



Brussels, 2 August 2013
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MEMBER STATES' EXPERT GROUP ESTABLISHED UNDER DIRECTIVE 2011/65/EU OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL ON THE RESTRICTION OF THE USE OF CERTAIN HAZARDOUS SUBSTANCES IN ELECTRICAL AND ELECTRONIC EQUIPMENT

CONSULTATION ON A SECOND SET OF NEW COMMISSION DELEGATED ACTS AMENDING, FOR THE PURPOSES OF ADAPTING TO TECHNICAL PROGRESS, ANNEXES III AND IV TO DIRECTIVE 2011/65/EU OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL AS REGARDS EXEMPTIONS FROM THE SUBSTANCE RESTRICTIONS

Summary Record of the Meeting of 28 June 2013

Chair: European Commission, DG Environment

Present:

Bulgaria	Permanent Representation
Czech Republic	Ministry of Industry and Trade
Denmark	Environment Protection Agency
Estonia	Ministry of the Environment
France	Ministry of the Environment
Hungary	Ministry of Rural Development
Ireland	Department of the Environment, Community & Local Government
Lithuania	Ministry of Economy
Spain	Permanent Representation
Sweden	Swedish Chemicals Agency
United Kingdom	Department for Business Innovation and Skills

Consultants: Öko-Institut

1. ADOPTION OF THE AGENDA

This was the third meeting of the expert group for RoHS delegated acts (established in 2012). The meeting had been scheduled in order to discuss mainly the technical aspects (scientific justification and technical content of Commission proposals) of the next set of future exemptions; the procedural aspects of delegated acts under RoHS had already been discussed in greater detail at the May 2012 meeting. The consultants were invited to give their presentation. The participants were invited to ask ad hoc questions.

2. STATUS OF THE SET OF EXEMPTIONS PRESENTED AT THE 8 FEBRUARY 2013 MEETING

The Commission informed the experts that the 16 draft measures presented at the 8 February meeting had successfully passed the Inter Service Consultation phase and were now ready for translation. Next steps: adoption as individual delegated Decisions by Commission; Council and Parliament scrutiny; publication in the Official Journal before the end of 2013. Future additions will also be delegated Decisions.

3. OVERVIEW OF EVALUATION ACTIVITIES SINCE THE 8 FEBRUARY 2013 MEETING (PRESENTATION BY CONSULTANTS)

The consultants explained that they had evaluated 8 applications since the last meeting. In one case the overall impression was positive but the result was not conclusive and further input from the applicant will be required. The Commission has also launched a new work package for 5 more applications, including a first application for renewal of an exemption under RoHS 2 (#39).

4. SECOND SET OF RECOMMENDATIONS FOR NEW EXEMPTIONS (PRESENTATION BY CONSULTANTS AND DISCUSSION)

In seven cases the consultants recommend that the Commission grant new exemptions to be added to Annexes III (2) and IV (5). 5 exemptions will be for lead, 2 for mercury. The consultants' findings were discussed in great detail in the working group. The recommendations can be found on pages 4-6 of the Consultants' presentation.

5. FUTURE WORKING GROUP ACTIVITIES (DISCUSSION)

Although no fundamental objections were raised, due to the complexity of the technical aspects, it was agreed that the Member States' experts will be given the opportunity to comment on the presentation and the Commission's plans in writing. The experts will receive a notification and official invitation to comment on the set of 7 recommendations as soon as the consultants' technical reports are online.

The next expert group meeting is scheduled for 31 October 2013 back to back with the RoHS TAC meeting.