reuse and refill of packaging, ***and where necessary present*** a legislative proposal.

Amendment

17. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall ***assess the impact of the*** packaging ***reuse targets*** and, on this basis, assess the ***need for new*** measures, reviewing the targets laid down in this Article.

When assessing the impact of the packaging reuse targets, the Commission shall at least evaluate the following:

Packaging waste reduction obtained by the reuse 2030 targets;

CO2 emission reduction;

Food waste reduction;

Reduction of the volumes of virgin raw material used;

The average accomplishment of the necessary rotations of reusable packaging;

Water and energy use;

Water contamination;

Use of detergents and disinfectants;

Where necessary, following the assessment of the above indicators, it shall propose new targets for the reuse and refill of packaging ***in the form of*** a legislative proposal.

Or. en

Amendment 2156
Andreas Glück

Proposal for a regulation

Article 26 – paragraph 17

Text proposed by the Commission

17. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the situation regarding reuse of packaging and, on this basis, assess the appropriateness of establishing measures, reviewing the targets laid down in this Article, and setting new targets for the reuse and refill of packaging, and where necessary present a legislative proposal.

Amendment

17. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the situation regarding reuse of packaging and, on this basis, assess the appropriateness of establishing measures, reviewing the targets laid down in this Article, and setting new targets for the reuse and refill of packaging, and where necessary present a legislative proposal. ***This review shall be based on a life-cycle analysis, evaluating the overall reduction of greenhouse gas emissions.***

Or. en

Amendment 2157

Alexandr Vondra

Proposal for a regulation

Article 26 – paragraph 17

Text proposed by the Commission

17. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the situation regarding reuse of packaging and, on this basis, assess the appropriateness of establishing measures, reviewing the targets laid down in this Article, and setting new targets for the reuse and refill of packaging, and where necessary present a legislative proposal.

Amendment

17. By [OP: Please insert the date = 6 years after the date of entry into force of this Regulation], the Commission shall review the situation regarding reuse of packaging and, on this basis, assess the appropriateness of establishing measures, reviewing the targets laid down in this Article, and setting new targets for the reuse and refill of packaging, and where necessary present a legislative proposal.

Or. en

Amendment 2158

Delara Burkhardt

Proposal for a regulation

Article 26 – paragraph 17

Text proposed by the Commission

17. By **[OP: Please insert the date = 8 years after the date of entry into force of this Regulation]**, the Commission shall review the situation regarding reuse of packaging and, on this basis, assess the appropriateness of establishing measures, reviewing the targets laid down in this Article, and setting new targets for the reuse **and refill** of packaging, and where necessary present a legislative proposal.

Amendment

17. By **31 December 2030**, the Commission shall review the situation regarding reuse of packaging and, on this basis, assess the appropriateness of establishing measures, reviewing the targets laid down in this Article, and setting new targets for the reuse of packaging, **including for targets for other sectors and for other packaging and packaging formats**, and where necessary present a legislative proposal.

Or. en

Amendment 2159

Pietro Fiocchi

Proposal for a regulation

Article 26 – paragraph 17 a (new)

Text proposed by the Commission

Amendment

17a. Economic operators shall be exempted from the obligation to meet the targets laid down in this article provided that the packaging material used, as defined in Annex II: (a) reaches a minimum recycling rate of 85% at EU level by 2030, of 90% by 2040, and (c) is recycled at scale, according to Article 6.

Or. en

Amendment 2160

Delara Burkhardt

Proposal for a regulation

Article 26 – paragraph 17 a (new)

Text proposed by the Commission

Amendment

17a. Member States may set targets that go beyond the minimum requirements set in this Article.

Or. en

Amendment 2161
Delara Burkhardt

Proposal for a regulation
Article 26 – paragraph 17 b (new)

Text proposed by the Commission

Amendment

17b. From January 1st, 2030, all reusable packaging formats issued by distributors in the territory of a member state, according to paragraphs 4 to 6, must be taken back by that end distributor. By participating in a clearing system or integrating into a return logistics system such as a wholesale system for reusable packaging, the end distributor ensures that the reusable packaging, which was not put into circulation by them, completes its cycle and can be reused.

Or. en

Amendment 2162
Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation
Article 27

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Amendment 2163
Pietro Fiocchi

Proposal for a regulation
Article 27

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Amendment 2164
Delara Burkhardt

Proposal for a regulation
Article 27 – title

Text proposed by the Commission

Amendment

Rules on the calculation of the attainment
of the re-use ***and refill*** targets

Rules on the calculation of the attainment
of the re-use targets

Or. en

Amendment 2165
Pernille Weiss

Proposal for a regulation
Article 27 – paragraph 2

Text proposed by the Commission

Amendment

**2. For the purpose of demonstrating
the attainment of the targets laid down in
Article 26(2) to (6), the final distributor,
or manufacturer, as appropriate, making
available on the market such products
within the territory of a Member State
shall calculate, for each target separately,
the following:**

deleted

**(a) the number of units of sales of
beverages and food in reusable packaging**

within a system for re-use made available on the market within the territory of a Member State in a calendar year;

(b) the number of units of sales of beverages and food made available on the market within the territory of a Member State in a calendar year through refill;

(c) the number of units of sales of beverages and food made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

Or. en

Justification

Please see Amendment to Article 26 – paragraph 4, which amends the method of calculation.

Amendment 2166

César Luena, Javi López

Proposal for a regulation

Article 27 – paragraph 2 – introductory part

Text proposed by the Commission

2. For the purpose of demonstrating the attainment of the targets laid down in Article 26(2) *to (6)*, the final distributor, or manufacturer, as appropriate, making available on the market such products within the territory of a Member State shall calculate, for each target separately, the following:

Amendment

2. For the purpose of demonstrating the attainment of the targets laid down in Article 26(2), **26(4), 26(5) and 26(6)** the final distributor, or manufacturer, as appropriate, making available on the market such products within the territory of a Member State shall calculate, for each target separately, the following:

Or. en

Justification

Amendment to reflect changes related to separate measurement units used for beverages and food packaging.

Amendment 2167

Delara Burkhardt

Proposal for a regulation

Article 27 – paragraph 2 – point a

Text proposed by the Commission

(a) the number of units of sales of beverages and food in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;

Amendment

(a) the number of ***equivalent*** units of sales of beverages and food in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;

Or. en

Amendment 2168

César Luena, Javi López

Proposal for a regulation

Article 27 – paragraph 2 – point a

Text proposed by the Commission

(a) the ***number of units of sales*** of beverages ***and food*** in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;

Amendment

(a) the ***volume in hectoliters*** of beverages in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;

Or. en

Justification

If the original measurement unit is maintained, producers would be encouraged to pack their beverages in a large number of small-capacity reusable packaging to increase the number of units of sales of beverage. This new measurement would facilitate the distribution, monitoring and communication for the manufacturers, as well as having a better environmental impact.

Amendment 2169

Delara Burkhardt

Proposal for a regulation

Article 27 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) *the number of units of sales of beverages and food made available on the market within the territory of a Member State in a calendar year through refill;* *deleted*

Or. en

Amendment 2170
César Luena, Javi López

Proposal for a regulation
Article 27 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) the *number of units of sales* of beverages *and food* made available on the market within the territory of a Member State in a calendar year through refill;

(b) the *volume in hectoliters* of beverages made available on the market within the territory of a Member State in a calendar year through refill;

Or. en

Justification

If the original measurement unit is maintained, producers would be encouraged to pack their beverages in a large number of small-capacity reusable packaging to increase the number of units of sales of beverage. This new measurement would facilitate the distribution, monitoring and communication for the manufacturers, as well as having a better environmental impact.

Amendment 2171
César Luena, Javi López

Proposal for a regulation
Article 27 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) the *number of units of sales* of beverages *and food* made available on the market within the territory of a Member State in a calendar year through refill;

(b) the *volume in hectoliters* of beverages made available on the market within the territory of a Member State in a calendar year through refill;

Or. en

Justification

If the original measurement unit is maintained, producers would be encouraged to pack their beverages in a large number of small-capacity reusable packaging to increase the number of units of sales of beverage. This new measurement would facilitate the distribution, monitoring and communication for the manufacturers, as well as having a better environmental impact.

Amendment 2172 **Delara Burkhardt**

Proposal for a regulation **Article 27 – paragraph 2 – point c**

Text proposed by the Commission

(c) the number of units of sales of beverages and food made available on the market within the territory of a Member State by other means than those referred to in **points (a) and (b)** in a calendar year.

Amendment

(c) the number of **equivalent** units of sales of beverages and food made available on the market within the territory of a Member State by other means than those referred to in **point (a)** in a calendar year.

Or. en

Amendment 2173 **César Luena, Javi López**

Proposal for a regulation **Article 27 – paragraph 2 – point c**

Text proposed by the Commission

(c) the **number of units of sales** of beverages **and food** made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

Amendment

(c) the **volume in hectoliters** of beverages made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

Or. en

Justification

If the original measurement unit is maintained, producers would be encouraged to pack their beverages in a large number of small-capacity reusable packaging to increase the number of units of sales of beverage. This new measurement would facilitate the distribution, monitoring and communication for the manufacturers, as well as having a better environmental impact.

Amendment 2174
César Luena, Javi López

Proposal for a regulation
Article 27 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. For the purpose of demonstrating the attainment of the targets laid down in Article 26(3), the final distributor, or manufacturer, as appropriate, making available on the market such products within the territory of a Member State shall calculate the following:

- (a) the number of units of sales of food in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;**
- (b) the number of units of sales of food made available on the market within the territory of a Member State in a calendar year through refill;**
- (c) the number of units of sales of food made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.**

Or. en

Justification

Amendment to reflect changes related to separate measurement units used for beverages and food packaging.

Amendment 2175
César Luena, Javi López

Proposal for a regulation
Article 27 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) the **number of units of sales** of beverages **and food** made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

(c) the **volume in hectoliters** of beverages made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

Or. en

Justification

If the original measurement unit is maintained, producers would be encouraged to pack their beverages in a large number of small-capacity reusable packaging to increase the number of units of sales of beverage. This new measurement would facilitate the distribution, monitoring and communication for the manufacturers, as well as having a better environmental impact.

