KOMMISSION DER EUROPÄISCHEN GEMEINSCHAFTEN

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ARBEITSDOKUMENT DER KOMMISSION

Dritter Fortschrittsbericht über die Strategie zur Vereinfachung des ordnungspolitischen Umfelds

{KOM(2009) 15 endgültig}
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1. EINLEITUNG

In den letzten fünf Jahrzehnten hat die EU einen umfangreichen Bestand an Rechtsvorschriften (den gemeinschaftlichen Besitzstand) entwickelt, um den Bedürfnissen von Bürgern, Unternehmen und Behörden Rechnung zu tragen. Die EU hat auf diese Weise den Bürgern neue Rechte eingeräumt, für die Wirtschaft Märkte erschlossen, Anliegen von öffentlichem Interesse gefördert und auf diese Weise zu Wachstum und Wohlstand beigetragen. Rechtsvorschriften können aber auch Kosten mit sich bringen. Die Herausforderung besteht darin, auch auf längere Sicht und unter sich ändernden Umständen für ein ausgewogenes Verhältnis zu sorgen.

Zu Beginn ihrer Amtszeit hat sich diese Kommission daher klar dazu verpflichtet, den gemeinschaftlichen Besitzstand einer Überprüfung zu unterziehen und auf diese Weise die Relevanz, Wirksamkeit und Verhältnismäßigkeit der bestehenden Rechtsvorschriften zu gewährleisten.[1] Mit der Strategie zur Vereinfachung des ordnungspolitischen Umfelds[2] und dem parallel dazu aufgelegten Programm zur Verringerung der Verwaltungslasten wird eine ehrgeizige Aktualisierung, Modernisierung und Vereinfachung des Rechtsrahmens der EU angestrebt. Vier Jahre später lassen sich überzeugende Ergebnisse vorweisen. Das Vereinfachungsprogramm hat sich von einer Reihe von Einzelmaßnahmen zum festen Bestandteil jeder Reforminitiative in sämtlichen Politikbereichen entwickelt. Dies wird durch die Überprüfung des gemeinschaftlichen Besitzstands, deren Ergebnisse zusammen mit diesem Bericht veröffentlicht werden, eindeutig belegt.

Mit dem vorliegenden dritten Fortschrittsbericht über die Strategie zur Vereinfachung des ordnungspolitischen Umfelds werden die Mitteilung „Dritte Strategische Überlegungen zur Verbesserung der Rechtsetzung in der Europäischen Union“[3] und dem Arbeitsdokument der Kommission über die Verringerung der Verwaltungslasten ergänzt. In dem Bericht wird auf die beträchtlichen Leistungen seit der Einführung der Strategie eingegangen und auf besondere Erfolge verwiesen. Ferner werden Bereiche für künftige Vereinfachungsmaßnahmen abgesteckt.

2. GEGENWÄRTIGER STAND

Die Kommission bedient sich vielfältiger Konsultationsmechanismen, um laufend Anregungen von Bürgern, Interessenträgern und Mitgliedstaaten zu sammeln und zu analysieren, mit denen die Rechtsvorschriften klarer, einfacher und wirksamer gestaltet werden sollen.

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1 Bessere Rechtsetzung für Wachstum und Arbeitsplätze in der Europäischen Union, KOM(2005) 97.

2 Umsetzung des Lissabon-Programms der Gemeinschaft: Eine Strategie zur Vereinfachung des ordnungspolitischen Umfelds, KOM(2005) 535.

3 Dritte strategische Überlegungen zur Verbesserung der Rechtsetzung in der Europäischen Union, KOM(2009) 15.

Auf der Grundlage dieser Beiträge hat die Kommission ein „fortlaufendes Vereinfachungsprogramm“ erstellt, das mit 100 Vereinfachungsinitiativen für den Zeitraum 2005-2008 angelaufen ist. Im Rahmen des Programms wird die ganze Bandbreite von Instrumenten eingesetzt, auf die in der Vereinfachungsstrategie eingegangen wird. Dazu gehören Rechtsetzungstechniken, insbesondere Aufhebung, Kodifizierung und Neufassung, und andere Möglichkeiten zur Modernisierung des gemeinschaftlichen Besitzstands, wie etwa eine stärkere Nutzung von IT-Lösungen.

Seit 2007 ist das Vereinfachungsprogramm Bestandteil des Legislativ- und Arbeitsprogramms der Kommission. Jedes Jahr wurde es um neue Initiativen ergänzt, und nunmehr sind alle Politikbereiche erfasst. Das Vereinfachungsprogramm beinhaltet derzeit 185 Initiativen; etwa 132 davon wurden bereits von der Kommission angenommen, wobei sowohl 2007 als auch 2008 die Umsetzungsquote bei rund 80 % lag. Damit wird deutlich, dass die Kommission entschlossen ist, alle Hindernisse zu überwinden, und dafür zu sorgen, dass dieses vorrangige Projekt rasch Früchte trägt. Über die Hälfte der angenommenen Initiativen hat mittlerweile den Rechtsetzungsprozess durchlaufen und ist seit ihrer Veröffentlichung im Amtsblatt gültiges Recht.

Die Kommission hat bereits etwa 800 Rechtsvorschriften vorgeschlagen, die im Rahmen des Vereinfachungsprogramms 2005-2009 geändert oder aufgehoben werden sollen. Mit der Annahme des Programms wird der gemeinschaftliche Besitzstand um etwa 600 Rechtsvorschriften bzw. ca. 6 500 Amtsblattseiten verringert. Die Vereinfachung wurde darüber hinaus zum festen Bestandteil der Reforminitiativen in allen Politikbereichen. Parallel dazu hat die Kommission weiterhin daran gearbeitet, den gemeinschaftlichen Besitzstand durch Kodifizierungsvorhaben kompakter und lesbarer zu machen und gleichzeitig für Rechtssicherheit zu sorgen. Die Kommission hat bereits 229 Kodifizierungen von Rechtsakten abgeschlossen. Davon wurden vom Mitgesetzgeber schon 142 Rechtsakte verabschiedet, durch die 729 bislang geltende Rechtsakte ersetzt werden, was ca. 1 300 Amtsblattseiten entspricht.

Insgesamt wird durch die von dieser Kommission seit Oktober 2005 unternommenen Anstrengungen der Umfang des gemeinschaftlichen Besitzstands um fast 10 % reduziert werden, wodurch etwa 1 300 Rechtsvorschriften und 7 800 Amtsblattseiten wegfallen.

3. ERGEBNISSE

Bislang wurde bei 75 der oben erwähnten 132 Vereinfachungsinitiativen der Rechtsetzungsprozess abgeschlossen; bei 36 handelt es sich um autonome Rechtsakte der Kommission (Anhang 4) und bei 39 um vom Gesetzgeber erlassene Rechtsakte (Anhang 5).

Die Vorteile dieser und anderer Vereinfachungsmaßnahmen werden für Unternehmen, Bürger und Behörden immer konkreter. Im Folgenden wird eine Reihe von Beispielen vorgestellt, die unterschiedliche, einander ergänzende Herangehensweisen an die Vereinfachung von Rechtsvorschriften veranschaulichen.

3.1. Ein gestraffter Rechtsrahmen

Der Bestand an Rechtsvorschriften nimmt mit den dem Fundament hinzugefügten neuen Bausteinen im Laufe der Zeit Gestalt an. Damit gewährleistet ist, dass sich alles zu einem harmonischen Ganzen fügt, überprüft die Kommission laufend bestehende Rechtsvorschriften und sucht nach effizienteren und wirksameren Lösungen im Bereich der Rechtsetzung.

- Dank der neuen **allgemeinen Gruppenfreistellungsverordnung** können die Mitgliedstaaten eine Reihe von Beihilfemaßnahmen ohne vorherige Unterrichtung der Kommission genehmigen, wodurch die Erledigung der Anträge beschleunigt wird. Unter die Verordnung, mit der die Schaffung von Arbeitsplätzen und die Wettbewerbsfähigkeit gefördert werden soll, fallen Beihilfen für KMU und die Bereiche Forschung, Innovation, Regionalentwicklung, Ausbildung, Beschäftigung und Risikokapital. Firmen können beispielsweise Beihilfen für Grundlagenforschung (bis zu 100 %), für industrielle Forschung (bis 50/70 %) und experimentelle Entwicklung (25/45 %) erhalten. Mit dieser Verordnung werden ferner fünf Rechtsvorschriften harmonisiert und zu einem konsolidierten Text zusammengeführt.

- Durch die neuen Vorschriften über **Direktzahlungen an Landwirte** werden die Rahmenbedingungen für die Auswahl der Kontrollstichprobe, die zeitliche Planung der Kontrollen und die Verfahren für die Vor-Ort-Kontrollen vereinfacht und effizienter gestaltet.[4]

- In der neuen Verordnung über die **strukturelle Unternehmensstatistik** ist vorgesehen, dass die Zahl der zu meldenden Informationen gesenkt wird und dass die Datenerhebung eher jährlich anstatt mehrmals jährlich erfolgen soll. **Gleichzeitig wurde eine neue statistische Systematik der Wirtschaftszweige in der Europäischen Gemeinschaft eingeführt**. Voraussichtlich werden dadurch netto um 17,5 % weniger Daten zu melden sein.

- Im Rahmen der thematischen Strategien über **Luftverschmutzung und über Abfallvermeidung und Recycling** wurde die einschlägige Rahmengesetzgebung schlanker, klarer und einfacher gestaltet. In der neuen Richtlinie über die Luftqualität werden 5 Einzelrichtlinien und in der neuen **Abfallrahmenrichtlinie** die ehemaligen Einzelrichtlinien über gefährliche Abfälle und Altöl jeweils in einem Rechtsakt zusammengefasst.

- Durch die neue **Wasserrahmenrichtlinie** entstehen einheitliche und kohärente Rahmenbedingungen für die Planung und Durchführung der Reinhaltung und Reinigung von Wasser in ganz Europa und für die Berichterstattung darüber. Ferner sinkt dadurch die Zahl der diesbezüglichen Richtlinien von 18 auf 10.

- Eine neue Richtlinie über **Gesundheitsschutz und Sicherheit am Arbeitsplatz** führt zu einer Vereinfachung und Rationalisierung der Berichte, die von den Mitgliedstaaten über die praktische Umsetzung der Rahmenrichtlinie und der Einzelrichtlinien zu erstellen sind. Künftig werden die Mitgliedstaaten nur mehr alle 5 Jahre einen Bericht vorlegen müssen.

3.2. Bessere Arbeitsmethoden und einfachere Verfahren

Die Kommission engagiert sich dafür, dass die Verfahren durch einen verstärkten Einsatz der Informationstechnologien verbessert werden.

- Durch das neue **Gemeinsame Vokabular für öffentliche Aufträge** (eine EU-weit standardisierte Beschreibung von Produkten) erschließen sich ungeachtet der Sprache des Landes, in dem ein Auftrag ausgeschrieben wird, überall in der EU Möglichkeiten zur Teilnahme an öffentlichen Ausschreibungen. Die von den Behörden zur Veröffentlichung

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[4] Zusätzliche Informationen über Vereinfachungsinitiativen in der Landwirtschaft werden in einem Fortschrittsbericht der Kommission im Frühjahr 2009 präsentiert.

von Bekanntmachungen im EU-Amtsblatt zu verwendenden Formulare wurden vereinheitlicht und automatisiert, wodurch die Vorlaufzeit für die Veröffentlichung von 12 auf 5 Tage gesenkt werden konnte. Beide Entwicklungen werden zu mehr Transparenz bei der Vergabe öffentlicher Aufträge führen. Täglich erscheinen auf der EU-Webseite „Tenders Electronic Daily“ (TED) öffentliche Aufträge im Wert von über 1 Mrd. EUR.

- Im Rahmen der Vereinfachung des **Zollkodex der Gemeinschaft** wird das EU-Zollrecht modernisiert und ein papierloses Umfeld für Zollbehörden und Wirtschaftsbeteiligte geschaffen. Die elektronische Vorlage der Zollanmeldungen und Begleitpapiere wird zur Regel. Zugelassene Wirtschaftsbeteiligte können ihre Waren elektronisch anmelden und Zölle im Mitgliedstaat ihrer Niederlassung entrichten, unabhängig von dem Ort, über den die Waren in das Zollgebiet der EU eingeführt bzw. aus diesem ausgeführt oder an dem sie verbraucht werden. Das integrierte System sollte, sobald es in vollem Umfang genutzt werden kann, den Wirtschaftsbeteiligten Einsparungen von etwa 2,5 Mrd. EUR pro Jahr bringen.

- Durch die Änderung von Artikel 55 der **allgemeinen Kohäsionspolitikverordnung** wurden die Vorschriften für kleine Einnahmen schaffende Projekte vereinfacht. An die Stelle der Bestimmung über die Verhältnismäßigkeit der Überwachung von Kleinprojekten (mit Gesamtkosten unter 200 000 EUR) tritt eine Regelung, wonach auf eine Anwendung des Artikels bei jenen Projekten verzichtet wird, die aus dem Europäischen Sozialfonds und dem Europäischen Fonds für regionale Entwicklung bzw. dem Kohäsionsfonds kofinanziert werden und bei denen die Gesamtkosten unter 1 000 000 EUR liegen.

3.3. Ein gut funktionierender Binnenmarkt

Der Binnenmarkt ist und bleibt eine treibende Kraft für die Vereinfachung in der EU, mit der eine ganze Reihe von nationalen Rechtsvorschriften in einem einzigen Rechtsakt zusammengefasst wird.

- Mit den **gemeinsamen Vorschriften für die Durchführung von Luftverkehrsdiensten** in der Gemeinschaft wird das sogenannte dritte Paket über die Liberalisierung des Luftverkehrs überarbeitet. Sie sollten zu einem größeren Angebot für die Verbraucher, günstigeren Flugtarifen und stärkerem Wettbewerb beitragen. Durch strengere Anforderungen und eine bessere Überwachung von neu gegründeten Fluggesellschaften werden das Insolvenzrisiko und die negativen Auswirkungen für die Fluggäste zurückgehen. Im Durchschnitt entstehen für die Fluggäste durch Insolvenzen jährlich Kosten von etwa 15,6 Mio. EUR, die unter anderem für die Rückreise und durch den Ausfall bereits gebuchter Flüge anfallen. Wenn die Zahl der Insolvenzen von Luftfahrtunternehmen während der ersten beiden Betriebsjahre um 50 % gesenkt werden kann, würden sich die Verbraucher pro Jahr im Schnitt 2,4 Mio. EUR ersparen.

- Mit der überarbeiteten Richtlinie über die **Interoperabilität des Eisenbahnsystems** in der Gemeinschaft werden die Regeln für die Zertifizierung von Fahrzeugen modernisiert. Damit können Eisenbahnunternehmen und Hersteller bei den Zertifizierungskosten im Laufe der nächsten 15 Jahre voraussichtlich Einsparungen in Höhe von 200-280 Mio. EUR erzielen.

- Durch die neue Verordnung über **Höchstgehalte an Pestizidrückständen** in oder auf Lebens- und Futtermitteln werden ungefähr 500 000 nationale Rückstandshöchstgehalte durch 100 000 EU-weit gültige Werte ersetzt, was den Wirtschaftsbeteiligten zugute kommt, die nicht mehr für jeden Mitgliedstaat einen gesonderten Antrag stellen müssen.

- Mit dem **Mehrwertsteuerpaket** werden neue Regeln für den Dienstleistungsbereich eingeführt. Demnach werden Dienstleistungen, die ein Unternehmen für ein anderes Unternehmen erbringt, in dem Mitgliedstaat besteuert werden, in dem der Kunde ansässig ist. Dies soll für Unternehmen einen Anreiz bieten, Dienstleistungen gemeinschaftsweit anzubieten. Das Paket beinhaltet auch eine einzige Anlaufstelle für Telekommunikations-, Rundfunk- und Fernsehdienstleistungen und elektronisch erbrachte Dienstleistungen für Unternehmen mit Sitz in der EU sowie ein neues Verfahren, nach dem Unternehmen, die nicht in dem Mitgliedstaat ansässig sind, in dem Mehrwertsteuer angefallen ist, deren Rückerstattung beantragen können.

- Im Bereich des **Gesellschaftsrechts** werden durch die im Jahr 2007 rasch verabschiedete Richtlinie über Verschmelzungen und Spaltungen grenzüberschreitende Zusammenschlüsse einfacher, was für Aktiengesellschaften Einsparungen von 17 Mio. EUR bringt.

4. NOCH ZU ERWARTENDE ERGEBNISSE: ANHÄNGIGE RECHTSETZUNGSVORSCHLÄGE UND INTERINSTITUTIONELLE ASPEKTE

Die Zahl der vom Rat und vom Europäischen Parlament angenommenen Vereinfachungsmaßnahmen ist von 16 im Januar 2008 auf 39 im Januar 2009 angestiegen. Dem Rat und dem Europäischen Parlament liegen aber noch 50 Vereinfachungsvorschläge zur Prüfung vor (Anhang 3). Die Organe sollten die Behandlung dieser Vorschläge unbedingt vorantreiben, damit Unternehmen, Bürger und Behörden in den Genuss weiterer Vorteile kommen.

