



EUROPEAN PARLIAMENT

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RESEARCH AND DOCUMENTATION PAPERS

**COMMUNITY
DIRECTIVES
ON THE ENVIRONMENT:
THEIR APPLICATION AND
THE OPPORTUNITIES FOR
SUPERVISION BY THE
EUROPEAN PARLIAMENT**

Environment, Public Health
and Consumer
Protection Series No.

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FOREWORD

Since 1974 the profusion of texts concerning community Environment legislation has reached such a level as to justify the publication of a document which gathers them together in a coherent manner. These texts illustrate the ever-increasing importance of environmental protection for the European Community and its citizens.

The aim of this document is to quote the directives which have come into force and to show the extent to which they have been applied by the Member States. The information concerned with the transfer of directives into National Law, contained within, is based on the Commission's second yearly report to the European Parliament, on the application of Community Law - 1984 (COM (85) 149 final).

Under the heading "remarks" mention is made of particularly important decisions which concern Parliamentary control, for example the observance of time limits, exemptions, respect for limit values and reports which have to be made to the European Parliament.

Written questions which have come into common usage and which may be considered as an important means of Parliamentary control, have been cited after the directives to which they relate (up until 1985). However, for reasons of clarity only important questions and the most significant of the Commission's answers have been selected. The authors have nevertheless realised the difficulties of such a selection because questions do not always relate directly to directives. Therefore, the questions will appear under directives to which they are most closely related.

The paper was written under the supervision of Mr H.H. KRAUS, Administrator.

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Directeur

OBSERVATIONS

Abbreviations:-

nm: No indication from the Commission

Nme: No measures notified

Npe: Measures not properly incorporated

Letter 169: Application of article 169 §1 of the EEC Treaty: "If the Commission considers that a Member State has failed to fulfil an obligation under this Treaty, it shall deliver a reasoned opinion on the matter after giving the State concerned the opportunity to submit its observations"

A. 240/83: Infringement number

Case 291/83: Number of case on Court of Justice register

Jdg. 18.3.80: Date of Court judgement

In the case of all Directives, the Member States are obliged to make known to the Commission the national measures that they have taken to conform with the directive. Therefore, it has not been judged necessary to reproduce articles relating to this obligation under "observations".

This document has been translated from French by DG V. We hope the reader will excuse any imperfections which may occur.

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1. THE PROTECTION OF THE ENVIRONMENT: GENERAL

1.1 The Assessment of effects on the environment

Title : Directive on the assessment of the effects of certain public and private projects on the environment.

Ref/doc : 85/337/EEC du 27.06.1985 (OJ no. L 175/40 of 05.07.85)

Opinion of EP : OJ no. C 66/89 of 15.03.1982

Came into force : 03.07.1988

Transposed into National Law : -

Remarks : Art. 11 §1 : The Member States and Commission shall exchange information on the experience gained in applying this Directive.
§2 : In particular the Member States shall inform the Commission of any criteria and/or thresholds adopted for the selection of the projects in question,....., or of the types of projects concerned which are subject to assessment.
§3 : Five years after notification of this Directive the Commission shall send the European Parliament and the Council a report on its application and effectiveness. The report shall be based on the aforementioned exchange of information.
§4 : On the basis of this exchange of information, the Commission shall submit to the Council additional proposals, should this be necessary, with a view to this Directive being applied in a sufficiently coordinated manner.

2. WATER POLLUTION

2.1 The fight against the pollution of the environment by certain dangerous substances

Title : Directive on pollution caused by certain dangerous substances discharged into the aquatic environment of the Community.

Ref/doc : 76/464/EEC of 04.05.1976 (OJ no. L 129/23 of 18.05.1976)

Opinion of EP : OJ no. C 5/62 of 08.01.1975

Came into force : Date not given in the Directive, probably 04.05.1978

Transposed into National Law : No indication from the Commission

Remarks : Art. 6 §3 : The Commission shall report to the Council the instances where it has had recourse to the quality objectives method. Every five years the Council shall review, on the

basis of a Commission proposal and in accordance with Article 198 of the Treaty, the instances where the said method has been applied.

Art. 14 : The Council, acting on a proposal from the Commission, which shall act on its own initiative or at the request of a Member State, shall revise and where necessary, supplement Lists I and II on the basis of experience, if appropriate, by transferring certain substances from List II to List I.

Title : Directive on the protection of groundwater against pollution caused by certain dangerous substances.

Ref/doc : 80/68/EEC of 17.12.1979 (OJ no. L 20/43 of 26.01.1980)

Opinion of EP : OJ no. C 296/35 of 11.12.1978

Came into force : 19.12.1981

Transposed into National Law

: B D DK F GB GR I IRL L N
+ + + + + see + + + A.71/83
remark Nme
Case 291/84

Remarks : Art. 14 : As regards discharges of substances in Lists I and II already occurring at the time of notification of this Directive, the Member States may stipulate a period not exceeding four years after the entry into force of the provisions referred to in Article 27(1) (that is until 19.12.1985), on expiry of which the discharges in question must comply with this Directive.
Art. 21 §1 : The period for the putting into force of the Directive shall be increased to four years for the Hellenic Republic subject to its accession on January 1981.

2.1.1 Mercury

Title : Directive on the limit values and quality objectives for mercury discharges by the chlor-alkali electrolysis industry.

Ref/doc : 82/176/EEC of 22.03.1982 (OJ 281/29 of 27.03.1982)

Opinion of EP : OJ no. C 341/24 of 31.12.1980

Came into force : 01.07.1983

Transposed into National Law

: B D DK F GB GR I IRL L NL
+ nm nm + nm nm nm nm + +

Remarks : Art. 3 §1 : The limit values, the time limits by which they must be complied with and the monitoring procedure for discharges are laid down in Annex 1.

Title : Directive on limit values and quality objectives for mercury discharges by sectors other than the chlor-alkali electrolysis industry.

Ref/doc : 84/156/EEC of 08.03.1984 (OJ no. L 74/49 of 17.03.1984)

Opinion of EP : OJ No. C 10/300 of 16.01.1984

Came into force : 13.03.1986

Transposed into National Law : As yet no indication from the Commission (Time limits have not been set at the present time)

Remarks : Art. 3 §1 : The limit values, the time limits, by which they must be completed with (1.07.1986 - 1.7.1989) and the monitoring procedure for discharges are laid down in Annex 1.
Art. 4 §1 : The Member States shall draw up specific programmes for mercury discharges by multiple sources which are not industrial plants and for which the emission standards laid down in Article 3 cannot be applied in practice.
§3 : The specific programmes shall apply as from 1 July 1989 and shall be communicated to the Commission.
Art. 6 §1 : The Commission shall report every four years on the implementation of this Directive by Member States on the basis of information supplied to it by them.
§2 : In the event of a change in scientific knowledge the Commission shall submit appropriate proposals to the Council with the aim of reinforcing, if necessary, the limit values and the quality objectives or of establishing additional limit values and additional quality objectives.

2.1.2 Cadmium

Title : Directive on limit values and quality objectives for cadmium discharges.

Ref/doc : 83/513/EEC of 26.09.1983 (OJ no. L 291/1 of 24.10.1983)

Opinion of EP : OJ no. C 334/138 of 20.12.1982

Came into force : 28.09.1985

Transposed into National Law : No indication from the Commission (time limits have not been set at the present time).

Remarks : Art. 5 §1 : The Commission shall make a comparative assessment of the implementation of this Directive by Member States on the basis of information supplied to it by them.
§2 : The Commission shall forward the comparative assessment referred to in paragraph 1 to the Council, every five years, and for the first time four years after notification of this Directive.

§3 : In the event of a change in scientific knowledge.....the Commission shall submit appropriate proposals to the Council with the aim of reinforcing, if necessary, the limit values and new quality objectives.

Annex 1 : Fixation of limit values and for compliance with these values.

- Fn.2 : On the basis of experience gained in implementing this Directive the Commission will submit.....to the Council proposals for fixing more restrictive limit values with a view to their coming into force by 1992.

- Fn.6 : Member States may suspend application of the limit values until 1 January 1989 in the case of plants which discharge less than 10kg. of cadmium a year and in which the total volume of the electroplating links is less than 1.5m³, if technical or administrative considerations make such a step absolutely necessary.

2.1.3 Titanium Dioxide

Title : Directive on waste from the titanium dioxide industry

Ref/doc : 78/176/EEC of 20.02.1978 (OJ no. L 54/19 of 25.09.1978)

Opinion of EP : OJ no. C 28/16 of 09.02.1976

Came into force : 22.02.1979

Transposed into

National Law : B D DK F GB GR L IRL L NL
A 135/79 + + + + + + + + +
Nme
Jdg 2.2.82
Case 68/81
A 196/84
Nme reasoned
opinion

Remarks : Art. 9 §2 : The programmes mentioned in § 1 shall set general targets for the reduction of pollution from liquid, solid, and gaseous waste, to be achieved by 1 July 1987 at the latest.
§3 : The programmes referred to in §1 shall be sent to the Commission by 1 July 1980 at the latest
Art. 10 §2 : Where, in particular circumstances, a Member State considers that, in the case of an individual establishment, no additional measures are necessary to fulfil the requirement of this Directive, it shall, with six months of notification of this Directive, provide the Commission with the evidence which has led it to that conclusion.
§3 : After conducting any independent verification of the evidence that may be necessary the Commission may agree with the Member State that it is not necessary to take additional measures.....The Commission must give its agreement, with reasons within six months.
Art. 14 : Every three years the Member States shall prepare a report on the prevention and progressive reduction of pollution caused by waste from the titanium dioxide

industry.....The Commission shall report every three years to the Council and the European Parliament on the application of this Directive.

