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<u>Notice No</u>	Contents	Page
	II <i>Preparatory Acts</i>	
	Commission	
1999/C 87/01	Proposal for a Council Decision for approval on behalf of the European Community of the Agreement concerning the establishing of global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles ('Parallel Agreement')	1
1999/C 87/02	Proposal for a Council Regulation (EC) on waste management statistics ⁽¹⁾	22
1999/C 87/03	Proposal for a Council Regulation (EC) on measures to promote the conservation and sustainable management of tropical forests and other forests in developing countries	97
1999/C 87/04	Amended proposal for a Council Decision adopting the third phase of the trans-European scheme for higher education Tempus III (2000—2006) ⁽¹⁾	102

⁽¹⁾ Text with EEA relevance.



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II

(Preparatory Acts)

COMMISSION

Proposal for a Council Decision for approval on behalf of the European Community of the Agreement concerning the establishing of global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles ('Parallel Agreement')

(1999/C 87/01)

COM(1999) 27 final — 99/011 (AVC)

(Submitted by the Commission on 27 January 1999)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community and in particular Article 113 thereof, in conjunction with Article 228(2), first sentence, and Article 228(3) second subparagraph thereof,

Having regard to the proposal by the Commission,

Having received the assent of the European Parliament,

Whereas, in its Decision of 3 November 1997, the Council authorised the Commission to negotiate in the framework of the United Nations Economic Commission for Europe (UN/ECE) an agreement concerning the establishing of global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles;

Whereas, as a result of those negotiations, on 25 June 1998 the Parallel Agreement was opened for signature; whereas the Community signed the Agreement on ...⁽¹⁾.

Whereas international harmonisation in the automotive sector is already taking place in the

framework of the 1958 UN/ECE Revised Agreement concerning the adoption of uniform technical prescriptions for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles and the conditions for reciprocal recognition of approvals granted on the basis of these prescriptions (henceforth the 1958 Agreement), to which the Community became contracting party on 24 March 1998;

Whereas conclusion of the Parallel Agreement constitutes an aim of common trade policy in accordance with Article 113 of the Treaty to remove existing and avoid the creation of new technical barriers to trade in motor vehicles between the contracting parties; whereas involvement by the Community will ensure consistency between the harmonisation activities conducted under both the 1958 Agreement and the Parallel Agreement and will thus permit easier access to third-country markets;

Whereas conclusion of the Agreement by the Community establishes a specific institutional framework by organising cooperation procedures between contracting parties; whereas the assent of the European Parliament is therefore required;

Whereas it is necessary to establish practical arrangements with regard to the involvement of the Community in the Parallel Agreement;

⁽¹⁾ Date to be inserted following signature of the Agreement.

Whereas the Commission should be responsible for meeting all the notification requirements laid down in

the Agreement; whereas the Parallel Agreement is to operate in parallel with the 1958 Agreement; whereas both agreements will operate in the framework of the UN/ECE and use the same Working Parties and facilities installed in that framework;

Whereas the Parallel Agreement creates a framework to establish global technical regulations in the global registry by consensus vote; whereas due to the operating in parallel of the two agreements, draft technical regulations emerging from the Working Groups will in principle be voted in the bodies under both agreements; whereas for the 1958 Agreement a decision-making procedure has been established; whereas the Community vote concerning the Parallel Agreement can therefore be decided upon within the same procedure on the same occasion as for the 1958 Agreement;

Whereas in cases, where a regulation is only voted under the Parallel Agreement it is possible to delegate the decision determining the Community vote to the Commission assisted by the regulatory committee because the established global technical regulation has at a later stage to be submitted to the procedure laid down in Articles 100 A and 189 B of the Treaty for adoption;

Whereas the Community vote regarding a proposed amendment to the Parallel Agreement should be determined in accordance with the procedure followed in order to approve the Agreement; whereas, with regard to the expression of an objection to an amendment to the Parallel Agreement after a consensus vote in favour of the amendment, taking account of the time constraints laid down in the Agreement, the Community position may be decided upon by the Commission in a less complex procedure,

HAS DECIDED AS FOLLOWS:

Article 1

The Agreement concerning the establishing of global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles, hereinafter referred to as the 'Parallel Agreement', is hereby approved on behalf of the European Community.

The text of the Parallel Agreement is set out as Annex I.

Article 2

The President of the Council shall be authorised to designate the person empowered to lodge the instrument of approval as required by Article 9(2) of the Parallel Agreement and to make the declaration contained in Annex II.

Article 3

The Commission shall carry out on behalf of the Community all the notifications laid down in the Parallel Agreement, in particular those according to its Articles 7, 9, 12 and 15.

Article 4

1. The contribution of the Community with regard to the priorities of the work programme shall be established as appropriate in accordance with the procedure laid down in Article 228(1) of the Treaty.

2. The Commission shall inform the European Parliament, particularly with regard to the drawing up of the work programme and to the direction and results of preparatory work. The Commission shall in addition forward draft global technical regulations and amendments to the Parliament in good time.

3. The Commission shall represent the Community in the Executive Committee as set up by Article 3 of the Parallel Agreement. The Commission shall exercise the right to vote for the Community within the bodies set up under the Agreement.

4. The Community institutions will accelerate their procedures as far as possible in order not to delay the vote within the UN/ECE unnecessarily. For this purpose the Commission shall submit its proposal or draft decision, as required by Article 5(1) as soon as all of the essential components of the draft global technical regulation or the amendment have been supplied.

Article 5

1. The Community shall vote in favour of establishing any draft global technical regulation or a draft amendment to such a regulation:

— if the Community's vote in favour of the parallel draft technical regulation has been decided upon

under either of the procedures laid down in Article 4(2) of Council Decision 97/836/EC⁽¹⁾;

- if a global technical regulation or an amendment to such a regulation is not established in parallel with a regulation or an amendment to such a regulation under the 1958 Agreement, where the draft has been approved in accordance with the procedure set out in Article 13 of Council Directive 70/156/EEC⁽²⁾.

2. Where an approval according to paragraph 1 is not given, the Community shall vote against the establishment of a global technical regulation in the global registry.

3. The Community position with regard to the listing and reaffirmation of listing in the compendium of candidate technical regulations as well as with regard to issue resolution between contracting parties

shall be established as appropriate in accordance with the procedure laid down in Article 13 of Directive 70/156/EEC.

Article 6

1. The Community shall vote in favour of a proposed amendment to the Parallel Agreement where the proposed amendment has been approved in accordance with the procedure followed in order to approve the Agreement. Where that procedure has not been completed in time before the vote takes place the Commission will vote against the amendment on behalf of the Community.

2. The decision to express an objection to an amendment to the Parallel Agreement shall be taken in accordance with the procedure laid down in the second indent of Article 5(1).

⁽¹⁾ OJ L 346, 17.12.1997, p. 78.

⁽²⁾ OJ L 42, 23.2.1970, p. 1.

ANNEX I

AGREEMENT

Concerning the establishing of global technical regulations for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles

PREAMBLE

THE CONTRACTING PARTIES,

HAVING DECIDED to adopt an Agreement to establish a process for promoting the development of global technical regulations ensuring high levels of safety, environmental protection, energy efficiency and anti-theft performance of wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles;

HAVING DECIDED that such process shall also promote the harmonisation of existing technical regulations, recognising the right of subnational, national and regional authorities to adopt and maintain technical regulations in the areas of health, safety, environmental protection, energy efficiency and anti-theft performance that are more stringent than those established at the global level;

HAVING AUTHORISATION to enter into such an Agreement under paragraph 1(a) of the Terms of Reference of the UN/ECE and Chapter XIII of the Rules of Procedure of the UN/ECE, Rule 50;

RECOGNISING that this Agreement does not prejudice the rights and obligations of a contracting party under existing international agreements on health, safety and environmental protection;

RECOGNISING that this Agreement does not prejudice the rights and obligations of a contracting party under the agreements under the World Trade Organization (WTO) including the Agreement on Technical Barriers to Trade (TBT), and intending to establish global technical regulations under this agreement, as a basis for their technical regulations in a manner consistent with these agreements;

INTENDING that contracting parties to this Agreement use the global technical regulations established under this Agreement as a basis for their technical regulations;

RECOGNISING the importance to public health, safety and welfare of continuously improving and seeking high levels of safety, environmental protection, energy efficiency and anti-theft performance of wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles, and the potential value to international trade, consumer choice and product affordability of increasing convergences in existing and future technical regulations and their related standards;

RECOGNISING that governments have the right to seek and implement improvements in the level of health, safety and environmental protection, and to determine whether the global technical regulations established under this Agreement are suitable for their needs;

RECOGNISING the important harmonisation work already carried out under the 1958 Agreement;

RECOGNISING the interest and expertise in different geographic regions regarding safety, environmental, energy and anti-theft problems and methods of solving those problems, and the value of that interest and expertise in developing global technical regulations to aid in achieving those improvements and in minimizing divergences;

DESIRING to promote the adoption of established global technical regulations in developing countries, taking into account the special issues and circumstances for those countries, and in particular the least developed of them;

DESIRING that the technical regulations applied by the contracting parties be given due consideration through transparent procedures in developing global technical regulations, and that such consideration include comparative analyses of benefits and cost effectiveness;

RECOGNISING that establishing global technical regulations providing high levels of protection will encourage individual countries to conclude that those Regulations will provide the protection and performance needed within their jurisdiction;

RECOGNISING the impact of the quality of vehicle fuels on the performance of vehicle environmental controls, human health, and fuel efficiency;

RECOGNISING that the use of transparent procedures is of particular importance in developing global technical regulations under this Agreement and that this development process must be compatible with the regulatory development processes of the contracting parties to this Agreement;

HAVE AGREED as follows:

Article 1

Purpose

- 1.1. The purpose of the Agreement is:
 - 1.1.1. to establish a global process by which contracting parties from all regions of the world can jointly develop global technical regulations regarding the safety, environmental protection, energy efficiency, and anti-theft performance of wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles;
 - 1.1.2. to ensure that, in developing global technical regulations, due and objective consideration is given to the existing technical regulations of contracting parties, and to the UN/ECE Regulations;
 - 1.1.3. to ensure that objective consideration is given to the analysis of best available technology, relative benefits and cost effectiveness as appropriate in developing global technical regulations;
 - 1.1.4. to ensure that the procedures used in developing global technical regulations are transparent;
 - 1.1.5. to achieve high levels of safety, environmental protection, energy efficiency, and anti-theft performance within the global community, and to ensure that actions under this Agreement do not promote, or result in a lowering of these levels within the jurisdiction of contracting parties, including the subnational level;

- 1.1.6. to reduce technical barriers to international trade through harmonising existing technical regulations of contracting parties, and UN/ECE Regulations, and developing new global technical regulations governing safety, environmental protection, energy efficiency and anti-theft performance of wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles, consistent with the achievement of high levels of safety and environment protection and the other above-stated purposes, and
- 1.1.7. to ensure that, where alternative levels of stringency are needed to facilitate the regulatory activities of certain countries, in particular developing countries, such needs are taken into consideration in developing and establishing global technical regulations.
- 1.2. This Agreement is to operate in parallel with the 1958 Agreement, without affecting the institutional autonomy of either Agreement.

Article 2

Contracting parties and consultative status

- 2.1. Countries that are members of the Economic Commission for Europe (UN/ECE), regional economic integration organisations that are set up by ECE member countries and countries that are admitted to the ECE in a consultative capacity in accordance with paragraph 8 of the ECE's Terms of Reference, may become contracting parties to this Agreement.
- 2.2. Countries that are members of the United Nations and that participate in certain activities of the ECE in accordance with paragraph 11 of the ECE's Terms of Reference, and regional economic integration organisations set up by such countries, may become contracting parties to this Agreement.
- 2.3. Any specialised agency and any organisation, including intergovernmental organisations and non-governmental organisations, that have been granted consultative status by the Economic and Social Council of the United Nations, may participate in that capacity in the deliberations of any Working Party during consideration of any matter of particular concern to that agency or organisation.

Article 3

Executive Committee

- 3.1. The representatives of contracting parties shall constitute the Executive Committee of this Agreement and shall meet at least annually in that capacity.
- 3.2. The Rules of Procedure of the Executive Committee are set forth in Annex B to this Agreement.
- 3.3. The Executive Committee shall:
 - 3.3.1. be responsible for the implementation of this Agreement, including the setting of priorities for activity under this Agreement;
 - 3.3.2. consider all recommendations and reports by Working Parties regarding the establishment of global technical regulations under this Agreement, and

- 3.3.3. fulfil such other functions as may be appropriate under this Agreement.
- 3.4. The Executive Committee shall have the final authority to decide whether to list regulations in the Compendium of Candidate global technical regulations and to establish global technical regulations under this Agreement.
- 3.5. The Executive Committee shall, in discharging its functions, use information from all relevant sources when the Committee deems it appropriate to do so.

Article 4

Criteria for technical regulations

- 4.1. To be listed under Article 5 or established under Article 6, a technical regulation shall meet the following criteria:
 - 4.1.1. provide a clear description of the wheeled vehicles, equipment and/or parts which can be fitted and/or be used on wheeled vehicles and which are subject to the regulation;
 - 4.1.2. contain requirements that:
 - 4.1.2.1. provide for high levels of safety, environmental protection, energy efficiency or anti-theft performance; and
 - 4.1.2.2. wherever appropriate, are expressed in terms of performance instead of design characteristics.
 - 4.1.3. include:
 - 4.1.3.1. the test method by which compliance with the regulation is to be demonstrated;
 - 4.1.3.2. for regulations to be listed under Article 5, where appropriate, a clear description of approval or certification markings and/or labels requisite for type approval and conformity of production or for manufacturer self-certification requirements, and
 - 4.1.3.3. if applicable, a recommended minimum period of lead time, based upon considerations of reasonableness and practicability, that a contracting party should provide before requiring compliance.
- 4.2. A global technical regulation may specify alternative non-global levels of stringency or performance, and appropriate test procedures, where needed to facilitate the regulatory activities of certain countries, in particular developing countries.

Article 5

Compendium of Candidate global technical regulations

- 5.1. A compendium of technical regulations of contracting parties other than UN/ECE Regulations that are candidates for harmonisation or adoption as global technical regulations (to be known as the Compendium of Candidates) shall be created and maintained.

5.2. Listing technical regulations in the Compendium of Candidates

Any contracting party may submit a request to the Executive Committee for the listing in the Compendium of Candidates of any technical regulation that such contracting party has applied, is applying or has adopted for future application.

5.2.1. The request specified in paragraph 5.2. shall contain:

5.2.1.1. a copy of such regulation;

5.2.1.2. any available technical documentation supporting such regulation, including documentation concerning best available technology, relative benefits, and cost effectiveness, and

5.2.1.3. the identification of any known existing or imminent relevant international voluntary standards.

5.2.2. The Executive Committee shall consider all requests that satisfy the requirements of Article 4 and paragraph 5.2.1. of this Article. The technical regulation shall be listed in the Compendium of Candidates if supported by an affirmative vote in accordance with paragraph 7.1. of Article 7 of Annex B. The documentation submitted with the request for that regulation shall be appended to the listed technical regulation.

5.2.3. The requested regulation shall be considered to be listed by the Secretary-General on the date on which it is supported by an affirmative vote under paragraph 5.2.2. of this Article.

5.3. Removing listed technical regulations from the Compendium of Candidates

A listed technical regulation shall be removed from the Compendium of Candidates either:

5.3.1. upon the establishment in the Global Registry of a global technical regulation embodying product requirements addressing the same elements of performance or design characteristics as the listed technical regulation;

5.3.2. at the end of the five year period following the regulation's listing under this Article, and at the end of each subsequent five year period, unless the Executive Committee reaffirms, by an affirmative vote in accordance with paragraph 7.1. of Article 7 of Annex B, the listing of the technical regulation in the Compendium of Candidates, or

5.3.3. in response to a written request from the contracting party at whose request the technical regulation was originally listed. Such request shall include the bases for the removal of the regulation.

5.4. Availability of documents

All documents considered by the Executive Committee under this Article shall be publicly available.

*Article 6***Registry of global technical regulations**

- 6.1. A registry shall be created and maintained for the global technical regulations developed and established under this Article. The registry shall be known as the Global Registry.
- 6.2. Establishing global technical regulations in the Global Registry through harmonisation of existing regulations
- A contracting party may submit a proposal to develop a harmonised global technical regulation concerning elements of performance or design characteristics addressed either by technical regulations listed in the Compendium of Candidates, or by any UN/ECE Regulations, or both.
- 6.2.1. The proposal specified in paragraph 6.2. shall contain:
- 6.2.1.1. an explanation of the objective of the proposed global technical regulation;
- 6.2.1.2. a narrative description or, if available, the draft text of the proposed global technical regulation;
- 6.2.1.3. available documentation that may facilitate the analysis of the issues to be addressed in the report required by paragraph 6.2.4.2.1. of this Article;
- 6.2.1.4. a list of all technical regulations in the Compendium of Candidates, and any UN/ECE Regulations, that address the same elements of performance or design characteristics to be addressed by the proposed global technical regulation, and
- 6.2.1.5. the identification of any known existing relevant international voluntary standards.
- 6.2.2. Each proposal specified in paragraph 6.2.1. of this Article shall be submitted to the Executive Committee.
- 6.2.3. The Executive Committee shall not refer to any Working Party any proposal that it determines does not satisfy the requirements of Article 4 and paragraph 6.2.1. of this Article. It may refer all other proposals to an appropriate Working Party.
- 6.2.4. In response to a proposal referred to it for developing a global technical regulation through harmonisation, the Working Party shall use transparent procedures to:
- 6.2.4.1. develop recommendations regarding a global technical regulation by:
- 6.2.4.1.1. giving consideration to the objective of the proposed global technical regulation and the need for establishing alternative levels of stringency or performance;
- 6.2.4.1.2. reviewing all technical regulations that are listed in the Compendium of Candidates, and any UN/ECE Regulations, that address the same elements of performance;
- 6.2.4.1.3. reviewing any documentation that is appended to the regulations specified in paragraph 6.2.4.1.2. of this Article;

- 6.2.4.1.4. reviewing any available assessments of functional equivalence relevant to the consideration of the proposed global technical regulation, including assessments of related standards;
- 6.2.4.1.5. verifying whether the global technical regulation under development satisfies the stated objective of the regulation and the criteria in Article 4, and
- 6.2.4.1.6. giving due consideration to the possibility of the technical regulation being established under the 1958 Agreement.
- 6.2.4.2. Submit to the Executive Committee:
 - 6.2.4.2.1. a written report that presents its recommendation regarding the global technical regulation, includes all technical data and information that were considered in the development of its recommendation, describes its consideration of the information specified in paragraph 6.2.4.1. of this Article, and sets forth the rationale for its recommendations, including an explanation for rejecting any alternative regulatory requirements and approaches considered, and
 - 6.2.4.2.2. the text of any recommended global technical regulation.
- 6.2.5. The Executive Committee shall, using transparent procedures:
 - 6.2.5.1. determine whether the recommendations regarding the global technical regulation, and the report are based upon a sufficient and thorough performance of the activities specified in paragraph 6.2.4.1. of this Article. If the Executive Committee determines that the recommendations, report and/or the text of the recommended global technical regulation, if any, are inadequate, it shall return the regulation and report to the Working Party for revision or additional work.
 - 6.2.5.2. consider the establishment of a recommended global technical regulation in accordance with the procedures set forth in paragraph 7.2. of Article 7 of Annex B. A consensus vote by the Executive Committee in favour of the regulation shall establish the Regulation in the Global Registry.
- 6.2.6. The global technical regulation shall be considered to be established in the Global Registry on the date of the consensus vote by the Executive Committee in favour of the regulation.
- 6.2.7. The Secretariat shall, upon the establishment of a global technical regulation by the Executive Committee, append copies of all relevant documentation, including the proposal submitted pursuant to paragraph 6.2.1. of this Article, and the recommendations and report required by paragraph 6.2.4.2.1. of this Article, to that regulation.
- 6.3. Establishing new global technical regulations in the Global Registry

A contracting party may submit a proposal to develop a new global technical regulation concerning elements of performance or design characteristics not addressed by technical regulations in the Compendium of Candidates or UN/ECE Regulations.