- Die neue EU-Investmentfondsrichtlinie, die als **OGAW**-Richtlinie (Organismen für gemeinsame Anlagen in Wertpapieren) bezeichnet wird, ermöglicht den Verbrauchern den Zugang zu professionell verwalteten Anlagen zu akzeptablen Konditionen. Die OGAW-Fondsmanager können grenzübergreifend tätig werden und dadurch Einsparungen und Skaleneffekte erzielen. Den Anlegern steht eine größere Auswahl an Investmentfonds mit niedrigeren Verwaltungskosten zur Verfügung. Ferner werden Kleinanleger, die in einen OGAW investieren, geschützt, indem für klare, leicht verständliche und relevante Informationen gesorgt wird. Durch die Richtlinie werden 10 bestehende Richtlinien durch einen einzigen Text ersetzt.

- Auf dem Gebiet des **Gesellschaftsrechts** wurden mehrere wichtige Vorschläge unterbreitet, die zu Vereinfachungen bei der unternehmerischen Tätigkeit in der EU und zu erheblichen Kostenersparnissen führen sollen. Dazu gehören der Vorschlag für eine Verordnung des Rates über das Statut der Europäischen Privatgesellschaft, der Vorschlag zur Verringerung der Gesellschaften auferlegten Veröffentlichungs- und Übersetzungspflichten, der Einsparungen von 600 Mio. EUR bringen würde, sowie ein Vorschlag über die Berichts- und Dokumentationspflichten bei **Verschmelzungen und Spaltungen**.

- Durch die neue **Kosmetikverordnung** werden über 3 500 Seiten an Rechtsvorschriften ersetzt. Mit dem Vorschlag sollen die bisherigen hohen Sicherheitsstandards beibehalten und gleichzeitig die für die Unternehmen anfallenden Kosten um mindestens 50 % gesenkt werden. Die Verfahren zur Sicherheitsbewertung kosmetischer Mittel werden übersichtlicher gestaltet und die Meldevorschriften für neue kosmetische Mittel vereinfacht. Dies wird beträchtliche Auswirkungen mit sich bringen, da der europäische

Markt für Kosmetika mit einem Umsatz von rund 65 Mrd. EUR direkt und indirekt über 350 000 Arbeitsplätze sichert.

- Durch die Überarbeitung der sogenannten **Änderungen-Verordnungen** im Arzneimittelbereich werden die Kriterien für die Bewertung von Änderungen und die Fristen für Überprüfungen und Genehmigungen vereinheitlicht. Den vorliegenden Daten zufolge muss ein durchschnittlicher Generikahersteller jedes Jahr über 1 500 Änderungen an Arzneimitteln bewältigen, bei einem größeren pharmazeutischen Unternehmen sind es über 12 000. Mit dem Vorschlag wird die Wettbewerbsfähigkeit der Unternehmen gefördert, indem logistische Probleme beseitigt werden, die etwa durch die Lagerhaltung von Varianten desselben Produkts für verschiedene nationale Märkte entstehen. Durch den vereinfachten Rechtsrahmen wird für die Unternehmen und insbesondere für KMU die Erschließung neuer EU-Märkte erleichtert.

- Durch das neu vorgeschlagene **Paket zur Fahrzeugsicherheit** wird das bestehende Regelungsumfeld durch die Aufhebung von 150 Richtlinien zur Typgenehmigung von Fahrzeugen vereinfacht. Ferner wird damit die Ausstattung von Personenkraftwagen mit Sicherheits- und Reifendrucküberwachungssystemen vorgeschrieben, was entscheidend dazu beiträgt, die Fahrzeugsicherheit zu erhöhen und die CO_2-Emissionen zu verringern.

- Durch die Richtlinie über **Verbraucherrechte** wird die Funktionsweise des Binnenmarkts für Geschäfte zwischen Unternehmen und Verbrauchern verbessert, indem die Zurückhaltung der Wirtschaft gegenüber dem grenzüberschreitenden Handel abgebaut wird. Die Richtlinie wird der Zersplitterung des bestehenden Rechts entgegenwirken und den derzeitigen Rechtsrahmen durch die Aufhebung von 4 Richtlinien vereinfachen. Ferner wird damit der Rechtsrahmen gestrafft, und durch Standardvorschriften für Klauseln in Verträgen mit Verbrauchern werden die Kosten für die Einhaltung von Rechtsvorschriften erheblich gesenkt.

- Mit dem Paket von Vorschlägen zur **Energieeffizienz** werden Einsparungen in zentralen Bereichen, beispielsweise durch strengere Vorschriften zur Energieeffizienz von Gebäuden und energiebetriebenen Geräten, angestrebt. Aufgrund des geringeren Energieverbrauchs könnten die Haushalte pro Jahr im Schnitt durchaus über 1 000 EUR einsparen.

- Im Bereich der **Statistik des innergemeinschaftlichen Handels (Intrastat)** werden durch die in EU-Rechtsvorschriften vorgeschriebenen Meldeschwellen voraussichtlich 370 000 Unternehmen von der Meldepflicht ausgenommen. Dies kommt einer Senkung der Zahl der meldepflichtigen Unternehmen um etwa 52 % in 6 Jahren (von 720 000 im Jahr 2004 auf 350 000 im Jahr 2010) gleich.

- Mit dem Vorschlag über das **Inverkehrbringen und die Verwendung von Futtermitteln** werden Innovations- und Wettbewerbsfähigkeit der in dieser Branche tätigen Unternehmen gefördert. Durch die neue Verordnung werden 7 Richtlinien aufgehoben, von über 100 Seiten an Rechtsvorschriften bleiben nur mehr etwa 30 Seiten übrig. Das hinderliche, für bestimmte Erzeugnisse (Bioproteine) vorgesehene Zulassungsverfahren vor dem Inverkehrbringen wird ebenfalls abgeschafft (es steht nämlich in keinem Verhältnis zum Risiko). Zur Veranschaulichung der damit verbundenen Einsparungen sei darauf hingewiesen, dass für die Zulassung eines neuen Bioproteins für die Industrie Kosten von insgesamt 481 000 EUR anfallen.

- Mit dem Vorschlag zur Neufassung der Richtlinie über die **integrierte Vermeidung und Verminderung der Umweltverschmutzung (IVVU)** werden 7 Richtlinien über

Industrieemissionen zu einer einzigen Rechtsvorschrift zusammengefasst. Veraltete Teile bestehender Richtlinien werden gestrichen, Genehmigungsauflagen vereinfacht sowie die für die Betreiber und die Mitgliedstaaten geltenden Berichtsanforderungen eingeschränkt. Durch den Vorschlag wird es zu beträchtlichen Einsparungen bei den Verwaltungskosten (um etwa 32 Mio. EUR jährlich) kommen, die auf der Ebene der Mitgliedstaaten (nationale oder regionale Ebene) sogar in der Größenordnung von 150-300 Mio. EUR pro Jahr liegen werden.

- Durch das **GSM-Paket** sollen das 900-MHz-Band und das 1800-MHz-Band (GSM-Frequenzbandbreiten) für eine innovativere Nutzung geöffnet werden. Damit wird eine restriktive Regelung aufgehoben, die dem technischen Fortschritt nicht mehr gerecht wird und den groß angelegten Einsatz mobiler Breitbanddienste behindert.

- Der „Gesundheitscheck" der Gemeinsamen Agrarpolitik wird eine Vereinfachung der **Betriebsprämienregelung** bringen. Er steht vor allem für die Aufgabe von zwei nebeneinander bestehenden Systemen (gekoppelte und entkoppelte Stützung) zugunsten einer stärkeren Entkoppelung. Durch diese Entkoppelung sollen allein für die Landwirte im Vereinigten Königreich die Verwaltungskosten um 0,63 Mio. EUR zurückgehen. Ferner wird durch die Vereinfachung auch die Anforderung der Stilllegung von 10 % der Flächen abgeschafft. Die Landwirte können ihre gesamten Flächen nutzen, ohne die entsprechenden Verfahren durchlaufen zu müssen, und für die Mitgliedstaaten entfällt die Überwachung dieser Maßnahme. Um eine Vorstellung von den voraussichtlichen Einsparungen zu vermitteln, sei erwähnt, dass sich dadurch die Verwaltungskosten für die Landwirte allein in England um 4,4 Mio. EUR verringern werden.[5]

- Für alle Bestimmungen zur Überwachung der **Fischereitätigkeiten** wird derselbe Rechtsrahmen gelten, wobei besonderes Augenmerk auf einem verstärkten Einsatz moderner Technologien und auf Verknüpfungen zu Datenbanken gelegt wird.

- Mit der Reform des **Telekom-Pakets** werden die Nettoverwaltungskosten für die Industrie sinken, da künftig weniger relevante Märkte einer Vorabwettbewerbsregulierung unterliegen und die Marktüberwachungsverfahren vereinfacht werden sowie ferner eine europäische Regulierungsstelle eingerichtet und die Frequenzverwaltung reformiert wird. Elektronische Kommunikationsdienste und -infrastrukturen bilden das Fundament der gesamten Volkswirtschaft, weshalb die EU generell von Verbesserungen in diesem Bereich profitieren wird.

- Mit dem Vorschlag zur Verbesserung der Umsetzung der **regionalpolitischen Programme** sollen die finanzielle Abwicklung erleichtert und die Freigabe der für operationelle Programme und Projekte notwendigen Gemeinschaftsmittel beschleunigt werden. Konkret hat die Kommission vorgeschlagen, dass die Gemeinkosten von Projekten pauschal erstattet werden und dass den Begünstigten in Form staatlicher Beihilfen gewährte Vorschüsse den Behörden von der EU vollständig erstattet werden könnten. Von diesen Maßnahmen werden vor allem die KMU profitieren.

- Durch eine modernisierte Koordinierung der **nationalen Sozialversicherungssysteme** wird die Freizügigkeit von Arbeitnehmern und ihrer Familien EU-weit erleichtert. Davon werden auch die 173 Millionen Inhaber der Europäischen Krankenversicherungskarte profitieren, die während eines zeitlich beschränkten Aufenthalts in einem anderen

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[5] Broschüre der Regierung des Vereinigten Königreichs: „25 ideas for simplifying EU law", 2008.

Mitgliedstaat denselben Zugang zu medizinischen Leistungen erhalten wie Bürger eben dieses Staates.

Die Zahl der dem Rat und dem Europäischen Parlament zur Prüfung vorliegenden Anträge nimmt zu. Daher ist es von entscheidender Bedeutung, sich mit Mitteln und Wegen zu befassen, die zu einer rascheren Annahme von Vorschlägen führen, und nichts unversucht zu lassen, um im Rahmen des Mitentscheidungsverfahrens möglichst in der ersten Lesung eine Einigung zu erzielen. Die Kommission begrüßt es, dass das Europäische Parlament eigene Strukturen zur Förderung der Vereinfachungsbestrebungen schaffen will, wie in dem kürzlich verabschiedeten Bericht von Herrn Medina Ortega ausgeführt wird.

Das Europäische Parlament wünscht auch weiterhin, dass die Kommission die Neufassung von Rechtsvorschriften als gängige Rechtsetzungstechnik einsetzt, selbst wenn eine „Überarbeitung" des bisherigen Texts vorgeschlagen wurde. Allerdings ist es von großer Bedeutung, dass sich der Rat und das Europäische Parlament die Prinzipien und die Philosophie der Vereinfachung von Rechtsvorschriften zu eigen machen, indem sie die angenommenen Vorschläge so einfach wie möglich halten und den Entscheidungsprozess beschleunigen, damit Unternehmen, Bürger und Behörden davon profitieren können.

5. KODIFIZIERUNG

Von der Kommission werden Rechtvorschriften nicht nur vereinfacht, sondern auch kodifiziert, wodurch ein grundlegender Rechtsakt und alle späteren Änderungen zu einem Text zusammengeführt werden. Dadurch werden die Rechtsvorschriften übersichtlicher, und zudem verringert sich der Umfang des gemeinschaftlichen Besitzstands.

Die Kommission hat bislang insgesamt 229 Kodifizierungen von Rechtsakten abgeschlossen. In 142 Fällen (102 Rechtsakte der Kommission und 40 des Europäischen Parlaments und des Rates) wurden die Rechtsakte kodifiziert, angenommen und im Amtsblatt veröffentlicht. Durch diese 142 neu kodifizierten Rechtsvorschriften werden 729 bislang gültige Rechtsakte ersetzt, was ca. 1 300 Amtsblattseiten entspricht.

Dem Rat und dem Europäischen Parlament liegen noch 87 Rechtsakte zur Prüfung vor.

Der Rückstand bei der Übersetzung von zur Kodifizierung vorgesehenen Rechtsvorschriften in die neuen Amtssprachen wurde weitgehend abgebaut. Die Vorschläge, die zum Abschluss des 2006 überarbeiteten Kodifizierungsprogramms noch ausstehen, werden 2009 zusammen mit einem Bericht vorgelegt, in dem die mit dem Programm insgesamt erzielten Ergebnisse vorgestellt werden. Für 2009 wurden weitere 21 Rechtsvorschriften zur Kodifizierung ausgewählt (Anhang 6).

6. AUSBLICK

6.1. Für das Jahr 2009 vorgesehene Initiativen

Die Kommission hat 33 Vereinfachungsinitiativen in ihr Legislativ- und Arbeitsprogramm für 2009[6] (Anhang 7) aufgenommen.

Dazu gehören beispielsweise folgende Maßnahmen:

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[6] Legislativ- und Arbeitsprogramm der Kommission 2009 – Jetzt für ein besseres Europa handeln, KOM(2008) 712.

- Überarbeitung der Richtlinie 2000/35/EG zur **Bekämpfung von Zahlungsverzug im Geschäftsverkehr**. Damit sollen Behörden und Unternehmen davon abgebracht werden, die Bezahlung von Lieferanten zu verzögern. Ferner sollen für Gläubiger Anreize dafür geschaffen werden, Schadenersatz für Zahlungsverzug zu verlangen. Diese Initiative ist Teil des *„Small Business Act for Europe“* und des *„Konjunkturprogramms für Europas Wirtschaft“*.

- Das EU-Recht im Bereich der **land- und forstwirtschaftlichen Zugmaschinen** wird vereinfacht, indem 24 Richtlinien durch eine Verordnung ersetzt werden.

- Änderung und Modernisierung der Verordnung (EG) Nr. 44/2001 im Hinblick auf eine Anpassung an neue internationale Instrumente und die Gewährleistung **der Anerkennung und Vollstreckung von Entscheidungen in Zivil- und Handelssachen** durch die Beseitigung von zusätzlichen Verfahrensschritten, die die Bürger durchlaufen müssen (*Exequatur*), um die Anerkennung einer gerichtlichen Entscheidung und deren Vollstreckung im Ausland zu erreichen.

- Reform der **gemeinsamen Marktorganisation für Fischerei und Aquakultur** unter besonderer Berücksichtigung von nachhaltigen Fischerei- und Vermarktungstätigkeiten. Darunter fallen die Anpassung an Marktentwicklungen und mehr Kohärenz mit anderen Aspekten der Gemeinsamen Fischereipolitik und anderen damit zusammenhängenden Bereichen der Gemeinschaftspolitik (Handel, Gesundheit und Verbraucherschutz, Umwelt). Ferner soll damit der Einsatz von elektronischen Hilfsmitteln gefördert werden.

Darüber hinaus sucht die Kommission gemeinsam mit den Mitgliedstaaten weiter nach Möglichkeiten zur Vereinfachung der Kohäsionspolitik-Verordnungen und zur Verringerung der Verwaltungslasten für die Begünstigten.

6.2. Überprüfung des gemeinschaftlichen Besitzstands und künftige Vereinfachungsvorhaben

Wie in dem Papier „Zweite strategische Überlegungen zur Verbesserung der Rechtsetzung in der Europäischen Union“ angekündigt wurde, hat die Kommission eine umfassende Überprüfung des gemeinschaftlichen Besitzstands vorgenommen.

In einem ersten Schritt wurde eine systematische Untersuchung des gemeinschaftlichen Besitzstands zur Ermittlung der wichtigsten Rechtsvorschriften durchgeführt. Dabei wurden ungefähr 3 600 Rechtsakte ausgewählt. Diese Rechtsakte wurden wiederum noch eingehender daraufhin überprüft, ob sie zeitgemäß sind und ob Spielraum für eine Vereinfachung besteht.

Die vollständigen Ergebnisse werden nach Politikbereichen geordnet auf der Vereinfachungs-Webseite auf Europa[7] veröffentlicht, auf der die bisherigen einschlägigen Aktivitäten der Kommission übersichtlich präsentiert werden.