Modification

Ref/doc : 83/29/EEC of 24.01.1983

Opinion of EP : OJ no. C 292/101 of 08.11.1982

Remarks : Art. 9 §3 Section 1 of Directive 78/176/EEC has the following modification : "The programmes referred in §1 shall be sent to the Commission by 1 July 1980 at the latest. The Commission will submit suitable proposals to the Council for the harmonisation of these programmes in regard to the reduction of pollution before 15 March 1983..".

Title : Directive on procedures for the surveillance and monitoring of environments concerned by waste from the titanium dioxide industry.

Ref/doc : 82/883/EEC of 03.12.1982 (OJ no. L 378/1 of 31.12.1982)

Opinion of EP : OJ no. C 149/101 of 14.06.1982

Came into Force : 10.12.1984

Transposed into National Law : As yet no indication from the Commission

Remarks : Art. 7 §4 : The Commission shall assess the effectiveness of the procedure for the surveillance and monitoring of the environments affected and shall not later than six years after notification of this Directive - place before the Council, if appropriate proposals to improve this procedure and, if necessary, to harmonize the methods of measurement including their limit of detection, accuracy and precision and the sampling methods.

Art. 10 §1 : A Committee on Adaptation to Technical Progress (hereinafter referred to as "the Committee") consisting of representation of the Member States and chaired by a Commission representative is hereby set up.

Art. 11 §1 : Where the procedure laid down in this Article is to be followed, the matter shall be referred to the Committee by its chairman, either on his own initiative or at the request of the representative of a Member State.

§2 : The Commission representative shall submit to the Committee a draft of the measures to be taken.

§3 a : Where the measures envisaged are in accordance with the opinion of the Committee the Commission shall adopt them.

§3 b : Where the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal on the measures to be taken. The Council shall act by a qualified majority.

§3 c : If the Council has not acted within three months of the proposals being submitted to it, the proposed measures shall be adopted by the Commission.

2.2 The Definition of Quality Standards

2.2.1 Quality of Drinking Water

Title : Directive concerning the quality required of surface water intended for the abstraction of drinking water in the Member States.

Ref/doc : 75/440/EEC of 16.06.1975 (OJ no. L 194/34 of 25.07.1975)

Opinion of EP : OJ no. C 62/7 of 30.05.1974

Came into Force : 18.06.1977

Transposed into National Law :

B	D	DK	F	GB	GR	I	IRL	L	NL
A 106/78	+	+	+	+	A 431/84	+	+	+	+
Nme					Nme				
Jdg 2.2.82					Letter 169				
Case 73/81									
A 167/84									
Nme									
Letter 169									

Remarks : Art. 9 : The numerical values and the list of parameters given in the table in Annex II, defining the physical, chemical and microbiological characteristics of surface water may be revised either at the request of a Member State or on a proposal from the Commission, whenever technical and scientific knowledge regarding methods of treatment is extended for drinking water standards are modified.
Art 10 : Member States shall bring into force the laws, regulations and administrative provisions. They shall forthwith inform the Commission thereof.

Title : Directive concerning the methods of measurement and frequencies of sampling and analysis of surface water intended for the abstraction of drinking water in the Member States.

Ref/doc : 79/869/EEC of 09.10.1979 (OJ no. L 271/44 of 29.10.1979)

Opinion of EP : OJ no. C 67/48 of 12.03.1979

Came into Force : 11.10.1981

Transposed into National Law :

B	D	DK	F	GB	GR	I	IRL	L	NL
A 66/82	+	+	+	+	A 434/84	+	+	+	+
Nme reasoned					Nme				
Opinion					Letter 169				

Remarks : Art. 8 §1 : For the purposes of applying this Directive the Member States shall provide the Commission at its request with all relevant information.....
§2 : The Commission shall at regular intervals draw up a consolidated report based on the information so gathered.
Art. 10 §1 : A Committee on Adaptation to Technical and Scientific Progress, consisting of representatives of the Member States and chaired by a Commission representative is hereby set up.
Art. 11 : Procedure (compare with 2.1.3 Directive 82/883/EEC remark Art 11).

Modification : Caused by the entry of Greece

Ref/doc : 81/55/EEC of 19.10.1981 (OJ no. L 314/16 of 07.11.1981)

Opinion of EP : OJ no. C 144 of 15.06.1981

Came into force : 01.01.1981

2.2.2 Quality of Water Intended for Human Consumption

Title : Directive relating to the quality of water intended for human consumption

Ref/doc : 80/778/EEC of 15.07.1980 (OJ no. L 229/11 of 30.08.1980)

Opinion of EP : OJ no. C 28/27 of 09.02.1976

Came into Force : 17.07.1982

Transposed into National Law :

B	D	DK	F	GB	GR	I	IRL	L	NL
+ A 174/84	+ +	+ +				A 149/83	+ A 292/83		A 150/83
Nme						Nme			Nme
Letter						Letter			Letter
169						169			169

Remarks : Art. 14 : A Committee on the Adaptation to Scientific and Technical Progress is hereby set up; it shall consist of representatives of the Member States with a representative of the Commission as chairman.
Art. 15 : Procedure (compare with 2.1.3, Directive 82/883/EEC remark Art. 11).
Art. 19 : The Member States shall take the necessary measures to ensure that the quality of water intended for human consumption complies with this Directive within five years of its notification.
Art. 20 : Member States may, in exceptional cases and for geographically defined population groups, submit a special request to the Commission for a longer period for complying with Annex I.

Modification : Caused by the entry of Greece.
Ref/doc : 81/858/EEC of 10.10.1981 (OJ no L 319/19 of 07.11.1981)
Opinion of EP : OJ no. C 144/37 of 15.06.1981
Came into Force : 01.01.1981

2.2.3 The Quality of Bathing Water

Title : Directive concerning the quality of bathing water
Ref/doc : 76/160/EEC of 08.12.1975 (OJ no. L 31/1 of 05.02.1976)
Opinion of EP : OJ no. C 128/13 of 09.06.1975
Came into force : 10.12.1977

Transposed into National Law :

B	D	DK	F	GB	GR	I	IRL	L	NL
+	+	+	+	+	A 430/84	+	+	+	+

Nme
Letter
169

Remarks : Art. 10 §1 : A Committee on Adaptation to Technical Progress is hereby set up. It shall consist of representatives of the Member States and be chaired by a representative of the Commission.
Art 11 : Procedure (compare with 2.1.3, Directive 82/883/EEC, remark Art. 11).
Art. 13 : Member States shall four years following the notification of this Directive and at intervals thereafter, submit a comprehensive report to the Commission on their bathing water and the most significant characteristics thereof. After prior consent has been obtained from the Member State concerned the Commission may publish the information.

2.2.4 Quality of Fresh Water Required for Fish

Title , : Directive on the quality of fresh waters needing protection or improvement in order to support fish life.
Ref/doc. : 78/659 EEC of 18.07.1978 (OJ no. L 222/1 of 14.08.1978)
Opinion of EP : OJ no. C 30/37 of 07.02.1977
Came into Force : 20.07.1980

Transposed into

National Law : B D DK F GB GR I IRL L NL
 + + + + + A 433/84 + + + +
 Nme
 Letter 169

Remarks

- : Art. 4 §1 : Member States shall, initially within a two year period following the notification of this Directive, designate salmonid waters and apprinid waters.
Art. 5 §1 : Member States shall establish programmes in order to ensure that designated waters conform within five years...to...the values set by the Member States.
Art. 13 §1 : A Committee on Adaptation to Technical and Scientific Progress (hereinafter called 'the Committee'), consisting of representatives of Member States and chaired by a Commission representative, is hereby set for purpose laid down in Article 12.
Art. 14 : Procedure (see 2.1.3. Directive 82/883/EEC, remark art. 11).
Art. 16 §1 : Member States shall, five years following the initial designation in accordance with Article 4(1), and at regular intervals thereafter, submit a detailed report to the Commission on disignated waters and the basic features thereof.
§2 : After prior consent has been obtained from the Member State concerned, the Commission shall publish the information obtained.

2.2.5 Quality required of Shell Fish Waters

Title : Directive on the quality required of shellfish waters
Ref/doc : 79/923/EEC of 30.10.1979 (OJ no. L 281/47 of 10.11.1979)
Opinion of EP : OJ no. C 133/48 of 06.06.1977
Came into Force : 05.11.1981

Transposed into

National Law : B D DK F GB GR I IRL L NL
 + + + + + A 435/84 + + + +
 Nme
 Letter
 169

Remarks

- : Art. 4 §1 : The Member States shall, initially within a two-year period following the notification of Directive designate shellfish waters.
Art. 5 §1 : Member States shall establish programmes in order to reduce pollution and to ensure that designated waters conform, within six years following designation, to.... the values set.

Art. 12 : Such amendments as are necessary for adapting to technical and scientific progress the G values for the parameters and the methods of analysis contained in the Annex 13 of the Directive 78/659/EEC (see 2.2.3) in accordance with the procedure laid down in Article 19 thereof.

