

Amendment 367**Cristian-Silviu Buşoi, Patrizia Toia**

on behalf of the Committee on Industry, Research and Energy

Report**A9-0319/2023****Frédérique Ries**

Packaging and packaging waste

(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation**Recital 45***Text proposed by the Commission**Amendment*

(45) To facilitate consumers in the sorting and disposing of packaging waste, a system of harmonised symbols should be introduced and required to be placed both on packaging and on waste receptacles, thus allowing consumers to match the symbols for the purposes of disposal. The symbols should enable appropriate waste management as it should provide consumers with information about the composting properties of such packaging, in particular to avoid consumer confusion that compostable packaging is not as such suitable for home-composting. This approach should improve the separate collection of packaging waste, leading to higher quality recycling of packaging waste, and introduce a level of harmonisation of the packaging waste collection systems on the internal market. It is also necessary to harmonise symbols associated with the **mandatory** deposit and return systems. Considering that it is not collected through municipal waste collection systems, the use of those symbols should not be mandatory for transport packaging with the exception of the e-commerce packaging.

(45) To facilitate consumers in the sorting and disposing of packaging waste, a system of harmonised symbols should be introduced and required to be placed both on packaging and on waste receptacles, thus allowing consumers to match the symbols for the purposes of disposal. The symbols should enable appropriate waste management as it should provide consumers with information about the composting properties of such packaging, in particular to avoid consumer confusion that compostable packaging is not as such suitable for home-composting. This approach should improve the separate collection of packaging waste, leading to higher quality recycling of packaging waste, and introduce a level of harmonisation of the packaging waste collection systems on the internal market. It is also necessary to harmonise symbols associated with the deposit and return systems. Considering that it is not collected through municipal waste collection systems, the use of those symbols should not be mandatory for transport packaging with the exception of the e-commerce packaging.

Or. en

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(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation**Recital 70***Text proposed by the Commission**Amendment*

(70) Achieving re-use and refill targets can be challenging for smaller economic operators. Therefore, certain economic operators should be exempted from the obligation to meet the packaging re-use targets if they place less than a certain volume of packaging on the market, or fulfil the definition of micro-company under Commission Recommendation 2003/361⁶⁰, or have the sales area, including all storage and dispatch areas, under a certain surface limit. The power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission to ***establish re-use and refill targets for other products, to lay down further exemptions for other economic operators or to exempt specific packaging formats covered by the reuse or refill targets in case of severe hygiene, food safety or environmental issues preventing the achievement of these targets.***

(70) Achieving re-use and refill targets can be challenging for smaller economic operators. Therefore, certain economic operators should be exempted from the obligation to meet the packaging re-use targets if they place less than a certain volume of packaging on the market, or fulfil the definition of micro-company under Commission Recommendation 2003/361⁶⁰, or have the sales area, including all storage and dispatch areas, under a certain surface limit. The power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission to lay down further exemptions for other economic operators.

⁶⁰ Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises (notified under document number C(2003) 1422) (OJ L 124, 20.5.2003, p. 36).

⁶⁰ Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises (notified under document number C(2003) 1422) (OJ L 124, 20.5.2003, p. 36).

Or. en

15.11.2023

A9-0319/369

Amendment 369

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on behalf of the Committee on Industry, Research and Energy

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(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation

Article 6 – paragraph 9 – subparagraph 3

Text proposed by the Commission

Amendment

After the period referred to in the first subparagraph, such packaging shall be accompanied by the technical documentation referred to in paragraph 8.

After the period referred to in the first subparagraph, such packaging shall be accompanied by the technical documentation referred to in paragraph 8.

Member States shall continuously aim to improve collection and sorting infrastructures for innovative packaging with expected environmental benefits.

Or. en

15.11.2023

A9-0319/370

Amendment 370

Cristian-Silviu Buşoi, Patrizia Toia

on behalf of the Committee on Industry, Research and Energy

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A9-0319/2023

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(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation

Article 11 – paragraph 4 – subparagraph 1

Text proposed by the Commission

Amendment

Labels referred to in paragraphs 1 to 3 and the QR code or other type of digital data carrier referred to in paragraph 2 shall be placed, printed or engraved visibly, clearly legibly and *indelibly* on the packaging. Where this is not possible or not warranted on account of the nature and size of the packaging, they shall be affixed to the grouped packaging.

Labels referred to in paragraphs 1 to 3 and the QR code or other type of digital data carrier referred to in paragraph 2 shall be placed, printed or engraved visibly, clearly legibly and *firmly* on the packaging, *so that it cannot be easily erased*. Where this is not possible or not warranted on account of the nature and size of the packaging, they shall be affixed to the grouped packaging.