Der Ergebnisse der Überprüfung geben darüber Aufschluss,

- wie viele Vereinfachungsvorhaben bereits durchgeführt wurden;

- wie viele Vereinfachungsvorhaben für das Jahr 2009 geplant sind;

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[7] http://ec.europa.eu/governance/better_regulation/simplification_en.htm#_acquis

- wie viel Spielraum für Vereinfachungsvorhaben in der Amtszeit der nächsten Kommission besteht;

- in welchen Bereichen keine Vereinfachung vorgesehen ist, da der Text klar, zeitgemäß und für die Verwirklichung der angestrebten Ziele angemessen ist. In einigen dieser Fälle könnten Änderungen von Rechtsvorschriften zwar Vorteile bringen, die allerdings durch den finanziellen und administrativen Aufwand zunichte gemacht würden, der damit für die Unternehmen und Behörden insbesondere bei der Umsetzung verbunden wäre.

Somit zeichnet sich das Bild ab, dass beträchtliche Fortschritte erzielt worden sind. Etwa zwei Drittel der Rechtsvorschriften, die sich vor allem auf die Bereiche Landwirtschaft, Binnenmarkt, Verkehr, Unternehmenspolitik, Gesundheit und Umwelt beziehen, wurden im Rahmen des fortlaufenden Vereinfachungsprogramms, des Kodifizierungsprogramms oder anderer Initiativen der Kommission vereinfacht bzw. werden jetzt in den Vorschlag für die für 2009 vorgesehenen Vereinfachungsvorhaben aufgenommen (Anhang 2).

Diese Bestandsaufnahme bildet auch das Fundament für weitere Vereinfachungsaktivitäten. Mit der Prüfung bestehender Rechtsvorschriften im Kontext des jeweiligen Politikbereichs wendet sich die Kommission auf dem Gebiet der Vereinfachung einem integrierten Ansatz zu. Weitere 81 Maßnahmen (Anhang 1) könnten in künftige Vereinfachungsinitiativen Eingang finden.

Dazu gehören beispielsweise folgende Maßnahmen:

- Angleichung von 15 Richtlinien zur technischen Harmonisierung an den Beschluss über einen **gemeinsamen Rechtsrahmen für die Vermarktung von Produkten**. In dem Beschluss werden die in Rechtsvorschriften zur technischen Harmonisierung in der Regel in einem standardisierten Format verwendeten Elemente beschrieben, die in künftige Rechtsakte aufgenommen werden sollten. Diese Bemühungen zielen darauf ab, ein konsistenteres rechtliches Umfeld zu schaffen und eine gemeinsame „Gesetzgebungskultur“ zu etablieren. Auf diese Weise werden die Qualität unserer Rechtsvorschriften gesteigert und der Verwaltungsaufwand gesenkt.

- Vereinfachung der Durchführungsbestimmungen im Rahmen der **Gemeinsamen Agrarpolitik** nach der Einführung des „Gesundheitscheck“ für den Mechanismus zur Verwaltung der Interventionsmaßnahmen.

- Überarbeitung der Rechtsvorschriften über **Gesundheitsgefahren** (übertragbare Krankheiten sowie chemische, biologische und radiologisch-nukleare Bedrohungen) und über **Tiergesundheit, -schutz und -ernährung**.

- Weitere Verringerung der Belastungen im **statistischen** Bereich durch das Programm für die Modernisierung der europäischen Unternehmens- und Handelsstatistik (**MEETS**). Damit werden die Erhebungsmethoden in den Mitgliedstaaten durch einen stärkeren Einsatz von Verwaltungs- und Rechnungslegungsdaten und verbesserte Stichprobenverfahren sowie auch durch eine bessere und intensivere Nutzung verfügbarer Quellen optimiert.

7. ABSCHLIEßENDE BEMERKUNGEN

Seit der Einführung der Strategie zur Vereinfachung des ordnungspolitischen Umfelds im Jahr 2005 ist die Vereinfachung von Rechtsvorschriften nicht mehr aus den Arbeiten der

Kommission wegzudenken. Durch konsequentes und koordiniertes Handeln hat die Kommission auf politischer und praktischer Ebene die Rahmenbedingungen für Maßnahmen geschaffen, die Bürgern, Unternehmen und Behörden konkrete Vorteile bringen. Im Zuge der Bestrebungen für klarere und leichter verständliche Rechtsvorschriften wurde die Aufhebung von etwa 1 300 EU-Rechtsakten, was rund 10 % des gemeinschaftlichen Besitzstands entspricht, vorgeschlagen.

Die Vereinfachung von Rechtsvorschriften ist ein kontinuierlicher Prozess. Die Überprüfung des gemeinschaftlichen Besitzstands liefert eine Momentaufnahme, die den Weg für künftige Arbeiten ebnet. Das Programm, das mit einer beschränkten Anzahl von Einzelinitiativen anlief, erstreckt sich mittlerweile auf alle Politikbereiche und ist immer stärker sektorbezogen ausgerichtet. Dies bedeutet wiederum, dass sämtliche Rechtsvorschriften mit Auswirkungen auf einen bestimmten Politikbereich nach Überschneidungen, Lücken, Unstimmigkeiten und übermäßigen Verwaltungsauflagen überprüft werden. Auf diese Weise soll die Gesamteffizienz des ordnungspolitischen Rahmens für jeden einzelnen Bereich bewertet werden.

Zur Fortsetzung ihrer Bemühungen um eine Vereinfachung der Rechtsvorschriften benötigt die Kommission die politische Unterstützung der übrigen EU-Organe und der Mitgliedstaaten. Das Europäische Parlament und der Rat werden aufgefordert, sich nach Kräften dafür einzusetzen, noch anhängige Vorschläge möglichst rasch anzunehmen und im Entscheidungsprozess für eine Beibehaltung der darin vorgesehenen Rechtsvereinfachungen zu sorgen. Die Mitgliedstaaten werden ermutigt, ihre eigenen Vereinfachungsprogramme voranzutreiben und das EU-Recht im Sinne der Vereinfachung anzuwenden, es aber nicht als Rechtfertigung für zusätzliche unnötige Maßnahmen heranzuziehen.

Tag für Tag sind die Bürger und Unternehmen in der EU mit einer Mischung aus europäischen, nationalen und regionalen Rechtsvorschriften konfrontiert. Nur durch koordinierte Vereinfachungsbestrebungen auf allen drei Ebenen kann dieser ordnungspolitische Rahmen seinen Zweck bestmöglich erfüllen, nämlich Wachstum und Wohlstand zu gewährleisten und die Verwaltungslasten auf ein notwendiges Mindestmaß zu beschränken.

Annex 1

Results of the screening of the acquis

Scope for simplification activities during the next Commission

Annex 2

Visualisation of the screening of the acquis

Annex 3

Simplification proposals pending before the Council and the European Parliament – state of play

Annex 4

Commission autonomous acts & other initiatives adopted since 2005

Annex 5

Simplification proposals adopted by the legislature since 2005

Annex 6

Codification programme (2009)

Annex 7

Simplification rolling programme (2009)

Annex 1

Results of the screening of the acquis

Scope for simplification activities during the next Commission

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
1.	**Health and safety at work**	Commission Directive 91/322/EEC of 29 May 1991 on establishing indicative limit values by implementing Council Directive 80/1107/EEC on the protection of workers from the risks related to exposure to chemical, physical and biological agents at work	Following adoption of a new Commission Directive establishing a third list of indicative occupational exposure limit values in implementation of Council Directive 98/24/EC, the intention is to review the scientific values contained in Directive 91/322/EEC and examine the possibility of its review in the future.
2.	**Labour Law / European Cooperative society / European Company Statute / Information and consultation of employees**	Council Directive 2003/72/EC of 22 July 2003 supplementing the Statute for a European Cooperative Society with regard to the involvement of employees Council Directive 2001/86/EC of 8 October 2001 supplementing the Statute for a European company with regard to the involvement of employees	Taking into account the views of Member States, the Commission has decided to examine possible simplification of the provisions on information and consultation of employees once the full evaluation report on Regulation (EC) No 1435/2003 (European Cooperative Society Statute) has been completed in 2011. Taking into account the views of Member States, the Commission has decided to examine the possible simplification of provisions on information and consultation of employees once the full evaluation report on Regulation (EC) No 2157/2001 (European Company Statute) has been completed (foreseen for

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
			2010).
3.	**Internal market for products / Common framework for the marketing of products**	Directive 93/15/EC on the market and supervision of explosives for civil uses, Directive 90/384/EC relating to non-automatic weighting instruments, Directive 73/23/EC to electrical equipment designed for use within certain voltage limits, Directive 2004/108/EC relating to electromagnetic compatibility, Directive 94/9/EC concerning equipment and protective systems intended for use in potentially explosive atmospheres and Directive 2007/23/EC on the placing on the market of pyrotechnic articles	Alignment of the existing harmonised acquis with the Decision setting out a common framework for the marketing of products[8]
4.	**Internal market for products**	Directive 97/68/EC on the emissions of gaseous and particulates pollutants of non road machinery	Review and alignment with the new legal framework for the marketing of products
5.	**Internal market for products**	Directive 95/16/EC on lifts	Review and alignment with the new legal framework for the marketing of products
6.	**Internal market for products**	Directive 2000/14/EC on noise emission in the environment by equipment for use outdoors	Review and alignment with the new legal framework for the marketing of products
7.	**Internal market for products**	Directive 89/686/EC on personal protective equipment	Review and alignment with the new legal framework for the marketing of products
8.	**Internal market for products**	Directive 90/396/EC relating to appliances burning gaseous fuels	Review and alignment with the new legal framework for the marketing of products
9.	**Internal market for products**	Directive 2000/9/EC relating to cableway installations designed to carry persons	Review and alignment with the new legal framework for the marketing of products

[8] Decision No 768/2008/EC of the European Parliament and of the Council on a common framework for the marketing of products has established a new horizontal framework (revision of the new approach), which will enhance consistency and coherence across a broad range of technical regulations adopted over the last 30 years.

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
10.	**Internal market for products**	Directive 94/25/EC on recreational craft	Review and alignment with the new legal framework for the marketing of products
11.	**Internal market for products**	Directive 1999/5/EC on Telecommunications	Review and alignment with the new legal framework for the marketing of products
12.	**Nature protection / Trade of wild fauna and flora**	Council Regulation (EC) No 338/97 of 9 December 1996 on the protection of species of wild fauna and flora by regulating trade therein + 12 amendments Commission Regulation (EC) No 865/2006 of 4 May 2006 laying down detailed rules concerning the implementation of Council Regulation (EC) No 338/97 on the protection of species of wild fauna and flora by regulating trade therein	While the stakeholder consultation and a study concluded that the Regulation was generally effective, a number of areas have been identified where the Implementing Regulation (Regulation (EC) No. 865/2006) could be simplified, and clearer and more transparent guidance provided on the interpretation and implementation of the Regulations. A full revision of Commission Regulation (EC) No. 865/2006 will be prepared in 2009
13.	**Waste**	Decision 2000/532/EC establishing a list of wastes + 3 amendments	Waste legislation will be simplified further. In particular, the Commission is currently reviewing the waste list and may come forward with a proposal for revision in 2009
14.	**Specific waste streams**	European Parliament and Council Directive 94/62/EC on packaging and packaging waste + 6 Commission implementing Decisions (on the identification system for packaging materials, on formats relating to the database system, on derogation and on national measures in 3 Member States) + 3 amendments	Scope to simplify further is under review. This Directive will be part of a full screening ("review") of the EU recycling Directives during the next Commission. Preparatory studies are under way. Expected results include clearer definitions in line with the revised Waste Framework Directive. Results are not expected before 2012

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
15.		Council Directive 96/59/EC on the disposal of polychlorinated biphenyls and polychlorinated terphenyls (PCB/PCT)	Scope to simplify further is under review. The implementation of the deadline for decontamination and/or disposal of PCB containing equipment will have to be evaluated ("reviewed") in 2011. If results are positive, a further simplification could be envisaged as from 2011
16.		Directive 2000/53/EC of the European Parliament and of the Council on end-of life vehicles + 4 Commission implementing Decisions (on questionnaires, certificates of destruction, exemptions and the Dutch scheme) + 6 amendments	Scope to simplify further is under review. The ELV Directive will be part of an overall screening (to examine the possibility of revision) of the recycling directives during the next Commission. Preparatory studies are under way. Expected results include clearer definitions in line with the new Waste Framework Directive). Results are not expected before 2012
17.	**Water protection and management / River basin management**	Directive 2000/60/EC of the European Parliament and of the Council establishing a framework for Community action in the field of water policy + 2 amendments (notably Decision No 2455/2001/EC establishing the list of priority substances in the field of water policy) + Commission Decision 2005/646/EC (intercalibration network) Directive 2007/60/EC of the European Parliament and of the Council on the assessment and management of flood risks	Possible scope to simplify further by codifying the Water Framework Directive 2000/60/EC, Floods Directive 2007/60/EC, Directive on environmental quality standards 2008/105/EC and of Directive 2006/118/EC into one legal instrument.

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
18.		Directive 2007/60/EC of the European Parliament and of the Council on the assessment and management of flood risks	Possible scope for further simplification through codification of the Floods Directive 2007/60/EC, the Water Framework Directive 2000/60/EC, Directive 2008/105/EC on environmental quality standards and Directive 2006/118/EC
19.	**Groundwater**	Directive 2006/118/EC of the European Parliament and of the Council of on the protection of groundwater against pollution and deterioration	Possible scope to simplify further by codifying the Water Framework Directive 2000/60/EC, Floods Directive 2007/60/EC, Directive on environmental quality standards 2008/105/EC and of Directive 2006/118/EC into one legal instrument.
20.	**Drinking water**	Council Directive 98/83/EC on the quality of water intended for human consumption + comitology Regulation (EC) No 1882/2003 + transitional measures for new Member States	The potential to simplify further is under review, both with legislative and non-legislative measures. The revision process began in 2008 and is expected to finish in 2009.
21.	**Air quality / Standards**	Directive 2004/107/EC of the European Parliament and of the Council of 15 December 2004 relating to arsenic, cadmium, mercury, nickel and polycyclic aromatic hydrocarbons in ambient air	There is scope to simplify further. The Directive was due for transposition in 2007. It is envisaged to include this Directive in the general review of Directive 2008/50/EC in 2013 with the objective of merging those two Directives. This merger would ensure that all ambient air quality objectives are contained in one legal instrument. No reporting obligations for business under current Directive, only for Member States.
22.	**Air quality / Standards**	Directive 98/70/EC on the quality of petrol and diesel fuels and amending Directive 93/12/EC	Codification could be considered once the amending legislative proposal COM(2007) 18 becomes law

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
23.	**Air quality / Standards**	Directive 1999/32/EC on the sulphur content of certain liquid fuels	Codification could be considered as part of the review of the directive currently underway (proposal expected in 2010).
24.	**VOC / Storage of petrol**	Directive 94/63/EC of the European Parliament and of the Council on the control of volatile organic compound (VOC) emissions resulting from the storage of petrol and its distribution from terminals to service stations	Consultants have been instructed to assess potential to simplify technical provisions in light of previous stakeholder views and new information that may be available. Report expected spring 2009. No reporting obligations for business in current directive only for MSs.
25.	**Climate change / Monitoring and reporting on green house gazes**	Decision No 280/2004/EC of the European Parliament and of the Council concerning a mechanism for monitoring Community greenhouse gas emissions and for implementing the Kyoto Protocol + Commission Decision 2005/166/EC laying down rules implementing Decision No 280/2004/EC	Further simplification is under review, depending on agreement on climate and energy package, and international agreement in Copenhagen.
26.	**Industrial emissions / Paints**	Directive 2004/42/CE of the European Parliament and of the Council on the limitation of emissions of volatile organic compounds due to the use of organic solvents in certain paints and varnishes and vehicle refinishing products	Review of the directive is ongoing with a proposal expected in 2010. There is scope to improve the clarity and implementation of the Directive following the review and consultation with stakeholders and impact assessment.
27.	**Asbestos**	Council Directive 87/217/EEC on the prevention and reduction of environmental pollution by asbestos	Simplification is envisaged for 2010. The Directive 87/217/EEC could be simplified by amending or repealing it, depending on the results of an impact assessment to be carried out in 2009.

