



Notification Number: 1997/746/F

Decree no. ... amending Decree no. 92-377 dated 1 April 1992 implementing, as regards waste resulting from the disposal of packaging, amended Law no. 75-633 dated 15 July 1975 relating to the elimination of waste and the recovery of material.

Date received : 03/10/1997

End of Standstill : Closed

Message

REP PERMANENTE ROYAUME UNI

REP PERMANENTE IRLANDE

REP PERMANENTE GRECE

MINISTRY OF INDUSTRY, ENERGY & TECHNOLOGY
ATT. MR. Z.P. MAVROUKAS

HELLINIKOS ORG. TYPOPISOES
ATT. MR. MELAGRAKIS

DGS INTERNATIONAL BELGIUM

DEPT. OF TRADE AND INDUSTRY, QUALITY AND EDUCATION DIVISION,
ATT. MRS. B. O'GRADY

INST INDUST RESEARCH.
ATT. MR. O. BYRNE

KOMMERSKOLLEGIUM
ATT. MS. KERSTIN CARLSSON

MINISTRY OF TRADE AND INDUSTRY
ATT. MS. NIEMINEN

EUROPEAN FREE TRADE ASSOCIATION SURVEILLANCE AUTHORITY

EUROPEAN FREE TRADE ASSOCIATION
ATT. MS. BAKKE-D'ALOYA



TELEX 002

COMMUNICATION FROM THE COMMISSION - SG (97) D/52822/2
DIRECTIVES 83/189/EEC, 88/182/EEC AND 94/10/EC
TRANSLATION OF TELEX 001
NOTIFICATION 97/0746/F

- 3B1 : 9702822.EN

1. Structured Information Line

TLX 002 IND- 97 0746 F-- EN ----- 971003 --- ---

2. Member State

France

3. Department Responsible

Secrétariat Général du Comité Interministériel pour les
Questions de Coopération Économique Européenne
2Bd Diderot
75012 Paris
Délégué Interministériel aux Normes
22 rue Monge
75005 Paris

3. Originating Department

Ministère de l'Économie, des Finances et de l'Industrie
DGCCRF - Bureau F2: services publics et professions
réglementées
59, Bd. Vincent Auriol 75703 - Teledoc 233 - Paris Cedex 13

4. Notification Number

97/0746/F et 97/6013/F

5. Title

Decree no. ... amending Decree no. 92-377 dated 1 April 1992
implementing, as regards waste resulting from the disposal of
packaging, amended Law no. 75-633 dated 15 July 1975 relating
to the elimination of waste and the recovery of material.

6. Products Concerned

Household waste packaging

7. Notification Under Another Act

Directive no. 94-62 relating to packaging and waste packaging

8. Main Content

The three purposes of the draft decree are as follows:
- to clarify the concept of a producer responsible for the
disposal of the waste from the products which he places on
the market, principally in order for it to include, in an
unambiguous fashion in accordance with the "polluter-payer"



principle, the distributors for their own brand products;
- to adapt the vocabulary used in the original decree to the new concepts of importer and initiators resulting from the introduction of a single market, after the Decree of 1992;
- to bring the rules on deposits for containers stipulated in article 10/a of the initial decree in line with current legislation (no marking obligation).

9. Brief Statement of Grounds

To adapt the text to the "polluter-payer" principle and to the terminology used in the context of the single market.

10. Reference Documents - Basic Texts

- European Community Council (EEC) Directive no. 75-442 dated 15 July 1975 relating to waste, amended by (EEC) Directive no. 91-156 of 18 March 1991;
- European Community Council (EEC) Directive no. 83-189 dated 28 March 1983 laying down a procedure for the provision of information in the field of technical standards and regulations;
- European Parliament and European Union Council (EEC) Directive no. 94-62/EC dated 20 December 1994 relating to packaging and waste packaging;
- General Code of the regional authorities, particularly articles L2224.13 and L2224.16 thereof;
- amended Law no. 75-633 dated 15 July 1975 relating to the disposal of waste and the retrieval of materials;
- Law no. 89-421 dated 23 June 1989 relating to consumer information and protection and also to different trade names, particularly article 7 thereof;
- Decree no. 92-377 dated 1 April 1992 implementing, as regards waste resulting from the disposal of packaging, amended Law no. 75-633 of 15 July 1975 relating to the disposal of waste and the retrieval of materials.

11. Invocation of the Emergency Procedure

Yes

12. Grounds for the Emergency

Questioning by the producers and initiators over the terminology of the Decree which weakens the @brioperation of the device;

13. Confidentiality

No



14. Fiscal measures

No

C. TROJAN
COMEUR
NNNN