Amendment 2176

César Luena, Javi López

Proposal for a regulation

Article 27 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. For the purpose of demonstrating the attainment of the targets laid down in Article 26(3), the final distributor, or manufacturer, as appropriate, making available on the market such products within the territory of a Member State shall calculate the following:

(a) the number of units of sales of food in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;

(b) the number of units of sales of food made available on the market within the territory of a Member State in a calendar year through refill;

(c) the number of units of sales of food made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

Justification

Amendment to reflect changes related to separate measurement units used for beverages and food packaging.

Amendment 2177

Sirpa Pietikäinen

Proposal for a regulation

Article 27 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. For the purpose of demonstrating the attainment of the targets laid down in Article 26 [paragraph number for reuse/refill targets of consumer goods], the final distributor, or manufacturer, as appropriate, making available on the market such products within the territory of a Member State shall calculate, for each target separately, the following:

(a) the number of units of sales of consumer goods in reusable packaging within a system for re-use made available on the market within the territory of a Member State in a calendar year;

(b) the number of units of sales of consumer goods made available on the market within the territory of a Member State in a calendar year through refill;

(c) the number of units of sales of consumer goods made available on the market within the territory of a Member State by other means than those referred to in points (a) and (b) in a calendar year.

Or. en

Amendment 2178

Ulrike Müller

Proposal for a regulation

Article 27 – paragraph 4 – subparagraph 1

Text proposed by the Commission

By 31 December **2028**, the Commission shall adopt implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Amendment

By 31 December **2026**, the Commission shall adopt implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Or. en

Justification

To provide legal certainty and a reasonable period to adapt to the obligations, it is necessary that the Commission adopts the relevant implementing acts earlier than proposed. Economic operators are to comply with obligations under Article 26 as of 2030. An adoption of the implementing acts by 31 December 2028 would only give them one year for implementation, which seems unreasonably short given that the Commission estimates a timeframe of about four years for the development of the rules and methodology.

Amendment 2179

Catherine Griset, Aurélia Beigneux

Proposal for a regulation

Article 27 – paragraph 4 – subparagraph 1

Text proposed by the Commission

By 31 December **2028**, the Commission shall adopt implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Amendment

By 31 December **2026**, the Commission shall adopt implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Or. fr

Amendment 2180

Andreas Glück

Proposal for a regulation

Article 27 – paragraph 4 – subparagraph 1

Text proposed by the Commission

By 31 December **2028**, the Commission shall adopt implementing acts establishing

Amendment

By 31 December **2026**, the Commission shall adopt implementing acts establishing

detailed calculation rules and methodology regarding the targets set out in Article 26.

detailed calculation rules and methodology regarding the targets set out in Article 26.

Or. en

Justification

Economic operators need enough lead-time after the adoption of the rules and methodology regarding the re-use targets.

Amendment 2181

Andreas Glück

Proposal for a regulation

Article 27 – paragraph 4 – subparagraph 1

Text proposed by the Commission

By 31 December **2028**, the Commission shall adopt implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Amendment

By 31 December **2026**, the Commission shall adopt implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Or. en

Justification

Economic operators need enough lead-time after the adoption of the rules and methodology regarding the re-use targets.

Amendment 2182

Delara Burkhardt

Proposal for a regulation

Article 27 – paragraph 4 – subparagraph 1

Text proposed by the Commission

By 31 December **2028**, the Commission shall adopt **implementing** acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Amendment

By 31 December **2027**, the Commission shall adopt **delegated** acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26.

Or. en

Amendment 2183
Delara Burkhardt

Proposal for a regulation
Article 27 – paragraph 4 – subparagraph 2

Text proposed by the Commission

Amendment

The implementing act shall be adopted in accordance with the examination procedure referred to in Article 59(3). ***deleted***

Or. en

Amendment 2184
Anna Zalewska

Proposal for a regulation
Article 27 – paragraph 4 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

If the absence of implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26 by 31 December 2025, the targets shall be suspended until the Commission delivers the implementing acts foreseen in this paragraph. The targets set out in Article 26 shall apply 5 years after the adoption of the implementing acts of this paragraph.

Or. en

Justification

The year between the determination of the calculation method and the first target date (2030) is insufficient to allow companies to plan ahead and gain the necessary insight into where and how to direct investments in reusable solutions. The regulation should include a clause that provides sufficient time to comply with adopted secondary legislation and achieve the targets. Given the significant amount of secondary legislation, the regulation should provide at least five years between the adoption of the implementing act and the deadline for achieving the goals.

Amendment 2185
Anna Zalewska

Proposal for a regulation
Article 27 – paragraph 4 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

If the absence of implementing acts establishing detailed calculation rules and methodology regarding the targets set out in Article 26 by 31 December 2025, the targets shall be suspended until the Commission delivers the implementing acts foreseen in this paragraph. The targets set out in Article 26 shall apply 5 years after the adoption of the implementing acts of this paragraph.

Or. en

Justification

The year between the determination of the calculation method and the first target date (2030) is insufficient to allow companies to plan ahead and gain the necessary insight into where and how to direct investments in reusable solutions. The regulation should include a clause that provides sufficient time to comply with adopted secondary legislation and achieve the targets. Given the significant amount of secondary legislation, the regulation should provide at least five years between the adoption of the implementing act and the deadline for achieving the goals.

Amendment 2186
Delara Burkhardt

Proposal for a regulation
Article 28 – title

Text proposed by the Commission

Amendment

Reporting to the competent authorities on re-use ***and refill*** targets

Reporting to the competent authorities on re-use targets

Or. en

Amendment 2187
Sirpa Pietikäinen

Proposal for a regulation
Article 28 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. By [OP: please insert the date = 24 months from the entry into force of this Regulation] The European Commission shall establish a European observatory on reuse, under the leadership of DG ENV and Eurostat. The observatory shall be responsible for monitoring the implementation of the measures laid down in this Regulation, collecting data on reuse practices, and contributing to the development of best practices in the field of reuse.

Or. en

Amendment 2188
Delara Burkhardt

Proposal for a regulation
Article 28 a (new)

Text proposed by the Commission

Amendment

Article 28a

Refill and reuse offer obligations for the take-away sector

By 24 months after the date of entry into force of this Regulation:

(a) the final distributor making available on the market within the territory of a Member State in sales packaging cold or hot beverages filled into a container at the point of sale for take-away shall enable consumers to bring their own container to be filled, provided that the end user and the container to be filled meet the requirements established under Annex VI,

Part C, (a);

(b) the final distributor making available on the market within the territory of a Member State in sales packaging take-away ready-prepared food, intended for immediate consumption without the need for any further preparation, and typically consumed from the receptacle, shall enable consumers to bring their own container to be filled.

The final distributors referred to in points (a) and (b) must not offer the goods filled in the container brought by the consumer at a higher price or under worse conditions than the sales unit consisting of the same goods and single use packaging. Those final distributors are obliged to inform the end consumers at the point of sale, through clearly visible and readable information boards or signs, about the possibility of obtaining the goods in a refillable container provided by the consumer.

(c) the final distributor making available on the market within the territory of a Member State in sales packaging cold or hot beverages filled into a container at the point of sale for take-away shall provide to the consumers the option of re-usable packaging. The final distributors must not offer the sales unit consisting of goods and reusable packaging at a higher price or under worse conditions than the sales unit consisting of the same goods and single use packaging;

(d) the final making available on the market within the territory of a Member State in sales packaging take-away ready-prepared food, intended for immediate consumption without the need for any further preparation, and typically consumed from the receptacle, shall offer these goods offered in single-use packaging also for sale in reusable packaging at the point of sale.

The final distributors referred to in points (c) and (d) must not offer the sales unit consisting of goods and reusable packaging at a higher price or under worse conditions than the sales unit consisting of the same goods and single use packaging. Those final distributors are obliged to inform the end consumers at the point of sale, through clearly visible and readable information boards or signs, about the possibility of obtaining the goods in reusable packaging. In the case of delivery of goods, this information must be provided accordingly in the media used. Those final distributors are obliged to take back those reusable packaging that they have placed on the market.

Or. en

Amendment 2189
Grace O'Sullivan

Proposal for a regulation
Chapter V – title

Text proposed by the Commission

Amendment

V Plastic carrier bags

V Plastic *and paper* carrier bags

Or. en

Justification

Paper bags should also be reduced.

Amendment 2190
Grace O'Sullivan

Proposal for a regulation
Chapter V – title

Text proposed by the Commission

Amendment

V Plastic carrier bags

V Plastic *and paper* carrier bags

Justification

Paper bags should also be reduced.

Amendment 2191

Grace O'Sullivan

Proposal for a regulation

Article 29 – title

Text proposed by the Commission

Amendment

29 Plastic carrier bags

29 Plastic ***and paper*** carrier bags

Or. en

Justification

Paper bags should also be reduced.

Amendment 2192

Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 29 – title

Text proposed by the Commission

Amendment

Plastic carrier bags

Plastic ***and paper*** carrier bags

Or. en

Amendment 2193

Delara Burkhardt

Proposal for a regulation

Article 29 – title

Text proposed by the Commission

Amendment

Plastic carrier bags

Plastic ***and paper*** carrier bags

Or. en

Amendment 2194
Michal Wiezik

Proposal for a regulation
Article 29 – title

Text proposed by the Commission

Plastic carrier bags

Amendment

Plastic *and paper* carrier bags

Or. en

Amendment 2195
Delara Burkhardt

Proposal for a regulation
Article 29 – title

Text proposed by the Commission

Plastic carrier bags

Amendment

Plastic *and paper* carrier bags

Or. en

Amendment 2196
Michal Wiezik

Proposal for a regulation
Article 29 – title

Text proposed by the Commission

Plastic carrier bags

Amendment

Plastic *and paper* carrier bags

Or. en

Amendment 2197
Róża Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 29 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory.

Amendment

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic **and paper** carrier bags on their territory. ***Member States shall actively promote the use of reusable carrier bags, with a view to phasing out single-use carrier bags of both lightweight plastic and paper by [OP: Please insert the date = the date 3 years after the entry into force of this Regulation].***

Or. en

Amendment 2198

Michal Wiezik

Proposal for a regulation

Article 29 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory.

Amendment

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight, **very lightweight** plastic **carrier bags and paper** carrier bags on their territory. ***Single-use plastic and paper carrier bags shall no longer be placed on the market by [OP: Please insert the date = the date 3 years after the entry into force of this Regulation].***

Or. en

Amendment 2199

Catherine Chabaud

Proposal for a regulation

Article 29 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory.