Art. 14 §1 : Member States shall, six years following the initial designation in accordance with Article 4(1), and at regular intervals thereafter, submit a detailed report to the Commission on designated waters and the basic features thereof.

§2 : The Commission shall, with the prior consent of the Member States, publish the information obtained.

Written questions (No., Ref., Title) concerning point 2

- | | | |
|---------|--------------------------------|---|
| 915/80 | (OJ No. C 312/10 of 29.11.80): | Quality of bathing water |
| 1119/80 | (OJ No. C 312/40 of 29.11.80): | Environmental quality objectives |
| 1641/80 | (OJ No. C 063/15 of 23.03.81): | Directive concerning the quality of bathing water |
| 1718/80 | (OJ No. C 073/24 of 02.04.81): | Pollution of the river Meuse in Belgium |
| 1902/80 | (OJ No. C 087/20 of 16.04.81): | Implementation of the Council Directive of 20 February 1978 on waste from the Titanium dioxide industry |
| 2030/80 | (OJ No. C 134/18 of 04.06.81): | Discharge of acid effluent and sewage sludge, and the burning of toxic chemical waste in Community waters |
| 906/81 | (OJ No. C 303/26 of 23.11.81): | United Kingdom and the directive concerning pollution of beaches |
| 1377/80 | (OJ No. C 043/18 of 17.02.82): | Rules on the marketing, catching and farming of edible bi-valve shellfish |
| 1446/81 | (OJ No. C 082/22 of 01.04.82): | Dumping of industrial acid waste in the North Sea |
| 1522/81 | (OJ No. C 126/02 of 17.05.82): | Dumping of waste in the North Sea |
| 1694/81 | (OJ No. C 098/14 of 19.04.82): | National Water Council's 1980 survey of British rivers |
| 120/82 | (OJ No. C 132/34 of 24.05.82): | Quality of shellfish waters |
| 332/82 | (OJ NO. C 198/26 of 02.08.82): | Water |
| 489/82 | (OJ NO. C 198/39 of 02.08.82): | Uniform emission standards |
| 598/82 | (OJ No. C 188/26 of 22.07.82): | Shellfish waters |
| 653/82 | (OJ No. C 232/17 of 06.09.82): | Pollution of the North Sea |
| 854/82 | (OJ No. C 266/14 of 11.10.82): | Pollution of the North Sea by oil, including waste oil |

1022/82 (OJ No. C 312/13 of 29.11.82): Blacklist of dangerous substances

1023/82 (OJ NO. C 305/08 of 22.11.82): Commission and Member States' programme for dangerous substances

1136/82 (OJ No. C 333/14 of 20.12.82): Quality of shellfish waters

1261/82 (OJ No. C 333/25 of 20.12.82): Shellfish waters

1562/82 (OJ No. C 080/08 of 23.03.83): Pollution from fish-farming

1854/82 (OJ No. C 093/31 of 07.04.83): Pollution from the titanium dioxide industry

1856/82 (OJ No. C 104/06 of 18.04.83): Pollution of the Rhine by chloronitrobenzene

1866/82 (OJ No. C 111/12 of 25.04.83): Pollution of seawater

2189/82 (OJ No. C 136/13 of 24.05.83): Implementation of Directive 78/176/EEC on waste from the titanium-dioxide industry

680/83 (OJ No. C 323/16 of 28.11.83): EEC-legislation affecting beaches

1185/83 (OJ No. C 361/15 of 31.12.83): Proposed Directive to harmonize titanium dioxide waste discharge

1186/83 (OJ No. C 038/14 of 13.02.84): See 1185/83

1187/83 (OJ No. C 038/14 of 13.02.84): See 1185/83

1218/83 (OJ No. C 031/12 of 06.02.84): Grey list in the Directive 76/464/EEC (Framework Directive on pollution of the aquatic environment)

1220/83 (OJ No. C 052/14 of 23.02.84): Black list in Directive 76/464/EEC (Framework Directive on pollution of the aquatic environment)

1252/83 (OJ No. C 078/05 of 19.03.84): Fluoridation of drinking water

1255/83 (OJ No. C 038/19 of 13.02.84): See 1220/83

1263/83 (OJ No. C 078/05 of 19.03.84): Cleaning water in industries producing foodstuffs and other substances for human consumption

1272/83 (OJ No. C 038/22 of 13.02.84): Waste from the titanium dioxide industry

1536/83 (OJ No. C 071/25 of 12.03.84): Pollution of water by nitrates

1579/83 (OJ No. C 071/31 of 12.03.84): Permitted levels of nitrate in water

35/84 (OJ No. C 222/27 of 23.08.84): The Harre Spring in Belgium

- 268/84 (OJ No. C 240/26 of 10.09.84): Tributyl tin
- 335/84 (OJ No. C 243/05 of 12.09.84): Fluoridation of water supplies
- 399/84 (OJ No. C 268/06 of 08.10.84): Application in the United Kingdom of the Directive concerning the quality of bathing water
- 568/84 (OJ No. C 314/10 of 26.11.84): Pollution of the Meuse, notably in Belgium

3. POLLUTION OF THE ATMOSPHERE

3.1 Fixation of quality standards for air

3.1.1 Lead

- Title** : Directive on a limit value for lead in air
- Ref/doc** : 82/884/EEC of 03.12.1982 (OJ No. C 378/15 of 31.12.1982)
- Opinion of EP** : OJ No. C 28/31 of 09.02.1976
- Came into Force** : 09.12.1984
- Transposed into National Law** : As yet no indication from the Commission
- Remarks** : Art. 2 §1 : For the purpose of this Directive, "limit value" means the concentration of lead in the air which must not be exceeded.
§2 : The limit value shall be 2 micrograms Pb/m³ expressed as an annual mean concentration.
§3 : Member States may, at any time, fix a value more stringent than that laid down in this Directive.
Art. 3 §1: Member States shall take the necessary measures to ensure that five years after notification of this Directive (09.12.1987), the concentration of lead in the air, measured in accordance with Article 4, is not greater than the limit value given in Article 2).
§2 : Where a Member State considers that the limit value may be exceeded in certain places four years after notification of the Directive it shall inform the Commission thereof.
§3 : The Member States concerned shall, within two years of the implementation of this Directive, forward to the Commission plans for the progressive improvement of the quality of air in such places....The objective of these measures and procedures must be to bring down the concentration of lead in the air in those places....as soon as possible, and at the latest seven years after the notification of this Directive (09.12.1989)....
Art. 5 §2 : Member States shall inform the Commission not later than 1 July of each year, beginning in the calendar year following the implementation of this Directive, of the places

in which the limit value fixed in Art 2(2) has been exceeded in the previous calendar year and of the concentrations recorded.

Art. 6 : The Commission shall each year publish a summary report on the application of this Directive, commencing in the second year following its implementation.

Art. 10 §1 : A committee on the adaptation of this Directive to scientific and technical progress (hereinafter called "the Committee") is hereby set up: it shall consist of representatives of the Member States with a Commission representative as Chairman.

Art. 11 §1 : Where the procedure laid down in this Article is to be followed, the matter shall be referred to the Committee by its Chairman, either on his own initiative or at the request of a representative of a Member State.

§2 : The Commission representative shall submit to the Committee a draft of the measures to be taken. The Committee shall give its opinion on the draft within a time limit set by the Chairman having regard to the urgency of the matter. Opinions shall be delivered by a majority of 45 votes, the votes of the Member States being weighted as provided in Article 148/(2) of the Treaty. The Chairman shall not vote.

§3 : Where the measures envisaged are not in accordance with the opinion of the Committee, the Commission shall adopt them. Where the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall without delay submit to the Council a proposal of the measures to be taken. The Council shall act by a qualified majority.

If within three months of the proposal being submitted to it the Council has not acted, the proposed measures shall be adopted by the Commission.

3.1.2 Sulphur Dioxide and Suspended Particles

Title : Directive on air quality limit values and guide values for sulphur dioxide and suspended particles

Ref/doc : 80/779/EEC of 15.07.1980 (OJ No. L 229/30 of 30.08.1980)

Opinion of EP : OJ No. C 83/44 of 04.04.1977

Came into Force : 18.07.1982

Transposed into National Law :

B	D	DK	F	GB	GR	I	IRL	L	NL
+	+	+	+	+	nm	+	A 151/83	+	A 152/83
							Nme		Nme
							Letter		Letter
							169		169

Remarks : Art. 3 §1 : Member States shall take appropriate measures to ensure that as from 1 April 1983 the concentrations of sulphur dioxide and suspended particles in the atmosphere are not greater than the limit values given in Annex 1...

§2 : Where a Member State considers that there is a likelihood that, despite the measures taken, the concentrations of sulphur dioxide and suspended particles in the atmosphere might, after 1 April 1983, exceed in certain zones the limit values given in Annex 1, it shall inform the Commission thereof before 1 October 1982.

It shall at the same time forward to the Commission plans for the progressive improvement of the quality of the air in those zones. These measures and procedures must bring the concentrations of sulphur dioxide and suspended particles in the atmosphere within these zones to values below or equal to the limit values given in Annex 1 as soon as possible and by 1 April 1993 at the latest.