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
28.	**Civil protection and industrial accidents**	Council Directive 96/82/EC on the control of major-accident hazards involving dangerous substances + 2 amendments 1 Commission implementing decision	Review of directive underway with view to proposals at end 2009/early 2010. Possible simplification will be considered as part of review.
29.	**Chemicals and Biocides / Laboratory animals**	Council Directive 86/609/EEC regarding the protection of animals used for experimental and other scientific purposes + 1 amendment (Directive 2003/65/EC)	There is scope to simplify further: The Commission is currently discussing the revision of the Directive. The main objective of the revision is to create a level playing field for researchers and industry. In line with the Animal Welfare Protocol annexed to the EC Treaty, the proposal aims to increase the level of welfare and protection of animals used in experiments. By promoting the use of test methods alternative to animal testing, the Directive will result in costs savings for the EU industry, as the in vitro and computer based tests are less expensive than those using animals. It will also strive to simplify the regulatory environment and ensure the competitiveness of EU research and industry.
30.	**Horizontal Instruments / Impact Assessment**	Council Directive 85/337/EEC on the assessment of the effects of certain public and private projects on the environment + 2 amendments	Scope to simplify further is under review: The Commission is preparing the report on the application and effectiveness of the EIA Directive and how it has been implemented by the Member States. The directive could be simplified by clarifying certain provisions following the accession of the new Member States, probably by recasting the legislation

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
31.	**Energy and environment statistics**	Regulation (EC) No 2150/2002 on waste statistics	This revision aims: to increase the usability of waste statistics, to simplify the provisions of the Regulation as far as possible, to align the Regulation with other reporting obligations included in Community waste legislation, and to take into account user needs.
32.	**Intrastat**	Regulation (EC) No 638/2004 of the European Parliament and of the Council of 31 March 2004 on Community statistics relating to the trading of goods between Member States and repealing Council Regulation (EEC) No 3330/91 The Regulation will be amended by 2008/0026(COD) which will enter into force from 2009.	By means of a reduced minimum trade coverage ratio for arrival flows, the number of enterprises filing Intrastat declarations can potentially be reduced from 540,000 to an estimated 350,000. The MEETS (Modernisation of European Enterprise and Trade Statistics) programme aims at further reducing burdens by improving data collection methods in Member States through greater use of administrative and accounting data and improved sampling schemes and by making better and more intensive use of available sources Eurostat continues its work on long term solutions such as single flow reporting and better use of administrative data, in particular the integration of Intrastat and VIES (VAT information exchange system) declarations

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
33.	**Short term statistics**	Council Regulation (EC) No 1165/98 of 19 May 1998 concerning short-term statistics	In this area, a cost and burden measurement was undertaken in the framework of providing a Report to the European Parliament and the Council in August 2008. The same measurement will be repeated for the next Report to Council and European Parliament due in three years and this will be an opportunity to obtain information on the reduction of burdens over time. STS are also covered by the MEETS (Modernisation of European Enterprise and Trade Statistics) exercise
34.	**European System of Accounts**	Council Regulation (EC) No 2223/96 of 25 June 1996 on the European system of national and regional accounts in the Community Regulation (EC) No 1221/2002 of the European Parliament and of the Council of 10 June 2002 on quarterly non-financial accounts for general government	All regulations related to the European System of Accounts will be incorporated in the new regulation on ESA. The possibilities to simplify will be studied when preparing this new regulation. The provisional planning for the regulation foresees adoption by the EP and the Council in 2011/2012
35.	**Economy and finance statistics / Prices**	Council Regulation (EC) No 2494/95 of 23 October 1995 concerning harmonized indices of consumer prices	Discussions ongoing within the Commission to decide how to simplify the regulation. This work can only be completed once the Commission has adopted all the implementing measures planned (adoption foreseen: 2nd half of 2009).
36.	**Transport statistics / Road**	Council Regulation (EC) No 1172/98 of 25 May 1998 on statistical returns in respect of the carriage of goods by road	ESTAT plans to simplify the requirements of Commission Regulation (EC) No 642/2004 for data collected in accordance with Regulation (EC) No 1172/98, for example, by redefining variables and thresholds.
37.	**Transport statistics / Sea**	Council Directive 95/64/EC of 8 December 1995 on statistical return in respect of carriage of goods and passengers by sea	This directive will be simplified and codified.

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
38.	**Information society / electronic signatures**	Revision of the regulatory framework for e-signature/e-identification following an action plan seeking EU-wide solutions in cross-border use of online public services; Directive 1999/93/EC of the European Parliament and of the Council of 13 December 1999 on a Community framework for electronic signatures	The Commission adopted an eSignature / eIdentification Action Plan in November 2008. The Action Plan seeks an EU-wide solution to cross-border use of online public services. A progress report on the Action Plan will be submitted to the Council in 2010. On the basis of this Report, the Commission will assess whether further horizontal and/or sectoral initiatives are needed.
39.	**Police and criminal justice cooperation**	Third pillar instruments notably framework Decisions of the Schengen acquis in the field of police and criminal justice cooperation	Revision or repeal of a number of third pillar instruments notably framework Decisions on the entry into force of the Lisbon Treaty in the Justice, Freedom and security acquis (shift to the 1st pillar). This concerns the Schengen acquis in the field of police and criminal justice cooperation. The full acquis will be revised to improve transparency and to establish which articles continue to apply and which have been replaced
40.	**Asylum / Minimum standards Refugee status**	Council directive 2005/85/EC on minimum standards on procedures in Member states for granting and withdrawing refugee status and Council Directive 2004/83/EC on minimum standards for the qualification and status of third country nationals or stateless persons as refugees or as persons who otherwise need international protection and the content of the protection granted	The Commission will put forward a proposal amending this Directive in spring 2009. Room for simplification of the present text could be found in this context The possibility of a recast will be considered
41.	**External borders**	Consolidation of Council Directive 2007/2004/EC establishing a European agency for management external borders	In the framework of the forthcoming proposal to amend the Regulation, a consolidation could be envisaged

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
42.	**Immigration / Admission third-country nationals**	Simplification of Council Directive 2005/71/EC on a specific procedures for admitting third-country nationals for scientific research and Council Directive 2004/114/EC on the conditions of admission of third-country nationals for the purposes of studies, pupil exchange, unremunerated training or voluntary services	In 2009/2010, the Commission will have to put forward a first application report which may lead to proposals to amend these Directives. Room for simplification of the present text could be found in this context
43.	**Immigration / Residence**	Revision of Council Directive 2003/109/EC on status of third-country nationals who are long term residents	In 2011, the Commission will put forward a first application report which may lead to proposals amending this Directive. Room for simplification of the present text could be found in this context
44.	**Immigration / Family reunification**	Council Directive 2003/86/EC on the right to family reunification	Following its first application report of October 2008, the Commission will put forward a Green Paper on family reunification in March 2009. Room for simplification of the present text of Directive 2003/86/EC could be found in this context
45.	**Information Network**	Council Decision 2005/267/EC establishing a secure web-based information and coordination network for MS's migration management services	Review of the functionality of the ICONet will take place in the context of the planned FRONTEX evaluation in 2009-2010
46.	**Expulsion**	Enhancement of Council Directive 2001/40/EC on the mutual recognition of decision on the expulsion of third country nationals	In the light of the first evaluation of the adopted Return Directive in 2014, the issue of mutual recognition of return decisions and the weaknesses of Directive 2001/40/EC will be reconsidered.
47.	**Smuggling**	Revision of Council directive 2004/81/EC on the residence permit issued to third-country national who are victim of trafficking in human beings	In 2009, the Commission will put forward a first application report which may lead to proposals amending this Directive. Room for simplification of the present text could be found in this context

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
48.	**Citizenship and freedom to travel / Schengen acquis**	1999/436/EC: Council Decision of determining, in conformity with the relevant provisions of the Treaty establishing , the legal basis for each of the provisions or decisions which constitute the Schengen acquis + 55 related Decision of the Executive Committee	Part of the Schengen acquis in the field of police and criminal justice cooperation has been repealed by other instruments. The full acquis will be revised to create transparency and establish which articles continue to apply and which have to be replaced
49.	**Organised crime**	2000/642/JHA Council decision on arrangements for cooperation between financial intelligence units of the Member States in respect of exchanging information	On December 2007 the Commission issued a report on the implementation of this Decision. The report shows good legal compliance by MS but underlines a lack of legal clarity on how data protection rules may affect the exchange of information between MS Financial Intelligence Units and highlights the need for possible complementary measures. These aspects are now being discussed with the MS. This may lead to a complete revision of the decision
50.	**Organised crime / Drugs**	Simplification of Decision 2004/757/JHA laying down minimum provisions on the constituent elements of criminal acts and penalties in the field of illicit drug trafficking	The Decision calls for the Commission to submit a Report to the Council and the Parliament by 12 May 2009 to assess measures taken by MS to comply with the Decision. Possibilities of simplification can also be assessed at the same occasion
51.	**Judicial cooperation / Data protection**	Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free movement of such data	An on-going study will identify whether the Directive should be modified to take into account technological progress and the globalisation of data movement. Furthermore, the entry into force of the Treaty of Lisbon would provide additional possibilities, such as a single instrument, in respect of shaping the future of data protection

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
52.	**Financial services and financial markets / Banking and financial conglomerates**	Council Directive 89/117/EEC of 13 February 1989 on the obligations of branches established in a Member State of credit institutions and financial institutions having their head offices outside that Member State regarding the publication of annual accounting documents Directive 2002/87/EC of the European Parliament and of the Council of 16 December 2002 on the supplementary supervision of credit institutions, insurance undertakings and investment firms in a financial conglomerate and amending Council Directives 73/239/EEC, 79/267/EEC, 92/49/EEC, 92/96/EEC, 93/6/EEC and 93/22/EEC, and Directives 98/78/EC and 2000/12/EC of the European Parliament and of the Council	Reviews of the branch accounts and financial conglomerates directives are taking place with a view to simplifying them.
53.	**Public health / Communicable diseases**	Decision No 2119/98/EC of the European Parliament and of the Council setting up a network for the epidemiological surveillance and control of communicable diseases in the Community Regulation (EC) No 851/2004 of the European Parliament and of the Council establishing a European Centre for disease prevention and control	Review of the health threats legislation scheduled for adoption by the Commission by the end of 2010 including in particular review of Regulation (EC) No 851/2004 and Decision No 2119/98/EC. Implementing measures of Decision No 2119/98/EC will be amended accordingly
54.	**Public health / Blood**	- Directive 2002/98/EC of the European Parliament and of the Council setting standards of quality and safety for the collection, testing, processing, storage and distribution of human blood and blood components and amending Directive 2001/83/EC - Directive 2001/83/EC of the European Parliament and of the Council on the Community code relating to medicinal products for human use - Directive 2000/70/EC of the European Parliament and of the Council amending Council Directive 93/42 as regards medical devices incorporating stable derivates of human blood or human plasma - 3 Commission Directives implementing Directive 2002/98/EC	Overall review of blood/tissues and cells legislation will take place in 4-5 years; simplification in common reporting mechanisms could be extended and Commission directives regrouped

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
55.	**Public health / Tissues and Cells**	Directive 2004/23/EC of the European Parliament and of the Council on setting standards of quality and safety for the donation, procurement, testing, processing, preservation, storage and distribution of human tissues and cells Commission Directive 2006/17/EC implementing Directive 2004/23/EC of the European Parliament and of the Council as regards certain technical requirements for the donation, procurement and testing of human tissues and cells	Overall review of blood/tissues and cells legislation will take place in 4-5 years; simplification in common reporting mechanisms could be extended and Commission directives regrouped
56.	**Public health / Tobacco products**	Directive 2001/37/EC of the European Parliament and of the Council on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco products	Any simplification can be envisaged in the context of the report undertaken in 2007. Proposal to revise the tobacco products directive is scheduled for 2010
57.	**Public health / Food and feed safety**	Regulation (EC) No 1829/2003 of the European Parliament and of the Council on genetically modified food and feed Council Directive 90/167/EC laying down the conditions governing the preparation, placing on the market and use of medicated feeding stuffs in the Community	Evaluation is planned end of 2008/2009 including for simplification and administrative burden reduction
58.	**Chemical safety of foods / Fraudulent practices**	Commission Decision No 2005/402/EC on emergency measures regarding chilli, chilli products, curcuma and palm oil	A first step to alleviate controls has been taken in the framework of implementing measures of Regulation (EC) No 882/2004. If the control results are favourable, it can be expected that the measures will be completely lifted.

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
59.	**Animal health and welfare**	Animal health measures on disease eradication and control, intra-community trade and imports	Action plan on animal health (including certain welfare and feed aspects) has been adopted in 2008; final proposal for the new Animal Health Law is planned in 2010. Revision of some 50 Council and EP/Council acts to replace existing policy actions with a single simplified regulatory framework. The foreseen Animal Health Law will seek to converge with international standards and will establish legal basis for implementation of IT tools and for possible changes in regulatory practice (e.g. use of guidelines in certain areas).
60.	**Phytosanitary legislation / Harmful organisms**	Legislation on protective measures against harmful organisms (including intra-trade, plant passports, third country imports, control measures) Legislation on protected zones (including particular plant health risks, surveys and movement of certain plants)	Evaluation of the Community plant health regime to be launched in 2009 including for simplification and administrative burden reduction

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
61.	Seed and plant propagating material	Council Directive 66/401/EC on the marketing of fodder plant seed Council Directive 66/402/EC on the marketing of cereal seed Council Directive 2002/53/EC on the common catalogue of varieties of agricultural plant species Council Directive 2002/54/EC on the marketing of beet seed Council Directive 2002/55/EC on the marketing of vegetable seed Council Directive 2002/56/EC on the marketing of seed potatoes Council Directive 2002/57/EC on the marketing of seed of oil and fibre plants Council Directive 68/193/EC on the marketing of material for the vegetative propagation of the vine Council Directive 1998/56/EC on the marketing of propagating material of ornamental plants Council Directive 92/33/EC on the marketing of vegetable propagating and planting material, other than seed Council Directive 92/34/EC on the marketing of fruit plant propagating material and fruit plants intended for fruit production Council Directive 1999/105/EC on the marketing of forest reproductive material	Evaluation of the whole acquis on seed and plant propagating material in the framework of Better Regulation aiming to simplify and reduce administrative burdens finalised in November 2008. Action plan to be prepared by 2009.
62.	**Consumer policies / Rights**	Council Directive 90/314/EEC on package travel, package holidays and package tours	The outcome of a public consultation has shown that a majority of stakeholders believe that there is a need to simplify, clarify and modernise the Directive. A consumer detriment study has been initiated in 2008. The Impact Assessment will be launched in 2009. Possible proposal in 2010
63.	**Consumer policies / Distance marketing in financial services**	Distance Marketing of Financial Services Directive 2002/65/EC	A report on the application of the Directive is scheduled for 2009, on the basis of which the possibility of amending the Directive will be considered

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
64.	**Consumer policies Enforcement**	Regulation (EC) No 2006/2004 on Consumer Protection Cooperation	The application of the Regulation is reviewed and assessed biennially. Scope for further simplification may be identified in this context. The first such report is due in 2009 and covers the period 2007-2008.
65.	**Direct taxation**	Proposal for a Council Directive on a common system of taxation applicable to interest and royalty payments made between associated companies of different Member States (recast version)	To extend the scope of the Directive by reducing the participation thresholds, the inclusion of indirect holdings and by updating the annex(types of companies)
66.	**Indirect taxation / Excise duties**	Directive 68/297/EC on the standardisation of provisions regarding the duty-free admission of fuel contained in the fuel tanks of commercial motor vehicles	Repeal of Directive is being envisaged
67.	**Indirect taxation / Excise duties**	Directive 92/83/EC on the harmonisation of the structures of excise duty on alcohol and alcoholic beverage	Currently being reviewed by the Commission Services with a view to identifying areas that require modernisation. Simplification opportunities will be sought where appropriate
68.	**Customs / General legislation**	Regulation (EC) No 1889/2005/EC on controls of cash entering or leaving the Community	Evaluation report being prepared on the implementation of the regulation, which may lead to amendments to simplify it
69.	**Customs / Specific legislation**	Regulation (EC) No 111/2005 on rules for the monitoring of trade between the Community and third countries in drug precursors	A study is underway on the implementation of this legislation. It may identify areas to be simplified