Amendment

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory. ***These actions shall include measures to ensure that comparably priced reusable carrier bags are offered for sale wherever lightweight plastic or paper carrier bags are.***

Or. en

Justification

Published data by Eurostat on lightweight plastic carrier bags in 2020 announces that the consumption of lightweight plastic carrier bags will increase; there is therefore a need to tackle this type of packaging. However, this measure is due to create a regulatory incentive to substitute single-use plastic carrier bags, with another environmentally harmful alternative, paper carrier bag that are usually used only once. The measure be giving priority to a reusable alternative.

Amendment 2200
Delara Burkhardt

Proposal for a regulation
Article 29 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory.

Amendment

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight ***and very lightweight*** plastic carrier bags on their territory.

Or. en

Amendment 2201
Delara Burkhardt

Proposal for a regulation
Article 29 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory.

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight **and very lightweight** plastic carrier bags on their territory.

Or. en

Amendment 2202
Grace O'Sullivan

Proposal for a regulation
Article 29 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic carrier bags on their territory.

Amendment

Member States shall take measures to achieve a sustained reduction in the consumption of lightweight plastic **and paper** carrier bags on their territory.

Or. en

Justification

A reduction of plastic bags creates an incentive to replace lightweight plastic carrier bags with paper bags. Both of them should be reduced.

Amendment 2203
Grace O'Sullivan

Proposal for a regulation
Article 29 – paragraph 1 – subparagraph 2

Text proposed by the Commission

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Amendment

A sustained reduction **of lightweight plastic carrier bags** is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter. **A sustained reduction of paper carrier bags is achieved if the annual consumption**

does not exceed 40 paper carrier bags per person, or the equivalent target in weight, by 31 December 2027, and subsequently by 31 December in each year thereafter.

Or. en

Justification

Paper carrier bags can and should be replaced by reusable bags, just as lightweight plastic bags. A reduction target for paper carrier bags needs to be introduced at the same level as for lightweight plastic bags, with a transition phase until end of 2027.

Amendment 2204
Michal Wiezik

Proposal for a regulation
Article 29 – paragraph 1 – subparagraph 2

Text proposed by the Commission

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Amendment

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic, **very lightweight plastic and paper** carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Or. en

Amendment 2205
Delara Burkhardt

Proposal for a regulation
Article 29 – paragraph 1 – subparagraph 2

Text proposed by the Commission

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Amendment

A sustained reduction is achieved if the annual consumption does not exceed 40 **lightweight and very** lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each

year thereafter.

Or. en

Amendment 2206

Delara Burkhardt

Proposal for a regulation

Article 29 – paragraph 1 – subparagraph 2

Text proposed by the Commission

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Amendment

A sustained reduction is achieved if the annual consumption does not exceed 40 **lightweight and very** lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Or. en

Amendment 2207

Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 29 – paragraph 1 – subparagraph 2

Text proposed by the Commission

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Amendment

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic **or paper** carrier bags per person, or the equivalent target in weight, by 31 December 2025, and subsequently by 31 December in each year thereafter.

Or. en

Amendment 2208

Alexandr Vondra

Proposal for a regulation

Article 29 – paragraph 1 – subparagraph 2

Text proposed by the Commission

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December **2025**, and subsequently by 31 December in each year thereafter.

Amendment

A sustained reduction is achieved if the annual consumption does not exceed 40 lightweight plastic carrier bags per person, or the equivalent target in weight, by 31 December **2035**, and subsequently by 31 December in each year thereafter.

Or. en

Amendment 2209

Michał Wiek

Proposal for a regulation

Article 29 – paragraph 2

Text proposed by the Commission

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Amendment

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight, **very lightweight** plastic **carrier bags or paper** carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Or. en

Amendment 2210

Grace O'Sullivan

Proposal for a regulation

Article 29 – paragraph 2

Text proposed by the Commission

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Amendment

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic **carrier bags or paper** carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Or. en

Justification

Coherence with the expansion of this article to paper carrier bags as proposed by the same author for paragraph 1.

Amendment 2211
Grace O'Sullivan

Proposal for a regulation
Article 29 – paragraph 2

Text proposed by the Commission

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Amendment

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic **carrier bags or paper** carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Or. en

Justification

Coherence with the expansion of this article to paper carrier bags as proposed by the same author for paragraph 1.

Amendment 2212

Róża Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 29 – paragraph 2

Text proposed by the Commission

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Amendment

2. Measures to be taken by Member States to meet the target set out in paragraph 1 may vary depending on the environmental impact of lightweight plastic **or paper** carrier bags when they are manufactured, recycled or disposed of, and their composting properties, durability or specific intended use. Such measures may, by way of derogation from Article 4, include marketing restrictions, provided that they are proportionate and non-discriminatory.

Or. en

Amendment 2213

Michał Wierzyk

Proposal for a regulation

Article 29 – paragraph 3

Text proposed by the Commission

3. Member States may take measures, such as economic instruments and national reduction targets, as regards any kind of plastic carrier bags, regardless of their wall thickness, in accordance with the obligations arising from the Treaty.

Amendment

3. Member States may take measures, such as economic instruments and national reduction targets, as regards any kind of plastic **and paper** carrier bags, regardless of their wall thickness, in accordance with the obligations arising from the Treaty.

Or. en

Amendment 2214

Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 29 – paragraph 3

Text proposed by the Commission

3. Member States may take measures, such as economic instruments and national reduction targets, as regards any kind of plastic carrier bags, regardless of their wall thickness, in accordance with the obligations arising from the Treaty.

Amendment

3. Member States may take measures, such as economic instruments and national reduction targets, as regards any kind of plastic **or paper** carrier bags, regardless of their wall thickness, in accordance with the obligations arising from the Treaty.

Or. en

Amendment 2215

Catherine Chabaud

Proposal for a regulation

Article 29 – paragraph 4

Text proposed by the Commission

4. Member States may exclude very lightweight plastic carrier bags, which are required for hygiene purposes or provided as sales packaging for loose food to prevent food wastage from the obligations set out in paragraph 1.

Amendment

deleted

Or. en

Amendment 2216

Róza Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation

Article 29 – paragraph 3

Text proposed by the Commission

3. Member States may take measures, such as economic instruments and national

Amendment

3. Member States may take measures, such as economic instruments and national

reduction targets, as regards any kind of plastic carrier bags, regardless of their wall thickness, in accordance with the obligations arising from the Treaty.

reduction targets, as regards any kind of plastic *or paper* carrier bags, regardless of their wall thickness, in accordance with the obligations arising from the Treaty.

Or. en

Amendment 2217
Catherine Chabaud

Proposal for a regulation
Article 29 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States may exclude very lightweight plastic carrier bags, which are required for hygiene purposes or provided as sales packaging for loose food to prevent food wastage from the obligations set out in paragraph 1.

deleted

Or. en

Amendment 2218
Michal Wiezik

Proposal for a regulation
Article 29 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States may exclude very lightweight plastic carrier bags, which are required for hygiene purposes or provided as sales packaging for loose food to prevent food wastage from the obligations set out in paragraph 1.

deleted

Or. en

Amendment 2219
Róża Thun und Hohenstein, Catherine Chabaud, Martin Hojsík

Proposal for a regulation
Article 29 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States may exclude very lightweight plastic carrier bags, which are required for hygiene purposes or provided as sales packaging for loose food to prevent food wastage from the obligations set out in paragraph 1. **deleted**

Or. en

Justification

The derogation foreseen in paragraph 4 would create loopholes. In addition, there is no evidence that lightweight plastic carrier bags prevent food wastage.

Amendment 2220
Grace O'Sullivan

Proposal for a regulation
Article 29 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States may exclude very lightweight plastic carrier bags, which are required for hygiene purposes or provided as sales packaging for loose food to prevent food wastage from the obligations set out in paragraph 1.

4. Member States may exclude very lightweight plastic carrier *bags or paper*** bags, which are required for hygiene purposes or provided as sales packaging for loose food to prevent food wastage from the obligations set out in paragraph 1.**

Or. en

Justification

The possibility for an exemption based on hygiene purposes or for the packaging of loose food should be mirrored for paper bags.

Amendment 2221
Delara Burkhardt

Proposal for a regulation

Article 29 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. By 31 December 2027, the Commission shall prepare a report on the need and feasibility of reducing the use of paper carrier bags, regardless of their wall thickness, accompanied by a legislative proposal for a paper carrier bags reduction targets and measures to achieve these targets.

Or. en

Amendment 2222

Delara Burkhardt

Proposal for a regulation

Article 29 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. By 31 December 2027, the Commission shall prepare a report on the need and feasibility of reducing the use of paper carrier bags, regardless of their wall thickness, accompanied by a legislative proposal for a paper carrier bags reduction targets and measures to achieve these targets.

Or. en

Amendment 2223

Grace O'Sullivan

Proposal for a regulation

Article 29 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Member States shall take measures to require that reusable carrier bags are offered for sale wherever

lightweight plastic carrier bags or paper carrier bags are made available.

Or. en

Justification

Wherever single use carrier bags are offered for sale, economic operators should also offer reusable carrier bags for sale.

Amendment 2224

Marian-Jean Marinescu, Cristian-Silviu Buşoi

Proposal for a regulation

Article 32 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

The Commission may, by means of implementing acts, establish common technical specifications for the requirements set out in Articles 5 to 11 and Article 24 where the following conditions are fulfilled:

Amendment

By 24 months after entry in force of this Regulation the Commission may, by means of implementing acts, establish common technical specifications for the requirements set out in Articles 5 to 11 and Article 24 where the following conditions are fulfilled:

Or. en

Amendment 2225

Jessica Polfjärd, Henna Virkkunen

Proposal for a regulation

Article 33 – paragraph 1

Text proposed by the Commission

Conformity assessment of packaging with the requirements set out in Articles 5 to 11 shall be carried out in accordance with the procedure set out in Annex VII.

Amendment

Conformity assessment of packaging with the requirements set out in Articles 5 to 11 shall be carried out in accordance with the procedure set out in Annex VII. ***Taking into account size, materials, characteristics and origin, this assessment may be deemed completed for groups of similar packaging.***

Justification

There is no reason to assess all types of packaging if similar ones can be assessed as a group. This is in line with the goal of this provision while ensuring proportionality.