Art. 7 §1 : Following the entry into force of this Directive, Member States shall inform the Commission, not later than six months after the end (31 March) of the annual reference period, of instances in which the limit values laid down in Annex 1 have been exceeded and of the concentrations recorded.

Art. 8 : The Commission shall each year publish a summary report on the application of this Directive.

Art. 10 §4 : The Commission shall after five years, but with six years of the expiry of the limit of 24 months (until 18.07.1988), submit a report to the Council on the results of the parallel measurements carried out under paragraph 3 and shall, having regard in particular to these results and to the need to avoid discriminatory provisions, make proposals relating to Paragraph 2 and Annex IV.

Art. 12 : The procedure laid down in Articles 13 and 14 for the adaptation of this Directive to technical development of the reference methods of sampling and analysis referred to in Annex III. This adaptation must not result in any direct or indirect modification of effective concentration values given in Annexes I and II.

Art. 13 §1 : For, the purpose of Article 12 a Committee on the adaptation of this Directive to scientific and technical progress, (hereinafter called "the Committee") shall be set up; it shall consist of representatives of the Member States, with a Commission representative as Chairman.

Art. 14 : Procedure (see 3.1.1 Directive C 82/884/EEC, remark art. 11).

Modification : Caused by the entry of Greece
Ref/doc : 81/857/EEC of 19.10.1981 (OJ No. L 319/18 of 07.11.1981)
Opinion of EP : OJ No. C 144/37 of 15.06.1981
Came into Force : 01.01.1981

3.1.3 Sulphur

Title : Directive on the approximation of the laws of the Member States relating to the sulphur content of certain liquid fuels

Ref/doc : 75/716/EEC of 24.11.1975 (OJ No. L 307/22 of 27.11.1975)

Opinion of EP : OJ No. C 74/46 of 03.07.1974

Came into Force : 26.08.1976

Transposed into National Law

: B D DK F GB GR I IRL L N
+ + + + + A 432/84 + + + +
Nme
Letter
169

Remarks : Art. 2 §1 : Setting of limit values from 01.10.1976 or from 01.10.1980
§4 : The application of paragraph 1 for the second stage of the programme for reducing the sulphur content in gas oil may be deferred until 1.10.1988 by the Government of Ireland.
Art. 6 : The Commission shall monitor the effects of applying this Directive and will as appropriate depending on new information available on atmospheric sulphur dioxide pollution levels recorded and progress towards determining Community air quality objectives draw up suitable proposals not later than 1 October 1.10.1980.

Exceptional Reglementation

Title : Decision of the Commission concerning the notification of the Luxembourg Government, bearing on an exceptional reglementation of Directive 75/776/EEC

Ref/doc : 79/872/EEC of 10.10.1979 (OJ No. C 269/28 of 26.10.1979)

Remarks : Art. 1 : The Government of Luxembourg is authorised to prolong until 30.09.1980 the exceptional reglementation on Directive 75/776/EEC - decided on 25.09.1979 by the Council of the Government of Luxembourg - and to keep account of the sulphur level of certain liquid fuels.

3.1.4 Nitrogen Dioxide

Title : Directive on air quality standards for nitrogen dioxide

Ref/doc : 85/203/EEC of 07.03.1985 (OJ No. L 87/1 of 27.03.1985)

Opinion of EP : OJ No. C 237/434 of 17.12.1984

Came into Force : 01.01.1987

Remarks : Art. 3 §1 : Member States shall take the necessary measures to ensure that as from 01.07.1987 the concentrations of nitrogen dioxide in the atmosphere measured in accordance with Annex III are not greater than the limit value given in Annex I.

§2 : However, when in particular circumstances the nitrogen dioxide concentrations in the atmosphere in certain zones are likely, despite the measures taken to exceed the limit value in Annex I after 01.07.1987, the Member State concerned shall inform the Commission thereof before 01.07.1987.

It shall forward plans for the gradual improvement of the quality of air in these zones to the Commission as soon as possible....These measures and procedures must aim at reducing the nitrogen dioxide concentrations in the atmosphere within these zones to values not exceeding the limit value given in Annex I as rapidly as possible, and by 01.01.1994 at the latest.

Art. 7 §1 : From 01.07.1987 Member States shall inform the Commission, not later than six months after the end (31 December) of the annual reference period, of instances in which the limit value laid down in Annex 1 has been exceeded and of concentrations recorded.

§2 : Member States shall also notify the Commission, not later than one year after the end of the annual reference period, of the reasons for such instances and of the measures they have taken to deal with them.

Art. 8 : The Commission shall publish periodically a summary report on the application of this Directive.

Art. 13 §1 : A Committee on the Adaptation of this Directive to Scientific and Technical Progress (hereinafter called 'the Committee') shall be set up composed of representatives of the Member States with a Commission representative as Chairman.

Art. 14 : Procedure (see 3.1.1, Directive 82/884/EEC remark art. 11).

3.2 Pollution of the Air by Industrial Plants

- Title** : Directive on the combatting of air pollution from industrial plants
- Ref/doc** : 84/369/EEC of 28.06.1984 (OJ No. L 188/20 of 16.07.1984)
- Opinion of EP** : OJ No. C 342/160 of 19.12.1983
- Came into Force** : 30.06.1987
- Transposed into National Law** : As yet no indication from the Commission (Time limit not expired)
- Remarks** : Art. 7 : Subject to the provisions regarding commercial secrecy, Member States shall exchange information among themselves and with the Commission regarding their experience and knowledge of measures for prevention and reduction of air pollution, as well as technical processes and equipment and air quality and emission limit values.
Art. 8 §1 : The Council, acting unanimously on a proposal from the Commission, shall if necessary, fix emission limit values based on the best available technology not entailing excessive costs, and taking into account the nature, quantities and harmfulness of the emissions concerned.

§2 : The Council acting unanimously on a proposal from the Commission, shall stipulate suitable measurement and assessment techniques and methods.

3.3 Pollution of the Air by Gases from Motor Vehicles

Title : Directive on the approximation of the laws of the Member States relating to measures to be taken against air pollution by gases from positive-ignition engines of motor vehicles

Ref/doc : 70/220/EEC (OJ No. L 76/1 of 06.04.1970)

Opinion of EP : OJ No. C 160/7 of 18.12.1969

Came into Force : 01.10.1971

Transposed into National Law : +

Remarks : -

1. Modification : 74/290/EEC of 28.05.1974

Ref : OJ No. L 159 of 15.06.1974

Came into Force : 01.10.1974

Transposed into National Law : +

Remarks : Reduction of the limit values, allowed for the emission of carbon-monoxide and of unburnt hydrogen-carbons

2. Modification : 77/102/EEC of 30.11.1976

Ref : OJ No. L 32/32 of 03.02.1977

Came into Force : 01.01.1977

Transposed into National Law : +

Remarks : Fixation of limit values allowed for the emission of nitrogen oxide

3. Modification : 78/665/EEC of 14.07.1978

Ref : OJ No. L 223/48 of 14.08.1978

Came into Force : 01.01.1979

Transposed into National Law : +

Remarks : Further reduction of limit values for the three harmful products

4. Modification : 83/351/EEC of 16.06.1983

Ref : OJ No. L 197/1 of 20.07.1983

Opinion of EP : OJ No. C 184/131 of 11.07.1983

Came into Force : 30.11.1983

Transposed into National Law : No indication from the Commission

Remarks : Art. 1 point : The annexes (of Directive 70/220/EEC) are replaced by the Annexes to this Directive.
Art. 2 §3 : From 01.10.1986, Member States may prohibit the entry into service of vehicles which emit gaseous pollutants at levels which do not meet the requirements of Directive 70/220/EEC, as amended by this Directive.

Title : Directive on the approximation of the laws of the Member States relating to the measures to be taken against the emission of pollutants from diesel engines for use in vehicles

Ref/doc : 72/306/EEC of 02.08.1972 (OJ NO. L 190/1 of 20.08.1972)

Opinion of EP : Not given in the OJ

Came into Force : 10.02.1974

Transposed into National Law : +

Remarks : Art. 4 : The amendments necessary for adjusting the Annexes so as to take account of technical progress shall be adopted in accordance with the procedure laid down in Article 13 of the Council Directive of 06.02.1970 on the approximation of the laws of the Member States relating to the type approval of motor vehicles and their trailers

Title : Directive on the approximation of the laws of the Member States relating to the Member States relating to the measures to be taken against the emission of pollutants from diesel engines for use in wheeled agricultural or forestry tractors.

Ref/doc : 77/537/EEC 28.06.1977 (OJ No. L 220/38 of 29.08.1977)
Opinion of EP : OJ No. C 125/51 of 08.06.1976
Came into Force : 30.12.1978
Transposed into National Law : +
Remarks : Art. 5 : The amendments necessary to adopt the provisions of Annexes I to X to the Directive to take account of technical progress shall be adopted in accordance with the procedure laid down in Article 13 of Directive 74/150/EEC.