 - 6.3.1. The proposal specified in paragraph 6.3. shall contain:
 - 6.3.1.1. an explanation of the objective of the proposed new global technical regulation, based on objective data to the extent possible;
 - 6.3.1.2. a narrative description or, if available, the draft text of the proposed new global technical regulation;

- 6.3.1.3. any available documentation that may facilitate the analysis of the issues to be addressed in the report required by paragraph 6.3.4.2.1. of this Article, and
- 6.3.1.4. the identification of any known existing relevant international voluntary standards.
- 6.3.2. Each proposal specified in paragraph 6.3.1. of this Article shall be submitted to the Executive Committee.
- 6.3.3. The Executive Committee shall not refer to any Working Party any proposal that it determines does not satisfy the requirements of Article 4 and paragraph 6.3.1. of this Article. It may refer all other proposals to an appropriate Working Party.
- 6.3.4. In response to a proposal referred to it for developing a new global technical regulation, the Working Party shall use transparent procedures:
 - 6.3.4.1. to develop recommendations regarding a new global technical regulation by:
 - 6.3.4.1.1. giving consideration to the objective of the proposed new global technical regulation and the need for establishing alternative levels of stringency or performance;
 - 6.3.4.1.2. considering technical feasibility;
 - 6.3.4.1.3. considering economic feasibility;
 - 6.3.4.1.4. examining benefits, including those of any alternative regulatory requirements and approaches considered;
 - 6.3.4.1.5. comparing potential cost effectiveness of the recommended regulation to that of the alternative regulatory requirements and approaches considered;
 - 6.3.4.1.6. verifying whether the new global technical regulation under development satisfies the stated objective of the Regulation and the criteria in Article 4, and
 - 6.3.4.1.7. giving due consideration to the possibility of the technical regulation being established under the 1958 Agreement;
 - 6.3.4.2. submit to the Executive Committee:
 - 6.3.4.2.1. a written report that presents its recommendation regarding the new global technical regulation, includes all technical data and information that were considered in the development of its recommendation, describes its consideration of the information specified in paragraph 6.3.4.1. of this Article, and sets forth the rationale for its recommendations, including and explanation for rejecting any alternative regulatory requirements and approaches considered, and
 - 6.3.4.2.2. the text of any recommended new global technical regulation.
- 6.3.5. The Executive Committee shall, using transparent procedures:
 - 6.3.5.1. determine whether the recommendations regarding the new global technical regulation and the report are based upon a sufficient and thorough performance of the activities specified in paragraph 6.3.4.1. of this Article. If the Executive Committee determines that the recommendations, report and/or the text of the recommended new global technical regulation, if any, are inadequate, it shall return the regulation and report to the Working Party for revision or additional work.

- 6.3.5.2. consider the establishment of a recommended new global technical regulation in accordance with the procedures set forth in paragraph 7.2. of Article 7 of Annex B. A consensus vote by the Executive Committee in favour of the regulation shall establish the Regulation in the Global Registry.
- 6.3.6. The global technical regulation shall be considered to be established in the Global Registry on the date of the consensus vote by the Executive Committee in favour of the regulation.
- 6.3.7. The Secretariat shall, upon the establishment of a new global technical regulation by the Executive Committee, append copies of all relevant documentation, including the proposal submitted pursuant to paragraph 6.3.1. of this Article and the recommendations and report required by paragraph 6.3.4.2.1. of this Article, to that Regulation.
- 6.4. **Amending established global technical regulations**
- The process for amending any global technical regulation established in the Global Registry under this Article shall be the procedures specified in paragraph 6.3. of this Article for establishing a new global technical regulation in the Global Registry.
- 6.5. **Availability of documents**
- All documents considered or generated by the Working Party in recommending global technical regulations under this Article shall be publicly available.

Article 7

Adoption, and notification of application, of established global technical regulations

- 7.1. A contracting party that votes in favour of establishing a global technical regulation under Article 6 of this Agreement shall be obligated to submit the technical Regulation to the process used by that contracting party to adopt such a technical Regulation into its own laws or regulations and shall seek to make a final decision expeditiously.
- 7.2. A contracting party that adopts an established global technical regulation into its own laws or regulations shall notify the Secretary-General in writing of the date on which it will begin applying that Regulation. The notification shall be provided within 60 days after its decision to adopt the Regulation. If the established global technical regulation contains more than one level of stringency or performance, the notification shall specify which of those levels of stringency or performance is selected by the contracting party.
- 7.3. A contracting party that is specified in paragraph 7.1. of this Article and that decides not to adopt the established global technical regulation into its own laws or regulations, shall notify the Secretary-General in writing of its decision and the basis for its decision. The notification shall be provided within 60 days after its decision.
- 7.4. A contracting party that is specified in paragraph 7.1. of this Article and that has not, by the end of the one-year period after the date of the establishment of the Regulation in the Global Registry, either adopted that technical regulation or decided not to adopt the Regulation into its own laws or regulations, shall provide a report on the status of the Regulation in its domestic process. A status report shall be submitted for each subsequent one year-period if neither of those actions has been taken by the end of that period. Each report required by this paragraph shall:

- 7.4.1. include a description of the steps taken during the past year to submit the Regulation and make a final decision and an indication of the anticipated date of such a decision, and
- 7.4.2. be submitted to the Secretary-General not later than 60 days after the end of the one-year period for which the report is submitted.
- 7.5. A contracting party that accepts products that comply with an established global technical regulation without adopting that Regulation into its own laws or regulations shall notify the Secretary-General in writing of the date on which it began to accept such products. The contracting party shall provide the notification within 60 days after the beginning of such acceptance. If the established global technical regulation contains more than one level of stringency or performance, the notification shall specify which of those levels of stringency or performance is selected by the contracting party.
- 7.6. A contracting party that has adopted into its own laws or regulations an established global technical regulation may decide to rescind or amend the adopted Regulation. Prior to making that decision, the contracting party shall notify the Secretary-General in writing of its intent and the reasons for considering that action. This notice provision shall also apply to a contracting party that has accepted products under paragraph 7.5. and that intends to cease accepting such products. The contracting party shall notify the Secretary-General of its decision to adopt any amended or new regulation within 60 days after that decision. Upon request, the contracting party shall promptly provide copies of such amended or new regulation to other contracting parties.

Article 8

Issue resolution

- 8.1. Questions concerning the provisions of an established global technical regulation shall be referred to the Executive Committee for resolution.
- 8.2. Issues between two or more contracting parties concerning the interpretation or application of this Agreement shall, so far as possible, be resolved through consultation or negotiation between or among them. Where this process fails to resolve the issues, the contracting parties concerned may agree to request the Executive Committee to resolve the issue as provided in paragraph 7.3. of Article 7 of Annex B.

Article 9

Becoming a contracting party

- 9.1. Countries and regional economic integration organisations specified in Article 2 may become contracting parties to this Agreement by either:
 - 9.1.1. signature without reservation as to ratification, acceptance or approval, or
 - 9.1.2. signature subject to ratification, acceptance or approval, followed by ratification, acceptance or approval;
 - 9.1.3. acceptance, or
 - 9.1.4. accession.

- 9.2. The instrument of ratification, acceptance, approval or accession shall be deposited with the Secretary-General.
- 9.3. Upon becoming a contracting party:
- 9.3.1. after this Agreement has entered into force, each country or regional integration organisation shall give notification in accordance with Article 7 as to which, if any, global technical regulation(s) established pursuant to Article 6 it will adopt, and as to any decision to accept products that comply with any of those global technical regulations, without adopting those Regulations into its own laws or regulations. If the established global technical regulation contains more than one level of stringency or performance, the notification shall specify which of those levels of stringency or performance is adopted or accepted by the contracting party;
- 9.3.2. each regional economic integration organisation shall declare in matters within its competence that its Member States have transferred powers in fields covered by this Agreement, including the power to make binding decisions on their Member States.
- 9.4. Regional economic integration organisations that are contracting parties shall cease being contracting parties when they lose the powers declared in accordance with paragraph 9.3.2. of this Article and shall inform the Secretary-General thereof.

Article 10

Signature

- 10.1. This Agreement shall be open for signature beginning 25 June 1998.
- 10.2. This Agreement shall remain open for signature until its entry into force.

Article 11

Entry into force

- 11.1. This Agreement and its Annexes, which constitute integral parts of the Agreement, shall enter into force on the 30th day following the date on which a minimum of five countries and/or regional economic integration organisations have become contracting parties pursuant to Article 9. This minimum of five must include the European Community, Japan, and the United States of America.
- 11.2. If, however, paragraph 11.1. of this Article is not satisfied 15 months after the date specified in paragraph 10.1., then this Agreement and its Annexes, which constitute integral parts of the Agreement, shall enter into force on the 30th day following the date on which a minimum of eight countries and/or regional economic integration organisations have become contracting parties pursuant to Article 9. Such date of entry into force shall not be earlier than 16 months after the date specified in paragraph 10.1. At least one of these eight must be either the European Community, Japan or the United States of America.
- 11.3. For any country or regional economic integration organisation that becomes a contracting party to the Agreement after its entry into force, this Agreement shall enter into force 60 days after the date that such country or regional economic integration organisation deposits its instrument of ratification, acceptance, approval or accession.

*Article 12***Withdrawal from Agreement**

- 12.1. A contracting party may withdraw from this Agreement by notifying the Secretary-General in writing.
- 12.2. Withdrawal from this Agreement by any contracting party shall take effect one year after the date on which the Secretary-General receives notification pursuant to paragraph 12.1. of this Article.

*Article 13***Amendment of Agreement**

- 13.1. A contracting party may propose amendments to this Agreement and the Annexes to this Agreement. Proposed amendments shall be submitted to the Secretary-General, who shall transmit them to all contracting parties.
- 13.2. A proposed amendment transmitted in accordance with paragraph 13.1. of this Article shall be considered by the Executive Committee at its next scheduled meeting.
- 13.3. If there is a consensus vote in favour of the amendment by the contracting parties present and voting, it shall be communicated by the Executive Committee to the Secretary-General who shall then circulate the amendment to all contracting parties.
- 13.4. An amendment circulated under paragraph 13.3. of this Article shall be deemed to be accepted by all contracting parties if no contracting party expresses an objection within a period of six months after the date of such circulation. If no such objection has been expressed, the amendment shall enter into force for all contracting parties three months after the expiry of the period of the six months referred in this paragraph.
- 13.5. The Secretary-General shall, as soon as possible, notify all contracting parties whether an objection to the proposed amendment has been expressed. If such objection has been expressed, the amendment shall be deemed not to have been accepted, and shall be of no effect whatever.

*Article 14***Depositary**

The Depositary of this Agreement shall be the Secretary-General of the United Nations. In addition to other depositary functions, the Secretary-General shall, as soon as possible, notify the contracting parties of:

- 14.1. the listing or removing of technical regulations under Article 5;
- 14.2. the establishing or amending of global technical regulations under Article 6;
- 14.3. notifications received in accordance with Article 7;
- 14.4. signatures, acceptances, and accessions in accordance with Articles 9 and 10;
- 14.5. notifications received in accordance with Article 9;
- 14.6. the dates on which this Agreement shall enter into force for contracting parties in accordance with Article 11;

- 14.7. notifications of withdrawal from this Agreement received in accordance with Article 12;
- 14.8. the date of entry into force of any amendment to this Agreement in accordance with Article 13;
- 14.9. notifications received in accordance with Article 15 regarding territories.

Article 15

Extension of Agreement to territories

- 15.1. This Agreement shall extend to the territory or territories of a contracting party for whose international relations such contracting party is responsible, unless the contracting party otherwise specifies, prior to entry into force of the Agreement for that contracting party.
- 15.2. Any contracting party may denounce this Agreement separately for any such territory or territories in accordance with Article 12.

Article 16

Secretariat

The Secretariat of this Agreement shall be the Executive Secretary of the UN/ECE. The Executive Secretary shall carry out the following secretariat functions:

- 16.1. the meetings of the Executive Committee and the Working Parties;
 - 16.2. transmit to the contracting parties reports and other information received in accordance with the provisions of this Agreement, and
 - 16.3. discharge the functions assigned by the Executive Committee.
-

ANNEX A

DEFINITIONS

For the purposes of this Agreement, the following definitions shall apply:

1. With regard to the global technical regulations developed under this Agreement, the term 'accept' means the action by a contracting party of allowing the entry of products that comply with a global technical regulation into its market without having adopted that global technical regulation into its respective laws and regulations.
2. With regard to the global technical regulations developed under this Agreement, the term 'adopt' means the promulgation of a global technical regulation into the laws and regulations of a contracting party.
3. With regard to the global technical regulations developed under this Agreement, the term 'apply' means the action of requiring compliance with a global technical regulation by a contracting party as of a certain date; in other words, the effective date of the regulation within a contracting party's jurisdiction.
4. The term 'Article' means an Article of this Agreement.
5. The term 'consensus vote' means a vote on a matter in which no contracting party present and voting objects to the matter in accordance with paragraph 7.2. of Article 7 of Annex B.
6. The term 'contracting party' means any country, or regional economic integration organisation, that is a contracting party to this Agreement.
7. The term 'equipment and parts which can be fitted and/or be used on wheeled vehicles' means equipment or parts whose characteristics have a bearing on safety, environmental protection, energy efficiency, or anti-theft performance. Such equipment and parts include, but are not limited to, exhaust systems, tyres, engines, acoustic shields, anti-theft alarms, warning devices, and child restraint systems.
8. The term 'established global technical regulations' means a global technical regulation that has been placed on the Global Registry in accordance with this Agreement.
9. The term 'listed technical regulation' means a national or regional technical regulation that has been placed on the Compendium of Candidates in accordance with this Agreement.
10. The term 'manufacturer self-certification' means a contracting party's legal requirement that a manufacturer of wheeled vehicles, equipment and/or parts which can be fitted and/or be used on wheeled vehicles must certify that each vehicle, item of equipment or part that the manufacturer introduces into commerce satisfies specific technical requirements.
11. The term 'regional economic integration organisation' means an organisation which is constituted by, and composed of, sovereign countries, and which has competence in respect of matters covered by this Agreement, including the authority to make decisions binding on all of its Member Countries in respect of those matters.
12. The term 'Secretary-General' means the Secretary-General of the United Nations.
13. The term 'transparent procedures' means procedures designed to promote the public awareness of and participation in the regulatory development process under this Agreement. They shall include the publication of:
 1. notices of meetings of the Working Parties and of the Executive Committee, and
 2. working and final documents.

They shall also include the opportunity to have views and arguments represented at:

1. meetings of Working Parties through organisations granted consultative status, and
 2. meetings of Working Parties and of the Executive Committee through pre-meeting consulting with representatives of contracting parties.
-
14. The term 'type approval' means written approval of a contracting party (or competent authority designated by a contracting party) that a vehicle and/or any item of equipment and/or part that can be fitted and/or be used on a vehicle, satisfies specific technical requirements, and is used as a precondition to the introduction of the vehicle, equipment or part into commerce.
 15. The term 'UN/ECE Regulations' means United Nations/Economic Commission for Europe Regulations adopted under the 1958 Agreement.
 16. The term 'Working Party' means a specialised technical subsidiary body under the ECE whose function is to develop recommendations regarding the establishment of harmonised or new global technical regulations for inclusion in the Global Registry and to consider amendments to the global technical regulations established in the Global Registry.
 17. The term '1958 Agreement' means the Agreement concerning the Adoption of Uniform Technical Prescriptions for wheeled vehicles, equipment and parts which can be fitted and/or be used on wheeled vehicles and the conditions for reciprocal recognition of approvals granted on the basis of these prescriptions.
-

ANNEX B

COMPOSITION AND RULES OF PROCEDURE OF THE EXECUTIVE COMMITTEE

Article 1

Membership in the Executive Committee shall be limited to contracting parties.

Article 2

All contracting parties shall be members of the Executive Committee.

Article 3

- 3.1. Except as provided in paragraph 3.2. of this Article, each contracting party shall have one vote.
- 3.2. If a regional economic integration organisation and one or more of its Member States are contracting parties to this Agreement, the regional economic integration organisation shall, in matters within its competence, exercise its right to vote with a number of votes equal to the number of its Member States that are contracting parties to this Agreement. Such an organisation shall not exercise its right to vote if any of its Member States exercises its right, and vice versa.

Article 4

In order to cast its own vote, a contracting party shall be present. A contracting party need not be present for the casting of a vote by its regional economic integration organisation.

Article 5

- 5.1. A quorum consisting of not less than half of all the contracting parties shall be present for the taking of a vote.
- 5.2. For purposes of determining a quorum under this Article, and determining the number of contracting parties needed to constitute one-third of the contracting parties present and voting under paragraph 7.1. of Article 7 of this Annex, a regional economic integration organisation and its Member States shall be counted as one contracting party.

Article 6

- 6.1. The Executive Committee shall, at its first session each calendar year, elect a Chairman and Vice-Chairman from its membership. The Chairman and Vice-Chairman shall be elected by a two-thirds affirmative vote of all contracting parties present and voting.
- 6.2. Neither the Chairman, nor the Vice-Chairman, shall come from the same contracting party more than two years in succession. In any year, the Chairman and Vice-Chairman shall not come from the same contracting party.

Article 7

- 7.1. A national or regional regulation shall be listed in the Compendium of Candidates by an affirmative vote of either at least one-third of the contracting parties present and voting (as defined in Article 5.2. of this Annex), or one-third of the total number of votes cast, whichever is more favourable to achieving an affirmative vote. In either case, the one-third shall include the vote of either the European Community, Japan or the United States, if any of them are contracting parties.

- 7.2. Establishing a global technical regulation in the Global Registry, amending an established global technical regulation and amending this Agreement shall be by a consensus vote of the contracting parties present and voting. A present and voting contracting party that objects to a matter for which a consensus vote is necessary for adoption shall provide a written explanation of its objection to the Secretary-General within 60 days from the date of the vote. If such contracting party fails to provide such explanation during that period, it shall be considered as having voted in favour of the matter on which the vote was taken. If all contracting parties that objected to the matter so fail, the vote on the matter shall be considered to have been a consensus vote in favour of the matter by all persons present and voting. In that event, the date of the vote shall be considered to be the first day after that 60-day period.
- 7.3. All other matters requiring resolution may, at the discretion of the Executive Committee, be resolved by the voting process set forth in paragraph 7.2. of this Article.

