



Notification Number: 2006/396/E

Draft Order amending Annex 1 to the Regulation implementing Law No 11 of 24 April 1997, on packaging and packaging waste, adopted by Royal Decree No 782 of 30 April 1998, and the Order of 12 June 2001 establishing the conditions for the non-application to glass packaging of the levels of concentration of heavy metals laid down in Article 13 of Law No 11 of 24 April 1997, on packaging and packaging waste.

Date received : 27/07/2006

End of Standstill : 30/10/2006

Message

Message 002

Communication from the Commission - SG(2006) D/51810

Directive 98/34/EC

Translation of the message 001

Notification: 2006/0396/E

No abre el plazo - Nezhahujuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist.

(MSG: 200601810.EN)

1. Structured Information Line

MSG 002 IND 2006 0396 E EN 30-10-2006 27-07-2006 E NOTIF 30-10-2006

2. Member State

Spain

3. Department Responsible

Subdirección General de Asuntos Industriales, Energéticos, de Transportes, Comunicaciones y Medio Ambiente.

Dirección General del Mercado Interior y otras Políticas Comunitarias.

Secretaría de Estado para la Unión Europea.

Ministerio de Asuntos Exteriores y de Cooperación.



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4. Notification Number

2006/0396/E – S10E

5. Title

Draft Order amending Annex 1 to the Regulation implementing Law No 11 of 24 April 1997, on packaging and packaging waste, adopted by Royal Decree No 782 of 30 April 1998, and the Order of 12 June 2001 establishing the conditions for the non-application to glass packaging of the levels of concentration of heavy metals laid down in Article 13 of Law No 11 of 24 April 1997, on packaging and packaging waste.

6. Products Concerned

Packaging and packaging waste.

7. Notification Under Another Act

Article 16 of Directive 94/62/EC on packaging and packaging waste (OJEC L365 of 31 December 1994), amended by Directive 2004/12/EC (OJEC L47 of 18 February 2004). Commission Decision 2006/340/EC, amending Decision 2001/171/EC extending the validity of the conditions for the non-application to glass packaging of the levels of concentration of heavy metals laid down in Directive 94/62/EC (OJEC L125 of 12 May 2006).

8. Main Content

The Order incorporates illustrative examples of the interpretative criteria for the definition of packaging laid down in the fifth final provision of Law No 9 of 26 April 2006 on the evaluation of the impact of certain plans and programmes on the environment.

Furthermore, the Order removes the limit for the time in force of the non-application to glass packaging of the levels of concentration of heavy metals laid down in the Order of 12 June 2001.

9. Brief Statement of Grounds

The Order partially incorporates into Spanish national legislation the provisions laid down in Directive 2004/12/EC.



The Order also lays down provisions that allow the publication and implementation of the provisions laid down in Decision 2006/340/EC.

10. Reference Documents - Basic Texts

Law No 11 of 24 April 1997 on Packaging and Packaging Waste.

Law No 9 of 28 April 2006 on the evaluation of the impact of certain plans and programmes on the environment.

Royal Decree No 782 of 30 April 1998 adopting the Regulation of Law No 11/1997.

Order of 12 June 2001 laying down the conditions for the non-application to glass packaging of the levels of concentration of heavy metals laid down in Article 13 of Law No 11 of 24 April 1997.

11. Invocation of the Emergency Procedure

NO

12. Grounds for the Emergency

-

13. Confidentiality

NO

14. Fiscal measures

No.

15. Impact assessment

-

16. TBT and SPS aspects

NOT within the framework of the TBT Agreement.

The draft complies with an international standard.

The draft shall have no noticeable effect on international trade.

NOT within the framework of the SPS Agreement.

The tenor of this draft is, essentially, the same as that of a standard, guidelines or international recommendation.

The draft shall have no noticeable effect on international trade.

Catherine Day
General Secretary
European Commission

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