Title : Directive on the approximation of the laws of the Member States concerning the lead content of petrol

Ref/doc : 78/611/EEC of 20.06.1978 (OJ No. L 197/79 of 22.07.1978)

Opinion of EP : OJ No. C 280/9 of 08.12.1975

Came into Force : 05.01.1980

Transposed into National Law : +

Remarks : Art. 2 §1 : From 01.01.1981, the maximum permitted lead compound content, calculated in terms of lead, of petrol placed upon the Community internal market shall be 0.40g/l.
Art. 6 : The Commission shall report to the Council and the European Parliament on the information thus obtained and, in the light of the data compiled, shall make any suitable proposals for such data to be taken into account in order to develop further Community policy on the lead content of petrol.
Art. 7 §1 : Notwithstanding Article 2(1), the Government of Ireland may provide that for a period of five year commencing on 01.01.1081 petrol may be placed on the market in Ireland even though its lead content is greater than 0.40g/l, without, however, exceeding the current content of 0.64g/l.
§2 : Before the end of the period referred to in paragraph 1 the Council shall, acting by a qualified majority on a proposal from the Commission, decide on the duration of a second derogation period of not more than five years.

Modification

Ref/doc : 85/210/EEC of 20.03.1985 (OJ No. L 96/25 of 03.04.1985)

Opinion of EP : OJ No. C 12/156 of 1985

Came into Force : 01.01.1986

Transposed into
National Law : -

Remarks : Art. 1
a) ...
b) "unleaded petrol" shall mean any petrol the contamination of which by lead compounds, calculated in terms of lead, does not exceed 0.013g Pb/l;
c) "leaded petrol" shall mean all petrol other than unleaded petrol. This shall have a maximum permitted lead-compound content, calculated in terms of lead of not more than 0.40g Pb/l and not less than 0.15g Pb/l.

Art. 2 §3 : Member States shall as soon as they consider it appropriate, reduce to 0.15g Pb/l the permitted leaded compound content, calculated in terms of lead, of leaded petrol on their markets.

Art. 3 §1 : Subject to paragraphs 2 and 3, Member States shall take the necessary measures to ensure the availability and balanced distribution within their territories of unleaded petrol from 01.10.1989.

§3 : Until 01.04.1990, Member States may, by way of derogation, allow the contamination of unleaded petrol by lead compounds to exceed 0.013g Pb/l provided it does not exceed 0.020g Pb/l.

Art. 4 §1 : From 01.10.1989 the benzene content of leaded petrol and of unleaded petrol shall not exceed 5.0% by volume.

Art. 11 §1a Committee on the adaptation of this Directive to scientific and technical progress...shall be set up; it shall consist of representatives of the Member States, with a Commission representative as Chairman.

Art. 12 : Procedure (see 3.1.1 Directive 82/884/EEC, remark art 11).

Art. 17 : Directive 78/611/EEC shall cease to be applicable on 31 December 1985

Written Questions (No., Ref., Title) concerning part 3

1447/80	(OJ No. C 49/23 of 09.03.81):	Reduction of lead additives in petrol
126/81	(OJ No. C 199/06 of 06.08.81):	Lead-free petrol
537/81	(OJ No. C 267/23 of 19.10.81):	Particularly serious air pollution in West-Berlin
540/81	(OJ No. C 267/25 of 19.10.81):	Pollution from motor cars
1588/81	(OJ No. C 85/19 of 05.04.82):	Detoxication of motor vehicle exhaust gases
817/82	(OJ No. C 259/27 of 04.10.82):	Directive on smoke and sulphur dioxide
1117/82	(OJ No. C 12/03 of 17.01.83):	Death of woodlands in Europe

- 1726/82 (OJ No. C 136/04 of 24.05.83): Control of 'acid rain'
- 1732/82 (OJ No. C 73/22 of 17.03.83): Chimney chimneys
- 2095/82 (OJ No. C 167/13 of 27.06.83): Directive on smoke and sulphur dioxide
- 2110/82 (OJ No. C 189/12 of 14.07.83): Death of forests
- 2311/82 (OJ No. C 212/07 of 08.08.83): Lead in petrol
- 2396/82 (OJ No. C 212/09 of 08.08.83): Dying out of forests
- 450/83 (OJ No. C 350/03 of 23.12.83): Forest death (acid rain)
- 940/83 (OJ No. C 335/26 of 12.12.83): The approximation of the laws of the Member States relating to measures to be taken against air pollution by gases from positive-ignition engines of motor vehicles
- 964/83 (OJ No. C 326/17 of 30.11.83): Air pollution monitoring
- 1332/83 (OJ No. C 84/04 of 26.03.84): Environmental policies for the coal industry
- 1341/83 (OJ No. C 109/04 of 24.04.84): Maximal Directives
- 1385/83 (OJ No. C 116/02 of 30.04.84): Implementation of Directive 80/779/EEC on air quality limit values and guide values for sulphur dioxide and suspended particulates
- 1439/83 (OJ No. C 78/10 of 19.03.84): Motor vehicles emissions control
- 1787/83 (OJ No. C 141/26 of 28.05.84): Measures to be taken, against air pollution by gases from engines from motor vehicles, with or without consulting Parliament
- 1874/83 (OJ No. C 173/02 of 02.07.84): Pollution of the air by vehicle emissions
- 1898/83 (OJ No. C 144/07 of 30.05.84): Lead in petrol
- 221/84 (OJ No. C 262/08 of 01.10.84): Damage to forests in the border region of Viersen (North Rhine-Westphalia)
- 523/84 (OJ No. C 314/07 of 26.11.84): Directive 80/779/EEC on smoke and sulphur dioxide control

4. Chemical Substances

4.1 Classification, Packaging and Labelling of Dangerous Substances

Title : Directive on the approximation of laws, regulations and administrative provisions relating to the classification, packaging and labelling of dangerous substances

Ref/doc : 67/548/EEC of 27.06.1967 (OJ No. L 196/1 of 16.08.1967)
Opinion of EP : OJ No. C 209/65 of 11.12.1965 p. 3133
Came into Force : 01.01.1970
Transposed into National Law : No indication from the Commission
Remarks : -

1. Modification : 69/81/EEC of 13.03.1969

Ref : OJ No. L 68/1 of 19.03.1969
Opinion of EP : OJ No. C 135/30 of 14.12.1968
Came into Force : 01.01.1970
Remarks : -

2. Modification : 70/189/EEC of 06.03.1970

Ref : OJ No. L 59/33 of 14.03.1970
Opinion of EP : -
Remarks : The time-limits for the transposition of these Directives (67/548 and 69/81 into National Law are extended until 01.01.1971

3. Modification : 71/144/EEC of 22.03.1971

Ref : OJ No. L 74/15 of 29.03.1971
Opinion of EP : -
Remarks : The time limit for the transposition of this Directive into National Law is extended until 01.01.1972

4. Modification : 73/146/EEC of 21.05.1973

Ref : OJ No. L 167/1 of 25.06.1973
Opinion of EP : No mention of the opinion of EP
Came into Force : 24.11.1973
Transposed into National Law : No indication from the Commission

Remarks : Setting up of a technical committee in article 86

5. Modification : 75/409/EEC of 24.06.1975

Ref : OJ No. L 183/22 of 14.07.1975

Opinion of EP : OJ No. C 2/59 of 09.01.1974

Came into Force : 01.06.1976

Transposed into National Law : No indication from the Commission

Remarks : -

6. Modification : 79/831/EEC of 18.09.1979

Ref : OJ NO. L 259/10 of 15.10.1979

Opinion of EP : OJ No. C 30/35 of 07.02.1977

Came into Force : 18.09.1981/18.09.1983 (see the following remarks)

Transposed into National Law : B D DK F GB
A 37/84 A 286/83 A 38/84 A 288/83 A 289/83
Nme
reasoned
opinion

GR I IRL L NL
- A 290/83 A 291/83 + +

Remarks : Art. 6 §1 ...any manufacturer or importer into the Community of a substance within the meaning of this Directive shall be required to submit to the competent authority...of the Member State in which the substance is produced or into which it is imported into the Community, at the latest 45 days before the substance is placed on the market, a notification including a technical dossier supplying the information necessary for evaluating the foreseeable risks, whether immediate or delayed which the substance may entail for man and the environment.
Art. 13 §1 : The Commission shall, on the basis in particular of information provided by the Member States, draw up an inventory of substances on the Community market by 18 September 1981.
Setting up of a Technical Committee in article 20.
Summary of Directive 67/548 and the first five modifications of the text. According to Art. 5 of the Directive, the time limits for the transposition into national law will finally be either 18.09.1981 or 18.09.1983.
Several Commission directives concerning modifications brought about by technical progress are added to the above Directive. The last modification - 5-83/467/EEC of 29.07. 1983 - was published in the OJ No. L 257 of 16.09.1983.

4.2 Detergents

Title : Directive on the approximation of the laws of the Member States relating to detergents

Ref/doc : 73/404/EEC of 22.11.1973 (OJ No. L 347/51 of 17.12.1973)

Opinion of EP : OJ No. C 10/29 of 05.02.1972

Came into Force : 26.05.1975

Transposed into National Law : +

Remarks : -

Modification

Title : Directive on the approximation of the laws of the Member States relating to methods of testing the biodegradability of non-ionic surfactants and amending Directive 73/404/EEC

Ref/doc : 82/242/EEC of 31.03.1982 (OJ No. L 109/1 of 22.04.1982)

Opinion of EP : OJ No. C 197/66 of 22.04.1982

Came into Force : 14.10.1983

Transposed into National Law : +

Remarks : Art. 5 : The following articles shall be inserted in Directive 73/404/EEC:

- Art. 2a §1 : Until 31 March 1986, Member States may exempt low-foaming alkene oxide additives.
- §2 : Paragraph 1 shall apply to the abovementioned non-ionic surfactants which come on the market after 30 September 1983 only if they have a higher level of biodegradability than existing products of the same application.
- Art. 7a §1 : A committee shall be established for the adaptation to technical progress of Directives for the removing of technical barriers to trade in the detergent sector (hereinafter called 'the Committee') which shall consist of representatives of the Member States under the chairmanship of a representative of the Commission.
- Art. 7b : Procedure (see 2.1.3 Directive 82/883/EEC, remark art 11).