Article 8

Contracting parties that abstain from voting are considered as not voting.

Article 9

The Executive Secretary shall convene the Executive Committee whenever a vote is required to be taken under Article 5, 6 or 13 of this Agreement or whenever necessary to conduct activities under this Agreement.

ANNEX II

The European Community declares in matters within its competence that its Member States have transferred powers to it in fields covered by this Agreement, including the power to make binding decisions on them.

Proposal for a Council Regulation (EC) on waste management statistics

(1999/C 87/02)

(Text with EEA relevance)

COM(1999) 31 *final* — 99/0010 (CNS)*(Submitted by the Commission on 27 January 1999)*

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community and in particular Article 213 thereof,

Having regard to the draft Regulation submitted by the Commission,

Having regard to the opinion of the European Parliament,

Having regard to the opinion of the Economic and Social Committee,

- (1) Whereas regular Community statistics on the production and management of waste from businesses and private households are required by the Community for monitoring the implementation of the three principles — waste prevention, maximisation of recovery and safe disposal — governing waste management policy;
- (2) Whereas the terms for the description of waste and waste management need to be defined in order to ensure the comparability of results in waste statistics;
- (3) Whereas waste management policy has led to the establishment of a set of principles to be followed by waste producing units and waste management; whereas this requires the monitoring of waste at different points of the waste stream: of waste production, waste collection and waste treatment and disposal;
- (4) Whereas Council Regulation (EC) No 322/97 of 17 February 1997 on Community Statistics⁽¹⁾ constitutes the reference framework for the provisions of this regulation;

- (5) Whereas, in order to guarantee comparable results, waste statistics should be produced in accordance with the determined breakdown in an appropriate form and within a fixed period of time from the end of the reference year;
- (6) Whereas, in accordance with the principles of subsidiarity and proportionality as set out in Article 3b of the Treaty, the objectives of the proposed measure, namely to establish a framework for the production of Community statistics on waste management cannot be sufficiently achieved by the Member States, by reason of the need to define terms for description of waste and waste management so as to ensure the comparability of the statistics supplied by the Member States, and can therefore be better achieved by the Community; whereas this Regulation confines itself to the minimum required in order to achieve those objectives and does not go beyond what is necessary for that purpose;
- (7) Whereas Member States may need a transition period for the adaptation or establishment of their statistics on waste;
- (8) Whereas the implementation of this Regulation, and its adaptation to economic and technical progress, require close collaboration between the Commission and the Member States within the Statistical Programme Committee;
- (9) Whereas the Statistical Programme Committee has been consulted by the Commission,

HAS ADOPTED THIS REGULATION:

Article 1

1. The objective of this Regulation is to establish a framework for the production of Community statistics on waste management.
2. Member States and the Commission, within their respective fields of competence, shall produce

⁽¹⁾ OJ L 52, 22.2.1997, p. 1.

Community statistics on the management of waste from businesses and private households.

3. The statistics shall cover the following areas:

- (a) waste production and recovery by economic activities according to Annex I;
- (b) household and similar waste collection by businesses and the municipal collection scheme according to Annex II;
- (c) waste incineration, composting and disposal by businesses and municipal authorities according to Annex III.

In compiling the statistics, Member States and the Commission shall observe the equivalence between the European Waste Catalogue (EWC) established by Commission Decision 94/3/EC⁽¹⁾ and the substance-oriented aggregation, as set out in Annex IV to this Regulation.

Article 2

For the purposes of this Regulation:

- (a) 'waste' shall mean any substance or object in the categories set out in Annex I to Council Directive 75/442/EEC⁽²⁾ on waste, which the holder discards, or intends or is required to discard;
- (b) 'management' shall mean the production, collection, transport, recovery and disposal of waste, including the supervision of such operations and after-care of disposal sites;
- (c) 'recycling' shall mean the reprocessing, in a production process, of the waste materials for the original purpose or for other purposes including organic recycling, but excluding energy recovery;
- (d) 'recovery' shall mean any waste management operation resulting in a product with a potential economical or ecological benefit including recycling and energy recovery;
- (e) 'disposal' shall mean any waste management operation designed to prepare, or to carry out, the final treatment of waste;

(f) 'hazardous waste' shall mean any waste defined pursuant to Article 1(4) of Council Directive 91/689/EEC⁽³⁾ such as listed in Council Decision 94/904/EC⁽⁴⁾ establishing a list of hazardous waste or considered by a Member State to display any of the properties listed in Annex III of Directive 91/689/EEC;

(g) 'non-hazardous waste' shall mean waste which is not covered by point (f);

(h) 'landfill' shall mean a waste disposal site for the deposit of waste on to or into land, including internal waste disposal sites (i.e. landfill where a producer of waste is carrying out its own waste disposal at the place of production) and excluding facilities where waste is unloaded in order to permit its preparation for further transport for recovery, treatment or disposal elsewhere, and temporary (i.e. less than one year) deposit of waste prior to recovery, treatment or disposal.

Article 3

1. Member States shall, whilst complying with conditions as to quality and accuracy, acquire the data necessary for the specification of the characteristics listed in Annexes I, II and III by means of:

- compulsory surveys,
- use of other sources,
- statistical estimation procedures, or
- a combination of these means,

under the condition that quality and accuracy conditions are met.

In order to reduce response burdens, the national authorities and the Community authority shall, subject to the limits and the conditions fixed by each Member State and by the Commission in their respective spheres of competence, have access to administrative data sources.

2. In order to reduce administrative burdens on small enterprises, enterprises with less than ten employees shall be excluded from compulsory surveys.

⁽¹⁾ OJ L 5, 7.1.1994, p. 15.

⁽²⁾ OJ L 194, 25.7.1975, p. 39.

⁽³⁾ OJ L 377, 31.12.1991, p. 20.

⁽⁴⁾ OJ L 356, 31.12.1994, p. 14.

3. Member States shall produce statistical results following the breakdown stipulated in Annexes I, II and III.

4. Member States shall transmit the results, including confidential data, to Eurostat in an appropriate format and within a period of time from the end of the respective reference periods as laid down in Annexes I, II and III.

Article 4

During a transitional period which may not exceed three years from the date of entry into force of this Regulation, the Commission may, at the request of the Member States, grant derogation from the provisions of Annexes I, II and III wherever the national statistical systems require major adaptations.

Article 5

The measures necessary for the implementation of this Regulation, including the adjustment to economic and technical developments, shall be determined in accordance with the procedure referred to in Article 6.

These measures shall include, in particular:

- (a) the adaptation of the specifications listed in the Annexes;
- (b) the necessary implementation measures to produce results in accordance with Article 3(2), (3) and (4).

Article 6

1. The Commission shall be assisted by the Statistical Programme Committee.

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

taken. The Committee shall deliver its opinion on the draft within a time-limit which the Chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the Committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

The Commission shall adopt measures which shall apply immediately. However if these measures are not in accordance with the opinion of the Committee, they shall be communicated by the Commission to the Council forthwith. In that event the Commission shall defer application of the measures which it has decided for a period of three months from the date of referral to the Council.

The Council, acting by a qualified majority, may take a different decision within the time limit referred to in the previous subparagraph.

Article 7

The Commission shall, within three years of the date of entry into force of this Regulation and every three years thereafter, submit a report to the European Parliament and the Council on the statistics compiled pursuant to this Regulation and in particular on their quality and the burden on business.

Article 8

This Regulation shall enter into force on the 20th day following that of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

ANNEX I

WASTE PRODUCTION AND RECOVERY BY ECONOMIC ACTIVITIES

Section 1

Coverage

The statistics are to be compiled for all activities classified within the coverage of the sections C to Q, except Division 12, of NACE REV. 1. These Sections cover all economic activities, except agriculture, hunting, forestry (A), fishing (B) and mining of uranium and thorium ores (12), which are outside the domain of this Annex.

Section 2

Waste categories

1. The waste categories for which statistics on waste production and recovery are to be compiled are derived as aggregation from the European Waste Catalogue (EWC).
2. Each item in the EWC is attributed to the aggregated substance-oriented waste list tabled in paragraph 3 of this Section. The transposition table between EWC and substance-oriented aggregation is listed in Annex IV.
3. Statistics on the following waste categories are to be produced:

Substance aggregation of EWC (The codes are referring to the transposition table listed in Annex IV)			Splitting up between hazardous waste and non-hazardous waste necessary?
Number	Code	Waste type	
1	01.1	Spent solvents	No
2, 3	01.2	Acid, alkaline or saline wastes	Yes
4	01.3	Used oils	No
5, 6	02.1	Chemical reaction waste	Yes
7, 8	02.2	Sludges from chemical processes	Yes
9	02.3	Contaminated soils	No
10, 11	03	Chemical preparation waste	Yes
12	05	Infectious waste	No
13	06.1	Ferrous metal scrap excluded packaging	No

Substance aggregation of EWC (The codes are referring to the transposition table listed in Annex IV)			Splitting up between hazardous waste and non-hazardous waste necessary?
Number	Code	Waste type	
14	06.2	Non-ferrous metal scrap excluding packaging	No
15	06.3	Metal packaging waste	No
16	06.4	Other mixed metal wastes	No
17	07.11—12	Glass packaging waste	No
18	07.13	Other glass waste	No
19	07.21	Paper and cardboard packaging waste	No
20	07.22—23	Other paper and cardboard waste	No
21	07.3	Rubber waste	No
22	07.41	Plastic packaging waste	No
23	07.42	Other plastic waste	No
24	07.51	Wood packaging waste	No
25	07.52—53	Other wood waste	No
26	07.6	Textile waste	No
27	08.2	End of life vehicles	No
28	08.3	Household equipment excluded vehicles	No
29, 30	08.41	Waste batteries and accumulators	Yes
31	08.42	Spent catalytic converters	No
32, 33	08 excluding above	Discarded equipment	Yes
34	09	Manure and slurry	No
35	10.1—2	Animal-, crop- and food waste	No

Substance aggregation of EWC (The codes are referring to the transposition table listed in Annex IV)			Splitting up between hazardous waste and non-hazardous waste necessary?
Number	Code	Waste type	
36	10.3	Park and garden waste	No
37	11.1	Mixed household, kitchen and public waste	No
38	11.2	Mixed materials	No
39, 40	11.3	Treatment residues	Yes
41	12 excluding 12.3	Sewage sludge and cesspit contents	No
42	12.3	Dredging spoil	No
43	13.1 excluding 13.12	Construction and demolition waste	No
44	13.12	Asbestos waste	No
45	13.2 + 13.4	Mineral waste	No
46, 47	13.3	Combustion waste	Yes
48	14	Solidified and vitrified wastes	No

Section 3

Characteristics for the waste categories

The characteristics, for which the statistics are to be compiled, are set out in the table below. Minimum requirement for the breakdown of the listed characteristics is the three-digit level. All characteristics are referring to the waste list defined in Section 2, point 3 of this Annex.

Code (First digit = Annex number)	Title
Waste received (including hazardous waste)	
1 11	Quantity of waste received from outside for incineration (including co-combustion of waste in industrial processes like cement production), composting and landfilling
1 12	Quantity of waste received from outside for recovery including recycling (excluding incineration and composting)
Total amount of waste (including hazardous waste) for handling	
1 20	Total amount of waste including waste produced and quantity of waste received from outside for recovery, composting, incineration and landfilling (excluding internal recycling loops)

Code (First digit = Annex number)	Title
1 21	Quantity of waste internally recovered
1 22	Quantity of waste internally incinerated (including co-combustion of waste)
1 23	Quantity of secondary waste (resulting from recovery or incineration)
1 24	Quantity of waste internally landfilled
1 25	Quantity of waste carried away for export, external recovery, incineration and disposal
A 1 25 1	Quantity of waste carried away by own resources for export, external recovery, incineration and disposal
A 1 25 2	Quantity of waste handed over and carried away for export, external recovery, incineration and disposal
Destination of waste (including hazardous waste) carried away	
B 1 25 1	Quantity of waste exported
B 1 25 2	Quantity of waste for external recovery (including recycling)
B 1 25 3	Quantity of waste for external incineration
B 1 25 4	Quantity of waste for external disposal

Section 4

First reference year and periodicity

1. The first reference year is the calendar year 1999.
2. Member States shall furnish the data every three years.

Section 5

Transmission of results to Eurostat

The results are to be transmitted within 18 months after the end of the reference year.

Section 6

Report on the coverage and quality of statistics

1. For each grouping of activities listed in Section 7, Member States shall indicate the percentage to which this activity is covered by data collection. The coverage can be estimated by external criteria such as employment for which data should be available for the statistical units defined in Section 7 of this Annex. If Member States want to use external criteria not related to the statistical units defined in Section 7 of this Annex they should explain the method elaborated in the quality report according to point 3 of this Section. Minimum requirement for the coverage is 90 % for each group of activities.

2. For the obligatory characteristics of the hazardous and non-hazardous waste categories listed in Section 3, Member States shall give a quality report, indicating the degree of precision for the collected data.
3. The Commission shall include the coverage and quality reports in the report provided for in Article 7 of this Regulation.

Section 7

Production of results

1. The results for the characteristics listed in Section 3, are to be compiled for the following groupings of NACE REV. 1:

Grouping of NACE REV. 1 — Activities	
Sections, Divisions, Groups and Classes of NACE REV. 1	Title
C	Mining and quarrying
DA	Manufacture of food products, beverages and tobacco
DB + DC	Manufacture of textiles, leather and leather and textile products
DD	Manufacture of wood and wood products
DE	Manufacture of pulp, paper, and paper products; publishing and printing
DF (excluded 23.3)	Manufacture of coke and refined petroleum products
DG + DH	Manufacture of chemicals, chemical products, man-made fibres, rubber and plastic products
DI + DJ	Manufacture of other non-metallic mineral products, basic metals and fabricated metal products
DK	Manufacture of machinery and equipment n. e. c.
DL	Manufacture of electrical and optical equipment
DM	Manufacture of transport equipment
DN (excluded: 37)	Manufacturing n. e. c.
37	Recycling
40 (part of E)	Electricity, gas, steam and hot water supply
41 (part of E)	Collection, purification and distribution of water
F	Construction
G + I (only oil wastes)	Wholesale and retail trade; repair of motor vehicles, motor cycles and personal and household goods; transport, storage and communication
51.57 (part of G)	Wholesale of waste and scrap

Grouping of NACE REV. 1 — Activities	
Sections, Divisions, Groups and Classes of NACE REV. 1	Title
74.81 (part of K)	Photographic activities
85.11 (part of N)	Hospital activities
90 (part of O)	Sewage and refuse disposal, sanitation and similar activities
G—Q (excluded: 51.57, 74.81, 85.11 and 90)	Other service activities

2. Statistical units are *Local Units* as defined in Council Regulation (EEC) No 696/93 of 15 March 1993 on the statistical units for the observation and analysis of the production system in the Community⁽¹⁾.

⁽¹⁾ OJ L 76, 30.3.1993, p. 1.

ANNEX II

HOUSEHOLD AND SIMILAR WASTE COLLECTION BY BUSINESSES AND THE MUNICIPAL COLLECTION SCHEME

Section 1

Coverage

1. The statistics are to be compiled for all Kind-of-Activity Units (KAUs), defined in the Regulation (EEC) No 696/93, within the coverage of the Division 90, the Class 51.57 and the Section I of NACE REV. 1. These Sections cover the activities of transport (I), wholesale of waste and scrap (51.57) and sewage and refuse disposal (90).
2. Waste collection includes mixed and sorted household, public and similar waste according to the list in the following section.
3. Waste collection includes besides traditional waste collection by municipalities or on behalf of them also waste collection by businesses.

Section 2

Waste categories

1. The waste categories for which the statistics are to be compiled are listed below. The listed waste categories have to be kept separately.
2. List of waste categories

No	EWC-code	Waste category
Mixed household, public and similar waste (collected by municipalities themselves or on behalf of them)		
1	ex 20 03 01	Mixed household and similar waste
2	ex 20 03 01	Mixed bulky household waste
3	20 03 02-03	Waste from markets and street cleansing waste
Separately collected fractions of household, public and similar waste (collected by municipalities and private business)		
4	20 02 + 20 01 08	Green park and garden waste (including organic compostable kitchen waste)
5	16 06 + 20 01 20	Batteries and accumulators
6	20 01 01	Paper and cardboard
7	15 01 01	Packaging of paper and cardboard
8	20 01 02	Glass
9	—	Glass packaging
10	20 01 03-04	Plastics

No	EWC-code	Waste category
11	15 01 02	Plastic packaging
12	20 01 05-06	Metals
13	15 01 04	Metallic packaging
14	20 01 07	Wood
15	15 01 03	Wooden packaging
16	15 01 05	Composite packaging
17	15 01 06	Mixed packaging
18	20 01 09	Oil and fat
19	20 01 10-11	Clothes and textiles
20	20 01 12-19	Chemicals and medicines
21	20 01 21-24	Discarded equipment
22	20 03 05	End of life vehicles
23	—	Others

Section 3

Characteristics

- For each waste category listed in Section 2, point 2 the characteristics, set out in the table below, have to be compiled.
- Data characteristics for household, public and similar waste collection:

Code (First digit = Annex number)	Title
Total quantity of waste collected	
2 20	Quantity of waste
Sources of waste collected	
2 21	Quantity of waste collected from small enterprises, craft and service
2 22	Quantity of waste collected from households
2 23	Quantity of waste imported
Destination of waste	
2 25	Quantity of waste given to recovery including recycling
2 26	Quantity of waste given to incineration with energy utilisation
2 27	Quantity of waste given to incineration without energy utilisation

Code (First digit = Annex number)	Title
2 28	Quantity of waste given to landfilling
2 29	Quantity of waste given to export

3. On regional level the characteristics listed in the table below have to be compiled:

Regional characteristics of waste collection	
Code (First digit = Annex number)	Title
2 00	NUTS 2-level: Population served by the municipal collection scheme (referring only to mixed household, public and similar waste)
2 10	NUTS 1-level: Quantity of waste collected of each substance listed in Section 2, point 2

Section 4

First reference year and periodicity

1. The first reference year for which statistics are to be compiled is the calendar year 1999.
2. Member States shall furnish the data every three years.

Section 5

Transmission of results to Eurostat

The results are to be transmitted within 18 months of the end of the calendar year of the reference period.

Section 6

Report on the coverage and quality of statistics

1. For the characteristic 'population served by municipal collection scheme' listed in Section 3 to be compiled for NUTS 2-level, Member States shall give a quality report, indicating the degree of precision for the collected data.
2. For the other characteristics listed in Section 3 to be compiled for NUTS 1 or national level, Member States shall indicate the estimated coverage of data collection for each waste category. Minimum requirement 90 % for each waste category.
3. For the characteristics listed in Section 3, Member States shall give a quality report, indicating the degree of precision for the collected data.
4. The Commission will include the coverage and quality reports in the report provided for in Article 7 of this Regulation.

Section 7*Production of results*

1. The results for all characteristics, except 2 00, have to be produced by a breakdown into the three NACE sections transport (I), wholesale of waste and scrap (51.57) and sewage and refuse disposal (90).
 2. Statistical units for all characteristics are the *Kind-of-Activity Units* (KAUs) as defined in Regulation (EEC) No 696/93. For the characteristics to be produced at NUTS 1 or NUTS 2 level *local-KAUs* can be used as statistical units (optional).
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ANNEX III

WASTE INCINERATION, COMPOSTING AND DISPOSAL BY BUSINESSES AND MUNICIPAL AUTHORITIES

Section 1

Coverage

The statistics are to be compiled for the whole economy.