Where this is not possible or not warranted on account of the nature and size of the packaging or where it is relevant to provide for non-discriminatory access to information for vulnerable groups, particularly visually impaired persons, labels referred to in paragraphs 1 and 3 shall be provided via a single electronically readable code or other type of data carrier.

Or. en

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A9-0319/371

Amendment 371

Patrizia Toia, Cristian-Silviu Buşoi

on behalf of the Committee on Industry, Research and Energy

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Frédérique Ries

Packaging and packaging waste

(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

A9-0319/2023

Proposal for a regulation

Article 22 – paragraph 2

Text proposed by the Commission

Amendment

2. By way of derogation from paragraph 1, economic operators shall not place on the market packaging in the formats and for the purposes listed in point 3 of Annex V as of 1 January 2030.

deleted

Or. en

15.11.2023

A9-0319/372

Amendment 372

Cristian-Silviu Buşoi, Patrizia Toia

on behalf of the Committee on Industry, Research and Energy

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A9-0319/2023

Frédérique Ries

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(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation

Article 22 – paragraph 3

Text proposed by the Commission

Amendment

3. Member States may exempt economic operators from point 3 of Annex V if they comply 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], and where it is not technically feasible not to use packaging or to obtain access to infrastructure that is necessary for the functioning of a reuse system. *deleted*

Or. en

Amendment 373**Cristian-Silviu Buşoi, Patrizia Toia**

on behalf of the Committee on Industry, Research and Energy

Report**A9-0319/2023****Frédérique Ries**

Packaging and packaging waste

(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation**Article 22 – paragraph 4***Text proposed by the Commission**Amendment*

4. *The Commission shall be empowered to adopt delegated acts in accordance with Article 58 to amend Annex V in order to adapt it to technical and scientific progress with the objective to reducing packaging waste. When adopting those delegated acts, the Commission shall consider the potential of the restrictions on the use of specific packaging formats to reduce the packaging waste generated while ensuring an overall positive environmental impact, and shall take into account the availability of alternative packaging solutions that meet requirements set out in legislation applicable to contact sensitive packaging, as well as their capability to prevent microbiological contamination of the packaged product.*

4. *By ... [OP: please insert the date = 5 years after the date of entry into force of this Regulation], the Commission shall review the restrictions on the use of specific packaging formats to reduce the packaging waste generated while ensuring an overall positive environmental impact, and shall take into account the availability of alternative packaging solutions that meet requirements set out in legislation applicable to contact sensitive packaging, as well as their capability to prevent microbiological contamination of the packaged product. To that end, the Commission shall submit a report to the European Parliament and to the Council, accompanied, if appropriate, by a legislative proposal.*

Or. en

15.11.2023

A9-0319/374

Amendment 374

Cristian-Silviu Buşoi, Patrizia Toia

on behalf of the Committee on Industry, Research and Energy

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A9-0319/2023

Frédérique Ries

Packaging and packaging waste

(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation

Article 26 – paragraph 1

Text proposed by the Commission

Amendment

1. From 1 January 2030, economic operators making large household appliances listed in point 2 of Annex II to Directive 2012/19/EU available on the market for the first time within the territory of a Member State shall ensure that 90 % of those products are made available in reusable transport packaging within a system for re-use.

1. From 1 January 2030, economic operators making large household appliances listed in point 2 of Annex II to Directive 2012/19/EU available on the market for the first time within the territory of a Member State shall ensure that 90 % of those products are made available in reusable transport packaging, **excluding cardboard**, within a system for re-use.

Or. en

15.11.2023

A9-0319/375

Amendment 375

Cristian-Silviu Buşoi, Patrizia Toia

on behalf of the Committee on Industry, Research and Energy

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A9-0319/2023

Frédérique Ries

Packaging and packaging waste

(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation

Article 26 – paragraph 4 – point b

Text proposed by the Commission

Amendment

(b) from 1 January 2040, 25 % of those products are made available in reusable packaging within a system for re-use or by enabling refill.

deleted

Or. en

15.11.2023

A9-0319/376

Amendment 376

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A9-0319/2023

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Packaging and packaging waste

(COM(2022)0677 – C9-0400/2022 – 2022/0396(COD))

Proposal for a regulation

Article 26 – paragraph 5 – point b

Text proposed by the Commission

Amendment

(b) from 1 January 2040, 15 % of those products are made available in reusable packaging within a system for re-use or by enabling refill.

deleted

Or. en