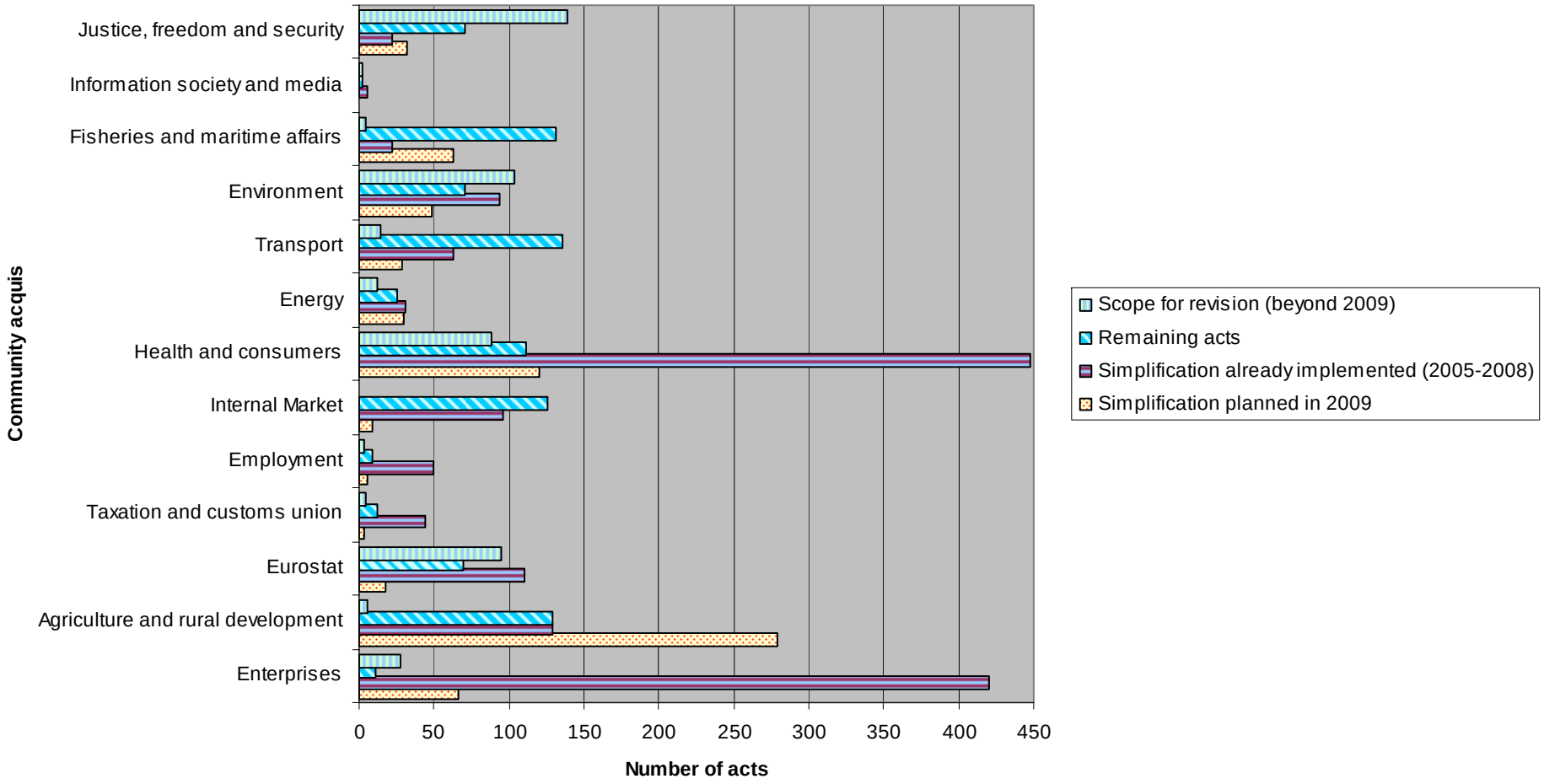
	Policy area	Title of legal instruments	Scope and potential objectives of simplification
70.	**Maritime transport**	Recast of Regulation (EC) No 725/2004 on enhancing ship and port facility security and repeal of Directive 2005/65/EC on enhancing port security	Avec cinq années de recul par rapport à la mise en œuvre des premières mesures de sûreté maritime, regrouper en un seul règlement l'ensemble des prescriptions relatives à la sûreté des navires et des ports, en veillant à leur adéquation vis à vis de l'évolution des instruments internationaux de référence.
71.	**Air transport**	Council Regulation (EEC) No 3922/91 of 16 December 1991 on the harmonization of technical requirements and administrative procedures in the field of civil aviation, and its amendments	Potential repeal of Council Regulation 3922/91 on the harmonisation of technical requirements and administrative procedures in the field of civil aviation.
72.	**Air transport / Accidents**	Directive 2003/42/EC of the European Parliament and of the Council of 13 June 2003 on occurrence reporting in civil aviation Council Directive 94/56/EC of 21 November 1994 establishing the fundamental principles governing the investigation of civil aviation accidents and incidents	Recast of Directive 2003/42/EC and Council Directive 94/56/EC under review
73.	**Road transport**	Recast of Regulation (EC) No 3821/85 on recording equipment in road transport	There is an urgent need to fix a number of technical issues for tachographs (to guard against fraud). In order to have new rules operational quickly, this will be done by comitology in 2009 (included in our catalogue). Later a recast will cover other aspects (such as integration of satellite signals)
74.	**Road transport**	**Council Directive 96/53/EC** of 25 July 1996 laying down for certain road vehicles circulating within the Community the maximum authorized dimensions in national and international traffic and the maximum authorized weights in international traffic.	Need to amend the directive currently being examined. If amendment is necessary, it could be done in the form of a recast.

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
75.	**Inland waterway**	Council Directive 96/50/EC on the harmonisation of the conditions for obtaining national boat masters' certificates for the carriage of goods and passengers by inland waterway in the Community	It is planned to revisit the Directive with a view to facilitating the conditions for obtaining the national boat masters' certificates and to achieve mutual recognition on the Rhine
76.	**Trans-European Transport Networks** **"TEN-T"**	Decision No 1692/96/EC of the European Parliament and of the Council of 23 July 1996 on Community guidelines for the development of the trans-European transport network, as amended by Decisions 1346/2001/EC, 884/2004/EC and Regulation (EC) No 1791/2006/EC	Review envisaged, pending the outcome of a Green Paper discussion to be launched early 2009. It is, among other things, envisaged to simplify Member State's reporting requirements.
77.	**Intermodal transport**	Regulation (EC) No 1692/2006 of the European Parliament and of the Council of 24 October 2006 establishing the second Marco Polo programme for the granting of Community financial assistance to improve the environmental performance of the freight transport system (Marco Polo II) and repealing Regulation (EC) No 1382/2003	Simplification measures will be proposed (December 2008) in the context of a mid-term revision of the Regulation. Eligibility thresholds are lowered, applications can be presented by single undertakings, conditions for financing of infrastructure are simplified, project duration is allowed to be extended and administrative procedures streamlined.
78.	**Energy / Oil**	1999/280/EC: Council Decision of 22 April 1999 regarding a Community procedure for information and consultation on crude oil supply costs and the consumer prices of petroleum products and implementing measure (1999/566/EC: Commission Decision of 26 July 1999 regarding a Community procedure for information and consultation on crude oil supply costs and the consumer prices of petroleum products) Council Regulation (EC) No 2964/95 of 20 December 1995 introducing registration for crude oil imports and deliveries in the Community	As from end 2008, a new data transmission system is used by national authorities to communicate data to the Commission. The Market Observatory for energy carried out in 2008 a user survey to better understand the needs and to identify possible improvements of the oil bulletin. An additional survey on national data collection methods including administrative cost involved is ongoing with a view to exchange best practice. Possible modifications of the EC instrument may be envisaged thereafter (2010).
79.	Electricity and Gas	2003/796/EC: Commission Decision of 11 November 2003 on establishing the European Regulators Group for Electricity and Gas	Likely to be repealed following the creation of an agency for the co-operation of regulators proposed

	Policy area	Title of legal instruments	Scope and potential objectives of simplification
			by the Commission and currently dealt with by the co-legislator
80.	Trans-European Energy Networks / Guidelines	Decision No 1364/2006/EC of the European Parliament and of the Council laying down guidelines for trans-European energy networks and repealing Decision No 96/391/EC and Decision No 1229/2003/EC	Review envisaged, following a discussion on the basis of a Green Paper, adopted in November 2008
81.	Nuclear safety	Recast of basic safety standards legislation for the protection against the dangers arising from exposure to ionising radiation	Recast into a single Council Directive establishing the Basic Safety Standards for the protection against dangers arising from exposure to ionising radiation. This recast concerns 5 Directives on radioprotection: Euratom Council Directives 89/618, 90/641, 96/29, 97/43 and 2003/122. The objective is: (a) to reflect the new Recommendations of the International Commission on Radiological Protection (ICRP) issued in December 2007, and (b) to revise and consolidate existing legislation taking into account operational experience.

Annex 2

Visualisation of the screening of the acquis



Annex 3

Simplification proposals pending before the Council and the European Parliament – state of play (28 January 2009)

Regulatory area	Legal act(s)	Commission
1. Maritime Transport 2005/TREN/060	Recast of the regime for **ship inspections and survey organisations** (Directive 94/57/EC)	COM(2005) 587 23 November 2005 2005/0237/COD
2. Maritime Transport 2004/TREN/053	Recast of the regime on **port State control** (Council Directive 95/21/EC)	COM(2005) 588 23 November 2005 2005/0238/COD
3. Free movement of workers 2004/EMPL/022	**Proposal for a Regulation** of the European Parliament and of the Council **laying down the procedure for implementing Regulation (EC) No 883/2004 on the coordination of social security systems**	COM(2006)16 31 January 2006 2006/0006/COD
4. Plant Protection products 2003/SANCO/61	Proposal for a Regulation on the placing of **plant protection products** on the market	COM(2006)388 12 July 2006 2006/0136/COD

Regulatory area	Legal act(s)	Commission
5. Social affairs Health and safety 2006/SJ+/105	Proposal of Council Directive concerning the minimum safety and health requirements for the use of **work equipment** by workers at work (second individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC) (codified version)	COM(2006)652 3 November 2006 2006/0214/COD [amended prop: COM(2008)111]
6. Social affairs Health and safety 2006/SJ+/101	Proposal of Council Directive on the protection of workers from the risks related to **exposure to asbestos** at work (second individual Directive within the meaning of Article 8 of Directive 80/1107/EEC) (codified version)	COM(2006)664 10 November 2006 2006/0222/COD
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Regulatory area	Legal act(s)	Commission
7. Trade of dual use items 2006/TRADE/025	Proposal for a Council Regulation setting up a Community regime for the **control of exports of dual-use** items and technology	COM(2006)829 18 December 2006 **2006/0266/ACC** SEC(2006)1696
8. Trade mark 2006/SJ+/099	Proposal for a Council Regulation on the **Community trade mark** (Codified version)	COM(2006)830 16 December 2006 **2006/0267/CNS**
9. Residue limits of veterinary medicinal products. 2006/ENTR/042	Proposal for a Regulation of the European Parliament and of the Council laying down Community procedures for the establishment of **residue limits of pharmacologically active substances in foodstuffs of animal origin,** and repealing Regulation (EEC) No 2377/90	**COM(2007)194** **17 April 2007** **2007/0064 (COD)** **SEC(2007)484-SEC(2007)485)**
10. Admission to the occupation of transport operators 2006/TREN/001	Proposal for a Regulation of the European Parliament and of the Council establishing common rules concerning the conditions to be complied with to pursue the **occupation of road transport operator (recast)**	**COM(2007)263** **23 May 2007** **20070097(COD)** **SEC(2007)635-636**
11. Access to passenger transport market 2006/TREN/042	Proposal for a Regulation of the European Parliament and of the Council on common rules for the **international carriage of passengers by coach and bus** (recast)	**COM(2007)264** **23 May 2007** **20070098(COD)** **SEC(2007)635-636**

Regulatory area	Legal act(s)	Commission
Access to goods' transport market	Proposal for a Regulation of the European Parliament and of the Council on **access to the market in the carriage of goods by road** within the Community to or from the territory of a Member State or passing across the territory of one or more Member States (recast)	**COM(2007)265** **23 May 2007** **20070099(COD)** **SEC(2007)635-636**
12. Radiation protection 2006/SJ+/106	Codification of Regulation (Euratom) 1987R3954 laying down maximum permitted levels of **radioactive contamination of foodstuffs** and of feeding stuffs **following a nuclear accident**	COM(2007)302 2006/SJ+/106 2007/0103CNS
13. Consumer Protection acquis 2006/SANCO/038	Review of the **Timeshare** Directive (94/47/EC)	COM(2007)303 7 June 2007 2007/0113COD
14. Financial services – Insurance 2005/MARKT/006	Proposal for a Directive of the European Parliament and of the Council on the taking-up and pursuit of the **business of insurance and reinsurance** (SOLVENCY II) (recast)	COM(2007)361 10 July 2007 2007/0143/COD [amended prop: COM(2008)119]
15. Public pan-European cellular digital land-based mobile communications 2007/INFSO/016	Proposal for a Directive of the European Parliament and of the Council repealing Council Directive 87/372/EEC on the frequency bands to be reserved for the coordinated introduction of public pan-European cellular digital land-based mobile communications in the Community (**GSM Directive**)	COM (2007) 367 25 July 2007 2007/0126/COD

Regulatory area	Legal act(s)	Commission
16. Coordination of social security systems 2008/EMPL/005	Proposal for a Regulation of the European Parliament and of the Council amending the annexes to Regulation (EC) No 883/2004 on the **coordination of social security systems**	COM (2007) 376 03 July 2007 2007/0129/COD
17. Coordination of social security systems 2008/EMPL/004	Proposal for a Council Regulation extending the provisions of Regulation (EC) No 883/2004 and Regulation (EC) No […] to nationals of third countries who are not already covered by these provisions solely on the ground of their nationality	COM (2007) 439 23 July 2007 2007/0152/CNS
18. Information society 2007/INFSO/001	Revision of the regulatory framework for **electronic communications and services**	COM(2007)697-9 13 November 2007 2007/0247-9/COD
19. Air Transport 2002/TREN/29	Revision of the regulatory framework for **computerised reservation systems**	COM(2007)709 15 November 2007 2007/0243/COD
20. Modernisation of VAT rules relating to financial services including insurance 2007/TAXUD/001	Proposal for a Council Regulation laying down implementing measures for Directive 2006/112/EC on the **common system of value added tax**, as regards the treatment of insurance and financial services	COM(2007)746 28 November 2007

Regulatory area	Legal act(s)	Commission
21. IPPC 2007/ENV/002	Proposal for a Directive of the European Parliament and of the Council on industrial emissions (**integrated pollution prevention and control**)	COM(2007)844 21 December 2007 2007/0286/COD
22. Emissions from heavy duty vehicles (Euro VI) 2007/ENTR/009	Proposal for a Regulation of the European Parliament and of the Council on type-approval of motor vehicles and engines with respect to emissions from heavy duty vehicles (**Euro VI**) and on access to vehicle repair and maintenance information	COM(2007) 851 21 December 2007 2007/0295/COD
23. Foodstuffs 2007/SANCO/006	Proposal for a Regulation of the European Parliament and of the Council on **novel foods** and amending Regulation (EC) No XXX/XXXX establishing a common authorisation procedure for food additives, food enzymes and food flavourings	COM (2007)872 2008/002/COD 14 January 2008
24. Toys 2006/ENTR/004	Revision of Council Directive 88/378/EEC of 3 May 1988 on the approximation of the laws of the Member States concerning the **safety of toys**	COM(2008)9 25 January 2008
25. Foodstuffs 2006/SANCO/001	Proposal for a Regulation of the European Parliament and of the Council on the provision of **food information to consumers**	COM(2008)40 30 January 2008
26. Cosmetics 2007/ENTR/002	Revision of Council Directive 76/768/EEC of 27 July 1976 on the approximation of the laws of the Member States relating to **cosmetic products**	COM (2008) 49 31 January 2008

Regulatory area	Legal act(s)	Commission
27. Community statistics 2008/ESTAT/001	Revision of Regulation (EC) No 638/2004 of the European Parliament and the Council on Community statistics relating to the trading of goods between Member States (**intrastat**)	COM (2008) 58 07 February 2008
28. Civil liability insurance -motor vehicles 2007/SJ+/036	Proposal for a Directive of the European Parliament and of the Council relating to **insurance against civil liability** in respect of the use of motor vehicles, and the enforcement of the obligation to insure against such liability (Codified version)	COM(2008)98 27 February 2008 2008/0037(COD)
29. Roadworthiness for motor vehicles & their trailers 2006//SJ+/001	Proposal for a Directive of the European Parliament and of the Council on **roadworthiness tests for motor vehicles and their trailers** (recast of Directive 96/96/EC)	COM(2008)100 29 February 2008 2008/0044 (COD)
30. Pharmaceutical Variations 2008/ENTR/016	Revision of the **pharmaceutical** "**variations**" Regulations and the legal basis in Directives 2001/83/EC on the Community code relating to medicinal products for human use and Directive 2001/82/EC on the Community code relating to medicinal products for veterinary use	COM(2008)123 4 March 2008 2008/0045/COD
31. Revision of feed labelling legislation 2007/SANCO/2004	Proposal for a Regulation of the European Parliament and of the Council on the placing on the market and use of **feed**	COM(2008)124; SEC(2008)275-6 3 March 2008 2008/0050(COD)

Regulatory area	Legal act(s)	Commission
32. CAP Health check 2008/AGRI/016	Package of proposals following arising from the 'Health Check', notably a proposal for a Council regulation establishing common rules for **direct support schemes for farmers** under the common agricultural policy and establishing certain support schemes for farmers	COM (2008)306 20 May 2008
33. Construction products 2007/ENTR/001	Proposal for a regulation laying down harmonised conditions for the marketing of the **construction products** (review of Directive 89/106/EEC on Construction Products)	COM (2008) 311 23 May 2008
34. General safety of motor vehicles 2008/ENTR/004	Proposal for a regulation on type-approval requirements for the general **safety of motor vehicles**	COM (2008) 316 23 May 2008
35. Protection of marine juveniles 2006/MARE/004	Recast of Council Regulation No. 850/98 on technical measures for the protection of **marine juveniles**	COM(2008)324 4 June 2008 2008/0112/CNS
36. Eco-label award scheme 2007/ENV/011	Revision of Regulation (EC) No 1980/200 of the European Parliament and of the Council of 17 July 2000 on a revised Community **eco-label award scheme**	COM(2008)401 16 July 2008
37. EMAS 2006/ENV/053	Regulation amending the Regulation 761/2001 of 19 March 2001 allowing voluntary participation by organisations in a Community **eco-management and audit scheme** (EMAS).	COM(2008)402 16 July 2008