Title : Directive on the approximation of the laws of the Member States relating to methods of testing the biodegradability of ionic surfactants

Ref/doc : 73/405/EEC of 22.11.1973 (OJ No. L 347/53 of 17.12.1973)
Opinion of EP : OJ No. C 10/29 of 05.02.1972
Came into Force : 26.05.1975
Transposed into National Law : No indication from the Commission
Remarks : -

Modification

Ref/doc : 82/243/EEC of 31.03.1982 (OJ No. L 109/18 of 22.04.1982)
Opinion of EP : OJ No. C 172/111 of 13.07.1981
Came into Force : 14.10.1983
Transposed into National Law : No indication from the Commission
Remarks : Art. 3 point 1 : The following Article shall be inserted:
 Article 3a. The Amendments required for adapting the Annex to technical progress shall be adopted in accordance with the procedure laid down in Article 76 of Directive 73/404/EEC.
Art. 3 §4 : The Annex is replaced by the annex to this Directive.

4.3 The Major Accident Hazards of Certain Industrial Activities

Title : Directive on the major accident hazards of certain industrial activities
Ref/doc : 82/501/EEC of 24.06.1982 (OJ No. L 230/1 of 05.08.1982)
Opinion of EP : OJ No. C 175/48 of 14.07.1980
Came into Force : 08.01.1984
Transposed into National Law :

B	D	DK	F	GB	GR	I	IRL	L	NL
A 397/84	+	+	+	No indication from the				+	
Nme	Commission								
reasoned									
opinion									

Remarks : Art. 9 §1 : The Directive shall apply to both new and existing industrial activities.
§3 : In the case of existing industrial activities, this Directive shall apply at the latest on 08.01.1985.
Art. 15 §1 : For the purposes of applying Article 14, a Committee responsible for adapting this Directive to technical progress (hereinafter referred to as "the Committee") is

hereby set up. It shall consist of representatives of the Member States and be chaired by a representative of the Commission.

Art. 16 : Procedure (see 2.1.3 Directive 82/883/EEC remark art. 11).

Art 18 : Member States and the Commission shall exchange information on the experience acquired with regard to the prevention of major accidents and the limitation of their consequences; this information shall concern, in particular, the functioning of the measures provided for in this Directive. Five years after notification of this Directive (24.06.1987), the Commission shall forward to the Council and the European Parliament a report on its application which it shall draw up on the basis of this exchange of information.

Art. 19 : At the latest on 08.01.1986 the Council shall, on a proposal from the Commission, review Annexes I, II and III.

Written Questions (No., Ref., Title) concerning Part 4

- 862/80 (OJ No. C 302/13 of 20.11.80): Study of pollution of coastal vegetation
- 2133/82 (OJ No. C 212/03 of 08.08.83): Pollution of the Rhine
- 813/83 (OJ No. C 343/06 of 19.12.83): Transformer units filled with PCB as a potential source of catastrophe
- 905/83 (OJ No. C 335/21 of 12.12.83): Transfrontier environmental pollution
- 2079/83 (OJ No. C 17/05 of 02.07.84) : Compliance with Directive on the major-accident hazards of certain industrial activities (82/501/EEC)

5. NOISE

5.1 Permissible Sound Levels for Motor Vehicles

- Title : Directive on the approximation of the law of the Member State relating to the permissible sound level and the exhaust system of motor vehicles
- Ref/doc : 70/157/EEC of 06.02.1970 (OJ No. L 42/16 of 23.02.1970)
- Opinion of EP : OJ No. C 160/7 of 18.12.1969
- Came into Force : 10.08.1971
- Transposed into National Law : No indication from the Commission
- Remarks : -

Modification

Ref/doc : 77/212/EEC of 08.03.1977 (OJ No. L 66 of 12.03.1977)

Came into Force : 01.04.1977

Remarks : There are two Commission directives concerning the above Directive which relate to the setting up of a technical committee (73/350, OJ L 321 of 22.11.1973; 81/334, OJ L 131 of 18.05.1981)

5.2 Permissible Sound Levels for Motorcycles

Title : Directive on the approximation of the laws of the Member States on the permissible sound level and exhaust system of motorcycles

Ref/doc : 78/1015/EEC of 23.11.1978 (OJ No. L 349/21 of 13.12.1978)

Opinion of EP : OJ No. C 125/48 of 08.06.1976

Came into Force : 01.10.1980

Remarks : Art. 8 : Before 31 December 1984, the Council shall, on a proposal from the Commission, decide on a reduction in the maximum permissible sound levels provided for in Annex I.
Art. 9 : Any amendments necessary to adapt the requirements of the Annexes to technical progress shall be adopted in accordance with procedure provided for in Article 13 of Council Directive 70/156/EEC of 06.02.1970 on the approximation of the laws of the Member States relating to the type-approval of motor vehicles and their trailers (OJ No. L 42/1 of 23.02.1970), as amended by Directive 78/547/EEC (OJ No. L 168/35 of 26.06.1978). The maximum permissible sound levels may in no case be raised. However, the procedure shall only apply to point 2.1.1 of Annex I as from 01.07.1984.

5.3 Permissible Sound Levels for Tractors

Title : Directive on the approximation of the laws of the Member States relating to certain parts and characteristic of wheeled agricultural or forestry tractors.

Ref/doc : 74/151/EEC of 04.03.1974 (OJ No. L 84/25 of 28.03.1974)

Opinion of EP : OJ No. C 28 of 17.02.1967 p. 462/7

Came into Force : 07.04.1975

Transposed into National Law : No indication from the Commission

Remarks : -

Title : Directive on the approximation of the laws of the Member States relating to the driver-perceived noise level of wheeled agricultural or forestry tractors

Ref/doc : 77/311/EEC of 29.03.1977 (OJ No. L 105/1 of 28.04.1977)

Opinion of EP : OJ No. C 127/34 of 18.10.1974

Came into Force : 01.10.1979

Transposed into National Law : No indication from the Commission

Remarks : Art. 2 §1 : For a transitional period expiring on a date to be fixed before 1 October 1981 in accordance with the procedure laid down in Article 13 of Directive 74/150/EEC...the limit values given in accordance with Annex I No. 3.2.1.1 and with Annex II No. 3.2.2.1 are increased to 6 dB (A).
Art. 5 : Any amendments necessary to adapt the requirements of the Annexes to technical progress shall be adopted in accordance with the procedure laid down in Article 13 of Directive 74/150/EEC.

5.4 Noise Emissions from Subsonic Aircraft

Title : Directive on the limitation of noise emissions from subsonic aircraft

Ref/doc : 80/51/EEC of 20.12.1979 (OJ No. L 18/26 of 24.01.1980)

Opinion of EP : OJ No. C 178/61 of 02.08.1976

Came into Force : 21.06.1980

Transposed into National Law : B D DK F GB GR I IRL L NL
+ + + + + A 436/84 + + + +
Nme
Letter 169

Remarks : -

Modification

Ref/doc : 83/206/EEC of 21.04.1983 (OJ No. L 117/15 of 04.05.1983)

Opinion of EP : OJ No. C 334/137 of 20.12.1982

Came into Force : 26.04.1984

Transposed into

National Law : B D DK F GB GR I IRL L NL
 A 398/84 nm + + + nm + + + nm
 Nme
 Letter 169

Remarks : By this modification it must be assured that subsonic aircraft, which are not registered in the territories of Member States and which do not comply with the relevant international standards should be prevented from operating in those territories after 31.12.1987, subject to possible temporary exemptions until 31.12.1989. Relating to this, the Federal Republic of Germany draws the Council's attention to the fact that the directive concerning the modification of Directive 80/51/EEC does not cover Land Berlin.

5.5 Noise Emissions from Construction Plant and Equipment

Title : Directive on the approximation of the laws of the Member States relating to the determination of noise emission of construction plant and equipment

Ref/doc : 79/113/EEC of 19.12.1978 (OJ NO. L 33/15 of 08.02.1979)

Opinion of EP : OJ No. C 76/37 of 07.04.1975

Came into Force : 21.06.1980

Transposed into National Law : No indication from the Commission

Remarks : Art. 4 §1 : A Committee on the Adaptation to Technical Progress of the Directives on the Removal of Technical Barriers to Trade in Construction Plant and Equipment (hereinafter called "the Committee") is hereby set up; it shall consist of representatives of the Member States, with a representative of the Commission as chairman.

Modification

Ref/doc : 81/1051/EEC of 07.12.1981 (OJ No. L 376/49 of 30.12.1981)

Opinion of EP : OJ No. C 147/129 of 16.06.1980

Came into Force : 14.06.1983

Transposed into National Law : No indication from the Commission

Remarks : The modification allows all the general technical measures necessary to detect voice emissions from construction plant and equipment to be concentrated in a single directive.