Amendment 2226
Delara Burkhardt

Proposal for a regulation
Article 33 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The conformity assessment for the requirements established in Articles 6 and 7 shall be supplemented by a certification issued by a third-party certification body. Certification for compliance with Article 7 shall be in accordance with EN 15343:2007.

Amendment 2227
Delara Burkhardt

Proposal for a regulation
Article 33 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

The conformity assessment for the requirements established in Articles 6 and 7 shall be supplemented by a certification issued by a third-party certification body. Certification for compliance with Article 7 shall be in accordance with EN 15343:2007.

Amendment 2228

Delara Burkhardt

**Proposal for a regulation
Article 33 – paragraph 1 b (new)**

Text proposed by the Commission

Amendment

Certification Bodies entitled to issue certifications for the requirements under this Regulation, must be accredited by a National Accreditation Body of the Member States in compliance with ISO 17065:2012 designated in accordance with Regulation (EC) No. 765/2008.

Or. en

**Amendment 2229
Jessica Polfjärd, Henna Virkkunen**

**Proposal for a regulation
Article 34 – paragraph 4**

Text proposed by the Commission

Amendment

4. By drawing up the EU declaration of conformity, the manufacturer assumes responsibility for the compliance of the packaging with the requirements laid down in this Regulation.

4. By drawing up the EU declaration of conformity, the manufacturer assumes responsibility for the compliance of the packaging with the requirements laid down in this Regulation. ***As under Article 33, this EU declaration may regard several similar packaging.***

Or. en

Justification

There is no reason to assess all types of packaging if similar ones can be assessed as a group. This is in line with the goal of this provision while ensuring proportionality.

**Amendment 2230
Pascal Canfin, Martin Hojsik, Michal Wiezik, Catherine Chabaud**

**Proposal for a regulation
Article 34 – paragraph 4 a (new)**

4a. Declarations of conformity shall be controlled by competent authorities. In case of non-compliance, Member States shall ensure that appropriate restrictive measures, such as withdrawal of the non-compliant packaging from the market or penalties as set under Article 62 to said manufacturer, are taken by competent authorities.

Or. en

Amendment 2231

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in **2018** as reported to the Commission in accordance with Decision 2005/270/EC, by

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in ***the year of entry into force of this Regulation*** as reported to the Commission in accordance with Decision 2005/270/EC, ***for each of the different materials contained in packaging waste detailed in Article 46***, by

Or. en

Justification

The only way to guarantee that each packing material contributes individually, equally, and fairly to waste reduction is through material-specific waste reduction targets.

Amendment 2232

Pascal Canfin, Martin Hojsik, Michal Wiezik, Catherine Chabaud

Proposal for a regulation

Article 34 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Declarations of conformity shall be controlled by competent authorities. In case of non-compliance, Member States shall ensure that appropriate restrictive measures, such as withdrawal of the non-compliant packaging from the market or penalties as set under Article 62 to said manufacturer, are taken by competent authorities.

Or. en

Amendment 2233

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Christine Schneider, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in **2018** as reported to the Commission in accordance with Decision 2005/270/EC, by

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in ***the year of entry into force of this Regulation*** as reported to the Commission in accordance with Decision 2005/270/EC, ***for each of the different materials contained in packaging waste detailed in Article 46***, by

Or. en

Justification

The only way to guarantee that each packing material contributes individually, equally, and fairly to waste reduction is through material-specific waste reduction targets.

Amendment 2234

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant,

Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in **2018** as reported to the Commission in accordance with Decision 2005/270/EC, by

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in ***the year of entry into force of this Regulation*** as reported to the Commission in accordance with Decision 2005/270/EC, ***for each of the specific materials contained in packaging waste listed in article 46***, by

Or. en

Amendment 2235

Pietro Fiocchi

Proposal for a regulation

Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in 2018 as reported to the Commission in accordance with Decision 2005/270/EC, ***by***

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in 2018 as reported to the Commission in accordance with Decision 2005/270/EC, ***for packaging materials where data shows that packaging waste have consistently increased and are not highly recyclable.***

Or. en

Amendment 2236

Pietro Fiocchi

Proposal for a regulation

Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in **2018** as reported to the Commission in accordance with Decision 2005/270/EC, by

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in ***the year of entry into force*** as reported to the Commission in accordance with Decision 2005/270/EC, ***for each of the specific materials contained in packaging waste listed in article 46*** by

Or. en

Amendment 2237
Pietro Fiocchi

Proposal for a regulation
Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in 2018 as reported to the Commission in accordance with Decision 2005/270/EC, ***by***

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated per capita in 2018 as reported to the Commission in accordance with Decision 2005/270/EC, ***for packaging materials where data shows that packaging waste have consistently increased and are not highly recyclable.***

Or. en

Amendment 2238
Pietro Fiocchi

Proposal for a regulation
Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated

Amendment

1. Each Member State shall reduce the packaging waste generated per capita, as compared to the packaging waste generated

per capita in **2018** as reported to the Commission in accordance with Decision 2005/270/EC, by

per capita in ***the year of entry into force*** as reported to the Commission in accordance with Decision 2005/270/EC, ***for each of the specific materials contained in packaging waste listed in article 46*** by

Or. en

Amendment 2239
Alexandr Vondra

Proposal for a regulation
Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated per capita, ***as compared to the packaging waste generated per capita in 2018 as reported to the Commission in accordance with Decision 2005/270/EC, by***

Amendment

1. Each Member State shall reduce the packaging waste generated per capita. ***The amount of waste generated per capita should be maximum:***

Or. en

Amendment 2240
Pietro Fiocchi

Proposal for a regulation
Article 38 – paragraph 1 – introductory part

Text proposed by the Commission

1. Each Member State shall reduce the packaging waste generated ***per capita, as compared to the packaging waste generated per capita in 2018 as reported to the Commission in accordance with Decision 2005/270/EC, by***

Amendment

1. Each Member State shall reduce the packaging waste generated, ***that is not recovered according to paragraph 15 of article 3 of Directive 2008/98/EC, by***

Or. en

Amendment 2241

Pietro Fiocchi

Proposal for a regulation

Article 38 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 5 % by 2030; ***deleted***

Or. en

Amendment 2242

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 5 % by 2030; ***deleted***

Or. en

Justification

The suggested ambitious reduction targets will encourage the reuse and lightening of packaging, but may also limit the availability of the packaging needed to deliver products to end users.

Amendment 2243

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 5 % by 2030; ***deleted***

Or. en

Justification

The suggested ambitious reduction targets will encourage the reuse and lightening of

packaging, but may also limit the availability of the packaging needed to deliver products to end users.

Amendment 2244

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 38 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 5 % by 2030;

deleted

Or. en

Amendment 2245

Alexandr Vondra

Proposal for a regulation

Article 38 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 5 % by 2030;

(a) *X kg/capita* by 2030;

Or. en

Amendment 2246

Delara Burkhardt

Proposal for a regulation

Article 38 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) 5 % by 2030;

(a) *10 %* by 2030;

Or. en

Amendment 2247
Delara Burkhardt

Proposal for a regulation
Article 38 – paragraph 1 – point a

Text proposed by the Commission

(a) 5 % by 2030;

Amendment

(a) **10** % by 2030;

Or. en

Amendment 2248
Michal Wiezik

Proposal for a regulation
Article 38 – paragraph 1 – point a

Text proposed by the Commission

(a) 5 % by 2030;

Amendment

(a) **15** % by 2030;

Or. en

Amendment 2249
Grace O'Sullivan

Proposal for a regulation
Article 38 – paragraph 1 – point a

Text proposed by the Commission

(a) 5 % by 2030;

Amendment

(a) **10** % by 2030;

Or. en

Justification

The reduction targets need to be strengthened to spur effective measures at Member State level.

Amendment 2250

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 10 % by 2035; *deleted*

Or. en

Justification

The suggested ambitious reduction targets will encourage the reuse and lightening of packaging, but may also limit the availability of the packaging needed to deliver products to end users.

Amendment 2251

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 10 % by 2035; *deleted*

Or. en

Amendment 2252

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 10 % by 2035; *deleted*

Or. en

Amendment 2253

Pietro Fiocchi

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 10 % by 2035; *deleted*

Or. en

Amendment 2254

Alexandr Vondra

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 10 % by 2035; (b) *Y kg/capita* by 2035;

Or. en

Amendment 2255

Michal Wiezik

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) 10 % by 2035; (b) 20 % by 2035;

Or. en

Amendment 2256

Michal Wiezik

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) **10** % by 2035;

(b) **20** % by 2035;

Or. en

Amendment 2257

Delara Burkhardt

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) **10** % by 2035;

(b) **15** % by 2035;

Or. en

Amendment 2258

Grace O'Sullivan

Proposal for a regulation

Article 38 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) **10** % by 2035;

(b) **15** % by 2035;

Or. en

Justification

The reduction targets need to be strengthened to spur effective measures at Member State level.

Amendment 2259

Alexandr Vondra

Proposal for a regulation

Article 38 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 15 % by 2040.

(c) **Z kg/capita** by 2040.

Or. en

Amendment 2260

Grace O'Sullivan

Proposal for a regulation

Article 38 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 15 % by 2040.

(c) **20 %** by 2040.

Or. en

Justification

A 15% reduction would lead to a generation of 147kg/capita as compared to 173kg/capita for 2018. This is equivalent to the packaging waste generation for 2009. It is not enough to just go back to waste generation levels of 2009. The reduction targets need to be strengthened by at least another five percent to spur effective measures at Member State level.

Amendment 2261

Grace O'Sullivan

Proposal for a regulation

Article 38 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 15 % by 2040.

(c) **20 %** by 2040.

Or. en

Justification

A 15% reduction would lead to a generation of 147kg/capita as compared to 173kg/capita for 2018. This is equivalent to the packaging waste generation for 2009. It is not enough to just go back to waste generation levels of 2009. The reduction targets need to be strengthened by at least another five percent to spur effective measures at Member State level.

Amendment 2262
Delara Burkhardt

Proposal for a regulation
Article 38 – paragraph 1 – point c

Text proposed by the Commission

(c) 15 % by 2040.

Amendment

(c) 20 % by 2040.

Or. en

Amendment 2263
Michal Wiezik

Proposal for a regulation
Article 38 – paragraph 1 – point c

Text proposed by the Commission

(c) 15 % by 2040.