Regulatory area	Legal act(s)	Commission
38. UCITS 2007/MARKT/005	Recast of Directive 85/611 on Units in Collective Investments in Transferable Securities (**UCITS**)	COM(2008)458 16 July 2008
39. single CMO 2008/AGRI/012	Amendment to the **single CMO regulation** (Council Regulation (EC) n° 1234/2007) to include provisions concerning the **wine** sector	COM(2008) 489 29 July 2008 2008/0156/CNS
40. Ozone depleting substances 2008/ENV/001	Review of Regulation (EC) n° 2037/2000 on substances that deplete the **ozone** layer	COM(2008)505 01 August 2008 2008/0165/COD
41. Company law – mergers & divisions 2006/MARKT/44	Further revision of the Company law Directives as regards reporting and documentation requirements in the case of **merger and divisions**	COM(2008)576 24 Septembre 2008 2008/0182/COD
	Proposal for a **Directive amending Council Directives 68/151/EEC and 89/666/EEC as regards publication and translation obligations of certain types of companies**	COM(2008) 194 17 April 2008 2008/0083 (COD)
	Proposal for a Directive **amending Council Directives 78/660/EEC and 83/349/EEC as regards certain disclosure requirements for medium-sized companies and obligation to draw up consolidated accounts**	COM(2008) 195 17 April 2008 2008/0084 (COD)

Regulatory area	Legal act(s)	Commission
42. Consumer protection 2008/SANCO/001	Directive on Consumer Rights (Follow up of Revision of the **Consumer Protection acquis**)	COM(2008)614 8 October 2008 2008/0196(COD)
43. Control system for ensuring compliance with CFP 2008/MARE/001	Proposal for a Council regulation establishing a Community control system for **ensuring compliance with the rules of the Common Fisheries Policy**	COM(2008) 721 final 14 November 2008 2008/0216 (CNS) COM(2008) 718 final 14.11.2008
44. Household appliances 2007/TREN/002	Recast of 1 Directive 92/75 **on energy consumption labelling of household appliances**	COM(2008)778 13 November 2008 2008/0222(COD)
45. Emergency oil stock system 2008/TREN/001	Proposal for a Directive revising the **Emergency Oil Stock** System	COM(2008)775 13 November 2008 2008/0220(CNS)
46. Building directive 2008/TREN/048	Recast of the **Energy Performance of Buildings Directive**	COM(2008)780 13 November 2008 2008/0223(COD)
47. Metrology ENTR/015	Extension of the scope of Directive 2004/22/EC on **measuring instruments** and repeal of 8 "old approach" Directives	COM(2008)801 3 December 2008 2008/0227(COD)

Regulatory area	Legal act(s)	Commission
48. Hazardous substances 2008/ENV/001	Revision Directive 2002/95/EC **(hazardous substances in** **electronic equipments)**	COM(2008) 809; SEC(2008) 2930; SEC(2008) 2931
49. Waste electrical and electronic equipm 2008/ENV/002	Revision of Directive 2002/96/EC on **waste electrical and electronic equipment (WEEE)**	COM(2008) 810; SEC(2008) 2933; SEC(2008) 2934
50. Textiles	Proposal for a Regulation …/…/EC of the European Parliament and of the Council of […] on **textile names** and related labelling of textile products	COM(2009)31

Other initiatives pending before the legislature, contributing to the simplification but not part of the rolling programme

Regulatory area	Legal act(s)	Commission
Regional Policy *2008/REGIO/017*	*Proposal for a Council Regulation (EC) amending Regulation (EC) 1083/2006 on the* ***European Regional Development Fund, the European Social Fund and the Cohesion*** *Fund concerning certain provisions relating to financial management*	*COM(2008)803* *26 November 2008*
Internal market/ banking and financial conglomerate	Proposal for a Directive of the European Parliament and of the Council amending Directives 2006/48/EC and 2006/49/EC as regards banks affiliated to central institutions, certain own funds items, large exposures, supervisory arrangements, and crisis management	COM(2008) 602 1 October 2008 2008/0191 (COD)

Regulatory area	Legal act(s)	Commission
Internal market/ settlement systems and financial collateral arrangements	Proposal for a Directive of the European Parliament and of the Council amending Directive 98/26/EC on settlement finality in payment and securities settlement systems and Directive 2002/47/EC on financial collateral arrangements as regards linked systems and credit claims	COM(2008)213 23 April 2008
Internal market/ European private company	Proposal for a **Council Regulation on the Statute for a European private company**	COM(2008) 396/3 25 June 2008 2008/xxxx (CNS)
Social affairs / labour law 2008/EMPL/027	Recast of Council Directive **94/45**/EC of 22 September 1994 on the establishment of a European Works Council or a procedure in Community-scale undertakings and Community-scale groups of undertakings for the purposes of informing and consulting employees	COM(2008) 419 7 February 2008 2008/0141/COD/801

Annex 4

Commission autonomous acts & other initiatives adopted since 2005

Regulatory area	Legal act(s)	Official Journal
1. Public procurement **2005/MARKT/057**	Commission Regulation (EC) No 1564/2005 establishing standard forms for the publication of notices in the framework of **public procurement procedures** pursuant to Directives 2004/17/EC and 2004/18/EC of the European Parliament and of the Council **Commission Directive 2005/51/EC of 7 September 2005 amending Annex XX to Directive 2004/17/EC and Annex VIII to Directive 2004/18/EC of the European Parliament and the Council on public procurement**	O.J. L 257 of 01.10.2005, p. 1 & p. 127.
2. Pharmaceutical products **2005/ENTR/061**	Commission Regulation (EC) No 2049/2005 of 15 December 2005 laying down, pursuant to Regulation (EC) No 726/2004 of the European Parliament and of the Council, rules regarding the **payment of fees** to, and the receipt of administrative assistance from, the **European Medicines Agency** by micro, small and medium-sized enterprises	O.J. L 329 of 16.12.2005, p. 4
3. Quality policy **2006/SANCO/032**	Commission Regulation (EC) No 217/2006 of 8 February 2006 laying down rules for the application of Council Directives 66/401/EEC, 66/402/EEC, 2002/54/EC, 2002/55/EC and 2002/57/EC as regards the authorisation of Member States to permit temporarily the **marketing of seed** not satisfying the requirements in respect of the minimum germination	O.J. L 38 of 09.02.2006, p. 17
4. Trade in agricultural products 2007/**AGRI**/019	Commission Regulation (EC) No 1301/2006 of 31 August 2006 laying down common rules for the administration of **import tariff quotas for agricultural products** managed by a system of import licences	O.J. L 238 of 01.09.2006, p. 13

5.	Customs and trade **2006/TAXUD/021**	Commission Regulation (EC) No 1549/2006 of 17 October 2006 amending Annex I to Council Regulation (EEC) No 2658/87 on the **tariff and statistical nomenclature** and on the Common Customs Tariff	O.J. L 301 of 31.10.2006, p. 1
6.	Trade in agricultural products **2006/**TREN/**078**	Commission Regulation (EC) No 1635/2006 of 6 November 2006 laying down detailed rules for the application of Council Regulation (EEC) No 737/90 on the conditions governing **imports of agricultural products** originating in third countries following the accident at the Chernobyl nuclear power-station	O.J. L 306 of 07.11.2006, p. 3
7.	State aid **2006/AGRI/036**	Commission Communication on Community guidelines for **state aid in the agriculture and forestry sector** 2007-2013	O.J. C 319 of 27.12.2006, p. 1
8.	Common organisation of agricultural markets 2007/AGRI/013	Commission Regulation (EC) No 1913/2006 of 20 December 2006 laying down detailed rules for the application of the **agrimonetary system** for the euro in agriculture and amending certain regulations	O.J. L 365 of 21.12.2006, p. 52
9.	Agriculture – Direct Payments 2007/AGRI/024	Commission Regulation (EC) No 2002/2006 of 21 December 2006 amending Regulation (EC) No 795/2004 laying down detailed rules for the implementation of the **single payment scheme** provided for in Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers	O.J. L 379 of 28.12.2006, p. 47
10.	Agriculture – Direct Payments 2006/AGRI/053	Commission Regulation (EC) No 2025/2006 of 22 December 2006 amending Regulation (EC) No 796/2004 laying down detailed rules for the implementation of **cross-compliance, modulation and the integrated administration and control system** provided for in Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers	O.J. L 384 of 29.12.2006, p. 81

11.	Agriculture – Direct Payments 2007/AGRI/024	Commission Regulation (EC) No 270/2007 of 13 March 2007 amending Regulation (EC) No 1973/2004 laying down detailed rules for the application of Council Regulation (EC) No 1782/2003 as regards the **support schemes** provided for in Titles IV and IVa of that Regulation and the use of land set aside for the production of raw materials	O.J. L 75 of 15.03.2007, p. 8
12.	Common fisheries policy **2006/FISH/041**	Commission Regulation (EC) No 498/2007 of 26 March 2007 laying down detailed rules for the implementation of Council Regulation (EC) No 1198/2006 on the **European Fisheries Fund**	O.J. L 120 of 10.05.2007
13.	Agricultural products **2007/AGRI/012**	Commission Regulation (EC) No 557/2007 of 23 May 2007 laying down detailed rules for implementing Council Regulation (EC) No 1028/2006 on **marketing standards for eggs**	O.J. L 132 of 24.05.2007, p. 5
14.	Trans-European transport and energy networks 2007/TREN/036	Commission Decision 2007/394/EC of 7 June 2007 amending Council Directive 90/377/EEC with regard to the methodology to be applied for the collection of **gas and electricity prices** charged to industrial end-users	O.J. L 148 of 09.06.2007, p. 11
15.	Agricultural products **2007/AGRI/011**	Commission Regulation (EC) No 939/2007 of 7 August 2007 amending Regulation (EC) No 917/2004 laying down detailed rules for the application of Council Regulation (EC) No 797/2004 on measures improving general conditions for the production and **marketing of apiculture products**	O.J. L 207 of 08.08.2007, p. 3
16.	Trade in agricultural products **2007/AGRI/021**	Commission Regulation (EC) No 1001/2007 of 29 August 2007 amending Regulations (EC) No 800/1999 and (EC) No 2090/2002 as regards controls in the framework of **export refunds on agricultural products**	O.J. L 226 of 30.08.2007, p. 9

17.	Common organisation of agricultural markets 2007/AGRI/018	Commission Regulation (EC) No 1388/2007 of 27 November 2007 amending Regulation (EC) No 382/2005 laying down detailed rules for the application of Council Regulation (EC) No 1786/2003 on the common organisation of the market in **dried fodder**	O.J. L 310 of 28.11.2007, p. 3
18.	Trade in agricultural products **2007/AGRI/015**	Commission Regulation (EC) No 1423/2007 of 4 December 2007 amending Regulation (EC) No 1291/2000 laying down common detailed rules for the application of the system of **import and export licences** and advance fixing certificates for agricultural products	O.J. L 317 of 05.12.2007, p. 36
19.	Trade in agricultural products **2007/AGRI/014**	Commission Regulation (EC) No 1454/2007 of 10 December 2007 laying down common rules for establishing a tender procedure for fixing **export refunds** for certain agricultural products	O.J. L 325 of 11.12.2007, p. 69
20.	State aid **2007/COMP/007**	Notice from the Commission on the **execution of recovery decisions**: "*Towards an effective implementation of Commission decisions ordering Member States to recover unlawful and incompatible State aid*"	Communication C(2007)5116 (not published in the O.J.)
21.	Public procurement **2006/MARKT/042**	Commission Regulation (EC) No 213/2008 of 28 November 2007 amending Regulation (EC) No 2195/2002 of the European Parliament and of the Council on the **Common Procurement Vocabulary (CPV)** and Directives 2004/17/EC and 2004/18/EC of the European Parliament and of the Council on procedures for the award of public contracts	O.J. L 74 of 15.03.2008, p. 1
22.	State aid **2007/COMP/002**	Commission Regulation (EC) No 271/2008 of 30 January 2008 amending Regulation (EC) No 794/2004 implementing Council Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty	O.J. L 82 of 25.03.2008

23.	Rules of origin **2006/TAXUD/020**	**Commission Regulation (EC) No 214/2007 of 28 February 2007 amending Regulation (EEC) No 2454/93 laying down provisions for the implementation of Council Regulation (EEC) No 2913/92 establishing the Community Customs Code**	O.J. L 62, 1.3.2007, p. 6
24.	Leased lines **2007/INFSO/015**	2008/60/EC: Commission Decision of 21 December 2007 amending Decision 2003/548/EC as regards the deletion of specific types of **leased line** from the Minimum Set of Leased Lines	O.J. L 15, 18.1.2008, p. 32
25.	Controls in the framework of export refunds 2008/AGRI/011	Commission Regulation (EC) No 159/2008 of 21 February 2008 amending Regulations (EC) No 800/1999 and (EC) No 2090/2002 as regards **physical checks carried out when agricultural products qualifying for refunds are exported**.	O.J. L 48, 22.2.2008, p. 21
26.	Streamline Controls 2008/AGRI/007	Commission Regulation (EC) No 319/2008 of 7 April 2008 amending Regulation (EC) No 795/2004 laying down detailed rules for the implementation of the **single payment scheme** provided for in Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers, and Regulation (EC) No 796/2004 laying down detailed rules for the implementation of cross-compliance, modulation and the integrated administration and control system provided for in Council Regulation (EC) No 1782/2003	O.J. L 95, 8.4.2008, p. 63
27.	Production refunds in the cereals sector 2008/AGRI/010	**Commission Regulation (EC) No 491/2008 of 3 June 2008 laying down detailed rules for the application of Council Regulation (EC) No 1234/2007 concerning production refunds in the cereals sector**	*O.J. L 144, 4.6.2008, p. 3–13*

28.	Information provision and promotion measures for agriculture products 2007/AGRI/020	Commission Regulation (EC) No 501/2008 of 5 June 2008 laying down detailed rules for the application of Council Regulation (EC) No 3/2008 on **information provision and promotion measures for agricultural products** on the internal market and in third countries.	*O.J. L 147, 6.6.2008, p. 3–34*
29.	Collection and management of data needed to conduct the CFP 2008/MARE/020	Commission Regulation No. 665/2008 laying down detailed rules for the application of Council Regulation (EC) N° 199/2008 concerning the establishment of a Community framework for the **collection, management and use of data in the fisheries sector** and support for scientific advice regarding the Common Fisheries Policy.	*O.J. L 186, 15.7.2008, p. 3–5*
30.	General Block Exemption (GBE) 2005/COMP/005	Commission Regulation (EC) No 800/2008 of 6 August 2008 declaring certain categories **of aid compatible with the common market** in application of Articles 87 and 88 of the Treaty (General block exemption Regulation)	*O.J. L 214, 9.8.2008, p. 3–47*
31.	Private storage aid 2007/AGRI/016	Commission Regulation (EC) No 826/2008 of 20 August 2008 laying down common rules for **the granting of private storage aid** for certain agricultural products	*O.J. L 223, 21.8.2008, p. 3–22*

32.	Review total feed ban with regard to fish meal in the feeding of young ruminants	Commission Regulation (EC) No 956/2008 of 29 September 2008 amending Annex IV to Regulation (EC) No 999/2001 of the European Parliament and of the Council laying down rules for the **prevention, control and eradication of certain transmissible spongiform encephalopathies**	*O.J. L 260, 30.9.2008, p. 8–11*
33.	Accounting standards 2008/MARKT/001	Commission Regulation (EC) No 1126/2008 of 3 November 2008 adopting certain **international accounting standards** in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council. It consolidates all IFRS accounting standards.	*O.J. L 320, 29.11.2008, p. 1–481*
34.	Marketing standards 2008/AGRI/013	Commission Regulation (EC) No 1221/2008 of 5 December 2008 amending Regulation (EC) No 1580/2007 laying down implementing rules of Council Regulations (EC) No 2200/96, (EC) No 2201/96 and (EC) No 1182/2007 in the **fruit and vegetable sector** as regards marketing standards	*O.J. L 336, 13.12.2008, p. 1–80*
35.	Pharmaceutical variations 2008/ENTR/017	Commission Regulation (EC) No 1234/2008 of 24 November 2008 concerning the examination and variations to the terms of **marketing authorisation for medicinal products** for human use and veterinary medicinal	*O.J. L 334, 12.12.2008, p. 7-24*
36.	Physical checks of exports of agricultural products receiving refunds 2008/AGRI/052	Commission Regulation (EC) No 1276/2008of 17 December 2008 on the monitoring by **physical checks of exports of agricultural products** receiving refunds or other amounts	*O.J. L 339, 18.12.2008, p.53-75*

Other initiatives contributing to the simplification:

- Report from the Commission Evaluation report on the Settlement Finality Directive 98/26/EC [COM(2005)657 - O.J. C122 of 23.05.2006, p. 17]

- Report from the Commission to the Council on the application of the system of cross-compliance (under Article 8 of Council Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers) [COM(2007)147 – O.J. C 181 of 03.08.2007, p. 17] 2007/AGRI/001.

- Commission Regulation (EC) No 1566/2007 of 21 December 2007 laying down detailed rules for the implementation of Council Regulation (EC) No 1966/2006 on electronic recording and reporting of fishing activities and on means of remote sensing (not part of the simplification rolling programme).