Section 2

Waste categories

The list of waste categories for which the statistics are to be compiled is the substance-oriented aggregation of EWC as defined in Section 2, paragraph 3 of Annex I.

Section 3

Characteristics

1. The characteristics, for which the statistics are to be compiled, are set out in the table below.
2. List of characteristics for incineration, composting and disposal operations:

Code (First digit = Annex number)	No	Title
Number and capacity of treatment operations per region		
3 00	1	Number of operation facilities at NUTS 2-level
3 10	2	Capacity in tons at NUTS 2-level
Waste treated per treatment operation and geographical source		
3 20	3	Total quantities of waste received at NUTS 1-level
3 21	4	Quantities of wastes received from own country
3 22	5	Quantities of wastes received from imports from EU
3 23	6	Quantities of wastes received from imports outside EU
Output of treatment operations		
3 30	7	Gross energy production
3 31	8	Energy utilisation
3 40	9	Waste output

Section 4

First reference year and periodicity

1. The first reference year for which statistics are to be compiled is the calendar year 1999.
2. Member States shall furnish the data annually.

Section 5

Transmission of results to Eurostat

The results are to be transmitted within 12 months of the end of the calendar year of the reference period.

Section 6

Report on the coverage and quality of statistics

1. For each type of operation listed in Section 7, paragraph 2, Member States will indicate the percentage to which this activity is covered by data collection. The coverage can be estimated by external criteria such as employment or amount of waste input. Minimum requirement for the coverage is 90 % for each type of operation.
2. For the characteristics listed in Section 3, paragraph 2, Member States will give a quality report, indicating the degree of precision for the collected data.
3. The Commission will include the coverage and quality reports in the report provided for in Article 7 of this Regulation.

Section 7

Production of results

1. The results for the characteristics listed in Section 3, are to be compiled for incineration, composting and disposal operations.
2. List of incineration, composting and disposal operations; the codes are referring to the codes in the Annexes of Directive 75/442/EEC adapted by Commission Decision 96/350/EC⁽¹⁾:

Code	No	Types of incineration, composting and disposal operations (including preparatory activities)
Incineration and composting		
D10	1	Incineration on land
D11	2	Incineration at sea
R1	3	Use principally as a fuel or other means to generate energy
R3	4	Composting and other biological transformation processes (excluding other forms of recycling of organic substances)

⁽¹⁾ OJ L 135, 6.6.1996, p. 32.

Code	No	Types of incineration, composting and disposal operations (including preparatory activities)
Preparatory activities related to recovery and disposal		
	5	Sorting of municipal waste at recycling/sorting centers
D8	6	Biological treatment not specified elsewhere in this Annex which results in final compounds or mixtures which are discarded by means of any of the operations numbered D1 to D12
D9	7	Physico-chemical treatment not specified elsewhere in this Annex which results in final compounds or mixtures which are discarded by means of any of the operations numbered D1 to D12 (e. g. evaporation, drying, calcination; etc.)
D13	8	Blending or mixing prior to submission to any of the operations numbered D1 to D12
Disposal		
D1	9	Deposit into or onto land (e. g. landfill, etc.)
D2	10	Land treatment (e. g. biodegradation of liquid or sludgy discards in soils, etc.)
D3	11	Deep injection (e. g. injection of pumpable discards into wells, salt domes or naturally occurring repositories, etc.)
D4	12	Surface impoundment (e. g. placement of liquid or sludgy discards into pits, ponds or lagoons, etc.)
D5	13	Special engineered landfill (e. g. placement into lined discrete cells which are capped and isolated from one another and the environment, etc.)
D6	14	Release into a water body except seas/oceans
D7	15	Release into seas/oceans including sea-bed insertion
D12	16	Permanent storage (e. g. emplacement of containers in a mine, etc.)

3. Statistical units are the Kind-of-Activity Units (KAUs).

ANNEX IV

TRANSPOSITION TABLE-EUROPEAN WASTE CATALOGUE (EWC) — SUBSTANCE ORIENTED AGGREGATION

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
1 Chemical compounds waste	01.1 Spent solvents	01.11 Halogenated spent solvents	02.03	Wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee and tobacco preparation, processing; conserve production; tobacco processing	02.03.03 P*	Wastes from solvent extraction	
			07.01	Waste from the manufacture, formulation, supply and use (MFSU) of basic organic chemicals	07.01.03	Organic halogenated solvents, washing liquids and mother liquors	x
			07.02	Waste from the MFSU of plastics, synthetic rubber and man-made fibres	07.02.03	Organic halogenated solvents, washing liquids and mother liquors	x
			07.03	Waste from the MFSU of organic dyes and pigments (excluding 06 11 00)	07.03.03	Organic halogenated solvents, washing liquids and mother liquors	x
			07.04	Waste from the MFSU of organic pesticides (except 02 01 05)	07.04.03	Organic halogenated solvents, washing liquids and mother liquors	x
			07.05	Waste from the MFSU of pharmaceuticals	07.05.03	Organic halogenated solvents, washing liquids and mother liquors	x
			07.06	Waste from the MFSU of fats, grease, soaps, detergents, disinfectants and cosmetics	07.06.03	Organic halogenated solvents, washing liquids and mother liquors	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			07.07	Waste from the MFSU of fine chemicals and chemical products not otherwise specified	07.07.03	Organic halogenated solvents, washing liquids and mother liquors	x
			14.01	Wastes from metal degreasing and machinery maintenance	14.01.01	Chlorofluorocarbons	x
					14.01.02	Other halogenated solvents and solvent mixes	x
					14.01.04	Adequous solvent mixes containing halogens	x
			14.02	Wastes from textile cleaning and degreasing of natural products	14.02.01	Halogenated solvents and solvent mixes	x
			14.03	Wastes from the electronic industry	14.03.01	Chlorofluorocarbons	x
					14.03.02	Other halogenated solvents	x
			14.04	Wastes from coolants, foam/aerosol propellents	14.04.01	Chlorofluorocarbons	x
					14.04.02	Other halogenated solvents and solvent mixes	x
			14.05	Wastes from solvent and coolant recovery (still bottoms)	14.05.01	Chlorofluorocarbons	x
					14.05.02	Other halogenated solvents and solvent mixes	x
			20.01	Separately collected fractions	20.01.03 P*	Solvents	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		01.12 Non-halogenated spent solvents	02.03	Wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee and tobacco preparation, processing; conserve production; tobacco processing	02.03.03 P*	Wastes from solvent extraction	
			07.01	Waste from the manufacture, formulation, supply and use (MFSU) of basic organic chemicals	07.01.04	Other organic solvents, washing liquids and mother liquors	x
			07.02	Waste from the MFSU of plastics, synthetic rubber and man-made fibres	07.02.04	Other organic solvents, washing liquids and mother liquors	x
			07.03	Waste from the MFSU of organic dyes and pigments (excluding 06 11 00)	07.03.04	Other organic solvents, washing liquids and mother liquors	x
			07.04	Waste from the MFSU of organic pesticides (except 02 01 05)	07.04.04	Other organic solvents, washing liquids and mother liquors	x
			07.05	Waste from the MFSU of pharmaceuticals	07.05.04	Other organic solvents, washing liquids and mother liquors	x
			07.06	Waste from the MFSU of fats, grease, soaps, detergents, disinfectants and cosmetics	07.06.04	Other organic solvents, washing liquids and mother liquors	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC	
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x	
			07.07	Waste from the MFSU of fine chemicals and chemical products not otherwise specified	07.07.04	Other organic solvents, washing liquids and mother liquors	x	
			14.01	Wastes from metal degreasing and machinery maintenance	14.01.03	Other solvents and solvent mixes	x	
					14.01.05	Aqueous solvent mixes free of halogens	x	
			14.02	Wastes from textile cleaning and degreasing of natural products	14.02.02	Solvent mixes or organic liquids free of halogenated solvents	x	
			14.03	Wastes from the electronic industry	14.03.03	Solvents and solvent mixes free of halogenated solvents	x	
			14.04	Wastes from coolants, foam/aerosol propellents	14.04.03	Other solvents and solvent mixes	x	
			14.05	Wastes from solvent and coolant recovery (still bottoms)	14.05.03	Other solvents and solvent mixes	x	
			20.01	Separately collected fractions	20.01.13 P*	Solvents	x	
		01.13	Sludges containing halogenated solvents	04.01	Wastes from the leather industry	04.01.03 P*	Degreasing wastes containing solvents without a liquid phase	x
				14.01	Wastes from metal degreasing and machinery maintenance	14.01.06	Sludges or solid wastes containing halogenated solvents	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			14.02	Wastes from textile cleaning and degreasing of natural products	14.02.03	Sludges or solid wastes containing halogenated solvents	x
			14.03	Wastes from the electronic industry	14.03.04	Sludges or solid wastes containing halogenated solvents	x
			14.04	Wastes from coolants, foam/aerosol propellents	14.04.04	Sludges or solid wastes containing halogenated solvents	x
			14.05	Wastes from solvent and coolant recovery (still bottoms)	14.05.04	Sludges containing halogenated solvents	x
		01.14 Sludges containing non-halogenated solvents	04.01	Wastes from the leather industry	04.01.03 P*	Degreasing wastes containing solvents without a liquid phase	x
			14.01	Wastes from metal degreasing and machinery maintenance	14.01.07	Sludges or solid wastes free of halogenated solvents	x
			14.02	Wastes from textile cleaning and degreasing of natural products	14.02.04	Sludges or solid wastes containing other solvents	x
			14.03	Wastes from the electronic industry	14.03.05	Sludges or solid wastes containing other solvents	x
			14.04	Wastes from coolants, foam/aerosol propellents	14.04.05	Sludges or solid wastes containing other solvents	x
			14.05	Wastes from solvent and coolant recovery (still bottoms)	14.05.05	Sludges containing other solvents	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
	01.2 Acid, alkaline or saline wastes	01.21 Acid wastes	02.06	Wastes from the baking and confectionery industry	02.06.99	Wastes not otherwise specified	
			06.01	Waste acidic solutions	06.01.01	Sulphuric acid and sulphurous acid	x
					06.01.02	Hydrochloric acid	x
					06.01.03	Hydrofluoric acid	x
					06.01.04	Phosphoric and phosphorous acid	x
					06.01.05	Nitric acid and nitrous acid	x
					06.01.99	Waste not otherwise specified	x
			09.01	Wastes from photographic industry	09.01.04	Fixer solutions	x
					09.01.05	Bleach solutions and bleach fixer solutions	x
			10.01	Wastes from power station and other combustion plants (except 19 00 00)	10.01.09	Sulphuric acid	x
			11.01	Liquid wastes and sludges from metal treatment and coating of metals (e.g. galvanic processes, zinc coating processes, pickling processes, etching, phosphatising, alkaline degreasing)	11.01.03	Cyanide-free wastes containing chromium	x
					11.01.04	Cyanide-free wastes not containing chromium	x
					11.01.05	Acidic pickling solutions	x
					11.01.06	Acids not otherwise specified	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			16.06	Batteries and accumulators	16.06.06	Electrolyte from batteries and accumulators	x
			20.01	Separately collected fractions	20.01.14	Acids	
		01.22 Alkaline wastes	06.02	Waste alkaline solutions	06.02.01	Calcium hydroxide	x
					06.02.02	Soda	x
					06.02.03	Ammonia	x
					06.02.99	Wastes not otherwise specified	x
			09.01	Wastes from photographic industry	09.01.01	Water based developer and activator solutions	x
					09.01.02	Water based offset plate developer solutions	x
					09.01.03	Solvent based developer solutions	x
			11.01	Liquid wastes and sludges from metal treatment and coating of metals (e.g. galvanic processes, zinc coating processes, pickling processes, etching, phosphatising, alkaline degreasing)	11.01.01	Cyanidic (alkaline) wastes containing heavy metals other than chromium	x
					11.01.02	Cyanidic (alkaline) wastes which do not contain heavy metals	x
					11.01.07	Alkalines not otherwise specified	x
			11.03	Sludges and solids from tempering processes	11.03.01	Wastes containing cyanide	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			19.02	Wastes from specific physico/chemical treatments of industrial wastes (e. g. dechromatation, decyanidation, neutralisation)	19.02.01	Metal hydroxide sludges and other sludges from metal insolubilisation treatment	x
			20.01	Separately collected fractions	20.01.15	Alkalines	
		01.23 Saline solutions	01.04	Waste from further physical and chemical processing of non-metaliferous minerals	01.04.04	Waste from potash and rock salt processing	
			06.03	Waste salts and their solutions	06.03.02	Saline solutions containing sulphates, sulphites or sulphides	
					06.03.04	Saline solutions containing chlorides, fluorides and halides	
					06.03.06	Saline solutions containing phosphates and related solid salts	
					06.03.08	Saline solutions containing nitrates and related compounds	
					06.03.11	Salts and solutions containing cyanides	x
					06.03.12	Salts and solutions containing organic compounds	
			10.06	Wastes from copper thermal metallurgy	10.06.05	Waste from electrolytic refining	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		01.24 Other saline wastes	01.04	Waste from further physical and chemical processing of non-metaliferous minerals	01.04.04	Waste from potash and rock salt processing	
			01.05	Drilling muds and other drilling wastes	01.05.02	Barite-containing drilling muds and wastes	
					01.05.03	Chloride-containing drilling muds and wastes	
					01.05.99	Wastes not otherwise specified	
			05.05	Oil desulphurisation waste	05.05.01	Waste containing sulphur	
			05.07	Wastes from natural gas purification	05.07.02	Waste containing sulphur	
			06.03	Waste salts and their solutions	06.03.01	Carbonates (except 02 04 02 and 19 10 03)	
					06.03.03	Solid salts containing sulphates, sulphites or sulphides	
					06.03.05	Solid salts containing chlorides, fluorides and other halogenated solid salts	
					06.03.07	Phosphates and related solid salts	
					06.03.09	Solid salts containing nitrides (nitrometallic)	
					06.03.10	Solid salts containing ammonium	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					06.03.11	Salts and solutions containing cyanides	x
					06.03.12	Salts and solutions containing organic compounds	
					06.03.99	Wastes not otherwise specified	
			06.04	Metal-containing wastes	06.04.01	Metallic oxides	
					06.04.02	Metallic salts (except 06 03 00)	x
					06.04.03	Wastes containing arsenic	x
					06.04.04	Wastes containing mercury	x
					06.04.05	Wastes containing other heavy metals	x
					06.04.99	Wastes not otherwise specified	
			06.06	Wastes from sulphur chemical processes (production and transformation) and desulphurisation processes	06.06.01	Waste containing sulphur	
			10.03	Wastes from aluminium thermal metallurgy	10.03.08	Salt slags from secondary smelting	x
					10.03.10	Waste from treatment of salt slags and black drosses treatment	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			11.01	Liquid wastes and sludges from metal treatment and coating of metals (e.g. galvanic processes, zinc coating processes, pickling processes, etching, phosphatising, alkaline degreasing)	11.01.08	Phosphatising sludges	x
			11.02	Wastes and sludges from non-ferrous hydrometallurgical processes	11.02.01	Sludges from copper hydrometallurgy	
					11.02.02	Sludges from zinc hydrometallurgy (including jarosite, goethite)	x
			11.03	Sludges and solids from tempering processes	11.03.02	Other wastes	x
			19.08	Wastes from waste water treatment plants not otherwise specified	19.08.07	Solutions and sludges from regeneration of ion exchangers	x
					19.09.03	Solutions and sludges from regeneration of ion exchangers	
			19.09	Wastes from the preparation of drinking water or water for industrial use	19.09.06	Solutions and sludges from regeneration of ion exchangers	
	01.3 Used oils	01.31 Used motor oils	13.02	Waste engine, gear and lubricating oils	13.02.01	Chlorinated engine, gear and lubricating oils	x
					13.02.02	Non-chlorinated engine, gear, lubricating oils	x
			13.06	Oil waste not otherwise specified	13.06.01	Oil waste not otherwise specified	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		01.32 Used oils, non-halogenated	12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filling)	12.01.06	Waste machining oils containing halogens (not emulsioned)	x
					12.01.07	Waste machining oils free of halogens (not emulsioned)	x
					12.01.08	Waste machining emulsions containing halogens	x
					12.01.09	Waste machining emulsions free of halogens	x
					12.01.10	Synthetic machining oils	x
					12.01.11	Machining sludges	x
					12.01.12	Spent waxes and fats	x
			12.02	Wastes from mechanical surface treatment processes (blasting, grinding, honing, lapping, polishing)	12.02.02	Sludges from grinding, honing and lapping	
					12.02.03	Polishing sludges	
					12.02.99	Wastes not otherwise specified	
			13.01	Waste hydraulic oils and brake fluids	13.01.01	Hydraulic oils, containing PCBs or PCTs	x
					13.01.02	Other chlorinated hydraulic oils (not emulsions)	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					13.01.03	Non-chlorinated hydraulic oils (not emulsions)	x
					13.01.04	Chlorinated emulsions	x
					13.01.05	Non-chlorinated emulsions	x
					13.01.06	Hydraulic oils containing only mineral oil	x
					13.01.07	Other hydraulic oils	x
					13.01.08	Brake fluids	x
			13.03	Waste insulating and heat transmission oils and other liquids	13.03.01	Insulating or heat transmission oils and other liquids containing PCBs or PCTs	x
					13.03.02	Other chlorinated insulating and heat transmission oils and other liquids	x
					13.03.03	Non-chlorinated insulating and heat transmission oils and other liquids	x
					13.03.04	Synthetic insulating and heat transmission oils and other liquids	x
					13.03.05	Mineral insulating and heat transmission oils	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
2 Chemical and physical process wastes	02.1 Chemical reaction wastes	02.11 Tars and carbonaceous wastes	05.01	Oily sludges and solid wastes	05.01.07	Acid tars	x
					05.01.08	Other tars	x
			05.06	Waste from the pyrolytic treatment of coal	05.06.01	Acid tars	x
					05.06.02	Asphalt	
					05.06.03	Other tars	x
					05.06.99	Wastes not otherwise specified	
			05.08	Wastes from oil regeneration	05.08.02	Acid tars	x
					05.08.03	Other tars	x
			06.07	Wastes from halogen chemical processes	06.07.02	Activated carbon from chlorine production	x
			06.13	Wastes from other inorganic chemical processes	06.13.02	Spent activated carbon (except 06 07 02)	x
					06.13.03	Carbon black	
			10.03	Wastes from aluminium thermal metallurgy	10.03.01	Tars and other carbon-containing wastes from anode manufacture	x
					10.03.02	Anode scraps	
					10.03.06	Used carbon strips and fireproof materials from electrolysis	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			11.02	Wastes and sludges from non-ferrous hydrometallurgical processes	11.02.03	Wastes from the production of anodes for aqueous electrolytical processes	
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.10	Spent activated carbon from flue gas treatment	x
			19.09	Wastes from the preparation of drinking water or water for industrial use	19.09.04	Spent activated carbon	
		02.12 Still bottoms	13.04	Bilge oils	13.04.01	Bilge oils from inland navigation	x
					13.04.02	Bilge oils from jetty sewers	x
					13.04.03	Bilge oils from other navigation	x
			13.05	Oil/water separator contents	13.05.01	Oil/water separator solids	x
					13.05.02	Oil/water separator sludges	x
					13.05.03	Interceptor sludges	x
					13.05.04	Desalter sludges or emulsions	x
					13.05.05	Other emulsions	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC		
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x		
			16.07	Waste from transport and storage tank cleaning (except 05 00 00 and 12 00 00)	16.07.01	Waste from marine transport tank cleaning, containing chemicals	x		
					16.07.02	Waste from marine transport tank cleaning, containing oil	x		
					16.07.03	Waste from railway and road transport tank cleaning containing oil	x		
					16.07.04	Waste from railway and road transport tank cleaning containing chemicals	x		
					16.07.05	Waste from storage tank cleaning, containing chemicals	x		
					16.07.06	Waste from storage tank cleaning, containing oil	x		
		02.13 Wastes of chemical reactions	03.03	Wastes from pulp, paper and cardboard production and processing	03.03.02	Dregs and green liquor sludge (from black liquor treatment)			
					04.01	Wastes from the leather industry	04.01.04	Tanning liquor containing chromium	
							04.01.05	Tanning liquor free of chromium	
			07.01	Waste from the manufacture, formulation, supply and use (MFSU) of basic organic chemicals	07.01.01	Aqueous washing liquids and mother liquors	x		
					07.01.07	Halogenated still bottoms and reaction residues	x		
					07.01.08	Other still bottoms and reaction residues	x		
					07.01.99	Wastes not otherwise specified			