Written Questions (No., Ref., Title) relating to Part 5

2185/80 (OJ No. C 115/27 of 18.05.81): Noise emitted by lorries
165/81 (OJ No. C 210/11 of 19.08.81): Noise level for heavy lorries
182/81 (OJ No. C 178/14 of 20.07.81): Lorry noise
509/81 (OJ No. C 240/19 of 18.09.81): Lorry noise
1532/81 (OJ No. C 65/30 of 15.03.82): Lorry noise
H-666/82 (EP debates No. 294, p. 160): Motorcycle noise
1546/82 (OJ No. C 62/06 of 07.03.83): Proposals on air transport
1387/83 (OJ No. C 52/29 of 23.02.84): Traffic-induced vibration
1606/83 (OJ No. C 105/15 of 16.04.84): Aircraft noise
1607/83 (OJ No. C 105/17 of 16.04.84): ICAO Annexes

6. WASTE

6.1 Waste General

Title : Directive on waste
Ref/doc : 75/442/EEC of 15.07.1975 (OJ No. L 194/97 of 25.07.1975)
Opinion of EP : OJ NO: C 32/36 of 11.02.1975.
Came into Force : 18.07.1977
Transposed into National Law :
B D DK F GB GR I IRL L NL
A 102/78 + + + + A 428/84 + + + +
Nme Nme
Jdg 2.2.82 Letter
Case 69/81 169
A 171/84
Nme
Reasoned
opinion
Remarks : Art. 12 : Every three years, Member States shall draw up a situation report on waste disposal in their respective countries and shall forward it to the Commission...The Commission shall circulate this report to the other Member States...The Commission shall report every three years to the Council and to the European Parliament on the application of this Directive.

6.2 The Disposal of waste oils

Title : Directive on the disposal of waste oils

Ref/doc : 75/439/EEC of 16.06.1975 (OJ No. L 194/31 of 25.07.1975)

Opinion of EP : OJ No. C 85/06 of 18.07.1979

Came into Force : 18.06.1977

Transposed into National Law :

	B	D	DK	F	GB	GR	I	IRL	L	NL
A 98/79		+	+	+	+	A 427/84	+	+	+	+
Nme						Nme				
Jdg. 2.2.82						Letter				
Case 70/81						169				
A 170/84										
Nme										
Reasoned opinion										

Remarks : Art. 15 : Each Member State shall periodically convey to the Commission information concerning its technical expertise and the experience gained and results obtained through the application measures taken pursuant to this Directive. The Commission shall send an overall summary of such information to the Member States.

Art. 16 : Every three years, Member States shall draw up a situation report on the disposal of waste oils in their respective countries and shall send it to the Commission.

Art. 18 : The provision adopted by the Member States pursuant to this Directive may be progressively applied to the undertakings...existing at the time of notification of this Directive, within four years of the said notification (until 16.06.1979).

6.3 Toxic and dangerous waste

Title : Directive on Toxic and dangerous waste.

Ref/doc. : 78/319/EEC of 20.03.1978 (OJ no. L 84/43 of 31.03.1978).

Opinion of EP : OJ no. C 30/27 of 17.02.1977

Came into Force : 22.03.1980

Transposed into National Law :

	B	D	DK	F	GB	GR	I	IRL	L	NL
A 169/83		+	+	A 170/83	+	A 130/83	+	+	+	+
Npe				Npe		Npe				
reasoned opinion				reasoned opinion		reasoned opinion				

Remarks : Art. 16 §1 : Every three years, and for the first time three years following the notification of this Directive (20.03.1981), Member States shall draw up a situation report on the disposal of toxic and dangerous waste in their respective countries and shall forward it to the Commission.
§2 : The Commission shall report every three years to the Council and to the European Parliament on the application of this Directive.
Art. 18 §1 : A Committee for adapting this directive to technical progress is hereby set up. It shall consist of representatives of the Member States and be chaired by a representative of the Commission.

6.4 Polychlorinated biphenyls and Polychlorinated terphenyls

Title : Directive on the elimination of polychlorinated biphenyls and polychlorinated Terphenyls.

Ref/doc. : 76/493/EEC of 06.04.1976 (OJ no. L 108 of 26.04.1976)

Opinion of EP : OJ no. C 157 of 14.07.1975

Came into Force : 09.04.1978

Transposed into National Law :

	B	D	DK	F	GR	I	IRL	L	NL
	A 94/79	+	+	+	A 429/84	+	+	+	+
	Nme				Nme				
	Jdg 2.2.82				Letter				
	Case 71/81				169				
	A 172/84								
	Nme								
	reasoned								
	opinion								

Remarks : Art. 10 §1 : Every three years, Member States shall report to the Commission, within the scope of the report continued in article 12 of Directive 75/442/EEC (see 6.1), on the situation of the elimination of PCB within their territory.
§2 : The Commission shall report every three years to the Council and the European Parliament on the application of this directive.

6.5 Transfrontier shipment of hazardous and toxic wastes

Title : Directive on the supervision and control within the European Community of the transfrontier shipment of hazardous waste.

Ref/doc. : 84/631/EEC of 06.12.1984 (OJ no. L 326/31 of 31.12.1984)

Opinion of EP : OJ no. 184/50 of 11.07.1983.

Came into Force : 01.10.1985

Transposed into National Law : No communication received yet.

Remarks : Art. 11 §3 : The Council shall, act in accordance with the procedure referred to in Article 100 of the Treaty, determine not later than 30 September 1988, the conditions for implementing the civil Liability of the producer in the Case of damage of that of any other person who may be accountable for the said damage and shall also determine a system of insurance.
Art. 14 : ... The Commission shall prepare a summary report every two years, which it shall submit to the European Parliament, the Council and the Economic and Social Committee.
Art. 15 : The technical Committee set up under Article 18 of Directive 78/319/EEC, and acting under the procedure laid down in Article 19 of that Directive, shall be empowered to draw up, in accordance with the information given in Annexes I and III respectively, the consignment not including the general instructions and uniform declaration document referred to in Article 17. The Committee shall also be empowered, under the same procedure to adapt to technical progress and consignment note, the declaration document and the list of international transport conventions contained in Annex II.

Written Questions (No., Ref., Title) concerning Part 6

- 626/80 (OJ No C 269/16 of 16.10.80) : Dioxin pollution
- 1219/80 (OJ No C 329/14 of 16.12.80) : Control of the disposal of toxic waste
- 1785/80 (OJ No C 88/08 of 21.04.81) : Differing national standards within the EEC governing the storage of industrial waste
- 2302/80 (OJ No C 115/33 of 18.05.81) : Directives on waste
- 254/81 (OJ No C 199/15 of 06.08.81) : Shipment of toxic wastes to Africa
- 315/81 (OJ No C 205/14 of 13.08.81) : Recovery of used oils
- 452/81 (OJ No C 240/14 of 18.09.81) : Use of waste oil
- 692/81 (OJ No C 267/56 of 19.10.81) : Directive of 20.03.78 on toxic and dangerous waste
- 1053/81 (OJ No C 315/17 of 03.12.81) : Comparative reports on the quality of environment
- 1573/81 (OJ No C 92/20 of 13.04.82) : The system for disposal of toxic and dangerous waste in EEC Member Countries
- 1574/81 (OJ No C 92/21 of 13.04.82) : Obligations of the Member States, under Council Directive of 20.03.78 on dangerous and toxic waste.

- 225/82 (OJ No 156/33 of 21.06.82) : Disposal of toxic waste
- 331/82 (OJ No C 167/37 of 05.07.82) : Waste disposal
- 687/82 (OJ No C 275/07 of 18.10.82) : Compatibility of French decree no. 79-981 with Community Law
- 857/82 (OJ No C 327/03 of 13.12.82) : Burning of waste oil
- 1602/82 (OJ No C 55/18 of 27.06.83) : Seveso: Dioxin-contaminated wastes
- 1687/82 (OJ No C 93/14 of 07.04.83) : Disposal of used motor oil and its re-use as fuel
- 2094/82 (OJ NO C 167/13 of 27.06.83) : Packaging of Medicines
- 2391/81 (OJ No C 170/16 of 29.06.83) : Spent oil and the environment
- 2392/82 (OJ No C 177/22 of 04.07.83) : Spent oil and the environment
- 230/83 (OJ No C 308/02 of 14.11.83) : Disappearance of 41 containers holding TCDD (Dioxyne) from Seveso and the application of Directive 78/319/EEC
- 266/83 (OJ No C 308/03 of 14.11.83) : Dioxin-contaminated waste
- 304/83 (OJ No C 212/31 of 08.08.83) : Obligation of the Member States under EEC Directive 78/319/EEC of 20.03.78 on toxic and dangerous wastes
- 311/83 (OJ No C 212/32 of 08.08.83) : Cross-frontier shipment of toxic and dangerous waste
- 682/83 (OJ No C 257/30 of 26.09.83) : Destruction of aerosols.
- 683/83 (OJ No C 279/14 of 17.10.83) : Firms responsible for the destruction of toxic waste
- 800/83 (OJ No C 361/02 of 31.12.83) : Disposal of approximately three kilogrammes of pure dioxin which is still in the boiler of the Seveso reactor
- 893/83 (OJ No C 38/01 of 13.02.84) : Burning of waste oil, in particular Council directive 75/439/EEC on the disposal of waste oils
- 1174/83 (OJ No C 24/30 of 30.01.84) : Manufacture of PCBS
- 1200/83 (OJ No C 52/12 of 23.02.84) : Cadmium in agricultural soil
- 1202/83 (OJ No C 148/01 of 06.06.84) : Waste oil policy
- 1413/83 (OJ No C 105/02 of 16.04.84) : Polychlorinated biphenyls (PCB)
- 1555/83 (OJ No C 71/28 of 12.03.84) : Failure to apply Council Directive 78/319/EEC on toxic and dangerous waste