- Commission Recommendation of 17 December 2007 on relevant product and service markets within the electronic communications sector susceptible to ex ante regulation in accordance with Directive 2002/21/EC of the European Parliament and of the Council on a common regulatory framework for electronic communications networks and services

Annex 5

Simplification proposals adopted by the legislature since 2005

Regulatory area	Legal act(s)	Official Journal
1. Common organisation of agricultural markets 2005/AGRI/015	**Council Regulation (EC) No 318/2006 of 20 February 2006 on the common organisation of the markets in the sugar sector** **Council Regulation (EC) No 319/2006 of 20 February 2006 amending Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers** **Council Regulation (EC) No 320/2006 of 20 February 2006 establishing a temporary scheme for the restructuring of the sugar industry in the Community and amending Regulation (EC) No 1290/2005 on the financing of the common agricultural policy**	O.J. L 58 of 28.02.2006, p. 1-42
2. Quality policy 2005/AGRI/011	**Council Regulation (EC) No 509/2006 of 20 March 2006 on agricultural products and foodstuffs as traditional specialities guaranteed**	O.J. L 93 of 31.03.2006, p. 1
3. Quality policy 2005/AGRI/012	**Council Regulation (EC) No 510/2006 of 20 March 2006 on the protection of geographical indications and designations of origin for agricultural products and foodstuffs**	O.J. L 93 of 31.03.2006, p. 12
4. Agricultural product **2006/AGRI/024**	**Council Regulation (EC) No 1028/2006 of 19 June 2006 on marketing standards for eggs**	O.J. L 186 of 07.07.2006, p. 1

5. Quality policy 2005/AGRI/013	**Council Regulation (EC) No 1991/2006 of 21 December 2006 amending Regulation (EEC) No 2092/91 on organic production of agricultural products and indications referring thereto on agricultural products and foodstuffs** **Council Regulation (EC) No 834/2007 of 28 June 2007 on organic production and labelling of organic products and repealing Regulation (EEC) No 2092/91**	O.J. L 27 of 02.02.2007, p. 11 O.J. L 189 of 20.07.2007, p. 1
6. Public procurement 2006/MARKT/046	**Directive 2007/24/EC of the European Parliament and of the Council of 23 May 2007 repealing Council Directive 71/304/EEC concerning the abolition of restrictions on freedom to provide services in respect of public works contracts and on the award of public works contracts to contractors acting through agencies or branches**	O.J. L 154 of 14.06.2007, p. 22
7. Trans-European transport and energy networks 2006/TREN/019	**Regulation (EC) No 680/2007 of the European Parliament and of the Council of 20 June 2007 laying down general rules for the granting of Community financial aid in the field of the trans-European transport and energy networks**	O.J. L 162 of 22.06.2007, p. 1
8. Forestry products 2006/ENTR/046	**Decision No 714/2007/EC of the European Parliament and of the Council of 20 June 2007 repealing Council Directive 68/89/EEC on the approximation of the laws of the Member States concerning the classification of wood in the rough**	O.J. L 163 of 23.06.2007, p. 16
9. Health and safety at work 2006/EMPL/033	**Directive 2007/30/EC of the European Parliament and of the Council of 20 June 2007 amending Council Directive 89/391/EEC, its individual Directives and Council Directives 83/477/EEC, 91/383/EEC, 92/29/EEC and 94/33/EC with a view to simplifying and rationalising the reports on practical implementation**	O.J. L 165 of 27.06.2007, p. 21

10. Agricultural product 2006/AGRI/002	**Council Regulation (EC) No 1182/2007 of 26 September 2007 laying down specific rules as regards the fruit and vegetable sector, amending Directives 2001/112/EC and 2001/113/EC and Regulations (EEC) No 827/68, (EC) No 2200/96, (EC) No 2201/96, (EC) No 2826/2000, (EC) No 1782/2003 and (EC) No 318/2006 and repealing Regulation (EC) No 2202/96**	O.J. L 273 of 17.10.2007, p.1
11. Common organisation of agricultural markets 2006/AGRI/030	**Council Regulation (EC) No 1234/2007 of 22 October 2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products (Single CMO Regulation)**	O.J. L 299 of 16.11.2007, p.1
12. Services in the Internal market 2003/MARKT/22	**Directive 2007/64/EC of the European Parliament and of the Council of 13 November 2007 on payment services in the internal market amending Directives 97/7/EC, 2002/65/EC, 2005/60/EC and 2006/48/EC and repealing Directive 97/5/EC**	O.J. L 319 of 05.12.2007, p.1
13. Common organisation of agricultural markets 2006/AGRI/012	**Council Regulation (EC) No 2012/2006 of 19 December 2006 amending and correcting Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers and amending Regulation (EC) No 1698/2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD)**	O.J. L 384 of 29.12.2006, p. 8
14. Public procurement 2006/MARKT/002	Directive 2007/66/EC of the European Parliament and of the Council of 11 December 2007 amending Council Directives 89/665/EEC and 92/13/EEC with regard to improving the effectiveness of review procedures concerning the **award of public contracts**	O.J. L 335 of 20.12.2007, p. 31

15. Energy-efficiency labelling programme for office equipment 2006/TREN/076	Regulation (EC) 106/2008 of the European Parliament and of the Council on a **Community energy-efficiency labelling programme for office equipment** (recast)	O.J. L 39 of 13.02.2008, p. 1
16. Information and promotion for agricultural products 2006/AGRI/048	**Council Regulation (EC) No 3/2008 of 17 December 2007 on information provision and promotion measures for agricultural products on the internal market and in third countries**	O.J. L 003 of 05.01.2008, p. 1
17. Euratom Supply Agency 2006/TREN/084	Council Decision of 12 February 2008 establishing **Statutes for the Euratom Supply Agency**	O.J. L 41 of 15.02.2008, p. 15
18. Taxation 2004/TAXUD/013	Council Directive 2008/7/EC of 12. February 2008 concerning **indirect taxes on the raising of capital**	O.J. L 46 of 21.02.2008, p. 11
19. Veterinary medical devices 2007/ENTR/018	Repeal of the Directive on **electro-medical equipments used in veterinary medicine**	O.J. L 73 of 19.03.2008 p. 1
20. Business statistics 2004/ESTAT/005	Streamlining of the **structural business statistics** (Council Regulation (EC / Euratom) N°58/97)	O.J. L 97 of 09.04.2008, p. 13

21. Revised Single CMO Regulation 2008/AGRI/005	Council Regulation (EC) **n 361/2008** amending Regulation (EC) No 1234/2007 establishing a common organisation of agricultural markets and on specific provisions for certain agricultural products ("**Single CMO Regulation**")	O.J. L 121 of 07.05.2008 p. 1
22. Common organisation of the market in wine 2006/AGRI/008	Council Regulation on the **common organisation of the market in wine** and amending certain Regulations **Council Regulation (EC) No 479/2008 of 29 April 2008 on the common organisation of the market in wine, amending Regulations (EC) No 1493/1999, (EC) No 1782/2003, (EC) No 1290/2005, (EC) No 3/2008 and repealing Regulations (EEC) No 2392/86 and (EC) No 1493/1999**	O.J. L 148 of 06.06.2008, p. 1
23. Costums Union 2004/TAXUD/015	**Regulation (EC) No 450/2008 of the European Parliament and of the Council of 23 April 2008 laying down the Community Customs Code (Modernised Customs Code)**	O.J. L 145 of 04.06.2008, p. 1
24. Rail safety (part of the package 2006/TREN/005)	**Directive 2008/57/EC of the European Parliament and of the Council of 17 June 2008 on the interoperability of the rail system within the Community (Recast)**	O.J. L 191 of 18.07.2008.
25. Radiation protection (2006/SJ+/107)	**Council Regulation (EC) No 733/2008 of 15 July 2008 on the conditions governing imports of agricultural products originating in third countries following the accident at the Chernobyl nuclear power station (Codified version)**	O.J. L 201 of 30.072008, p. 1

26. Veterinary and zootechnical fields 2007/SANCO/008	Council Directive 2008/73/EC of 15 July 2008 simplifying procedures of listing and publishing information in **the veterinary and zootechnical fields** and amending Directives 64/432/EEC, 77/504/EEC, 88/407/EEC, 88/661/EEC, 89/361/EEC, 89/556/EEC, 90/426/EEC, 90/427/EEC, 90/428/EEC, 90/429/EEC, 90/539/EEC, 91/68/EEC, 91/496/EEC, 92/35/EEC, 92/65/EEC, 92/66/EEC, 92/119/EEC, 94/28/EC, 2000/75/EC, Decision 2000/258/EC and Directives 2001/89/EC, 2002/60/EC and 2005/94/EC	O.J. L 219, Vol 51 14.08.2008, p. 40
27. Transport of dangerous good 2005/*TREN/017* 2005/TREN/001	Directive 2008/68/EC of the European Parliament and of the Council of 24 September 2008 on the **inland transport of dangerous goods**	O.J. L 260 of 30 09 2008, p. 13
28. Employment Social Affairs 2006/SJ+/100	Directive 2008/94/EC of the European Parliament and of the Council of 22 October 2008 on the protection of employees in the event of the **insolvency of their employer** (Codified version)	O.J. L 283, Vol. 51 of 28.10.2008, p. 36
29. Fruit plants propagating material 2004/SANCO/008	Council Directive 2008/90/EC of 29 September 2008 on **the marketing of fruit plant propagating material** and fruit plants intended for fruit production (Recast version)	O.J. L 267, Vol 51 of 8.10.2008, p. 8
30. Authorisations for fishing activities 2005/FISH/010	Council Regulation (EC) No 1006/2008 of 29 September 2008 concerning **authorisations for fishing activities of Community fishing vessels** outside Community waters and the access of third country vessels to Community waters, amending Regulations (EEC) No 2847/93 and (EC) No 1627/94 and repealing Regulation (EC) No 3317/94	O.J. L 286, Vol 51 of 29.10.2008, p. 33

31. Free movement of workers	Decision No 1065/2008/EC of the European Parliament and of the Council of 22 October 2008 repealing Council Decision 85/368/EEC on the **comparability of vocational training qualifications** between the Member States of the European Community	O.J. L 288, Vol 51 of 30.10.2008, p. 4
32. Air Transport 2002/TREN/28	Regulation(EC)N 1008/2008 of the European Parliament and of the Council of 24 September 2008 on **common rules for the operation of air services in the Community**	O.J. L 293 of 31 10 2008 p. 3
33. Maximum residue limits for pesticides 2008/SANCO/015	Regulation (EC) No 299/2008 of the European Parliament and of the Council of 11 March 2008 amending Regulation (EC) No 396/2005 on **maximum residue levels of pesticides in or on food and feed of plant and animal origin**, as regards the implementing powers conferred on the Commission	O.J. L 97 of 9.4.2008, p. 67
34. Waste	**Directive 2008/98/EC of the European Parliament and of the Council of 19 November 2008 on waste and repealing certain Directives (Text with EEA relevance)**	O.J. L 312 of 22 .11.2008, p. 3–30
35. Maritime Transport 2006/SJ+/108	Directive **2008/106**/EC of the European Parliament and of the Council of **19 November 2008** on the **minimum level of training** for **seafarers**	O.J. L 323 of 3.12.2008, p. 33
36. Rail safety	**Directive 2008/110/EC of the European Parliament and of the Council of 16 December 2008 amending Directive 2004/49/EC on safety on the Community's railways (Railway Safety Directive)**	O.J. L 345 of 23.12.2008, p. 62
37. Excise duty	**Council Directive 2008/118/EC of 16 December 2008 concerning the general arrangements for excise duty and repealing Directive 92/12/EEC**	O.J.L 9 of 14.01.2009, p. 12

38.	Foodstuffs	**Regulation (EC) No 1331/2008 of the European Parliament and of the Council of 16 December 2008 establishing a common authorisation procedure for food additives, food enzymes and food flavourings**	O.J. L 354 of 31.12.2008, p. 1
		Regulation (EC) No 1332/2008 of the European Parliament and of the Council of 16 December 2008 on food enzymes and amending Council Directive 83/417/EEC, Council Regulation (EC) No 1493/1999, Directive 2000/13/EC, Council Directive 2001/112/EC and Regulation (EC) No 258/97	O.J. L 354 of 31.12.2008, p. 7
		Regulation (EC) No 1333/2008 of the European Parliament and of the Council of 16 December 2008 on food additives (1)	O.J. L 354 of 31.12.2008, p. 16
		Regulation (EC) No 1334/2008 of the European Parliament and of the Council of 16 December 2008 on flavourings and certain food ingredients with flavouring properties for use in and on foods and amending Council Regulation (EEC) No 1601/91, Regulations (EC) No 2232/96 and (EC) No 110/2008 and Directive 2000/13/EC	O.J. L 354 of 31.12.2008, p. 34
39.	Railway agency	**Regulation (EC) No 1335/2008 of the European Parliament and of the Council of 16 December 2008 amending Regulation (EC) No 881/2004 establishing a European Railway Agency**	O.J. L 354 of 31.12.2008, p. 51

Other initiatives adopted by the legislature contributing to the simplification but not part of the rolling programme

Regulatory area	Legal act(s)	Official Journal
Insurance undertakings	**Directive 2006/46/EC of the European Parliament and of the Council of 14 June 2006 amending Council Directives 78/660/EEC on the annual accounts of certain types of companies, 83/349/EEC on consolidated accounts, 86/635/EEC on the annual accounts and consolidated accounts of banks and other financial institutions and 91/674/EEC on the annual accounts and consolidated accounts of insurance undertakings**	O.J. L 224, 16.8.2006, p. 1-7
Employment and social affairs	**Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (recast)**	O.J. L 204, 26.7.2006, p. 23–36
Electronic recording and reporting of fishing activities	**Council Regulation (EC) No 1966/2006 of 21 December 2006 on electronic recording and reporting of fishing activities and on means of remote sensing**	O.J. L 36 of 8.2.2007, p. 3
Export of agricultural products	**Council Regulation (EC) No 14/2008 of 17 December 2007 amending Regulation (EEC) No 386/90 on the monitoring carried out at the time of export of agricultural products receiving refunds or other amounts.**	O.J. L 8 of 11.01.2008, p. 1
eCustoms	**Decision No 70/2008/EC of the European Parliament and of the Council on a paperless environment for customs and trade.**	O.J. L 23 of 26.01.2008, p. 21
Regional policy	Council Regulation (EC) No 1341/2008 of 18 December 2008 amending Regulation (EC) No 1083/2006 laying down general provisions on the **European Regional Development Fund, the European Social Fund and the Cohesion Fund**, in respect of certain revenue generating Projects	O.J. L 348 of 24.12.2008, p. 19

Annex 6: Codification programme (2009)

	Title	DG	Legal Base
	(a) EP/Council acts		
1.	Regulation 1612/68 on freedom of movement for workers within the Community	EMPL	Art. 40 and 251
2.	Directive 98/34 laying down a procedure for the provision of information in the field of technical standards and regulations	ENTR	Art. 95, 284 and 37
3.	Directive 89/552 on the coordination of certain provisions laid down by Law, Regulation or Administrative Action in Member States concerning the pursuit of television broadcasting activities	INFSO	Art. 47(2) and 55
4.	Regulation 2160/2003 on the control of salmonella and other specified food-borne zoonotic agents	SANCO	Art. 152(4)(b)
5.	Regulation 21/2004 establishing a system for the identification and registration of ovine and caprine animals and amending Regulation (EC) No 1782/2003 and Directives 92/102/EEC and 64/432/EEC	SANCO	Art. 37
6.	Regulation 178/2002 laying down the general principles and requirements of food law, establishing the European Food Safety Authority and laying down procedures in matters of food safety	SANCO	Art. 37, 95 and 133
7.	Regulation 95/93 on common rules for the allocation of slots at Community airports	TREN	Art. 80(2)
8.	Regulation 417/2002 on the accelerated phasing-in of double hull or equivalent design requirements for single hull oil tankers and repealing Council Regulation (EC) No 2978/94	TREN	Art. 80(2)
	(b) Commission acts		
9.	Regulation 2568/91 on the characteristics of olive oil and olive-residue oil and on the relevant methods of analysis	AGRI	Council Regulation 1234/2007 Art. 113(1)(a), 118 and 121(h)

	Title	DG	Legal Base
10.	Regulation 1019/2002 on marketing standards for olive oil	AGRI	Council Regulation 1234/2007 Art. 113(1)(a), 118 and 121(h)
11.	Regulation 297/2003 laying down detailed rules for the application of the tariff quota for beef and veal originating in Chile	AGRI	Council Regulation 1234/2007
12.	Regulation 1342/2003 laying down special detailed rules for the application of the system of import and export licences for cereals and rice	AGRI	Council Regulation 1234/2007 and 3072/95
13.	Regulation 2236/2003 laying down detailed rules for the application of Council Regulation (EC) No 1868/94 establishing a quota system in relation to the production of potato starch	AGRI	Council Regulation 1868/94 Art. 8
14.	Regulation 2402/96 opening and setting administrative rules for certain annual tariff quotas for sweet potatoes and manioc starch	AGRI	Council Regulation 1095/96
15.	Regulation 596/2004 laying down detailed rules for implementing the system of export licences in the egg sector	AGRI	Council Regulation (EC) 1234/2007 Articles 161(3), 170 and 192(2), in conjunction with Article 4 thereof; and Council Regulation (EC) No 3290/94 Article 3(1)
16.	Regulation 633/2004 laying down detailed rules for implementing the system of export licences in the poultrymeat sector	AGRI	Council Regulation (EC) 1234/2007 Articles 161(3), 170 and 192(2), in conjunction with Article 4 thereof; and Council Regulation (EC) No 3290/94 Article 3(1)