Amendment

(c) 25 % by 2040.

Or. en

Amendment 2264
Pietro Fiocchi

Proposal for a regulation
Article 38 – paragraph 1 – point c

Text proposed by the Commission

(c) 15 % by 2040.

Amendment

(c) 5 % by 2040.

Or. en

Amendment 2265
**Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello,
Adam Jarubas, Isabel Benjumea Benjumea, Dolors Montserrat**

Proposal for a regulation

Article 38 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 15 % by 2040.

(c) 10% by 2040.

Or. en

Justification

The suggested ambitious reduction targets will encourage the reuse and lightening of packaging, but may also limit the availability of the packaging needed to deliver products to end users.

Amendment 2266

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 15 % by 2040.

(c) 10% by 2040.

Or. en

Justification

The suggested ambitious reduction targets will encourage the reuse and lightening of packaging, but may also limit the availability of the packaging needed to deliver products to end users.

Amendment 2267

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 38 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) 15 % by 2040.

(c) 5 % by 2040.

Or. en

Amendment 2268

Catherine Chabaud, Róza Thun und Hohenstein, Martin Hojsík

Proposal for a regulation

Article 38 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. By 2030, the Commission shall assess the need for a delegated act to clarify the provisions of this paragraph by ensuring that all types of materials are covered by the waste prevention objective. It therefore establishes sub-targets for packaging consisting of :

- plastic***
- composite material***
- paper***
- glass***
- metal***
- wood***

Or. en

Justification

This amendment builds on the rapporteur's proposal in AM 171 to set specific targets for plastics by proposing to set targets for all types of material. This is again in line with the approach of using packaging materials and resources more soberly and carefully.

Amendment 2269

Susana Solís Pérez

Proposal for a regulation

Article 38 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States which have established a dual system for the management of packaging waste, one for household packaging waste and the other for industrial and commercial packaging waste may have the opportunity to retain their specificity. The retention of the specificities at Member State level shall not distort the way Member States report packaging waste in Europe.

Or. en

Justification

We need to combine best practices at country level with the harmonization we need in Europe. Otherwise there will be impossible to see whether re-use and recycling targets are fulfilled.

Amendment 2270
Susana Solís Pérez

Proposal for a regulation
Article 38 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States which have established a dual system for the management of packaging waste, one for household packaging waste and the other for industrial and commercial packaging waste may have the opportunity to retain their specificity. The retention of the specificities at Member State level shall not distort the way Member States report packaging waste in Europe.

Or. en

Justification

We need to combine best practices at country level with the harmonization we need in Europe. Otherwise there will be impossible to see whether re-use and recycling targets are fulfilled.

Amendment 2271

Pascal Canfin, Martin Hojsík, Michal Wiezik

Proposal for a regulation

Article 38 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The Commission shall, by [OP: please insert the date = 18 months after the date of entry into force of this Regulation], adopt a delegated act to establish sub-targets for packaging made of:

- (a) Plastic**
- (b) Paper and cardboard**
- (c) Glass**
- (d) Metal**
- (e) Composite materials**

Or. en

Amendment 2272

Pascal Canfin, Martin Hojsík, Michal Wiezik, Frédérique Ries, Max Orville, Catherine Chabaud

Proposal for a regulation

Article 38 – paragraph 2

Text proposed by the Commission

Amendment

2. Member States shall implement measures aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging.

2. Member States shall implement measures aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging. ***In the pursuit of paragraph 1, Member States shall ensure that targets are not achieved through simple substitutions between packaging materials and systematically promote prevention of unnecessary or excessive packaging.***

Or. en

Amendment 2273

Frédérique Ries, Martin Hojsík, Pascal Canfin, Michal Wiezik, Max Orville, Karen Melchior

Proposal for a regulation

Article 38 – paragraph 2

Text proposed by the Commission

2. Member States shall implement measures *aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging.*

Amendment

2. Member States shall implement *and take the necessary additional sustainability* measures *to achieve an ambitious and sustained reduction of the packaging waste generated per capita, in line with the overall objectives of the Union's waste policy, in particular waste prevention and in order to reach the targets set out in this Article*

Or. en

Justification

This amendment implies the deletion of Amendment 71 of the Draft Report. It allows for a reformulation of the changes foreseen by amendment 71, making them fully compatible with the internal market legal base.

Amendment 2274

Delara Burkhardt

Proposal for a regulation

Article 38 – paragraph 2

Text proposed by the Commission

2. Member States shall implement measures aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging.

Amendment

2. ***Reduction of packaging waste shall be achieved for all packaging waste materials listed in Article 46.*** Member States shall implement measures aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging. ***By 2030, landfilling of packaging waste shall be prohibited.***

Or. en

Amendment 2275

Frédérique Ries, Martin Hojsík, Pascal Canfin, Michal Wiezik, Max Orville, Karen Melchior

Proposal for a regulation

Article 38 – paragraph 2

Text proposed by the Commission

2. Member States shall implement measures *aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging.*

Amendment

2. Member States shall implement *and take the necessary additional sustainability* measures *to achieve an ambitious and sustained reduction of the packaging waste generated per capita, in line with the overall objectives of the Union's waste policy, in particular waste prevention and in order to reach the targets set out in this Article*

Or. en

Justification

This amendment implies the deletion of Amendment 71 of the Draft Report. It allows for a reformulation of the changes foreseen by amendment 71, making them fully compatible with the internal market legal base.

Amendment 2276

Delara Burkhardt

Proposal for a regulation

Article 38 – paragraph 2

Text proposed by the Commission

2. Member States shall implement measures aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging.

Amendment

2. ***Reduction of packaging waste shall be achieved for all packaging waste materials listed in Article 46.*** Member States shall implement measures aiming to prevent the generation of packaging waste and to minimise the environmental impact of packaging. ***By 2030, landfilling of packaging waste shall be prohibited.***

Or. en

Amendment 2277
Grace O'Sullivan

Proposal for a regulation
Article 38 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. For the purpose of paragraph 2, Member States shall ensure that customers in restaurants, canteens, bars, cafés and catering services may request to be served tap water for free or for a low service fee.

Or. en

Justification

Many Member States already grant customers in restaurants the right to request tap water for free (e.g. France, Ireland). Other restaurants voluntarily offer tap water for a low service fee. Member States should make one of those options compulsory to minimise packaging.

Amendment 2278
Pietro Fiocchi

Proposal for a regulation
Article 38 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The Commission should present a report to assess if the elements included in this Regulation have met its objectives before setting new waste prevention targets for Member States.

Or. en

Amendment 2279
Hildegard Bentele, Norbert Lins, Christine Schneider

Proposal for a regulation
Article 38 – paragraph 3

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may **use** economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. **Such measures** shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Amendment

3. For the purpose of paragraph 2, Member States may **introduce more stringent protective measures than those provided for by this Regulation as long as they are compatible with the Treaties. Such measures may include but are not limited to the use of** economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. **They** shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Or. en

Justification

The current measures are based on a 60% reduction target according to the EU Commission's impact assessment. Flexibility to enable more ambitious measures by Member States is necessary to reach the reduction goals.

Amendment 2280
Alexandr Vondra

Proposal for a regulation
Article 38 – paragraph 3

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate

Amendment

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate

instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans, ***or by encouraging and incentivising the use of sales packaging as e-commerce packaging***. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Or. en

Amendment 2281
Alexandr Vondra

Proposal for a regulation
Article 38 – paragraph 3

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Amendment

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans, ***or by encouraging and incentivising the use of sales packaging as e-commerce packaging***. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Or. en

Amendment 2282

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 38 – paragraph 3

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Amendment

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty **and with Article 4 of this Regulation.**

Or. en

Amendment 2283

Nils Torvalds, Susana Solís Pérez

Proposal for a regulation

Article 38 – paragraph 3

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive

Amendment

3. For the purpose of paragraph 2, Member States may use economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive

2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes and requirements on producers or producer responsibility organisations to adopt waste prevention plans. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty ***and with Article 4 of this Regulation.***

Or. en

Justification

No matter how the Article 4 will look like in the end, it will be connected to this and should be mentioned here as well to bring clarity to the requirements on Member States.

Amendment 2284 **Delara Burkhardt**

Proposal for a regulation **Article 38 – paragraph 3**

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may ***use*** economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes ***and requirements on producers or producer responsibility organisations to adopt waste prevention plans.*** Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Amendment

3. For the purpose of paragraph 2, Member States may ***introduce measures that may include, but are not limited to, the use of*** economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Or. en

Amendment 2285
Delara Burkhardt

Proposal for a regulation
Article 38 – paragraph 3

Text proposed by the Commission

3. For the purpose of paragraph 2, Member States may ***use*** economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes ***and requirements on producers or producer responsibility organisations to adopt waste prevention plans***. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Amendment

3. For the purpose of paragraph 2, Member States may ***introduce measures that may include, but are not limited to, the use of*** economic instruments and other measures to provide incentives for the application of the waste hierarchy, such as measures referred to in Annexes IV and IVa to Directive 2008/98/EC, or other appropriate instruments and measures, including incentives through extended producer responsibility schemes. Such measures shall be proportionate and non-discriminatory and be designed so as to avoid barriers to trade or distortions of competition in conformity with the Treaty.

Or. en

Amendment 2286
Grace O'Sullivan

Proposal for a regulation
Article 38 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. For the purpose of paragraph 2, Member States shall ensure that single use packaging for take-away shall not be made available at a lower price than reusable packaging at the point of sale of goods or products.

Or. en

Justification

Eight years ago, the EU amended the PPWD to reduce the consumption of single use lightweight plastic carrier bags. The most effective measure to achieve a significant reduction is to no longer provide them free of charge at the point of sale. This is one of the measures that was to be taken according to that amendment. The same rationale holds true for take-away. To move to reusable packaging will be greatly facilitated by ensuring that single use packaging is no longer provided free of charge. To promote reuse, single use packaging should not cost less than reusable packaging.

Amendment 2287

Delara Burkhardt

Proposal for a regulation

Article 38 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Producers shall individually, or in cooperation with producer responsibility organisations, adopt waste prevention plans with the aim of waste prevention through reduction at source by material.