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			07.02	Waste from the MFSU of plastics, synthetic rubber and man-made fibres	07.02.01	Aqueous washing liquids and mother liquors	x
					07.02.07	Halogenated still bottoms and reaction residues	x
					07.02.08	Other still bottoms and reaction residues	x
					07.02.99	Wastes not otherwise specified	
			07.03	Waste from the MFSU of organic dyes and pigments (excluding 06 11 00)	07.03.01	Aqueous washing liquids and mother liquors	x
					07.03.07	Halogenated still bottoms and reaction residues	x
					07.03.08	Other still bottoms and reaction residues	x
					07.03.99	Wastes not otherwise specified	
			07.04	Waste from the MFSU of organic pesticides (except 02 01 05)	07.04.01	Aqueous washing liquids and mother liquors	x
					07.04.07	Halogenated still bottoms and reaction residues	x
					07.04.08	Other still bottoms and reaction residues	x
					07.04.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			07.05	Waste from the MFSU of pharmaceuticals	07.05.01	Aqueous washing liquids and mother liquors	x
					07.05.07	Halogenated still bottoms and reaction residues	x
					07.05.08	Other still bottoms and reaction residues	x
					07.05.99	Wastes not otherwise specified	
			07.06	Waste from the MFSU of fats, grease, soaps, detergents, disinfectants and cosmetics	07.06.01	Aqueous washing liquids and mother liquors	x
					07.06.07	Halogenated still bottoms and reaction residues	x
					07.06.08	Other still bottoms and reaction residues	x
					07.06.99	Wastes not otherwise specified	
			07.07	Waste from the MFSU of fine chemicals and chemical products not otherwise specified	07.07.01	Aqueous washing liquids and mother liquors	x
					07.07.07	Halogenated still bottoms and reaction residues	x
					07.07.08	Other still bottoms and reaction residues	x
					07.07.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			19.04	Vitrified wastes and wastes from vitrification	19.04.03	Non-vitrified solid phase	x
		02.14 Wastes of physical separation operations	07.01	Waste from the manufacture, formulation, supply and use (MFSU) of basic organic chemicals	07.01.09	Halogenated filter cakes, spent absorbents	x
					07.01.10	Other filter cakes, spent absorbents	x
			07.02	Waste from the MFSU of plastics, synthetic rubber and man-made fibres	07.02.09	Halogenated filter cakes, spent absorbents	x
					07.02.10	Other filter cakes, spent absorbents	x
			07.03	Waste from the MFSU of organic dyes and pigments (excluding 06 11 00)	07.03.09	Halogenated filter cakes, spent absorbents	x
					07.03.10	Other filter cakes, spent absorbents	x
			07.04	Waste from the MFSU of organic pesticides (except 02 01 05)	07.04.09	Halogenated filter cakes, spent absorbents	x
					07.04.10	Other filter cakes, spent absorbents	x
			07.05	Waste from the MFSU of pharmaceuticals	07.05.09	Halogenated filter cakes, spent absorbents	x
					07.05.10	Other filter cakes, spent absorbents	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			07.06	Waste from the MFSU of fats, grease, soaps, detergents, disinfectants and cosmetics	07.06.09	Halogenated filter cakes, spent absorbents	x
					07.06.10	Other filter cakes, spent absorbents	x
			07.07	Waste from the MFSU of fine chemicals and chemical products not otherwise specified	07.07.09	Halogenated filter cakes, spent absorbents	x
					07.07.10	Other filter cakes, spent absorbents	x
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.05	Filter cake from gas treatment	x
	02.2 Sludges from chemical processes	02.21 Sludges from the treatment of industrial effluents	03.03	Wastes from pulp, paper and cardboard production and processing	03.03.05	De-inking sludges from paper recycling	
			04.01	Wastes from the leather industry	04.01.06	Sludges containing chromium	
					04.01.07	Sludges free of chromium	
			04.02	Wastes from textile industry	04.02.99	Wastes not otherwise specified	
			05.01	Oily sludges and solid wastes	05.01.01	Sludges from on-site effluent treatment	
			06.05	Sludges from on-site effluent treatment	06.05.01	Sludges from on-site effluent treatment	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			07.01	Waste from the manufacture, formulation, supply and use (MFSU) of basic organic chemicals	07.01.02	Sludges from on-site effluent treatment	
			07.02	Waste from the MFSU of plastics, synthetic rubber and man-made fibres	07.02.02	Sludges from on-site effluent treatment	
			07.03	Waste from the MFSU of organic dyes and pigments (excluding 06 11 00)	07.03.02	Sludges from on-site effluent treatment	
			07.04	Waste from the MFSU of organic pesticides (except 02 01 05)	07.04.02	Sludges from on-site effluent treatment	
			07.05	Waste from the MFSU of pharmaceuticals	07.05.02	Sludges from on-site effluent treatment	
			07.06	Waste from the MFSU of fats, grease, soaps, detergents, disinfectants and cosmetics	07.06.02	Sludges from on-site effluent treatment	
			07.07	Waste from the MFSU of fine chemicals and chemical products not otherwise specified	07.07.02	Sludges from on-site effluent treatment	
			11.02	Wastes and sludges from non-ferrous hydrometallurgical processes	11.02.04	Sludges not otherwise specified	
			19.07	Landfill leachate	19.07.01	Landfill leachate	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			19.08	Wastes from waste water treatment plants not otherwise specified	19.08.04 P*	Sludges from the treatment of industrial waste water	
		02.22 Sludges containing hydrocarbons	01.05	Drilling muds and other drilling wastes	01.05.01	Oil-containing drilling muds and wastes	
			05.01	Oily sludges and solid wastes	05.01.02	Desalter sludges	
					05.01.03	Tank bottom sludges	x
					05.01.04	Acid alkyl sludges	x
					05.01.06	Sludges from plant, equipment and maintenance operations	
					05.01.99	Wastes not otherwise specified	
			05.04	Spent filter clays	05.04.01	Spent filter clays	x
			05.05	Oil desulphurisation waste	05.05.99	Wastes not otherwise specified	
			05.07	Wastes from natural gas purification	05.07.99	Wastes not otherwise specified	
			05.08	Wastes from oil regeneration	05.08.01	Spent filter clays	x
					05.08.04	Aqueous liquid waste from oil regeneration	x
					05.08.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC			
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x			
			12.03	Wastes from water and steam degreasing processes (except 11 00 00)	12.03.01	Aqueous washing liquids	x			
			12.03.02		Steam degreasing wastes	x				
			19.08	Wastes from waste water treatment plants not otherwise specified	19.08.03	Grease and oil mixture from oil/waste water separation	x			
	02.3	Contaminated soils	02.30	Contaminated soils	05.01	Oily sludges and solid wastes	05.01.05	Oil spills	x	
	3	Chemical preparation waste	03.1	Off-specification chemicals	03.11	Agrochemical products wastes	02.01	Primary production waste	02.01.05	Agrochemical wastes
06.13							Wastes from other inorganic chemical processes	06.13.01	Inorganic pesticides, biocides and wood preserving agents	x
20.01							Separately collected fractions	20.01.19	Pesticides	x
03.12			Unused medicines	18.01	Waste from natal care, diagnosis, treatment or prevention of disease in humans	18.01.05	Discarded chemicals and medicines			
				20.01	Separately collected fractions	20.01.18	Medicines			
03.13			Paints, varnishes, inks and adhesives	03.01	Wastes from wood processing and the production of panels and furniture	03.01.99	Wastes not otherwise specified			
				03.02	Wood preservation waste	03.02.01	Non-halogenated organic wood preservatives	x		
03.02.02			Organochlorinated wood preservatives			x				

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					03.02.03	Organometallic wood preservatives	x
					03.02.04	Inorganic wood preservatives	x
			04.02	Wastes from textile industry	04.02.13	Dye stuffs and pigments	
			08.01	Wastes from MFSU of paint and varnish	08.01.01	Waste paints and varnish containing halogenated solvents	x
					08.01.02	Waste paints and varnish free of halogenated solvents	x
					08.01.03	Waste from water-based paints and varnishes	
					08.01.04	Powder paints	
					08.01.05	Hardened paints and varnishes	
					08.01.06	Sludges from paint or varnish removal containing halogenated solvents	x
					08.01.07	Sludges from paint or varnish removal free of halogenated solvents	x
					08.01.08	Aqueous sludges containing paint or varnish	
					08.01.09	Waste from paint or varnish removal (except 08 01 05 and 08 01 06)	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					08.01.10	Aqueous suspensions containing paint or varnish	
					08.01.99	Wastes not otherwise specified	
			08.02	Wastes from MFSU of other coating (including ceramic materials)	08.02.01	Waste coating powders	
					08.02.03	Aqueous suspensions containing ceramic materials	
					08.02.99	Wastes not otherwise specified	
			08.03	Waste from MFSU of printing inks	08.03.01	Waste ink containing halogenated solvents	x
					08.03.02	Waste ink free of halogenated solvents	x
					08.03.03	Waste from water-based ink	
					08.03.04	Dried ink	
					08.03.05	Ink sludges containing halogenated solvents	x
					08.03.06	Ink sludges free of halogenated solvents	x
					08.03.07	Aqueous sludges containing ink	
					08.03.08	Aqueous liquid waste containing ink	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					08.03.09 P	Waste printing toner (including cartridges)	
					08.03.99	Wastes not otherwise specified	
			08.04	Wastes from MFSU of adhesives and sealants (including waterproofing products)	08.04.01	Waste adhesives and sealants containing halogenated solvents	x
					08.04.02	Waste adhesives and sealants free of halogenated solvents	x
					08.04.03	Wastes from water-based adhesives and sealants	
					08.04.04	Hardened adhesives and sealants	
					08.04.05	Adhesives and sealants sludges containing halogenated solvents	x
					08.04.06	Adhesives and sealants sludges free of halogenated solvents	x
					08.04.07	Aqueous sludges containing adhesives and sealants	
					08.04.08	Aqueous liquid wastes containing adhesives and sealants	
					08.04.99	Wastes not otherwise specified	
			20.01	Separately collected fractions	20.01.12	Paint, inks, adhesives and resins	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		03.14 Other chemical preparation wastes	02.02	Wastes from the preparation and processing of meat, fish and other foods of animal origin	02.02.99 P*	Wastes not otherwise specified	
			02.03	Wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee and tobacco preparation, processing; conserve production; tobacco processing	02.03.02	Wastes from preserving agents	
			02.05	Wastes from the dairy products industry	02.05.99 P*	Wastes not otherwise specified	
			02.06	Wastes from the baking and confectionery industry	02.06.02	Wastes from preserving agents	
			02.07	Wastes from the production of alcoholic and non-alcoholic beverages (excluding coffee, tea and cocoa)	02.07.03	Waste from chemical treatment	
			03.03	Wastes from pulp, paper and cardboard production and processing	03.03.03	Bleaching sludges from hypochlorite and chlorine processes	
					03.03.04	Bleaching sludges from other bleaching processes	
			05.07	Wastes from natural gas purification	05.07.01	Sludges containing mercury	x
			06.06	Wastes from sulphur chemical processes (production and transformation) and desulphurisation processes	06.06.99	Wastes not otherwise specified	
			06.07	Wastes from halogen chemical processes	06.07.99 P*	Wastes not otherwise specified	
			06.08	Wastes from production of silicon and silicon derivatives	06.08.01	Wastes from production of silicon and silicon derivatives	
			06.09	Wastes from phosphorus chemical processes	06.09.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			06.10	Wastes from nitrogen chemical processes and fertiliser manufacture	06.10.01	Waste from nitrogen chemical processes and fertiliser manufacture	
			06.11	Wastes from the manufacturing of inorganic pigments and opacifiers	06.11.99	Wastes not otherwise specified	
			06.13	Wastes from other inorganic chemical processes	06.13.99	Wastes not otherwise specified	
			09.01	Wastes from photographic industry	09.01.07	Photographic film and paper containing silver or silver compounds	
					09.01.08	Photographic film and paper free of silver or silver compounds	
			13.01	Waste hydraulic oils and brake fluids	13.01.08	Brake fluids	x
			16.05	Chemicals and gases in containers	16.05.01	Industrial gases in high pressure cylinders, LPG containers and industrial aerosol containers (including halons)	
			18.02	Waste from research, diagnosis, treatment or prevention of disease involving animals	18.02.04	Discarded chemicals	x
			19.08	Wastes from waste water treatment plants not otherwise specified	19.08.06	Saturated or spent ion exchange resins	x
			19.09	Wastes from the preparation of drinking water or water for industrial use	19.09.05	Saturated or spent ion exchange resins	
			20.01	Separately collected fractions	20.01.16	Detergents	
					20.01.17	Photo chemicals	x
					20.01.22	Aerosols	

