

Activities on EC level and time lines – October 2017

Subject	Time	Content	Notice	Action EERA
WEEE Directive				
Art – 2 Scope	(b) from 15 August 2018	All EEE shall be classified within the categories set out in Annex III. Annex IV contains a non-exhaustive list of EEE which falls within the categories set out in Annex III (open scope).		
	By 14 August 2015	The Commission shall review the scope of this Directive set out in point (b) of paragraph 1, including the parameters to distinguish between large and small equipment in Annex III, and shall present a report thereon to the European Parliament and to the Council. The report shall be accompanied by a legislative proposal, if appropriate.	14 April 2017 – No change	
7 – Collection rate	From 2016	the minimum collection rate shall be 45 % calculated on the basis of the total weight of WEEE collected in accordance with Articles 5 and 6 in a given year in the Member State concerned, expressed as a percentage of the average weight of EEE placed on the market in the three preceding years in that Member State.	31 December 2017	On various occasions EERA has warned that it is expected that 12 out of 28 MS may reach the target. EERA members are asked to monitor the reported collection rates in case of irregularities. Findings will be send to EC and EP.
7 – Collection rates	From 2019	the minimum collection rate to be achieved annually shall be 65 % of the average weight of EEE placed on the market in the three preceding years in the Member State concerned, or alternatively 85 % of WEEE generated on the territory of that Member State.		On various occasions EERA has warned that it is expected that only 3 out of 28 MS may reach the target.
7 – Collection rates	By 14 August 2015,	The Commission shall adopt implementing acts establishing a common methodology for the calculation of the weight of EEE placed on the national market and a common methodology for the calculation of the quantity of	18 April 2017 - COMMISSION IMPLEMENTING REGULATION (EU) 2017/699	EERA commented in letter to EC on 1 June 2015

		WEEE generated by weight in each Member State.		
7 – Collection rates	By 14 August 2015	The Commission shall present a report to the European Parliament and to the Council on the re-examination of the deadlines relating to the collection rates referred to in paragraph 1 and on possibly setting individual collection rates for one or more categories set out in Annex III, particularly for temperature exchange equipment, photovoltaic panels, small equipment, small IT and telecommunication equipment and lamps containing mercury.	18 April 2017 – No change	EERA participated in all consultation meetings.
8 – Proper treatment	By 14 February 2013	The Commission shall request the European standardisation organisations to develop European standards for the treatment, including recovery, recycling and preparing for re-use, of WEEE. Those standards shall reflect the state of the art.	4 February 2013 Mandate M/518	All standards under M/518 are published except for PV's and Reuse. EERA participated in all working groups for a period of 4,5 years.
10 - Shipments of WEEE	By 14 February 2014	The Commission shall adopt delegated acts, in accordance with Article 20, laying down detailed rules supplementing those in paragraph 2 of this Article, in particular the criteria for the assessment of equivalent conditions.	Started in November 2014. No further information.	EERA sent joint position paper together with CECEC, DE and WEEE Forum. Recommendation to apply Cenelec standards.
Art 11 – Recovery rates	By 14 August 2016	On the basis of a report of the Commission accompanied, if appropriate, by a legislative proposal, the European Parliament and the Council shall re-examine the recovery targets referred to in Annex V, Part 3, examine the possibility of setting separate targets for WEEE to be prepared for re-use and re-examine the calculation method referred to in paragraph 2 with a view to analysing the feasibility of setting targets on the basis of products and materials resulting (output) from the recovery, recycling and preparation for re-use processes.	18 April 2017 EC considers that it is not appropriate to set individual collection targets in the WEEE Directive at this stage.	

Art 12 - Financing in respect of WEEE from private households	By 14 August 2015	The Commission is invited to report, by 14 August 2015, on the possibility of developing criteria to incorporate the real end-of-life costs into the financing of WEEE by producers, and to submit a legislative proposal to the European Parliament and the Council if appropriate.	Unknown	
Art 15 Information for treatment facilities	No deadline	In order to facilitate the preparation for re-use and the correct and environmentally sound treatment of WEEE, including maintenance, upgrade, refurbishment and recycling	On 8 September 2015 a stakeholder meeting was organised. In February 2017 Digital Europe organised a workshop. No further progress	EERA published a position paper and participated in consultation meeting and workshop. In October 2016 EERA sent a joint letter to the European Commission and asked for action.
Art 16 - Registration, information and reporting	14 February 2014 to 31 December 2015.	Member States shall, at three-year intervals, send a report to the Commission on the implementation of this Directive and on the information set out in paragraph 4.	No report Last report over 2007 – 2009 Eurostat last reported over 2014	In 2016 EERA participated in Eurostat survey and reacted on the unreliability of the data
Art 20 - Exercise of the delegation	13 November 2016.	The power to adopt delegated acts referred to in Article 7(4), Article 8(4), Article 10(3) and Article 19 shall be conferred on the Commission for a period of five years from 13 August 2012. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period.	18 April 2017 Over the past five years, the Commission has not exercised the delegated powers conferred to it under Directive 2012/19/EU for the reasons described in this report. It may do so in the future, for the reasons given.	
Art 24 - Transposition	By 14 February 2014.	Member States shall bring into force the laws, regulations and administrative provisions necessary to comply with this Directive by 14 February 2014. They shall immediately communicate to the Commission the text of those provisions.	14 out of 27 MS were too late.	
Directive 2006/66/EC on Batteries		Evaluation of Directive 2006/66/EC on batteries and accumulators and waste batteries and accumulators.	On-line survey 6 September 2017 - 28 November 2017	EERA informed the members and sent the link for the on line survey.
Directive 2011/65/EU RoHS		The Commission frequently receives requests from industry for applications to be exempted from the substance	Study reports on the exemptions are regularly published.	EERA monitors the publications.