Or. en

Amendment 2288

Frédérique Ries, Catherine Chabaud, Martin Hojsík, Michal Wiezik, Max Orville, Karen Melchior

Proposal for a regulation

Article 38 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall include the measures adopted pursuant to this Article in their waste management plans under the conditions laid down in Article 37 of this Regulation.

Or. en

Justification

This amendment implies the deletion of Amendment 71 of the Draft Report. In addition to the

amendment on Article 38(2), this amendment aims to incorporate additional measures that Member States may provide for in order to achieve the reduction targets in national waste management plans

Amendment 2289

Frédérique Ries, Catherine Chabaud, Martin Hojsík, Michal Wieszik, Max Orville, Karen Melchior

Proposal for a regulation

Article 38 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall include the measures adopted pursuant to this Article in their waste management plans under the conditions laid down in Article 37 of this Regulation.

Or. en

Justification

This amendment implies the deletion of Amendment 71 of the Draft Report. In addition to the amendment on Article 38(2), this amendment aims to incorporate additional measures that Member States may provide for in order to achieve the reduction targets in national waste management plans

Amendment 2290

Grace O'Sullivan

Proposal for a regulation

Article 38 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. For the purpose of paragraph 2, Member States shall establish ‘Pay-as-you-throw’ schemes by 1 January 2026 that charge waste producers for residual waste generated.

Or. en

Justification

Economic instruments are a very effective way to influence consumer behaviour. 'Pay as you throw' schemes provide incentives for separation at source of recyclable waste and for the reduction of mixed residual waste. They can take very simple forms like charging a flat fee for bags for residual waste (e.g. 2 € per bag as is the case in Flanders) or more sophisticated forms like weighing the amount thrown away and charging accordingly. Member States should be obliged to establish such schemes, while retaining flexibility on the exact manner of the scheme.

Amendment 2291

Pascal Canfin, Martin Hojsik, Michal Wiezik, Max Orville, Catherine Chabaud

Proposal for a regulation

Article 38 – paragraph 4

Text proposed by the Commission

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal.

Amendment

4. By [OP: Please insert the date = 5 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1. ***To that end, the Commission shall, on the basis of documents to inform the Commission's early warning report pursuant to Article 36 of this Regulation as well as all data deemed relevant, review progress towards the targets laid down in paragraph 1 and assess the need to set new targets.*** To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal.

Or. en

Amendment 2292

Róza Thun und Hohenstein, Martin Hojsík

Proposal for a regulation

Article 38 – paragraph 4

Text proposed by the Commission

4. By [OP: Please insert the date = 8

Amendment

4. By [OP: Please insert the date = 4

years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal.

years after the date of entry into force of this Regulation], the Commission shall review ***progress towards*** the targets laid down in paragraph 1, ***on the basis of reports on compliance and best practice compiled by Member States and documents to inform the Commission's early warning report (Article 36 of this Regulation)***. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal ***to strengthen the targets***.

Or. en

Amendment 2293
Grace O'Sullivan

Proposal for a regulation
Article 38 – paragraph 4

Text proposed by the Commission

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal.

Amendment

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1 ***with the view to the need to strengthen them***. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal ***to strengthen the targets***.

Or. en

Justification

It should be clear that any review of the reduction targets can only lead to their strengthening.

Amendment 2294

Grace O'Sullivan

Proposal for a regulation
Article 38 – paragraph 4

Text proposed by the Commission

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal.

Amendment

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1 ***with the view to the need to strengthen them***. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal ***to strengthen the targets***.

Or. en

Justification

It should be clear that any review of the reduction targets can only lead to their strengthening.

Amendment 2295
Delara Burkhardt

Proposal for a regulation
Article 38 – paragraph 4

Text proposed by the Commission

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review the targets laid down in paragraph 1. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal.

Amendment

4. By [OP: Please insert the date = 8 years after the date of entry into force of this Regulation], the Commission shall review ***progress towards*** the targets laid down in paragraph 1. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if the Commission finds it appropriate, by a legislative proposal ***to increase the targets***.

Or. en

Amendment 2296

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 38 – paragraph 5

Text proposed by the Commission

Amendment

5. A Member State may, while observing the general rules laid down in the Treaty and complying with the provisions set out in this Regulation, adopt provisions which go beyond the minimum requirements set out in this Article. **deleted**

Or. en

Justification

Member States shall not be permitted to add requirements beyond those specified in the Regulation in order to maintain the proposal's spirit of harmonisation and to protect the EU internal market for packaging and packaged goods.

Amendment 2297

João Pimenta Lopes

Proposal for a regulation

Article 39 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Member States shall establish a register which shall serve to monitor compliance of producers of packaging with the requirements set out in this Chapter.

Member States shall establish a register which shall serve to monitor compliance of producers of packaging with the requirements set out in this Chapter, **and the necessary flexibility must be afforded in some definitions in this area to reflect aspects of the differing realities from country to country.**

Or. pt

Amendment 2298
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall establish a register which shall serve to monitor compliance of producers *of packaging* with the requirements set out in this Chapter.

Amendment

Member States shall establish a register which shall serve to monitor compliance of producers with the requirements set out in this Chapter.

Or. en

Amendment 2299
João Pimenta Lopes

Proposal for a regulation
Article 39 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall establish a register which shall serve to monitor compliance of producers of packaging with the requirements set out in this Chapter.

Amendment

Member States shall establish a register which shall serve to monitor compliance of producers of packaging with the requirements set out in this Chapter, *and the necessary flexibility must be afforded in some definitions in this area to reflect aspects of the differing realities from country to country.*

Or. pt

Amendment 2300
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Member States shall establish a register which shall serve to monitor compliance of producers *of packaging* with the

Amendment

Member States shall establish a register which shall serve to monitor compliance of producers with the requirements set out in

requirements set out in this Chapter.

this Chapter.

Or. en

Amendment 2301
Delara Burkhardt

Proposal for a regulation
Article 39 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The register shall provide links to other national registers of producers' websites to facilitate, in all Member States, registration of producers or appointed representatives for the extended producer responsibility.

Amendment

The register shall provide links to other national registers of producers' websites to facilitate, in all Member States, registration of producers or appointed representatives for the extended producer responsibility.

The register shall be fully digital and easily accessible free of charge online by the public.

Or. en

Amendment 2302
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The register shall provide links to other national registers of producers' websites to facilitate, in all Member States, registration of producers or ***appointed*** representatives ***for the extended producer responsibility.***

Amendment

The register shall provide links to other national registers of producers' websites to facilitate, in all Member States, registration of producers or, ***where applicable according to Article 40, their authorised*** representatives.

Or. en

Amendment 2303
Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Amendment

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. ***Micro-companies, as defined in Article 22(3), are exempt from the obligations of this paragraph.*** Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Or. en

Amendment 2304
Christian Doleschal, Angelika Niebler, Markus Ferber

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Amendment

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. ***Micro-companies, as defined in Article 22(3), are exempt from the obligations of this paragraph.*** Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Amendment 2305
Pietro Fiocchi

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in ***each Member State where they make packaging available on the market for the first time***. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, ***unless otherwise specified by the Member State in which the register is established***.

Amendment

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in ***the home country***. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation.

Amendment 2306

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in ***each Member State where they make packaging available on the market for the first time***. Where a producer has appointed a producer responsibility organisation as referred to in

Amendment

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in ***the home country***. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that

Article 41(1), the obligations set out in this Article shall be met by that organisation, ***unless otherwise specified by the Member State in which the register is established.***

organisation.

Or. en

Amendment 2307
Delara Burkhardt

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Amendment

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Producers shall only place packaging on the market after complete registration with the register.

Or. en

Amendment 2308
Norbert Lins

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

(2) Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each

Amendment

(2) Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each

Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Member State where they make packaging available on the market for the first time. ***This shall not apply to micro-companies within the meaning of the first clause of Article 22(3).*** Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Or. de

Justification

Direct marketers / micro-companies that provide packaging under their own name or own brand also fall under the definition of producer and must therefore be explicitly exempted.

Amendment 2309 Delara Burkhardt

Proposal for a regulation Article 39 – paragraph 2

Text proposed by the Commission

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Amendment

2. Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Producers shall only place packaging on the market after complete registration with the register.

Or. en

Amendment 2310
Norbert Lins

Proposal for a regulation
Article 39 – paragraph 2

Text proposed by the Commission

(2) Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Amendment

(2) Producers shall be obliged to register in the register referred to in paragraph 1. They shall, to that end, submit an application for registration in each Member State where they make packaging available on the market for the first time. ***This shall not apply to micro-companies within the meaning of the first clause of Article 22(3).*** Where a producer has appointed a producer responsibility organisation as referred to in Article 41(1), the obligations set out in this Article shall be met by that organisation, unless otherwise specified by the Member State in which the register is established.

Or. de

Justification

Direct marketers / micro-companies that provide packaging under their own name or own brand also fall under the definition of producer and must therefore be explicitly exempted.

Amendment 2311
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 4

Text proposed by the Commission

4. Producers shall not make available packaging on the market, if they or, where applicable, their ***appointed*** representatives ***for the extended producer responsibility***, are not registered in such Member State.

Amendment

4. Producers shall not make available packaging on the market, if they or, where applicable, ***in line with Article 40***, their ***authorised*** representatives, are not registered in such Member State.

Or. en

Amendment 2312
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 6

Text proposed by the Commission

6. Where an ***appointed*** representative ***for the extended producer responsibility*** represents more than one producer, it shall in addition to the information to be provided pursuant to paragraph 5, provide the name and the contact details of each one of the represented producers separately.

Amendment

6. Where an ***authorised*** representative represents more than one producer, it shall in addition to the information to be provided pursuant to paragraph 5, provide the name and the contact details of each one of the represented producers separately.

Or. en

Amendment 2313
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 7

Text proposed by the Commission

7. The producer or, where applicable, the producer's ***appointed*** representative ***for the extended producer responsibility*** or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 March for each full preceding calendar year, the information set out in Part B of Annex IX.

Amendment

7. The producer or, where applicable ***in line with Article 40***, the producer's ***authorised*** representative or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 March for each full preceding calendar year, the information set out in Part B of Annex IX.

Or. en

Amendment 2314
César Luena, Javi López

Proposal for a regulation
Article 39 – paragraph 7

Text proposed by the Commission

7. The producer or, where applicable, the producer's appointed representative for the extended producer responsibility or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 ***March*** for each full preceding calendar year, the information set out in Part B of Annex IX.