7. THE CONSERVATION OF FLORA AND FAUNA

7.1 Wild Birds

Title : Directive on the conservation of wild birds
Ref/doc : 79/409/EEC of 02.04.1979 (OJ No L 103/1 of 25.04.1979)
Opinion of EP : OJ No C 163/28 of 11.07.1977
Came into Force : 06.04.1981

Transposed into National Law

B	D	DK	F	GB	GR
+ A 119/84	A 120/84	A 120/84	+ A 122/84	A 274/84	
Npe	Npe		Npe	Npe	
reasoned	reasoned		reasoned	reasoned	
opinion	opinion		opinion	opinion	
I	IRL		L	NL	
A 124/84	A 123/84		A 146/83	A 125/84	
Npe	Npe		Npe	Npe	
reasoned	reasoned		reasoned	reasoned	
opinion	opinion		opinion	opinion	

Remarks : Art. 12 §1 : Member States shall forward to the Commission every three years, starting from the date of expiry of time limit referred to in Article 18.1, a report on the implementation of national provisions taken thereunder.
§2 : The Commission shall prepare every three years a composite report based on the information referred to in paragraph 1.
Art. 16 §1 : For the purposes of the amendments referred to in Article 15 of this Directive, a Committee for the adaptation to Technical and Scientific Progress (hereinafter called "the Committee"), consisting of representatives of the Member States and derived by a representative of the Commission, is hereby set up.
Art. 17 §1 : Where the procedure laid down in this Article is to be followed, matters shall be referred to the Committee by its chairman, either on his own initiative or at the request of the representative of a Member State.
§2 : The Commission representative shall submit to the Committee a draft of the measures to be taken.
§3a) : The Commission shall adopt the measures envisaged where they are in accordance with the opinion Committee.
§3b) : Where the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall without delay submit a proposal to the Council concerning the measures to be adopted. The Council shall act by a qualified majority.

§3c) : If, within three months of a proposal being submitted to it, the Council has not acted, the proposed measures shall be adopted by the Commission.

Modification

Ref/doc. : 81/854/EEC of 19.10.1981 (OJ no. L 319/3 of 07.11.1981).
Opinion of EP : OJ no. C 144/37 of 15.06.1981
Came into Force : No delay
Remarks : Art. 1 : Annex I, II and III to Directive 79/409/EEC are hereby replaced by Annexes I, II and III to this Directive.

7.2 Seal pups

Title : Directive concerning the importation into Member States of skins of certain seal pups and products derived therefrom.

Ref/doc. : 83/129/EEC of 28.03.1983 (OJ No L 91/30 of 09.04.1983)

Opinion of EP : OJ No C 334/132 of 20.12.1982.

Came into Force : 01.10.1983/01.10.1985

Transposed into National Law

B	D	DK	F	GB	GR	I	IRL	L	NL	
+	+	+	+	+	+	A 147/84	+	+	+	
							Nme			
							Letter			
							169			

Remarks : Art. 1 §1 : Member States shall take or maintain all necessary measures to ensure that the products listed in the Annex are not commercially imported into their territories.
§2 : Member States shall forthwith inform the Commission of such measures.
Art. 2 : This Directive shall apply from 1 October 1983 to 1 October 1985, unless the Council decides otherwise, by a decision taken by qualified majority on a proposal from the Commission, having regard to a report to be presented to the Council by the Commission before 1 September 1983.

Written Questions (No., Ref., Title) relating to part 7

1633/79 (OJ No. C 322/01 of 10.12.80) : Common hunting policy

1746/80 (OJ No. C 93/03 of 23.04.81) : Manufacture of thrush pâté

- 1877/80 (OJ No. C 168/03 of 08.07.81) : Protection of wild birds
- 1912/80 (OJ No. C 88/20 of 21.04.81) : Protection of wildlife
- 2266/80 (OJ No. C 103/37 of 06.05.81) : Application in the Member States of the Directive on the conservation of bird life
- 240/81 (OJ No. C 186/24 of 27.07.81) : Entry into force of Directive 79/409/EEC on the conservation of wild birds
- 369/81 (OJ No. C 240/08 of 18.09.81) : Protection of wildlife
- 401/81 (OJ No. C 222/13 of 02.09.81) : Directive on the conservation of wild birds
- 666/81 (OJ No. C 267/51 of 19.10.82) : Manufacture of thrush pâté
- 993/81 (OJ No. C 303/30 of 23.11.81) : Oostvaardersplassen
- 1169/81 (OJ No. C 129/01 of 19.05.82) : Drainage of bogs in Ireland
- 1252/81 (OJ No. C 345/28 of 31.12.81) : Protection of birds
- 163/82 (OJ No. C 167/28 of 05.07.82) : Hunting of thrushes in France
- 220/82 (OJ No. C 183/07 of 19.07.82) : Conservation of wild birds in the Wash
- 476/82 (OJ No. C 320/01 of 06.12.82) : Irish nature
- 576/82 (OJ No. C 275/03 of 18.10.82) : Western Islands development programme
- 809/82 (OJ No. C 266/11 of 11.10.82) : Application in the Member States of the directive on the conservation of bird life
- 859/82 (OJ No. C 275/18 of 18.10.82) : Community directive on bird conservation
- 926/82 (OJ No. C 327/05 of 13.12.82) : Convention on the conservation of European wildlife and natural habitats
- 973/82 (OJ No. C 275/26 of 18.10.82) : Application of the bird Directive in France
- 1009/82 (OJ No. C 327/09 of 13.12.82) : Protection of woodcocks.
- 1102/82 (OJ No. C 25/05 of 31.01.83) : Environmental protection
- 1104/82 (OJ No. C 3/07 of 18.10.82) : Hunting of turtle doves in the Gironde in May 1982
- 1151/82 (OJ No. C 327/20 of 13.12.82) : The training of Rangers and bird-counting in Denmark
- 1252/82 (OJ No. C 55/04 of 28.02.83) : Western Isles integrated development programme

1271/82 (OJ No. C 25/16 of 31.01.83) : Bird directive

1530/82 (OJ No. C 29/24 of 03.02.83) : Bird-netting in Wallonia

1600/82 (OJ No. C 141/01 of 30.05.83) : Proposal for a regulation banning imports of seal-pup products from Canada

1787/82 (OJ No. C 167/01 of 27.06.83) : Seal Hunting

1788/82 (OJ No. C 167/02 of 27.06.83) : Determination of age of seal pups

1858/82 (OJ No. C 150/55 of 08.06.83) : Western Isles development programme

2211/82 (OJ No. C 141/14 of 30.05.83) : Directive 79/409/EEC on bird conservation

2255/82 (OJ No. C 243/02 of 12.09.83) : Convention on conservation

144/83 (OJ No. C 212/25 of 08.08.83) : Directive on wild birds

516/83 (OJ No. C 246/18 of 14.09.83) : Inuit people and native races

549/83 (OJ No. C 268/27 of 06.10.83) : Lack of animal protection in 'Amusement-Par' menageries

630/83 (OJ No. C 279/13 of 17.10.83) : Protection for the habitat of aquatic birds under Directive 79/409/EEC

631/83 (OJ No. C 288/3 of 24.10.83) : Application of the Directive on birds

1262/83 (OJ No. C 38/21 of 13.02.84) : Protection of the habitat of waterfowl in the context of the EEC Directive on the conservation of wild birds (79/409/EEC)

1286/83 (OJ No. C 38/27 of 13.02.84) : Wild bird preservation - Council Directive No 79/409/EEC

1330/83 (OJ No. C 109/03 of 24.04.84) : Protection of the woodcock.

1431/83 (OJ No. C 109/08 of 24.04.84) : Protection of the Curlew (Numenius Arquata) during migration and in wintering areas.

1776/83 (OJ No. C 141/25 of 28.05.84) : Community action in the environment

1930/83 (OJ No. C 144/12 of 30.05.84) : Compensation for ban of import of seal pups.

2103/83 (OJ No. C 232/03 of 03.09.84) : Electricity generation power stations in the Shetland Isles

292/84 (OJ No C 225/18 of 27.08.84) : River Finn drainage project

10/84 (OJ No. C 256/13 of 24.09.84) : Protection of waterfowl under the Directive on conservation of wild birds

- 311/84 (OJ No. C 256/14 of 24.09.84) : Serious decline in Ortolan numbers
- 312/84 (OJ No. C 262/10 of 01.10.84) : Amendment of the bird directive to take account of small songbirds and birds of prey
- 493/84 (OJ No. C 493/84 of 24.09.84) : Special protected areas for bird conservation
- 572/84 (OJ No. C 308/03 of 19.11.84) : 'Sport' hunting of birds