	Title	DG	Legal Base
17.	Regulation 1438/2003 laying down implementing rules on the Community Fleet Policy as defined in Chapter III of Council Regulation (EC) No 2371/2002	MARE	Council Regulation 2371/2002 Art. 11(7), 12(2), 13(2) and 14(2)
18.	Regulation 930/2000 establishing implementing rules as to the suitability of the denominations of varieties of agricultural plant species and vegetable species	SANCO	Council Directive 2002/53 Art. 9(6) and Council Directive 2002/55 Art. 9(6)
19.	Regulation 1239/95 establishing implementing rules for the application of Council Regulation (EC) No 2100/94 as regards proceedings before the Community Plant Variety Office	SANCO	Council Regulation 2100/94 Art. 114
20.	Regulation 1702/2003 laying down implementing rules for the airworthiness and environmental certification of aircraft and related products, parts and appliances, as well as for the certification of design and production organisations	TREN	EP and Council Regulation 216/2008
21.	Regulation 2042/2003 on the continuing airworthiness of aircraft and aeronautical products, parts and appliances, and on the approval of organisations and personnel involved in these tasks	TREN	EP and Council Regulation 216/2008

Annex 7: Simplification Rolling programme 2009

(Extract from the Commission Legislative and Work Programme 2009 - COM (2008)712)

	Title of action	Type of simplification action	Description of scope and objectives
1.	Commission Regulation on physical checks on exported agricultural products subject to refunds	Revision	Following the 2007 Communication on the "Health Check" in the Common Agricultural Policy (CAP), the legislative proposals will provide options aiming at making the Single Payment Scheme more effective, adapting the market support instruments and addressing the new challenges facing the sector. The "Health Check" is not a fundamental reform, rather it essentially aims to ensure that the CAP functions effectively and to simplify it where possible. This initiative arises from the review clauses regarding the Single Payment Scheme and certain agricultural markets that were included in 2003/04 CAP reforms.
2.	Commission Communication establishing formal recognition that a certain number of acts of Community law in the field of agriculture have become obsolete	Repeal	The objective of the proposal is to declare obsolete Commission legal acts that are of no practical relevance or broader interest, thus contributing to the objectives of updating and simplifying the Community acquis. Their removal will clarify the "essential" acquis of acts that are active and generally applicable.
3.	Commission Regulation on intervention on the market in skimmed milk powder	Revision	The purpose of the initiative is to amend the implementing rules due to the abolition of private storage aid for skimmed milk powder (SMP) as well as to implement newly introduced rules on the standardisation of protein content in SMP. Technical clarifications and simplification (e.g. concerning the security provisions) are being introduced.

	Title of action	Type of simplification action	Description of scope and objectives
4.	Revision of Commission Regulation 1973/2004 implementing the Health Check as regards the support schemes provided for in Titles IV ('other aid schemes') and IVa of that Regulation	Recast	Council Regulation 1782/2003 is scheduled for replacement by a new Direct Payments Regulation in 2008. The objective of the recast is to do away with obsolete provisions linked to aid schemes to be abolished or decoupled pending the outcome of the Health Check.
5.	Revision of Commission Regulation 796/2004 implementing the Health Check as regards cross-compliance, modulation and the integrated administration and control system (IACS)	Recast	Council Regulation 1782/2003 is scheduled for replacement by a new Direct Payments Regulation in 2008. The objective of the recast is to establish common rules for direct support schemes under the common agricultural policy and certain support schemes for farmers.
6.	Revision of Commission Regulation 795/2004 implementing the Health Check as regards the single payment scheme	Recast	Council Regulation 1782/2003 is scheduled for replacement by a new Direct Payments Regulation in 2008. The objective of the recast of Regulation 795/2004 is *to do away with obsolete provisions linked to the setting up of the single payment scheme introduced by the 2003 CAP reform or temporary rules linked to subsequent integration of sectors into the single payment scheme.*
7.	Commission Regulation establishing common rules concerning buying-in under public intervention	Recast/Revision	The initiative is a consequence of the Health Check proposals. The project concerns simplification and harmonisation in a horizontal legal act of the detailed rules for intervention, in particular for cereals, dairy products and meat.
8.	Council Regulation repealing a number of obsolete agricultural acts	Repeal	The objective of the Regulation is to repeal Council legal acts that are obsolete and of no practical relevance or broader interest, thus contributing to the objectives of updating and simplifying the Community acquis. Their removal will clarify the "essential"

	Title of action	Type of simplification action	Description of scope and objectives
			acquis of acts that are active and generally applicable.
9.	Notice on the enforcement of State aid law by national courts	Revision	Review of the 1995 Notice on cooperation between national courts and the Commission in the State aid field. The new Notice will support and assist national courts faced with illegal aid, by setting out the applicable Community Case-law and decision-making practice. It will also update and reinforce the support mechanisms offered to national courts. By rationalising and improving existing guidance, the Notice will simplify the tasks of national courts in State aid enforcement.
10.	Best Practices Code in State Aid	Revision	The Best Practices Code aims at establishing good practices on both the Commission's and Member States' sides with a view to increasing the efficiency, transparency and predictability of State aid procedures. Efficiency could be improved, for instance, by means of improved pre-notification contacts, incentives for more complete notifications by Member States, more standardised information exchange with Member States, as well as streamlined internal procedures. Predictability would be increased by means of quicker decision making. And Member States would obtain more transparency as regards procedural steps and foreseen deadlines.
11.	Notice on a simplified procedure in State aid	Revision	The design of a simplified procedure in State aid aims at ensuring the quick adoption of decisions in straightforward notified aid cases including cases adopted on the basis of the standard assessment section of horizontal state aid instruments, as well as

	Title of action	Type of simplification action	Description of scope and objectives
			cases merely confirming precedents. The Notice should contribute to improving the efficiency of state aid procedures by simplifying the procedure for these types of cases.
12.	Community initiative on work-related musculoskeletal disorders	Recast	Follow-up of the second phase of consultation of the social partners. The objective of this initiative is to integrate into a single legislative instrument the provisions on the protection of the health and safety of workers from the risks of musculo-skeletal disorders at work. These provisions are currently fragmented over different directives, namely Council Directive 90/269/EEC and Council Directive 90/270/EEC. A single legislative instrument would be more comprehensive, clearer and easier to apply. It will benefit employers in terms of legal clarity and workers in terms of providing better protection against the risks of musculo-skeletal disorders.
13.	Revision of Directive 2000/35 of the European Parliament and Council on combating late payment in commercial transactions	Revision	Several key provisions of the current Directive are unclear or difficult to implement, thereby creating various hurdles for businesses to claim their rights in case of late payment. The overall objective is to discourage debtors from paying late and to provide creditors with measures that enable them to fully exercise all their rights when paid late. The simplification would entail a clarification of the calculation of the applicable interest rate, a better description of the nature and extent of “retention of title”, a new definition of the types of commercial transactions covered by the Directive and a clearer definition of “relevant recovery costs” to include internal administrative costs linked to late payment.

	Title of action	Type of simplification action	Description of scope and objectives
14.	Regulation relating to the type-approval of agricultural and forestry vehicles	Recast	The proposal will simplify EC legislation on agricultural and forestry tractors by replacing existing legislation (including the present Framework Directive and the separate Directives) by one main Regulation. The proposal will repeal 24 Directives. It will introduce improved requirements for tractor brakes as well.
15.	Amendment to Annex IV to Regulation 2003/2003 on fertilizers	Revision	The objective is to ensure that CEN Standards can be considered as official methods of analysis to be used as references for official controls. Their updated versions delivered by CEN will no longer be included in the legal act but will exist in the form of separate standards to which Community law will refer - the detailed descriptions of test methods currently contained in the Annex will be deleted.
16.	Directive or Regulation concerning medical devices	Recast	The objective is to simplify and strengthen the rules in order to ensure a high level of health protection while at the same time ensuring the smooth functioning of the internal market.
17.	Regulation on type approval of Two- or Three- Wheel motor vehicles	Recast	The proposal will simplify EC legislation on 2 and 3-wheel motor vehicles by replacing existing legislation (including the present Framework Directive and the separate Directives) into one main Regulation. The proposal will repeal 14 Directives. It will introduce modern emissions legislation, ABS and automatic emergency braking for two- and three-wheelers.
18.	Proposal of a Legal Instrument to underpin development of the Shared Environmental	Revision	The simplification objectives cover: - modernising and streamlining environmental reporting, to

	Title of action	Type of simplification action	Description of scope and objectives
	Information System		facilitate data availability in line with the principle that information should be managed as close as possible to its source and should be collected once and broadly shared; - timely availability of information / data, in particular by simplifying the current approach on reporting periods; - repealing / streamlining obsolete or overlapping reporting, based on a screening of legislation.
19.	Council Regulation 1172/98 on statistical returns in respect of the carriage of goods by road	Revision	The objective is to create an instrument within the European Statistical System (ESS) that allows to manage road freight statistics surveys by means of reporting requirements (thresholds of the number of vehicles per reporting country), scope of the surveys (types of vehicles included) and precision standard (already modifiable by comitology). In agreement with the ESS (Statistical Programme Committee), the population (focus on international operations and heavy vehicles) and sample (precision measures to be adapted to data needs) of road freight vehicles subject to reporting may be decreased.
20.	Amendment to Regulation 44/2001 concerning jurisdiction, recognition and enforcement of judgments in civil and commercial matters	Revision	The objective is to ensure free circulation of all judgments in the EU by the abolition of *exequatur* and to adapt the provisions of the Regulation to the new international instruments in the area concerned. It will also abolish intermediary steps which citizens have to go through in order to have a judicial decision recognised and enforced abroad.

	Title of action	Type of simplification action	Description of scope and objectives
21.	Council Regulation on the reform of the common organisation of the markets in fishery and aquaculture products	Revision	The common market organisation (CMO) was created to achieve the objectives laid down in Article 33 of the Treaty in the fishery sector, in particular to provide market stability and to guarantee a fair income for producers. More recent objectives focus on sustainability-supportive fishing and marketing activities. In place since 1971, the common market organisation has undergone many changes over time, and a reshaped CMO has been in operation since 1 January 2001. The effectiveness and efficiency of this policy is currently being evaluated. The proposal aims at taking account of market developments, changes in fishing activities and the shortcomings detected in the implementation of the provisions currently in force.
22.	Commission implementation rules on the reformed control and enforcement framework	Revision	The new rules will modernize and simplify procedures for national administrations and stakeholders and will facilitate better enforcement. Administrative burden and constraints for the sector and public administrations are to be alleviated, with an increased use of IT tools to reduce reporting obligations. All aspects related to control and monitoring of fisheries activities (declaration of catches, tolerance margins, landing declarations, transport, localisation of the fleet, etc.) will be simplified. Also new elements to address the challenges of Illegal, Unreported and Unregulated (IUU) fishing will be included.
23.	Commission Communication on formal recognition of obsolescence and four proposals repealing obsolete legal instruments in the field of the Common Fisheries	Repeal	Screening of the body of Community law relating to the Common Fisheries Policy (CFP) within the context of the "2006-2008 Action Plan for simplifying and improving the CFP" revealed that a number of Acts of Community law have exhausted their

	Title of action	Type of simplification action	Description of scope and objectives
	Policy		legal effects, though they have not been formally repealed or have no indication of a time limit as to their validity. To repeal acts still in force, the same enabling power should be used as that for the initial act. Where the legal basis for the act no longer exists, the Commission will publish a formal recognition of obsolescence through a Communication.
24.	Recast of Decisions relating to checks on insurance against civil liability in respect of the use of motor vehicles	Recast	*Over the past few years, the Commission has adopted a number of Decisions (2003/542/EC, 2004/332/EC, 2005/849/EC, and 2007/482/EC) on the abolition of insurance checks in respect of the countries acceding to the EU. The Recast aims at simplifying and clarifying the regime of these Decisions adopted under Article 2 of Directive 72/166/EC on motor insurance.*
25.	Recast of the Prospectus Directive	Recast	Areas where legislative changes are required to improve and simplify the application of the directive will be identified in order to reduce the administrative burden on issuers, without lowering the standard of investors' protection. Among them, the deletion of information requirements that duplicate the transparency directive (Article 10), the extension of the scope of the exemption for employees share schemes (Art. 4.1. e), and the clarification of the responsibilities in case of retail cascade (art. 3.2).
26.	Recast of the Market Abuse Directive	Recast	In line with the Commission's Better Regulation approach, a review of the MAD (Market Abuse Directive) regime in the EU is taking place. Focus is on areas where improvements could be achieved in terms of: (i) rationalising/reducing administrative burdens concerning for example the disclosure duties on company executives, and the duty to draw up and maintain

	Title of action	Type of simplification action	Description of scope and objectives
			insider lists, (ii) facilitating and strengthening supervision exercised at the level of Member States.
27.	Simplification of Accounting Directives	Revision	Objective is to allow Member States to exempt micro entities from the accounting requirements and to review the Accounting Directives (4th and 7th Company Law Directives) to take account of the interest of small businesses and reduce administrative burdens by over €5 billion.
28.	Implementing Measures for the Rapid Alert System for Food and Feed (RASFF)	Revision	The objective of the implementing measures is the uniform operation of the RASFF by all the members of the network by: defining the scope of the system; setting up contact points; defining the role of the Commission; elaboration and transmission of relevant notification; assessment and follow-up of a notification; defining rules for exchanging RASFF information with third countries; setting up confidentiality requirements.
29.	Regulation on plastic food contact materials and articles	Recast	Recast of Directives on plastic food contact materials into one Regulation with the aim to speed up authorisation of new additives and monomers and to simplify, clarify and update rules on migration testing; repeal of obsolete rules, such as the analytical methods in Directives 80/766/EEC and 81/432/EEC; of certain parts of Directive 82/711/EEC which are not testing criteria but interpretations and explanations; and remove contradicting rules between 82/711/EEC and 2002/72/EC as regards applicability, and between 82/711/EEC and 85/572/EEC as regards the definition of some food stimulants.

	Title of action	Type of simplification action	Description of scope and objectives
30.	Recast of Directive 1999/36/EC on Transportable Pressure Equipment Directive (TPED)	Recast	Certain clauses have become obsolete and certain issues are currently dealt with in the international agreements on the transport of dangerous goods. Need to eliminate contradictions stemming from these international agreements taking into account transitional agreements at intergovernmental organisations level (UN for road transport, OTIF for rail). Repeal of 4 Directives on Pressure Vessels (76/767/EEC, 84/525/EEC, 84/526/EEC and 84/527/EEC) and integration of the still relevant provisions into the revision of Directive 1999/36/EC. It is also necessary to bring the existing directive into line with the "New Approach" rules on the free movement of goods which is in the final stages of formal adoption, *in line with the new legislative framework for the marketing of products*.
31.	Recast of First Railway Package legislation: simplification and modernisation of the legislative framework for access to the rail transport market	Recast	In order to simplify the legislation, the three Directives will be merged and restructured while eliminating cross-references across the legal acts. This will lead to improved readability and hence enable better and harmonised implementation in MSs thus potentially reducing administrative burdens. Furthermore, other legal provisions, in particular institutional arrangements, such as strengthening of the powers of regulatory bodies and a strengthened cooperation of rail infrastructure managers for international services, will be enhanced to promote the emergence of a genuine internal market and to eliminate barriers to the provisions of international rail transport services. Overall by enhancing the legal and institutional framework the Commission hopes to see market access cost of railway

	Title of action	Type of simplification action	Description of scope and objectives
			undertakings being reduced.
32.	Marine Equipment Directive	Recast	Directive 96/98/EC has been technically amended three times since its adoption and a further two technical amendments are currently under preparation (respectively concerning the committee procedure and the technical annexes). Furthermore, the *new legislative framework for the marketing of products* will have a direct impact on a number of basic elements (notified bodies, market surveillance, and safeguard clause). Lastly, the current system of periodical technical updates is in need of an in-depth revision in order to keep pace with the legislative production of the International Maritime Organisation. It is intended to recast or to repeal the existing Directive and replace it with a new one.
33.	Recast of the Community regulatory framework regarding transport of radioactive material	Recast	At Community level there are currently more than 30 directives, regulations and recommendations governing the transport of radioactive material. There are also non-binding international rules. Inconsistent transposition of these rules means that there is an unnecessary degree of complexity causing practical problems on the ground in Member States, including increased costs and delays. Simplification of rules and procedures would reduce this and an initial estimate puts the potential at a reduction of 50% in the labour costs and 30% in the costs to operators.

(33 initiatives)