Amendment

7. The producer or, where applicable, the producer's appointed representative for the extended producer responsibility or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 ***April*** for each full preceding calendar year, the information set out in Part B of Annex IX.

Or. en

Justification

Providing for an additional month would enable better results.

Amendment 2315
Alexandr Vondra

Proposal for a regulation
Article 39 – paragraph 7

Text proposed by the Commission

7. The producer or, where applicable, the producer's ***appointed*** representative ***for the extended producer responsibility*** or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 March for each full preceding calendar year, the information set out in Part B of Annex IX.

Amendment

7. The producer or, where applicable ***in line with Article 40***, the producer's ***authorised*** representative or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 March for each full preceding calendar year, the information set out in Part B of Annex IX.

Or. en

Amendment 2316
César Luena, Javi López

Proposal for a regulation
Article 39 – paragraph 7

Text proposed by the Commission

7. The producer or, where applicable,

Amendment

7. The producer or, where applicable,

the producer's appointed representative for the extended producer responsibility or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 ***March*** for each full preceding calendar year, the information set out in Part B of Annex IX.

the producer's appointed representative for the extended producer responsibility or the producer responsibility organisation shall report to the competent authority responsible for the register, by 1 ***April*** for each full preceding calendar year, the information set out in Part B of Annex IX.

Or. en

Justification

Providing for an additional month would enable better results.

Amendment 2317
Delara Burkhardt

Proposal for a regulation
Article 39 – paragraph 10

Text proposed by the Commission

10. ***Where*** the information in the register of producers ***is not*** publicly accessible, Member States shall ensure that providers of online platforms allowing consumers to conclude distance contracts with producers are granted access, free of charge, to the information in the register.

Amendment

10. The information in the register of producers ***shall be*** publicly accessible. Member States shall ensure that ***fulfilment service providers and*** providers of online platforms allowing consumers to conclude distance contracts with producers are granted ***online*** access, free of charge, to the information in the register, ***including through digital register excerpts.***

Or. en

Amendment 2318
Alexandr Vondra

Proposal for a regulation
Article 40 – paragraph 1

Text proposed by the Commission

1. Producers ***of packaging*** shall have extended producer responsibility under the schemes established in accordance with

Amendment

1. Producers ***as defined in Article 3(10)*** shall have extended producer responsibility under the schemes

Articles 8 and 8a of Directive 2008/98/EC and with this Section for the packaging that they ***make available*** on the market ***for the first time*** within the territory of a Member State.

established in accordance with Articles 8 and 8a of Directive 2008/98/EC and with this Section for the packaging that they ***place*** on the market within the territory of a Member State. ***Member States shall define in a clear way the roles and responsibilities of every producer with extended producer responsibility.***

Or. en

Amendment 2319
Delara Burkhardt

Proposal for a regulation
Article 40 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Extended producer responsibility schemes shall ensure that producers cover the costs of, amongst others, cleaning up littered packaging, measures to prevent packaging and packaging waste and measures to implement the reuse targets.

Or. en

Amendment 2320
Alexandr Vondra

Proposal for a regulation
Article 40 – paragraph 2

Text proposed by the Commission

Amendment

2. A producer shall appoint, by written mandate, an ***appointed*** representative ***for the extended producer responsibility*** in each ***Member State other than the*** Member State where it ***is established where it makes*** packaging ***available for the first time.***

2. A producer ***that is not established in the Union*** shall appoint, by written mandate, an ***authorised*** representative in each Member State where it ***places*** packaging for ***fulfilling the obligations of that producer under Chapter VII of this Regulation.***

Or. en

Amendment 2321
Delara Burkhardt

Proposal for a regulation
Article 40 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Extended producer responsibility schemes shall ensure that producers cover the costs of, amongst others, cleaning up littered packaging, measures to prevent packaging and packaging waste and measures to implement the reuse targets.

Or. en

Amendment 2322
Alexandr Vondra

Proposal for a regulation
Article 40 – paragraph 2

Text proposed by the Commission

Amendment

2. A producer shall appoint, by written mandate, an **appointed** representative **for the extended producer responsibility** in each **Member State other than the** Member State where it **is established where it makes** packaging available **for the first time**.

2. A producer **that is not established in the Union** shall appoint, by written mandate, an **authorised** representative in each Member State where it **places** packaging for **fulfilling the obligations of that producer under Chapter VII of this Regulation**.

Or. en

Amendment 2323
Alexandr Vondra

Proposal for a regulation
Article 40 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. A producer established in a Member State other than the Member State where it places packaging may appoint, by written mandate, an authorised representative.

Or. en

Amendment 2324
Alexandr Vondra

Proposal for a regulation
Article 40 – paragraph 3 – introductory part

Text proposed by the Commission

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers shall obtain the following information from producers offering packaging to consumers located in the Union:

Amendment

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers, ***are required to comply with the extended producer responsibility requirements referred to in paragraphs 1 and 2 of this Article, unless that they can prove that*** shall obtain the following information from producers offering packaging to consumers located in the Union ***are complying with these requirements by obtaining:***

Or. en

Amendment 2325
Delara Burkhardt

Proposal for a regulation
Article 40 – paragraph 3 – introductory part

Text proposed by the Commission

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers shall obtain the

Amendment

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers, ***as well as***

following information *from* producers offering packaging to consumers located in the Union:

fulfilment service providers, shall obtain, *such as via a digital register excerpt*, the following information *about* producers offering packaging to consumers located in the Union *prior to allowing them to conclude sales on their platform or use their services*:

Or. en

Amendment 2326
Grace O'Sullivan

Proposal for a regulation
Article 40 – paragraph 3 – introductory part

Text proposed by the Commission

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers shall obtain the following information from producers offering packaging to consumers located in the Union:

Amendment

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, *as well as fulfilment service providers*, allowing consumers to conclude distance contracts with producers shall obtain the following information from producers offering packaging to consumers located in the Union *prior to allowing them to conclude sales on their platform or use their services*:

Or. en

Justification

An ever-increasing amount of products is sold online. It is important to ensure that producers offering products online are registered and pay EPR fees.

Amendment 2327
Delara Burkhardt

Proposal for a regulation
Article 40 – paragraph 3 – introductory part

Text proposed by the Commission

Amendment

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers shall obtain the following information **from** producers offering packaging to consumers located in the Union:

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers, **as well as fulfilment service providers**, shall obtain, **such as via a digital register excerpt**, the following information **about** producers offering packaging to consumers located in the Union **prior to allowing them to conclude sales on their platform or use their services**:

Or. en

Amendment 2328
Grace O'Sullivan

Proposal for a regulation
Article 40 – paragraph 3 – introductory part

Text proposed by the Commission

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, allowing consumers to conclude distance contracts with producers shall obtain the following information from producers offering packaging to consumers located in the Union:

Amendment

3. Providers of online platforms, falling within the scope of Section 4 of Chapter 3 of Regulation (EU) 2022/2065, **as well as fulfilment service providers**, allowing consumers to conclude distance contracts with producers shall obtain the following information from producers offering packaging to consumers located in the Union **prior to allowing them to conclude sales on their platform or use their services**:

Or. en

Justification

An ever-increasing amount of products is sold online. It is important to ensure that producers offering products online are registered and pay EPR fees.

Amendment 2329
Delara Burkhardt

Proposal for a regulation
Article 40 – paragraph 3 – point b

Text proposed by the Commission

(b) ***a self-certification by the producer committing to only offer packaging with regard to which the*** extended producer responsibility requirements referred to in paragraphs 1 and 2 of this article ***are complied with*** in the Member State where the consumer is located.

Amendment

(b) ***information on compliance with*** extended producer responsibility requirements referred to in paragraphs 1 and 2 of this article in the Member State where the consumer is located.

Or. en

Amendment 2330
Delara Burkhardt

Proposal for a regulation
Article 40 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Providers of online platforms and fulfilment service providers must not enable the offer of the product on the online platform and fulfilment service providers must not provide their services if the producer is not registered, or is not compliant with the extended producer responsibility requirements.

Or. en

Amendment 2331
Alexandr Vondra

Proposal for a regulation
Article 40 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. If producers sell their products via an online marketplace and are not registered in accordance with Article

39(2), the online marketplace in which the products are offered for sale may fulfil the obligations under Article 39(7) in respect of such producers collectively.

Or. en

Amendment 2332
Grace O'Sullivan

Proposal for a regulation
Article 40 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that extended producer responsibility schemes for packaging dedicate a minimum of 10% of their budget to finance systems for re-use.

Or. en

Justification

Existing EPR schemes normally serve to fund collection, sorting and recycling of waste streams. However, they should also serve to facilitate reuse.

Amendment 2333
Grace O'Sullivan

Proposal for a regulation
Article 40 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that extended producer responsibility schemes for packaging dedicate a minimum of 10% of their budget to finance systems for re-use.

Or. en

Justification

Existing EPR schemes normally serve to fund collection, sorting and recycling of waste streams. However, they should also serve to facilitate reuse.

Amendment 2334

Grace O'Sullivan

Proposal for a regulation

Article 40 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. Member States shall ensure that the producers of packaging cover the costs pursuant to the extended producer responsibility provisions in Directives 2008/98/EC and 94/62/EC and, insofar as not already included, cover at least the following costs:

(a) the costs of waste collection for those products that are discarded in public collection systems, including the infrastructure and its operation, and the subsequent transport and treatment of that waste; and

(b) the costs of cleaning up litter resulting from those products and the subsequent transport and treatment of that litter.

The costs to be covered shall be established in a transparent way. The costs of cleaning up litter shall be limited to activities undertaken by public authorities or on their behalf. The calculation methodology shall be developed in a way that allows for the costs of cleaning up litter to be established in a proportionate way on the basis of the packaging formats that are more prone to be littered or not separately collected.

Or. en

Justification

The EPR systems should explicitly include provisions with regard to the littering of packaging in analogy to what is laid down for certain single use plastic products in Article 8 of Directive (EU) 2019/904 on the reduction of the impact of certain plastic products on the environment.

Amendment 2335

Delara Burkhardt

Proposal for a regulation

Article 40 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. Member States may maintain or introduce further requirements on extended producer responsibility.