Substance aggregation				EWC				Hazardous according to Decision 94/904/EC		
1-level	2-level		3-level	4-digit		6-digit		Hazardous: = x		
	03.2	Unused explosive	03.21	Waste explosives and pyrotechnical products	16.04	Waste explosives	16.04.02	Fire-works waste	x	
							16.04.03	Other waste explosives	x	
			03.22	Waste ammunition	16.04	Waste explosives	16.04.01	Waste ammunition	x	
	03.3	Mixed chemical wastes	03.31	Small quantities of mixed chemical wastes	16.05	Chemicals and gases in containers	16.05.02	Other waste containing inorganic chemicals (e.g. lab. chemicals not otherwise specified, fire extinguishing powders)		
							16.05.03	Other waste containing organic chemicals (e.g. lab. chemicals not otherwise specified)		
			03.32	Other chemical wastes, mixed from treatment	19.02	Wastes from specific physico/chemical treatments of industrial wastes (e.g. dechromatation, decyanidation, neutralisation)	19.02.02	Premixed wastes for final disposal		
5	Infectious waste	05.1	Human health care wastes	05.10	Human health care wastes	18.01	Waste from natal care, diagnosis, treatment or prevention of disease in humans	18.01.02	Body parts and organs including blood bags and blood preserves	
								18.01.03 P*	Other wastes whose collection and disposal is subject to special requirements in view of the prevention of infection	x
								18.01.01	Sharps	
	05.2	Infectious animals	05.20	Infectious animals	18.02	Waste from research, diagnosis, treatment or prevention of disease involving animals	18.02.02	Other wastes whose collection and disposal is subject to special requirements in view of the prevention of infection	x	
	05.3	Genetic engineering wastes	05.30	Genetic engineering wastes	18.01	Waste from natal care, diagnosis, treatment or prevention of disease in humans	18.01.03 P*	Other wastes whose collection and disposal is subject to special requirements in view of the prevention of infection	x	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
6 Metal waste	06.1 Ferrous metal scrap excluded packaging	06.11 Cuttings of ferrous metal	10.09	Wastes from casting of ferrous pieces	10.09.99	Wastes not otherwise specified	
			10.12	Wastes from manufacture of ceramic goods, bricks, tiles and constructions products	10.12.06	Discarded moulds	
			17.04	Metals (including their alloys)	17.04.05	Iron and steel	
			20.01	Separately collected fractions	20.01.06 P*	Other metals	
		06.12 Turnings and filings of ferrous metal	12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.01	Ferrous metal filings and turnings	
					12.01.02 P*	Other ferrous metals particles	
		06.13 Ferrous metals resulting from magnetic sorting of waste	16.01	End of life vehicles	16.01.05 P*	Light fraction from automobile shredding	
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.02 P*	Ferrous materials removed from bottom ash	
	06.2 Non-ferrous metal scrap excluded packaging	06.21 Waste precious metals n. q. e.	09.01	Wastes from photographic industry	09.01.06	Waste containing silver from on-site treatment of photographic waste	x
		06.22 Aluminium waste excluded packaging	10.10	Wastes from casting of non-ferrous pieces	10.10.99	Wastes not otherwise specified	
			12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.03 P*	Non-ferrous metal filings and turnings	
					12.01.04 P*	Other non-ferrous metal particules	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			17.04	Metals (including their alloys)	17.04.02	Aluminium	
					17.04.08 P*	Cables	
		06.23 Waste copper	10.10	Wastes from casting of non-ferrous pieces	10.10.99	Wastes not otherwise specified	
			12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.03 P*	Non-ferrous metal filings and turnings	
					12.01.04 P*	Other non-ferrous metal particules	
			17.04	Metals (including their alloys)	17.04.01	Copper, bronze, brass	
					17.04.08 P*	Cables	
		06.24 Waste lead	10.10	Wastes from casting of non-ferrous pieces	10.10.99	Wastes not otherwise specified	
			12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.03 P*	Non-ferrous metal filings and turnings	
					12.01.04 P*	Other non-ferrous metal particules	
			17.04	Metals (including their alloys)	17.04.03	Lead	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		06.25 Waste of other metals	10.10	Wastes from casting of non-ferrous pieces	10.10.99	Wastes not otherwise specified	
			12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.03 P*	Non-ferrous metal filings and turnings	
					12.01.04 P*	Other non-ferrous metal particules	
			15.01	Packaging	15.01.04 P*	Metallic	
			17.04	Metals (including their alloys)	17.04.04	Zinc	
					17.04.06	Tin	
			20.01	Separately collected fractions	20.01.06 P*	Other metals	
	06.3 Metal packaging waste	06.31 Waste ferrous metal packaging	15.01	Packaging	15.01.04 P*	Metallic	
			20.01	Separately collected fractions	20.01.05 P*	Small metals (cans etc.)	
		06.32 Waste aluminium packaging	10.10	Wastes from casting of non-ferrous pieces	10.10.99	Wastes not otherwise specified	
			12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.03 P*	Non-ferrous metal filings and turnings	
					12.01.04 P*	Other non-ferrous metal particules	
			20.01	Separately collected fractions	20.01.05 P*	Small metals (cans etc.)	
					20.01.06 P*	Other metals	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		06.33 Mixed metal packaging materials	15.01	Packaging	15.01.06	Mixed	
	06.4 Other mixed metal wastes	06.41 Other mixed metal wastes	17.04	Metals (including their alloys)	17.04.07	Mixed metals	
7 Non-metallic waste	07.01 Glass waste	07.11 Glass packaging, sorted by colour	20.01	Separately collected fractions	20.01.02 P*	Glass	
		07.12 Mixed glass packaging	20.01	Separately collected fractions	20.01.02 P*	Glass	
		07.13 Other glass waste	10.11	Wastes from manufacture of glass and glass products	10.11.02	Waste glass	
			17.02	Wood, glass and plastic	17.02.02	Glass	
			20.01	Separately collected fractions	20.01.02 P*	Glass	
		07.2 Paper and paperboard waste	15.01	Packaging	15.01.01	Paper and cardboard	
			20.01	Separately collected fractions	20.01.01 P*	Paper and cardboard	
		07.22 Waste newspaper and magazines	20.01	Separately collected fractions	20.01.01 P*	Paper and cardboard	
		07.23 Other paper and paperboard waste	03.03	Wastes from pulp, paper and cardboard production and processing	03.03.06	Fibre and paper sludge	
					03.03.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			15.02	Absorbents, filter materials, wiping cloths and protective clothing	15.02.01 P*	Absorbents, filter materials, wiping cloths, protective clothing	
			20.01	Separately collected fractions	20.01.01 P*	Paper and cardboard	
	07.3 Rubber waste	07.31 Used tyres	16.01	End of life vehicles	16.01.03	Used tyres	
		07.32 Other rubber waste					
	07.4 Plastic waste	07.41 Plastic packaging waste	15.01	Packaging	15.01.02	Plastic	
			02.01	Primary production waste	02.01.04	Waste plastics (excluding packaging)	
		07.42 Other plastic waste	12.01	Wastes from shaping (including forging, welding, pressing, drawing, turning, cutting and filing)	12.01.05	Plastics particles	
			16.02	Discarded equipment and shredder residues	16.02.07	Waste from the plastic convertor industry	
			17.02	Wood, glass and plastic	17.02.03	Plastic	
			20.01	Separately collected fractions	20.01.03	Small plastics	
					20.01.04	Other plastics	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
	07.5 Wood waste	07.51 Wood packaging waste	15.01	Packaging	15.01.03	Wooden	
		07.52 Saw dust and shavings	03.01	Wastes from wood processing and the production of panels and furniture	03.01.02	Saw dust	
					03.01.03	Shavings, cuttings, spoiled timber/particle board/veneer	
		07.53 Other wood waste	03.01	Wastes from wood processing and the production of panels and furniture	03.01.01	Waste bark and cork	
			03.03	Wastes from pulp, paper and cardboard production and processing	03.03.01	Bark	
			17.02	Wood, glass and plastic	17.02.01	Wood	
			20.01	Separately collected fractions	20.01.07	Wood	
	07.6 Textile waste	07.61 Textile packaging materials	20.01	Separately collected fractions	20.01.11 P*	Textiles	
		07.62 Worn clothing	20.01	Separately collected fractions	20.01.10	Clothes	
		07.63 Miscellaneous textile wastes	04.02	Wastes from textile industry	04.02.01	Wastes from unprocessed textile fibres and other natural fibrous substances mainly of vegetable origin	
					04.02.02	Wastes from unprocessed textile fibres mainly of animal origin	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					04.02.03	Wastes from unprocessed textile fibres mainly artificial or synthetic	
					04.02.04	Wastes from unprocessed mixed textile fibres before spinning and weaving	
					04.02.05	Wastes from processed textile fibres mainly of vegetable origin	
					04.02.06	Wastes from processed textile fibres mainly of animal origin	
					04.02.07	Wastes from processed textile fibres mainly of artificiall or synthetic origin	
					04.02.08	Wastes from processed mixed textile fibres	
					04.02.09	Wastes from composite materials (impregnated textile, elastomer, plastomer)	
					04.02.11	Halogenated wastes from dressing and finishing	x
					04.02.12	Non-halogenated wastes from dressing and finishing	
			15.02	Absorbents, filter materials, wiping cloths and protective clothing	15.02.01 P*	Absorbents, filter materials, wiping cloth, protective clothing	
			20.01	Separately collected fractions	20.01.11 P*	Textiles	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		07.64 Leather waste	04.01	Wastes from the leather industry	04.01.08	Waste tanned leather (blue sheetings, shavings, cuttings, buffing dust) containing chromium	
					04.01.09	Wastes from dressing and finishing	
					04.01.99	Wastes not otherwise specified	
8 Discarded equipment	08.1 Machines and equipment used in industry and commerce	08.11 Machines and equipment used in industry and commerce excluded electronic equipment	16.02	Discarded equipment and shredder residues	16.02.01	Transformers and capacitors containing PCB or PCTs	x
					16.02.03 P*	Equipment containing chlorofluorocarbons	
					16.02.04 P*	Discarded equipment containing free asbestos	
					16.02.05 P*	Other discarded equipment	
		08.12 Data-processing equipment	16.02	Discarded equipment and shredder residues	16.02.02 P*	Other discarded electronic equipment (e. g. printed circuit boards)	
			20.01	Separately collected fractions	20.01.24 P*	Electronic equipment (e. g. printed circuit boards)	
		08.13 Other electronic equipment	09.01	Wastes from photographic industry	09.01.09	Single use cameras with batteries	
					09.01.10	Single use cameras without batteries	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			16.02	Discarded equipment and shredder residues	16.02.02 P*	Other discarded electronic equipment (e. g. printed circuit boards)	
			20.01	Separately collected fractions	20.01.24 P*	Electronic equipment (e. g. printed circuit boards)	
	08.2 End of life vehicles	08.21 Private vehicles	16.01	End of life vehicles	16.01.04 P*	Discarded vehicles	
			20.03	Other municipal waste	20.03.05 P*	End of life vehicles	
		08.22 Industrial vehicles	16.01	End of life vehicles	16.01.04 P*	Discarded vehicles	
	08.3 Household equipment excluded vehicles	08.31 Electrical and gas household appliances	20.03	Other municipal waste			
		08.32 Other bulky household equipment	16.02	Discarded equipment and shredder residues	16.02.03 P*	Equipment containing chlorofluorocarbons	
					16.02.04 P*	Discarded equipment containing free asbestos	
					16.02.05 P*	Other discarded equipment	
	08.4 Discarded components of machines and equipment	08.41 Waste batteries and accumulators	16.01	End of life vehicles	16.01.99 P*	Wastes not otherwise specified	
			16.06	Batteries and accumulators	16.06.01	Lead batteries	x
					16.06.02	Ni-Cd batteries	x
					16.06.03	Mercury dry cells	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
					16.06.04	Alkaline batteries	
					16.06.05	Other batteries and accumulators	
			20.01	Separately collected fractions	20.01.20	Batteries	
		08.42 Spent catalytic converters	05.03	Spent catalysts	05.03.01	Spent catalysts containing precious metals	
					05.03.02	Other spent catalysts	
			06.12	Wastes from production, use and regeneration of catalysts	06.12.01	Spent catalysts containing precious metals	
					06.12.02	Other spent catalysts	
			07.01	Waste from the manufacture, formulation, supply and use (MFSU) of basic organic chemicals	07.01.05	Spent catalysts containing precious metals	
					07.01.06	Other spent catalysts	
			07.02	Waste from the MFSU of plastics, synthetic rubber and man-made fibres	07.02.05	Spent catalysts containing precious metals	
					07.02.06	Other spent catalysts	
			07.03	Waste from the MFSU of organic dyes and pigments (excluding 06 11 00)	07.03.05	Spent catalysts containing precious metals	
					07.03.06	Other spent catalysts	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			07.04	Waste from the MFSU of organic pesticides (except 02 01 05)	07.04.05	Spent catalysts containing precious metals	
					07.04.06	Other spent catalysts	
			07.05	Waste from the MFSU of pharmaceuticals	07.05.05	Spent catalysts containing precious metals	
					07.05.06	Other spent catalysts	
			07.06	Waste from the MFSU of fats, grease, soaps, detergents, disinfectants and cosmetics	07.06.05	Spent catalysts containing precious metals	
					07.06.06	Other spent catalysts	
			07.07	Waste from the MFSU of fine chemicals and chemical products not otherwise specified	07.07.05	Spent catalysts containing precious metals	
					07.07.06	Other spent catalysts	
			10.01	Wastes from power station and other combustion plants (except 19 00 00)	10.01.10	Spent catalysts (e. g. from removal of NO _x)	
			16.01	End of life vehicles	16.01.01	Catalysts removed from vehicles containing precious metals	
					16.01.02	Other catalysts removed from vehicles	
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.09	Spent catalysts (e. g. from NO _x removal)	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		08.43 Other components of machines and equipment	08.03	Waste from MFSU of printing inks	08.03.09 P*	Waste printing toner (including cartridges)	
			16.01	End of life vehicles	16.01.99 P*	Wastes not otherwise specified	
			16.02	Discarded equipment and shredder residues	16.02.02 P*	Other discarded electronic equipment (e. g. printed circuit boards)	
			17.04	Metals (including their alloys)	17.04.08 P*	Cables	
			20.01	Separately collected fractions	20.01.21	Fluorescent tubes and other mercury containing waste	x
					20.01.23	Equipment containing chlorofluorocarbons	
					20.01.24	Electronic equipment (e. g. printed circuit boards)	
9 Manure and slurry	09.0 Manure and slurry	09.00 Manure and slurry	02.01	Primary production waste	02.01.06	Animal feces, urine and manure (including spoiled straw), effluent, collected separately and treated off-site	
10 Animal and vegetable wastes	10.1 Wastes from the processing of animal or vegetable products	10.11 Wastes from the processing of animal products	02.01	Primary production waste	02.01.02	Animal tissue waste	
			02.02	Wastes from the preparation and processing of meat, fish and other foods of animal origin	02.02.01	Sludges from washing and cleaning	
					02.02.02	Animal tissue waste	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			04.01	Wastes from the leather industry	04.01.01	Fleshings and lime split waste	
					04.01.02	Liming waste	
			04.02	Wastes from textile industry	04.02.10 P*	Organic matter from natural products (e. g. grease, wax)	
		10.12 Wastes from the processing of vegetable products	02.01	Primary production waste	02.01.01	Sludges from washing and cleaning	
					02.01.03	Plant tissue waste	
					02.01.99 P*	Wastes not otherwise specified	
			02.03	Wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee and tobacco preparation, processing; conserve production; tobacco processing	02.03.01	Sludges from washing, cleaning, peeling, centrifuging and separation	
					02.03.03 P	Wastes from solvent extraction	
					02.03.04	Materials unsuitable for consumption or processing	
					02.03.99	Wastes not otherwise specified	
			02.04	Wastes from sugar processing	02.04.99	Wastes not otherwise specified	
					02.04.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			02.07	Wastes from the production of alcoholic and non-alcoholic beverages (excluding coffee, tea and cocoa)	02.07.01	Wastes from washing, cleaning and mechanical reduction of the raw material	
					02.07.02 P*	Wastes from spirits distillation	
					02.07.05	Sludges from on-site effluent treatment	
			04.02	Wastes from textile industry	04.02.10 P*	Organic matter from natural products (e. g. grease, wax)	
	10.2 Waste food products	10.20 Waste food products	02.01	Primary production waste	02.01.99 P*	Wastes not otherwise specified	
			02.02	Wastes from the preparation and processing of meat, fish and other foods of animal origin	02.02.03	Materials unsuitable for consumption or processing	
					02.02.99 P*	Wastes not otherwise specified	
			02.05	Wastes from the dairy products industry	02.05.01	Materials unsuitable for consumption or processing	
					02.05.99 P	Wastes not otherwise specified	
			02.06	Wastes from the baking and confectionery industry	02.06.01	Materials unsuitable for consumption or processing	
			02.07	Wastes from the production of alcoholic and non-alcoholic beverages (excluding coffee, tea and cocoa)	02.07.04	Materials unsuitable for consumption or processing	

Substance aggregation				EWC				Hazardous according to Decision 94/904/EC		
1-level	2-level	3-level		4-digit		6-digit		Hazardous: = x		
				20.01	Separately collected fractions	20.01.08	Organic compostable kitchen waste (including frying oil and kitchen waste from canteens and restaurants)			
						20.01.09	Oil and fat			
	10.3	Park and garden waste	10.31	Waste of parks and gardens	20.02	Garden and park waste (including cementery waste)	20.02.01	Compostable wastes		
			10.32	Tree pruning waste	02.01	Primary production waste	02.01.07	Waste from forestry exploitation		
11	Mixed ordinary wastes	11.1	Mixed household, kitchen and public waste	11.11	Mixed household and similar wastes	20.03	Other municipal waste	20.03.01	Mixed municipal waste	
				20.03	Other municipal waste	20.03.02	Waste from markets			
						20.03.03	Street cleaning residues			
	11.2	Mixed materials	11.21	Mixed non-metallic packing	15.01	Packaging	15.01.06	Mixed		
										11.22
			18.01	Waste from natal care, diagnosis, treatment or prevention of disease in humans	18.01.04 P*	Wastes whose collection and disposal is not subject to special requirements in view of the prevention of infection (e. g. dressings, plaster casts, linen, disposable clothing, diapers)				

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
	11.3 Treatment residues	11.31 Vehicle shredder waste	18.02	Waste from research, diagnosis, treatment or prevention of disease involving animals	18.02.03	Wastes whose collection and disposal is not subject to special requirements in view of the prevention of infection	
			16.01	End of life vehicles	16.01.05 P*	Light fraction from automobile shredding	
		11.32 Other treatment waste	03.03	Wastes from pulp, paper and cardboard production and processing	03.03.07	Rejects from paper and cardboard recycling	
			16.02	Discarded equipment and shredder residues	16.02.08	Shredder residues	
			19.05	Wastes from aerobic treatment of solid wastes	19.05.01	Non-composted fraction of municipal and similar wastes	
					19.05.02	Non-composted fraction of animal and vegetable wastes	
					19.05.03	Off specification compost	
					19.05.99	Wastes not otherwise specified	
		12.11 Sludges from treatment of public sewerage water	19.08	Wastes from waste water treatment plants not otherwise specified	19.08.05	Sludges from treatment of urban waste water	
			02.02	Wastes from the preparation and processing of meat, fish and other foods of animal origin	02.02.04	Sludges from on-site effluent treatment	
12 Common sludges	12.1 Waste water treatment sludges	12.12 Sludges from treatment of other waste water					

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			02.03	Wastes from fruit, vegetables, cereals, edible oils, cocoa, coffee and tobacco preparation, processing; conserve production; tobacco processing	02.03.05	Sludges from on-site effluent treatment	
			02.04	Wastes from sugar processing	02.04.03	Sludges from on-site effluent treatment	
			02.05	Wastes from the dairy products industry	02.05.02	Sludges from on-site effluent treatment	
			02.06	Wastes from the baking and confectionery industry	02.06.03	Sludges from on-site effluent treatment	
			05.02	Non-oily sludges and solid wastes	05.02.02	Waste from cooling columns	
					05.02.99	Wastes not otherwise specified	
			05.06	Waste from the pyrolytic treatment of coal	05.06.04	Waste from cooling columns	
			19.06	Wastes from anaerobic treatment of wastes	19.06.01	Anaerobic treatment sludges of municipal and similar wastes	
					19.06.02	Anaerobic treatment sludges of animal and vegetal wastes	
					19.06.99	Wastes not otherwise specified	
			19.08	Wastes from waste water treatment plants not otherwise specified	19.08.04 P*	Sludges from the treatment of industrial waste water	
					19.08.99 P*	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
	12.2 Sludges from purification of drinking water	12.20 Sludges from purification of drinking water	05.02	Non-oily sludges and solid wastes	05.02.01	Boiler feedwater sludges	
			19.09	Wastes from the preparation of drinking water or water for industrial use	19.09.02	Sludges from water clarification	
					19.09.99	Wastes not otherwise specified	
	12.3 Dredging spoils	12.30 Dredging spoils	17.05	Soil and dredging spoil	17.05.02	Dredging spoil	
	12.4 Cesspit contents	12.40 Cesspit contents	20.03	Other municipal waste	20.03.04	Septic tank sludge	
13 Mineral wastes	13.1 Construction and demolition waste n. q. e.	13.11 Waste concrete and bricks	10.12	Wastes from manufacture of ceramic goods, bricks, tiles and constructions products	10.12.99	Wastes not otherwise specified	
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.03	Wastes from other cement-based composite materials	
					10.13.99	Wastes not otherwise specified	
			17.01	Concrete, bricks, tiles, ceramics, and gypsum based materials	17.01.01	Concrete	
					17.01.02	Bricks	
					17.01.04	Gypsum based construction materials	
			17.07	Mixed construction and demolition waste	17.07.01	Mixed construction and demolition waste	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
		13.12 Asbestos waste	06.07	Wastes from halogen chemical processes	06.07.01	Wastes containing asbestos from electrolysis	x
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.02	Wastes from asbestos-cement manufacture	
			16.02	Discarded equipment and shredder residues	16.02.04 P*	Discarded equipments containing free asbestos	
					16.02.06	Wastes from the asbestos processing industry	
			17.01	Concrete, bricks, tiles, ceramics, and gypsum based materials	17.01.05	Asbestos based construction materials	
			17.06	Insulation materials	17.06.01	Insulation materials containing asbestos	x
		13.13 Waste tarry road surfacing material	17.03	Asphalt, tar and tarred products	17.03.01	Asphalt containing tar	
					17.03.02	Asphalt (not containing tar)	
					17.03.03	Tar and tar products	
		13.14 Mixed construction waste	17.06	Insulation materials	17.06.02	Other insulation materials	
	13.2 Waste of naturally occurring minerals	13.21 Gravel and sand wastes	01.01	Waste from mineral excavation	01.01.01	Waste from mineral metaliferous excavation	
					01.01.02	Waste from mineral non-metaliferous excavation	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			01.02	Waste from mineral dressing	01.02.01	Waste from the dressing of metalliferous minerals	
					01.02.02	Waste from the dressing of non-metalliferous minerals	
			01.03	Waste from further physical and chemical processing of metalliferous minerals	01.03.01	Tailings	
					01.03.02	Dusty and powdery waste	
					01.03.99	Wastes not otherwise specified	
			01.04	Waste from further physical and chemical processing of non-metalliferous minerals	01.04.01	Waste gravel and crushed rocks	
					01.04.02	Waste sand and clays	
					01.04.03	Dusty and powdery waste	
					01.04.05	Waste from washing and cleaning of minerals	
					01.04.06	Waste from stone cutting and sawing	
					01.04.99	Wastes not otherwise specified	
			02.04	Wastes from sugar processing	02.04.01	Soil from cleaning and washing beet	
			10.11	Wastes from manufacture of glass and glass products	10.11.01	Waste preparation mixture before thermal processing	
			10.12	Wastes from manufacture of ceramic goods, bricks, tiles and constructions products	10.12.01	Waste preparation mixture before thermal processing	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.01	Waste preparation mixture before thermal processing	
			17.05	Soil and dredging spoil	17.05.01	Soil and stones	
			19.09	Wastes from the preparation of drinking water or water for industrial use	19.09.01	Solid wastes from primary filtration and screening	
			20.02	Garden and park waste (including cemetery waste)	20.02.02	Soil and stones	
					20.02.03	Other non-compostable wastes	
		13.22 Mineral sludges	01.03	Waste from further physical and chemical processing of metalliferous minerals	01.03.03	Red mud from alumina production	
			01.05	Drilling muds and other drilling wastes	01.05.04	Fresh-water drilling muds and wastes	
			08.02	Wastes from MFSU of other coating (including ceramic materials)	08.02.02	Aqueous sludges containing ceramic materials	
			10.01	Wastes from power station and other combustion plants (except 19 00 00)	10.01.11	Aqueous sludges from boiler cleansing	
			10.02	Wastes from the iron and steel industry	10.02.05	Other sludges	
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			19.08	Wastes from waste water treatment plants not otherwise specified	19.08.02	Wastes from desanding	
	13.3 Combustion wastes	13.31 Residues of industrial flue gas scrubbing	10.01	Wastes from power station and other combustion plants (except 19 00 00)	10.01.05	Calcium based reaction wastes from flue gas desulphurisation in solid form	
					10.01.06	Other solid wastes from gas treatment	
					10.01.07	Calcium based reaction wastes from flue gas desulphurisation in sludge form	
					10.01.08	Other sludges from gas treatment	
			10.02	Wastes from the iron and steel industry	10.02.03	Solid wastes from gas treatment	
					10.02.04	Sludges from gas treatment	
			10.03	Wastes from aluminium thermal metallurgy	10.03.11	Flue gas dust	
					10.03.13	Solid waste from gas treatment	
					10.03.14	Sludges from gas treatment	
			10.04	Wastes from lead thermal metallurgy	10.04.04	Flue gas dust	x
					10.04.06	Solid waste from gas treatment	x
					10.04.07	Sludges from gas treatment	x

