

PARLIAMENT OF ROMANIA

CHAMBER OF DEPUTIES

DECISION

approving the opinion on the Proposal for a Directive of the European Parliament and of the Council amending Directive 94/62/EC on packaging and packaging waste COM (2015) 596

Pursuant to Articles 67 and 148 of the Romanian Constitution, republished, Law No 373/2013 on cooperation between Parliament and the Government in the area of European affairs, and Rules 160 to 185 of the Rules of Procedure of the Chamber of Deputies, republished,

the Chamber of Deputies hereby adopts this Decision:

Sole Article. — Having regard to Opinion No 4 c-19/257 adopted by the Committee for European Affairs at its meeting of 15 March 2015, the Chamber of Deputies

1. Points out that some packaging that is to be given priority, such as CD and video cases, will soon cease to exist following the drastic decrease in demand for such products as a result of technical progress, and recommends as much flexibility as possible in terms of the prioritisation so as to keep pace with technical developments.

2. Points out that the quantity of waste in recycled products is undoubtedly smaller than ‘the weight of the input waste entering the final recycling process’, implying the existence of deposit or secondary recycling chains for those quantities that are not recycled because of the technological limitations of recycling itself.

3. Points out that the term ‘*recognised operators*’ used in the Communication may constitute an obstacle to entry into the market of SMEs interested in collection with a view to recycling certain sub-categories of waste or waste in a limited area, and recommends using the delegated acts provided for to make this term more flexible, so removing such risks and maintaining free competition.

4. Welcomes the call to include in the waste registry information on *the toxicity or danger of packaging materials and components used for their manufacture at the level of individual Member States*, and recommends that the information on such toxicity include specific information on the impact on infants and children.

5. Expresses its concern about the provision according to which *The Commission shall be empowered to adopt delegated acts in accordance with Article 21a necessary to deal with any difficulties encountered in applying the provisions of this Directive, in particular, to inert packaging materials placed on the market in very small quantities (i.e. approximately 0.1 % by weight) in the Union, primary packaging for medical devices and pharmaceutical products, small packaging and luxury packaging*, because the term ‘any difficulties’ establishes *ex ante* a right of indeterminable scope, and recommends reformulating the term or making a commitment to issue an act clarifying its scope.

6. Recommends to the European Commission that it clarify the institutional mechanism for preparing and circulating the quality check report and prepare guidelines as to its content, thereby ensuring uniform interpretation by the relevant authorities of the Member States.

7. Recommends, by way of contributing to packaging policy, that preference be given to the variants of limited packaging and that excessive packaging not justified in terms of animal health or public hygiene be discouraged.

8. Recommends that it be clarified whether it is sufficient to establish an electronic registry for collecting information with a view to ensuring the traceability of waste.

9. Acknowledges that the objectives of the proposal can be attained only through measures at EU level and that the scope of the proposal should not exceed what is necessary, the principle of subsidiarity thereby being complied with.

This decision was adopted by the Chamber of Deputies at its sitting of 30 March 2016, in compliance with Article 76(2) of the Romanian Constitution, republished.

**THE PRESIDENT
CHAMBER OF DEPUTIES**

[Signature]

Valeriu-Ştefan ZGONEA

Bucharest, 30 March 2016

No 27