Or. en

Amendment 2336

Sirpa Pietikäinen

Proposal for a regulation

Article 41 – paragraph 1

Text proposed by the Commission

Amendment

1. Producers may entrust a producer responsibility organisation authorised in accordance with Article 42 to carry out the extended producer responsibility obligations on their behalf. Member States may adopt measures to make the entrustment of a producer responsibility organisation mandatory.

1. Producers may entrust a producer responsibility organisation authorised in accordance with Article 42 to carry out the extended producer responsibility obligations on their behalf. Member States may adopt measures to make the entrustment of a producer responsibility organisation mandatory **and shall transfer them the responsibility for meeting separate collection targets for packaging waste and covering the net costs of energy recovery, landfill and litter clean-up**

Or. en

Amendment 2337

Delara Burkhardt

**Proposal for a regulation
Article 41 – paragraph 3**

Text proposed by the Commission

3. Producer responsibility organisations shall ensure the confidentiality of the data in its possession as regards proprietary information or information directly attributable to individual producers or their appointed representatives.

Amendment

3. Producer responsibility organisations shall ensure the confidentiality of the data in its possession as regards proprietary information or information directly attributable to individual producers or their appointed representatives, ***as well as information and data of the recyclers and the waste management operators.***

Or. en

**Amendment 2338
Delara Burkhardt**

**Proposal for a regulation
Article 41 – paragraph 3**

Text proposed by the Commission

3. Producer responsibility organisations shall ensure the confidentiality of the data in its possession as regards proprietary information or information directly attributable to individual producers or their appointed representatives.

Amendment

3. Producer responsibility organisations shall ensure the confidentiality of the data in its possession as regards proprietary information or information directly attributable to individual producers or their appointed representatives, ***as well as information and data of the recyclers and the waste management operators.***

Or. en

**Amendment 2339
Delara Burkhardt**

**Proposal for a regulation
Article 42 – paragraph 3 – point b**

Text proposed by the Commission

(b) the measures put in place by the producer or producer responsibility organisation are sufficient to allow for the return *or* collection in accordance with Article 43(1) and (2) and Article 44, free of charge, with a frequency proportionate to the area and volume covered, of packaging waste with regard to the amount and types of packaging made available on the market for the first time within the territory of a Member State by that producer or producers on whose behalf the producer responsibility organisation acts;

Amendment

(b) the measures put in place by the producer or producer responsibility organisation are sufficient to allow for the return, collection, ***transport and treatment of all packaging waste*** in accordance with Article 43(1) and (2) and Article 44, free of charge, with a frequency proportionate to the area and volume covered, of packaging waste with regard to the amount and types of packaging made available on the market for the first time within the territory of a Member State by that producer or producers on whose behalf the producer responsibility organisation acts;

Or. en

Amendment 2340
Delara Burkhardt

Proposal for a regulation
Article 42 – paragraph 3 – point e a (new)

Text proposed by the Commission

Amendment

(ea) at least 10% of the budget generated under the EPR measures shall be invested in systems to prevent packaging and to promote pool-reuse systems;

Or. en

Amendment 2341
Delara Burkhardt

Proposal for a regulation
Article 42 – paragraph 3 – point e b (new)

Text proposed by the Commission

Amendment

(eb) the measures put in place by the producer or producer responsibility

organisation covering the costs for cleaning up littered packaging in public spaces, the costs of waste collection for those products that are discarded in public collection systems, including the infrastructure and its operation, and the subsequent transport and treatment of that waste, as well as the implementation of prevention measures and targets to avoid packaging and packaging waste

Or. en

Amendment 2342
Sirpa Pietikäinen

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste **from the end users** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for **re-use** and high quality recycling.

Amendment

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste **complying with design for recycling criteria** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for **reuse** and high quality recycling. **Packaging complying with design for recycling criteria as defined in the delegated acts stemming from article 6.4 shall be separately collected for recycling. Incineration and landfill of recyclable packaging shall be banned.**

To facilitate high quality recycling, Member States shall ensure preparing and allowing closed- loop material collection and use in line with the Extended Producer Responsibility and the producers rights deriving from that.

Member States shall ensure that a system is set up to provide a priority access to the feedstock for recycling for use in applications where the distinct quality of the recycled material is preserved or

recovered so it allows further recyclability and can be re-used in the same way and for a similar application, with minimal loss of quantity, quality or function.

Or. en

Amendment 2343
Sirpa Pietikäinen

Proposal for a regulation
Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste *from the end users* in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for *re-use* and high quality recycling.

Amendment

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste *complying with design for recycling criteria* in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for *reuse* and high quality recycling. *Packaging complying with design for recycling criteria as defined in the delegated acts stemming from article 6.4 shall be separately collected for recycling. Incineration and landfill of recyclable packaging shall be banned.*

To facilitate high quality recycling, Member States shall ensure preparing and allowing closed- loop material collection and use in line with the Extended Producer Responsibility and the producers rights deriving from that.

Member States shall ensure that a system is set up to provide a priority access to the feedstock for recycling for use in applications where the distinct quality of the recycled material is preserved or recovered so it allows further recyclability and can be re-used in the same way and for a similar application, with minimal loss of quantity, quality or function.

Or. en

Amendment 2344

Catherine Griset, Aurélia Beigneux

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. ***From 1 January 2030***, Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Member States shall ensure that a system is set up to provide priority access for recycled raw materials for use in applications where the distinct quality of the recycled material is retained or recovered in such a way as to allow further recycling and reuse in the same way and for the same or a similar product category, with minimal loss of quantity, quality or function.

Or. fr

Amendment 2345

Maria Spyraiki

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high

Amendment

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high

quality recycling.

quality recycling.

To facilitate high quality recycling, Member States shall ensure that a system is set up to provide a priority access to the feedstock for recycling for use in applications where the distinct quality of the recycled material is preserved or recovered so it allows further recyclability and can be re-used in the same way and for a similar application, with minimal loss of quantity, quality or function.

Or. en

Amendment 2346

Massimiliano Salini, Francesca Peppucci, Marian-Jean Marinescu, Fulvio Martusciello, Adam Jarubas, Isabel Benjumea Benjumea, Dolors Montserrat

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. **By 2030**, Member States shall ensure that systems **and infrastructures** are set up to provide for the return and separate collection of **90% of** all packaging waste from the end users **in a given year for each packaging format listed in Table 1 of Annex II**, in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling. **Packaging that comply with Design for Recycling criteria, as defined in the standards resulting from Article 6(4), shall be collected to ensure recycling.**

Or. en

Justification

To ensure that packaging is recycled on a large scale starting in 2035, enabling conditions are required. Collection is the first step in recycling. Banning perfectly recyclable packaging if not recycled at scale from 2035 is unjustified. To support the achievement of the EU's

packaging recycling targets and to support industry's ongoing investments in packaging design and recycling innovations, incentives to increase investments in sorting and recycling as well as predictability of volumes collected are needed.

Amendment 2347

Michał Wiezik, Susana Solís Pérez

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

In order to avoid down cycling, Member States shall provide a priority access to the material for recycling for use in applications where the distinct quality of the recyclate is preserved or recovered.

Or. en

Amendment 2348

Michał Wiezik, Susana Solís Pérez

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

In order to avoid down cycling, Member States shall provide a priority access to the material for recycling for use in applications where the distinct quality of the recycle is preserved or recovered.

Or. en

Amendment 2349

Cristian-Silviu Buşoi, Marian-Jean Marinescu, Dan-Ştefan Motreanu, Vasile Blaga, Gheorghe Falcă, Daniel Buda, Traian Băsescu, Bogdan Rzońca

Proposal for a regulation Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. ***By 1 January 2029***, Member States shall ensure that systems are set up to provide for the return and ***the*** separate collection ***of 90%*** of all packaging waste from the end users ***for each packaging format listed in Table 1 of Annex II, in a given year***, in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en

Amendment 2350

Pietro Fiocchi

Proposal for a regulation Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to

Amendment

1. ***By 1 January 2029***, Member States shall ensure that systems are set up to provide for the return and separate collection of ***90 % of*** all packaging waste from the end users ***for each packaging format listed in Table 1 of Annex II in a***

facilitate its preparation for re-use and high quality recycling.

given year, in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en

Amendment 2351

Pietro Fiocchi

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from **the end users** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. **By 1 January 2030**, Member States shall ensure that systems are set up to provide for the return and **the** separate collection **of 90%** of all packaging waste from **end user of each packaging format listed in Table 1 Annex II, in a given year**, in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en

Amendment 2352

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging

Amendment

1. **By 1 January 2030**, Member States shall ensure that systems are set up to provide for the return and **the** separate

waste from ***the end users*** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

collection ***of 90%*** of all packaging waste from ***end user of each packaging format listed in Table 1 Annex II, in a given year,*** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en

Amendment 2353

Silvia Sardone, Marco Campomenosi, Maria Veronica Rossi, Paola Ghidoni, Elisabetta De Blasis, Stefania Zambelli, Matteo Adinolfi, Alessandra Basso, Antonio Maria Rinaldi, Gianna Gancia, Rosanna Conte, Danilo Oscar Lancini, Elena Lizzi, Valentino Grant, Angelo Ciocca, Alessandro Panza, Massimo Casanova, Isabella Tovaglieri, Marco Zanni, Susanna Ceccardi

Proposal for a regulation Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from ***the end users*** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. ***By 1 January 2030,*** Member States shall ensure that systems are set up to provide for the return and ***the*** separate collection ***of 90%*** of all packaging waste from ***end user of each packaging format listed in Table 1 Annex II, in a given year,*** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en

Amendment 2354

Henna Virkkunen, Jessica Polfjärd

Proposal for a regulation Article 43 – paragraph 1

Text proposed by the Commission

Amendment

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

1. Member States shall ensure that systems are set up to provide for the return and **a 90% of** separate collection of all packaging waste from the end users **placed in the market in a given year** in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en

Justification

A mandatory separate waste collection target is a critical pre-condition to ensure efficient and effective collection, sorting and recycling.

Amendment 2355

Marian-Jean Marinescu, Cristian-Silviu Buşoi

Proposal for a regulation

Article 43 – paragraph 1

Text proposed by the Commission

1. Member States shall ensure that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Amendment

1. Member States shall ensure, **before December 31, 2028**, that systems are set up to provide for the return and separate collection of all packaging waste from the end users in order to ensure that it is treated in accordance with Articles 4 and 13 of Directive 2008/98/EC, and to facilitate its preparation for re-use and high quality recycling.

Or. en