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.05	Wastes from zinc thermal metallurgy	10.05.03	Flue gas dust	x
					10.05.05	Solid waste from gas treatment	x
					10.05.06	Sludges from gas treatment	x
			10.06	Wastes from copper thermal metallurgy	10.06.03	Flue gas dust	x
					10.06.06	Solid waste from gas treatment	x
					10.06.07	Sludges from gas treatment	x
			10.07	Wastes from silver, gold and platinum thermal metallurgy	10.07.03	Solid waste from gas treatment	
					10.07.05	Sludges from gas treatment	
			10.08	Wastes from other non-ferrous thermal metallurgy	10.08.03	Flue gas dust	
					10.08.05	Solid waste from gas treatment	
					10.08.06	Sludges from gas treatment	
			10.11	Wastes from manufacture of glass and glass products	10.11.04	Flue gas dust	
					10.11.06	Solid waste from gas treatment	
					10.11.07	Sludges from gas treatment	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.12	Wastes from manufacture of ceramic goods, bricks, tiles and constructions products	10.12.02	Flue gas dust	
					10.12.05	Sludges from gas treatment	
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.05	Solid waste from gas treatment	
					10.13.07	Sludges from gas treatment	
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.06	Aqueous liquid waste from gas treatment and other aqueous liquid wastes	x
					19.01.07	Solid waste from gas treatment	x
			19.04	Vitrified wastes and wastes from vitrification	19.04.02	Fly ash and other flue gas treatment wastes	x
		13.32 Slags and ashes from combustion processes	06.09	Wastes from phosphorus chemical processes	06.09.02	Phosphorous slag	
			10.01	Wastes from power station and other combustion plants (except 19 00 00)	10.01.01	Bottom ash	
					10.01.02	Coal fly ash	
					10.01.03	Peat fly ash	
					10.01.04	Oil fly ash	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.03	Wastes from aluminium thermal metallurgy	10.03.03	Skimmings	x
					10.03.04	Primary smelting slags/white drosses	x
					10.03.09	Black drosses from secondary smelting	
					10.03.12	Other particulates and dust (including ball mill dust)	
					10.03.99	Wastes not otherwise specified	
			10.04	Wastes from lead thermal metallurgy	10.04.01	Slags (first and second smelting)	x
					10.04.02	Dross and skimmings (first and second smelting)	x
					10.04.03	Calcium arsenate	x
					10.04.05	Other particulates and dust	x
			10.05	Wastes from zinc thermal metallurgy	10.05.01	Slags (first and second smelting)	x
					10.05.02	Dross and skimmings (first and second smelting)	x
					10.05.04	Other particulates and dust	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.06	Wastes from copper thermal metallurgy	10.06.01	Slags (first and second smelting)	
					10.06.02	Dross and skimmings (first and second smelting)	
					10.06.04	Other particulates and dust	
			10.07	Wastes from silver, gold and platinum thermal metallurgy	10.07.01	Slags (first and second smelting)	
					10.07.02	Dross and skimmings (first and second smelting)	
					10.07.04	Other particulates and dust	
			10.08	Wastes from other non-ferrous thermal metallurgy	10.08.01	Slags (first and second smelting)	
					10.08.02	Dross and skimmings (first and second smelting)	
					10.08.04	Other particulates and dust	
			10.09	Wastes from casting of ferrous pieces	10.09.04	Furnace dust	
			10.10	Wastes from casting of non-ferrous pieces	10.10.04	Furnace dust	
			10.11	Wastes from manufacture of glass and glass products	10.11.05	Other particulates and dust	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.12	Wastes from manufacture of ceramic goods, bricks, tiles and constructions products	10.12.03	Other particulates and dust	
					10.12.04	Solid waste from gas treatment	
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.06	Other particulates and dust	
			19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.01	Bottom ash and slag	
					19.01.03	Fly ash	x
					19.01.04	Boiler dust	x
					19.01.08	Pyrolysis wastes	
		13.33 Iron-rich slags and ashes	19.01	Wastes from incineration or pyrolysis of municipal and similar commercial, industrial and institutional wastes	19.01.02 P	Ferrous materials removed from bottom ash	
	13.4 Various mineral wastes	13.41 Wastes of artificial minerals	02.01	Primary production waste	02.01.99 P	Wastes not otherwise specified	
			02.04	Wastes from sugar processing	02.04.02	Off specification calcium carbonate	
			02.07	Wastes from the production of alcoholic and non-alcoholic beverages (excluding coffee, tea and cocoa)	02.07.02 P	Wastes from spirits distillation	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			06.09	Wastes from phosphorus chemical processes	06.09.01	Phosphogypsum	
			06.11	Wastes from the manufacturing of inorganic pigments and opacifiers	06.11.01	Gypsum from titanium dioxide production	
			10.02	Wastes from the iron and steel industry	10.02.01	Waste from the processing of slag	
					10.02.02	Unprocessed slag	
					10.02.99	Wastes not otherwise specified	
			10.03	Wastes from aluminium thermal metallurgy	10.03.05	Alumina dust	
			10.04	Wastes from lead thermal metallurgy	10.04.99	Wastes not otherwise specified	
			10.05	Wastes from zinc thermal metallurgy	10.05.99	Wastes not otherwise specified	
			10.06	Wastes from copper thermal metallurgy	10.06.99	Wastes not otherwise specified	
			10.09	Wastes from casting of ferrous pieces	10.09.03	Furnace slag	
			10.10	Wastes from casting of non-ferrous pieces	10.10.03	Furnace slag	
			10.11	Wastes from manufacture of glass and glass products	10.11.03	Waste glass-based fibrous materials	
					10.11.99	Wastes not otherwise specified	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.04	Waste from calcination and hydration of lime	
			17.01	Concrete, bricks, tiles, ceramics, and gypsum based materials	17.01.03	Tiles and ceramics	
		13.42 Wastes refractory materials	10.01	Wastes from power station and other combustion plants (except 19 00 00)	10.01.12	Spent linings and refractories	
			10.02	Wastes from the iron and steel industry	10.02.06	Spent linings and refractories	
			10.03	Wastes from aluminium thermal metallurgy	10.03.07	Spent pot linings	x
			10.04	Wastes from lead thermal metallurgy	10.04.08	Spent linings and refractories	
			10.05	Wastes from zinc thermal metallurgy	10.05.07	Spent linings and refractories	
			10.06	Wastes from copper thermal metallurgy	10.06.08	Spent linings and refractories	
			10.07	Wastes from silver, gold and platinum thermal metallurgy	10.07.06	Spent linings and refractories	
			10.08	Wastes from other non-ferrous thermal metallurgy	10.08.07	Spent linings and refractories	

Substance aggregation			EWC				Hazardous according to Decision 94/904/EC						
1-level	2-level	3-level	4-digit		6-digit		Hazardous: = x						
			10.09	Wastes from casting of ferrous pieces	10.09.01	Casting cores and moulds containing organic binders which have not undergone pouring							
					10.09.02	Casting cores and moulds containing organic binders which have undergone pouring							
					10.09.99	Wastes not otherwise specified							
			10.10	Wastes from casting of non-ferrous pieces	10.10.01	Casting cores and moulds containing organic binders which have not undergone pouring							
					10.10.02	Casting cores and moulds containing organic binders which have undergone pouring							
			10.11	Wastes from manufacture of glass and glass products	10.11.08	Spent linings and refractories							
			10.12	Wastes from manufacture of ceramic goods, bricks, tiles and constructions products	10.12.07	Spent linings and refractories							
			10.13	Wastes from manufacture of cement, lime and plaster and articles and products made from them	10.13.08	Spent linings and refractories							
			14	Solidified and vitrified wastes	14.1	Solidified wastes	14.10	Solidified wastes	19.03	Stabilised/solidified wastes	19.03.01	Wastes stabilised/solidified with hydraulic binders	
											19.03.02	Wastes stabilised/solidified with organic binders	
											19.03.03	Wastes stabilised by biological treatment	
			14.2	Vitrified wastes	14.20	Vitrified wastes	19.04	Vitrified wastes and wastes from vitrification	19.04.01	Vitrified wastes			

Proposal for a Council Regulation (EC) on measures to promote the conservation and sustainable management of tropical forests and other forests in developing countries

(1999/C 87/03)

COM(1999) 41 final — 99/0015 (SYN)

(Submitted by the Commission on 3 February 1999)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Articles 130s and 130w thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the Economic and Social Committee,

Acting in accordance with the procedure laid down in Article 189c of the Treaty,

- (1) Whereas forests have a variety of functions and values for mankind and can contribute to the achievement of Community development and environment objectives such as poverty reduction, sustainable economic and social development and protection of the environment;
- (2) Whereas, in numerous resolutions, the European Parliament has expressed its concern over the destruction of forests and the consequences for forest peoples;
- (3) Whereas, in reply to the request by the European Parliament in its Resolution on the European Union's forestry strategy⁽¹⁾ the Commission has adopted, in ..., Communication '...' setting out a strategy for Community action on the promotion of the conservation and sustainable management of forests in developing countries;
- (4) Whereas the objectives of this strategy are to be pursued in the context of the broader Community aim to promote the conservation and sustainable use of forests, in whatever geographical area or climate zone they may be situated;

(5) Whereas the Community and its Member States are signatories to the Rio Declaration and the Agenda 21 action programme and are committed to the Ungass resolution 'Programme for the further implementation of Agenda 21';

(6) Whereas the Community and its Member States are members of the World Trade Organisation and parties to Multi-lateral Environment Agreements, notably the Convention on Biological Diversity, the Framework Convention on Climate Change and the Convention to Combat Desertification; whereas they are thus committed to take into account the common but differentiated responsibilities of developed parties and developing parties on these subjects;

(7) Whereas, in its 1997 Special Session, the United Nations General Assembly has endorsed the proposals for action formulated in the framework of the Intergovernmental Panel on Forests (IPF); whereas the Community and its Member States are fully committed to the implementation of these proposals;

(8) Whereas Council Regulation (EC) No 3062/95 of 20 December 1995 on operations to promote tropical forests⁽²⁾ set out the framework of Community assistance in this area; whereas Regulation (EC) No 3062/95 was applicable until 31 December 1999; whereas the experience acquired during the implementation of Regulation (EC) No 3062/95 should be reflected in this regulation;

(9) Whereas, in its Resolution of 30 November 1998, the Council acknowledges the role that forest peoples play in managing the environment, in particular with regard to the conservation and sustainable use of forests in developing countries;

(10) Whereas existing financial instruments available to the Community for supporting the conservation and sustainable development of forests could usefully be supplemented;

⁽¹⁾ OJ C 55, 24.2.1997, p. 22.

⁽²⁾ OJ L 327, 30.12.1995, p. 9.

- (11) Whereas provision should be made for funding the operations referred to in this Regulation;
- (12) Whereas rules for implementation, in particular the form of action, recipients of aid and decision-making procedures, should be laid down,
- HAS ADOPTED THIS REGULATION:
4. 'Sustainable development' means the improvement of the standard of living and welfare of the relevant populations within the limits of the capacity of the ecosystems by maintaining natural assets and their biological diversity for the benefit of present and future generations.
5. 'Forest peoples' means the indigenous peoples who inhabit the forest or claim it as their home and any people who live in or near the forest and have traditionally been directly and to a large extent dependent on the forest.

Article 1

The Community shall provide financial assistance and technical expertise to promote the conservation and sustainable management of tropical forests and other forests in developing countries so as to meet the economic, social and environmental demands placed on forests at local, national and global levels.

This financial assistance and technical expertise shall complement and reinforce the assistance provided through other instruments of development cooperation.

Article 2

For the purposes of this Regulation:

1. 'Tropical forests and other forests in developing countries' means the natural and semi-natural forest ecosystems, whether primary or secondary, whether closed or open forests, in both dry and humid areas. The areas concerned are those found within the territories of African, Caribbean and Pacific countries, the Mediterranean countries and the countries of Latin America and Asia.
2. 'Conservation' means all operations to preserve and rehabilitate forests, in particular operations designed to protect or restore the biological diversity and ecological functions of the forest ecosystem, while securing as far as possible their current and future value for mankind and in particular for forest peoples.
3. 'Sustainable forest management' means the management and use of forests and wooded lands in a way, and at a rate, that maintains their biological diversity, productivity, regeneration capacity, vitality and their potential to fulfil, now and in the future, relevant ecological, economic and social functions, at local, national, and global levels, without causing any damage to other ecosystems.

Article 3

Activities to be carried out pursuant to this Regulation shall aim at:

- raising the status of forests in national policies and integrating forest policies in development planning;
- promoting the production and use of wood and non-wood forest products from sustainably managed resources;
- contributing to the adequate valuation of forest resources and services.

Article 4

1. In the provision of financial assistance and technical expertise aimed at attaining the objectives set out in Article 3, the Community shall give special consideration to the promotion of:
 - a) development of appropriate national and international forest policy frameworks based on realistic valuation of forests, including land use planning, equitable trade in sustainably produced forest products, legal and fiscal measures, institution building, support to the private sector and taking into account other sectoral policies which impact on forests and the interests and customary rights of forest peoples;
 - b) conservation of forests which are recognised as being of high ecological value as well as restoration of degraded forest areas, which are considered to be of importance due to their local and global impacts such as the protection of hydrographic basins, the prevention of soil erosion, climate change and the preservation of biological diversity;

- c) sustainable forest management and utilisation to provide economic, social and environmental benefits and including *inter alia* forest certification and environmentally sound harvesting of both wood and non-wood forest products and natural and assisted forest regeneration;
- d) economic viability of sustainable forest management through more efficient utilisation of forest products and technical improvements of downstream activities related to the forest sector such as small and medium scale processing and marketing of wood and non-wood forest products, the sustainable use of wood as energy source and the development of alternatives to agricultural practices based on forest clearing;
- e) knowledge and information generation and management concerning forest services and products, in order to provide a sound scientific basis for realising the priorities listed under a) to d).

2. Priorities shall be determined in accordance with:

- the needs of each country as reflected in regional and national development and environment policies relating to forests, considering National Forest Plans, and
- Community cooperation objectives as established in jointly agreed country strategy papers.

3. Particular attention shall be given to:

- encouraging private entrepreneurship in the forest products processing and marketing chain, in the context of agreed policies for private sector development and taking into account existing social systems and community-based economic activities;
- encouraging the direct participation of developing country public and private organisations, ensuring appropriate scale of interventions and adaption of administrative procedures to locally manageable level;
- participation of forest peoples in operations carried out pursuant to this Regulation;
- sustainability of any proposed activity, social, economic as well as environmental.

4. Operations carried out pursuant to this Regulation shall be preceded by environmental and social impact assessments, as well as analysis of financial and economic feasibility. These operations shall also be preceded by provision of relevant information to forest peoples and be conditional on their support.

Operations carried out will be evaluated using specific quantitative and qualitative indicators set in the reference conditions.

5. Operations carried out pursuant to this Regulation shall be coordinated with, and may provide support for, national and international programmes and operations on the conservation and sustainable management of forests, in particular the proposals for action formulated in the context of the IPF/IFF process.

6. When appropriate, operations shall be carried out within the framework of regional organisations and international programmes of cooperation and shall form part of a global policy on the conservation and sustainable management of forests.

7. Operations carried out pursuant to this Regulation shall concentrate on pilot projects in the field, innovative programmes, studies and research, the results of which will enable the EC to develop, adjust and implement its forest sector cooperation policies.

Article 5

Aid recipients and cooperation partners shall include not only States and regions but also international organisations, decentralised departments, regional bodies, public agencies, traditional and local communities, private operators and industries, including cooperatives and NGOs and associations representing local people.

Article 6

1. Community financing may cover studies, technical assistance, education, training or other services, supplies and works, small grant funds as well as appraisals, audits and evaluation and monitoring missions. It may cover technical and administrative assistance costs, to the benefit of the Commission and the beneficiary, related to operations other than the permanent tasks of the public administration, linked to the identification, preparation, management, monitoring, auditing and control of programmes or projects.

Community financing may cover both investment, linked to a specific programme or project, with the exception of the purchase of real estate, and, recurring expenditure (including administrative, maintenance and operation expenditure).

However, with the exception of training, education and research programmes, operating costs may normally be covered only during the start-up phase and on a gradually decreasing basis.

2. A contribution shall be sought from the beneficiaries defined in Article 5. Their contribution shall depend on their means and the nature of the operation concerned.

3. Opportunities may be sought for cofinancing with other donors, especially with Member States and the international organisations concerned. In this respect, a coordination with the measures taken by other donors shall be sought.

4. The necessary measures shall be taken to emphasise the Community character of the aid provided pursuant to this Regulation.

5. In order to attain the objectives of consistency and complementarity laid down in the Treaty and with the aim of guaranteeing optimum efficiency for the totality of these operations, the Commission may take all coordination measures necessary, including in particular:

- a) the establishment of a system for the systematic exchange and analysis of information on operations financed or being considered for financing by the Community and the Member States;
- b) on-the-spot coordination of these operations by means of regular meetings and exchanges of information between the representatives of the Commission and Member States in the beneficiary countries.

6. In order to obtain the greatest possible impact at global, national and local levels, the Commission, in liaison with the Member States, may take any initiative necessary for ensuring proper coordination and close collaboration, especially regarding the exchange of information, with the beneficiary countries, donors and international organisations, funds and programmes involved, in particular those forming part of the United Nations system.

Article 7

Financial support pursuant to this Regulation shall take the form of grants.