		restrictions of Directive 2011/65/EU. These requests need to be evaluated in order to assess whether they fulfill the requirements mentioned at Article 5(1)(a) of the Directive.		
COMMISSION REGULATION (EU) No 757/2010 of 24 August 2010 on POPs		The EC has signed both international instruments on POPs. The Community ratified the Protocol on 30 April 2004 and the Stockholm Convention on 16 November 2004.	POPs regulation includes the restriction of a number of flame retardants that are used in EEE plastics. Recently also WEEE plastics are addressed.	EERA with the help of Chris Slijkhuis monitors all amendments on the POPs regulation of the Stockholm Convention EERA sent letters to the Stockholm Convention, participated in UNEP - COP in Geneva, regularly gives presentations for authorities and EERA members on POPs in WEEE plastics.
Regulation (EU) 2016/1245 of 28 July 2016 – Waste Shipment Regulation	3 February 2017	CORRESPONDENTS' GUIDELINES No 1 Subject: Shipments of Waste Electrical and Electronic Equipment (WEEE) and of used Electrical and Electronic Equipment (EEE) suspected to be WEEE	Clear criteria on what is EEE and WEEE	EERA participates in WSR correspondents meetings. EERA supports the NSRR project – Fast Track Notifications
Directive 2008/98/EC on waste (Waste Framework Directive)	By 2020	Targets and reporting The preparing for re-use and the recycling of waste materials such as at least paper, metal, plastic and glass from households and possibly from other origins as far as these waste streams are similar to waste from households, shall be increased to a minimum of overall 50 % by weight;	EC started discussion on calculation methodology of recycling and recovery rates.	EERA sent joint position paper that calculation methodology for WEEE should not change. Confirmed by EC.
COM(2017) 33 final on the implementation of the Circular Economy Action Plan	Dec 2017	Plastics Strategy		EERA provided a position paper on WEEE plastics during the correspondence consultation period.
DIRECTIVE 2009/125/EC on establishing a framework for the setting of ecodesign requirements for energy-related products		Ecodesign - material efficiency aspects. DG Growth Joint Research Center	<ul style="list-style-type: none"> • Ecodesign requirements for servers and data storage products • Ecodesign requirements for displays 	EERA provided input for design criteria EERA provided input for design criteria

		9 November 2017	<ul style="list-style-type: none"> • Secondary Raw Materials • Critical Raw Materials • EU Raw Materials Week 	<p>EERA participated in the JRC workshop and presented its position.</p> <p>EERA participated in workshop on Circular-CRM</p> <p>EERA will present position during opening session</p>
IED Art. 13 Forum - Waste Treatment BREF review	<p>Review started in 2014.</p> <p>Next meeting 19-20 December 2017</p>	<p>This BREF covers the installations of a number of waste (hazardous and non-hazardous) treatments. The work is coordinated by JRC in Sevilla</p>	<p>The BREF includes requirements for shredder technologies. Including WEEE and C&F treatment.</p>	<p>EERA is member of the Technical Work Group. Participation in meetings and commenting on draft BREF.</p>
Directive 95/46/EC - Protection of personal data	<p>Reform of data protection rules into force on 5 May 2016 and EU Member States have to transpose it into their national law by 6 May 2018.</p>	<p>The objective of this new set of rules is to give citizens back control over of their personal data, and to simplify the regulatory environment for business. The data protection reform is a key enabler of the Digital Single Market which the Commission has prioritised. The reform will allow European citizens and businesses to fully benefit from the digital economy</p>		<p>EERA invited an expert during 2016 meeting in Düsseldorf.</p>
COUNCIL REGULATION (EU) 2017/997 of 8 June 2017 amending Annex III to Directive 2008/98/EC of the European Parliament and of the Council as regards the hazardous property HP 14 'Ecotoxic'	8 June 2017	<p>HP 14 'Ecotoxic': waste which presents or may present immediate or delayed risks for one or more sectors of the environment.</p>		<p>EERA (Chris Slijkhuis) created awareness concerning this subject during WSR correspondence meeting and EERA meetings</p>