Article 8

1. The Commission shall be responsible for appraising, deciding on and administering operations covered by this Regulation according to the budgetary and other procedures in force, and in particular those laid down in the Financial Regulation applicable to the general budget of the European Communities.

2. Decisions relating to grants of more than EURO 2 million for individual operations financed pursuant to this Regulation shall be adopted under the procedure laid down in Article 9.

3. The Commission shall be authorised to approve, without seeking the opinion of the Committee referred to in Article 9, any extra commitments needed for covering any expected or real cost overruns in connection with the operations, provided that the overrun or additional requirement is less than or equal to 20% of the initial commitment fixed by the financing decision.

4. All financing agreements or contracts concluded pursuant to this Regulation shall provide for the Commission and the Court of Auditors to conduct on-the-spot checks in accordance with the usual procedures laid down by the Commission under the rules in force, in particular those of the Financial Regulation applicable to the general budget of the European Communities.

5. Where operations are the subject of financing agreements between the Community and the recipient country, such agreements shall stipulate that the payment of taxes, duties or any other charges is not to be covered by the Community.

6. Participation in invitations to tender and the award of contracts shall be open on equal terms to all natural and legal persons of the Member States and of the recipient country. It may be extended to other developing countries and, in exceptional cases which are fully justified, to other third countries.

7. Supplies shall originate in the Member States, the recipient country or other developing countries. In exceptional cases, where circumstances warrant, supplies may originate in other countries.

8. Particular attention will be given to:
- the pursuit of cost-effectiveness and sustainable impact in project design,
 - the clear definition and monitoring of objectives and indicators of achievement for all projects.

Article 9

1. The Commission shall be assisted by the geographically determined Committee competent for development.

2. The representative of the Commission shall submit to the Committee a draft of the measures to be taken. The Committee shall deliver its opinion on the draft within a time limit which the Chairman may lay down according to the urgency of the matter, if necessary by taking a vote.

The opinion shall be recorded in the minutes; in addition each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall take the utmost account of the opinion delivered by the Committee. It shall inform the Committee of the manner in which its opinion has been taken into account.

Article 10

An exchange of views shall take place once a year on the basis of a presentation by the representative of the Commission of the general guidelines for the operations to be carried out in the year ahead, in the framework of a joint meeting of the Committees referred to in Article 9.

Article 11

1. After each budget year, the Commission shall submit an annual report to the European Parliament and the Council, summarising the operations financed

in the course of that year and evaluating the implementation of this Regulation over that period.

The summary shall in particular provide information about the nature and quantity of the projects financed and about those with whom contracts have been concluded. The report shall also indicate the number of external assessments carried out, if any, regarding specific activities.

2. The Commission shall regularly assess operations financed by the Community with a view to establishing whether the objectives aimed at by those operations have been achieved and to providing guidelines for improving the effectiveness or future operations. The Commission shall submit to the Committee referred to in Article 9a summary of the assessment made which may, if appropriate, be examined by the Committee. The assessment reports shall be available to any Member States requesting them.

3. The Commission shall inform the Member States, at the latest one month after its decision of the operations and projects that have been approved, stating their cost and nature, the recipient country and partners.

4. The financing guide specifying the guidelines and criteria applicable to the selection of projects shall be published and communicated to the interested parties by the Commission services, including Commission delegations in beneficiary countries.

Article 12

1. This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Communities*.

2. Four years after the entry into force of this Regulation the Commission shall submit to the European Parliament and to the Council an overall assessment of the operations financed by the Community under this Regulation, together with suggestions concerning the future of this Regulation.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Amended proposal for a Council Decision adopting the third phase of the trans-European scheme for higher education Tempus III (2000—2006) ⁽¹⁾

(1999/C 87/04)

(Text with EEA relevance)

COM(1999) 52 *final* — 98/0246 (CNS)

(Presented by the Commission pursuant to Article 189 a (2) of the EC-Treaty on 3 February 1999)

⁽¹⁾ OJ L 270, 29.8.1998, p. 9.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 235 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Having regard to the opinion of the Economic and Social Committee,

Having regard to the opinion of the Committee of the Regions,

New recital preceding recital 1

Whereas the European Council meeting in Strasbourg on 8 and 9 December 1989 called on the Council to adopt, on the basis of a proposal from the Commission, measures aimed at enabling the Central and Eastern European countries to take part in programmes in the areas of education and/or training similar to the existing Community programmes;

- (1) Whereas the Council on 18 December 1989 adopted Regulation (EEC) No 3906/89 on economic aid to the Republic of Hungary and the Polish People's Republic⁽²⁾, which provides for aid to support the process of economic and social reform in Central and Eastern European countries in areas including training, and on 25 June 1996 adopted Regulation (EC, Euratom) No 1279/96 concerning the provision of assistance to economic reform and recovery in the new independent states of the former Soviet Union and Mongolia⁽³⁾,
- (2) Whereas on 29 April 1993 the Council adopted the second phase of the trans-European

⁽²⁾ OJ L 375, 23.12.1989, p. 11. Regulation amended most recently by Regulation (EEC) No 753/96 (OJ L 103, 26.4.1996, p. 5).

⁽³⁾ OJ L 165, 4.7.1996, p. 1.

ORIGINAL PROPOSAL

cooperation scheme for higher education (Tempus II) for a period of four years from 1 July 1994⁽¹⁾ and thereafter amended its decision on 21 November 1996 to extend to six years the duration of this programme (1994-2000) (96/663/EC)⁽²⁾;

- (3) Whereas the countries of Central and Eastern Europe, the new independent states of the former Soviet Union and Mongolia, which are beneficiaries of the PHARE and TACIS programmes, consider training and, in particular, higher education to be one of the key areas for the process of economic and social reform;

- (4) Whereas the recent establishment of Tempus in the non-associated countries of Central and Eastern Europe, in the new independent states of the former Soviet Union and in Mongolia, whose needs are greater and whose areas are more extensive, fully warrants the continuation of the measures undertaken;

- (5) Whereas Tempus can make an effective contribution to the reform of higher education systems required to improve occupational skills adapted to the necessary economic reforms and whereas there is no other instrument for achieving this objective;

AMENDED PROPOSAL

Recital 3 a (new)

Whereas cooperation on higher education strengthens and deepens the whole fabric of relations existing between the peoples of Europe, brings out common cultural values, allows fruitful exchanges of views to take place and facilitates multinational activities in the scientific, cultural, artistic, socio-economic and commercial spheres;

Recital 5

- (5) Whereas Tempus can make an effective contribution to the structural development of higher education required to improve occupational skills adapted to economic reform and whereas there is no other instrument for achieving this objective;

Recital 5 a (new)

Whereas Tempus can also make an effective contribution, via universities and university staff,

⁽¹⁾ OJ L 112, 6.5.1993, p. 34.

⁽²⁾ OJ L 306, 28.11.1996, p. 36.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

- (6) Whereas Tempus can contribute to the restoration of cooperation, interrupted by recent events, between neighbouring regions of the Community and whereas this cooperation is a factor of peace and stability in Europe;

to the development of public administration and education structures in the Central and Eastern European countries, the new independent states and Mongolia;

Recital 7

- (7) Whereas the associated countries in the pre-accession phase which have taken part in Tempus I and Tempus II could now make a useful contribution alongside the Member States in assisting the partner countries who came into the programme at a much later stage to restructure their higher education systems;
- (8) Whereas Article 11 introduced by Council Decision (96/663/EC) stipulates that the Commission must carry out an evaluation of the implementation of the Tempus programme and submit no later than 30 April 1998 a proposal for the extension or the adjustment of the programme for the period commencing on 1 July 2000;

- (7) Whereas the associated countries in the pre-accession phase which have taken part in Tempus I and Tempus II could now, thanks to the experience they have acquired, make a useful contribution alongside the Member States in assisting the partner countries who came into the programme at a much later stage to restructure their higher education systems;

Recital 9

- (9) Whereas the competent authorities in the countries of Central and Eastern Europe, the new independent states of the former Soviet Union and Mongolia, the users of the programme, the structures responsible for organising it in the eligible countries and in the European Community, and the experts and qualified representatives reflecting the views of the university world in Europe, share the findings of the evaluation report attesting to the capacity of Tempus to make an effective contribution in the eligible countries to the diversification of educational opportunities and to cooperation between universities, thereby paving the way for the development of scientific, cultural and cooperation;

- (9) Whereas the competent authorities in the countries of Central and Eastern Europe, the new independent states of the former Soviet Union and Mongolia, the users of the programme, the structures responsible for organising it in the eligible countries and in the European Community, and the experts and qualified representatives reflecting the views of the university world in Europe, share the findings of the evaluation report attesting to the capacity of Tempus to make an effective contribution in the eligible countries to the diversification of educational opportunities and to cooperation between universities, thereby paving the way for the development of scientific, cultural and economic and social cooperation;

ORIGINAL PROPOSAL

AMENDED PROPOSAL

Recital 9 a (new)

Whereas the possibility should be provided of carrying out joint activities between the Tempus III programme and other Community programmes or actions with an educational and/or training-related dimension, thus stimulating synergies and increasing the added value of each of the Community actions;

- (10) Whereas the Treaty does not provide, for the action concerned, powers other than those of Article 235, and the conditions for the use of that Article have been satisfied;

HAS DECIDED AS FOLLOWS:

*Article 1***Duration of Tempus III**

The third phase of the trans-European cooperation scheme for university studies (hereinafter referred to as 'Tempus III') is hereby adopted for a period of six years as from 1 July 2000.

*Article 2***Eligible countries**

Tempus III concerns the non-associated countries of Central and Eastern Europe eligible for economic aid by virtue of Regulation (EEC) No 3906/89 (PHARE programme)⁽¹⁾, and the new independent states of the former Soviet Union and Mongolia mentioned in Regulation (EC, Euratom) No 1279/96 (TACIS programme), subject to these assistance programmes being prolonged for the period referred to. These countries are hereinafter referred to as 'eligible countries'.

On the basis of an evaluation of the specific situation of each country the Commission, in accordance with the procedures set out in the abovementioned regulations, shall determine in agreement with the eligible countries concerned whether they should participate in Tempus III, and the nature and the conditions of their participation in the national planning of Community assistance for social and economic reform.

⁽¹⁾ At present Albania, Bosnia-Herzegovina and the former Yugoslav Republic of Macedonia.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

*Article 3***Definitions**

For the purposes of Tempus III:

- (a) 'university' means any type of post-secondary teaching and training establishment which, in higher education and training, award higher level qualifications or diplomas, offers higher level qualifications or diplomas, whatever such establishments may be called in the Member States;
- (b) 'industry' and 'company' cover all types of economic activity, irrespective of legal status, local authorities and public law bodies, autonomous business organisations, chambers of commerce and industry and/or their equivalents, professional associations, employers' and workers' organisations, and the training bodies of the institutions and organisations mentioned above.

Each Member State or eligible country may determine what types of establishment referred to in point (a) can participate in Tempus III.

*Article 4***Aims**

The aims of Tempus III are to promote, in line with the guidelines and general objectives of the PHARE and TACIS programmes for economic and social reform, the development of the higher education systems in the eligible countries through the most balanced cooperation possible with the partners of all the Member States of the Community.

These actions are open to the associated countries of Central and Eastern Europe so that what has been achieved through Tempus can be shared with the neighbouring countries and in order to develop regional cross-border cooperation.

More specifically, Tempus III is intended to help the higher education systems in the eligible countries to address:

Article 4(3)

More specifically, Tempus III is intended to facilitate the adaption of higher education to the new socio-economic and cultural needs of the eligible countries by addressing:

ORIGINAL PROPOSAL

AMENDED PROPOSAL

- (a) issues relating to the development and reshaping of teaching syllabuses in the priority areas;
- (b) reform of higher education structures and establishments and their management;
- (c) the development of training opening on to qualifications, with a view to making good the shortage of high level skills needed for the period of economic reform, particularly by improving and increasing links with industry.

The Commission will, when pursuing the objectives of Tempus III, endeavour to adhere to the Community's general policy on equal opportunities for men and women. The same will apply for disadvantaged groups such as those suffering from handicaps.

The Commission will, when pursuing the objectives of Tempus III, endeavour to adhere to the Community's general policy on equal opportunities for men and women. The Commission will also endeavour to ensure that no group of citizens is excluded or disadvantaged for any reason whatsoever.

*Article 5***Dialogue with the eligible countries**

In agreement with the competent authorities in each country, the Commission will define the detailed priorities and objectives for the role of Tempus III in the national strategy for economic and social reform, on the basis of the programme's objectives and the provisions set out in the Annex, and in conformity in particular with:

- (a) (i) the general objectives of the PHARE programme;
- (ii) the general objectives of the TACIS programme, with particular reference to its sectoral aspects;
- (b) the policy of each eligible country on economic, social and educational reforms;
- (c) the need to strike an appropriate balance between the priority areas selected and the resources allocated to Tempus III.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

*Article 6***Committee**

(1) The Commission shall implement the Tempus III programme in accordance with the provision set out in the Annex, with the detailed guidelines to be adopted every year as a function of the objectives and priorities defined in Agreement with the competent authorities in each eligible country, as described in Article 5.

(2) The Commission shall be assisted in the implementation of this task by an advisory committee comprising a representative of each Member State and chaired by the representative of the Commission.

(3) The Commission representative shall submit to the Committee drafts for measures relating to:

- (a) the general guidelines governing Tempus III;
- (b) the selection procedures and the general guidelines for the Community's financial contribution (amounts, duration and beneficiaries);
- (c) matters concerning the general balance of Tempus III, including the breakdown across the various actions;
- (d) the detailed priorities and objectives to be defined with the competent authorities in each eligible country;
- (e) the arrangements for monitoring and evaluating Tempus.

(4) The Committee shall deliver its opinion on these draft measures within a time limit which the Chairman may lay down according to the urgency of the matter, if necessary by taking a vote.

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

(5) The Commission shall take the utmost account of the opinion delivered by the Committee. It shall inform the Committee of the manner in which its opinion has been taken into account.

*Article 7***Cooperation with the competent institutions**

(1) The Commission shall cooperate with the institutions of each of the eligible countries designated and set up to coordinate the relations and structures needed to implement Tempus III, including the allocation of funds earmarked by the eligible countries themselves.

(2) In addition, for the implementation of Tempus III, the Commission shall cooperate closely with the competent national institutions designated by the Member States. It shall take due account whenever possible of bilateral measures taken in this context by the Member States.

*Article 8***Links with other Community actions**

In line with the procedure set out in Article 6(3) of this Decision and, if applicable, the procedure defined in Article 9 of Regulation (EEC) No 3906/89 and in Article 8 of Regulation No 1279/96, the Commission shall ensure consistency and, complementarity between Tempus III and other Community actions undertaken both in the Community and as part of assistance provided to eligible countries, particularly with regard to the activities of the European Training Foundation.

*Article 9***Coordination with action taken in non-Community countries**

(1) The Commission shall organise appropriate coordination with actions undertaken by countries not

Article 8

In line with the procedure set out in Article 6(3) of this Decision and, if applicable, the procedure defined in Article 9 of Regulation (EEC) No 3906/89 and in Article 8 of Regulation No 1279/96, within the limits established by the annual budgetary decisions, the Commission shall ensure consistency and, if necessary, complementarity between Tempus III and other Community actions undertaken both in the Community and as part of assistance provided to eligible countries, particularly with regard to the activities of the European Training Foundation.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

members of the Community⁽¹⁾ or by universities and the business sector in this country in the same field as Tempus III, including, where applicable, participation in Tempus III projects.

(2) This participation may take a variety of forms, including one or more of the following:

- participation in Tempus III projects on an co-financing basis;
- using the opportunities available under Tempus III to redirect exchange actions receiving bilateral funding;
- coordination between Tempus III and national initiatives which have the same aims but which are funded and managed separately;
- mutual exchange of information on all relevant initiatives in this field.

*Article 10***Annual report**

An annual report on the operation of Tempus III shall be forwarded by the Commission to the European Parliament, the Council, the Economic and Social Committee and the Committee of the Regions. This report shall be forwarded to the eligible countries for information.

*Article 11***Monitoring and evaluation — reports**

In accordance with the procedure described in Article 6(3), the Commission shall see to the arrangements for regular monitoring and external

⁽¹⁾ These countries are the members of the Group of 24, other than the Member States of the Community, the Republic of Cyprus and Malta, and the associated countries of Central and Eastern Europe, and participation relates to projects with the non-associated countries of Central and Eastern Europe eligible under the PHARE programme.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

evaluation of experience gained with Tempus III, taking due account of the specific objectives in Article 4 and the national objectives defined in accordance with Article 5.

It shall submit by 30 April 2004 an interim report on the findings of the evaluation, together with any proposals for extending or adjusting Tempus for the period commencing on 1 July 2006.

The Commission shall submit a final report no later than 30 June 2009.

ANNEX

Joint European projects

- (1) The European Community will provide support for Joint European Projects.

The JEPs will associate at least one university in an eligible country, one university from a Member State and a partner establishment (university or company) in another Member State.

- (2) Support for JEPs can be provided for activities according to the specific needs of the establishments concerned and in line with the priorities established, including:
- (i) joint teaching and training actions, particularly with a view to creating new courses, developing and restructuring existing teaching programmes, boosting university capacity to provide continuing and refreshing training, setting up short intensive courses, and developing distance teaching systems;
 - (ii) measures for the reform and development of higher education and its capacity, particularly by restructuring the management of higher education establishments and systems, by modernising existing infrastructures, by acquiring the equipment needed to implement a JEP and, where applicable, by providing technical and financial assistance to the authorities responsible;

ORIGINAL PROPOSAL

AMENDED PROPOSAL

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- (iii) the promotion of cooperation between the university and the socio-economic players, including industry, through joint actions;
 - (iv) the development of mobility for teachers, administrative staff at universities and students under JEPs:
 - (a) grants will be provided for teaching/administrative staff at universities or to trainers in companies in the Member States to carry out teaching/training assignments for periods lasting from one week to one year in eligible countries and vice versa;
 - (b) grants will be awarded to teaching/administrative staff of universities in the eligible countries to undertake periods of retraining and updating in the European Community;
 - (c) grants will be available for students up to and including post graduate level, targeting both students in the eligible countries undertaking a period of study in the European Community and European Community students undertaking a period of study in the eligible countries. These grants will normally be granted for a period of three months to one year;
 - (d) for students taking part in JEPs with the specific aim of promoting mobility, priority will go to students taking part in projects for which their university of origin will give full academic recognition to the period of study spent abroad;
 - (e) support will be provided for practical or in-company training periods of one month to one year for teachers, trainers, students and graduates of the eligible countries between the end of their studies and their first job, so that they can undertake a period of practical training in companies in the Community and vice versa;
 - (v) activities to ensure the success of a JEP involving two or more eligible countries.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

Structural and/or complementary measures

Financial support will be provided for certain structural and/or complementary measures (particularly technical assistance, seminars, studies, publications, information activities) to support the objectives of the programme, particularly the development and restructuring of higher education systems in the eligible countries.

Under the structural measures, financial aid will be granted *inter alia* in order to:

- develop and strengthen the capacity for strategic planning and institutional development of higher education establishments at university or faculty level;
- establish a plan to develop universities under structural contracts to help them build up international relations;
- support the spread of durable cooperation actions targeting the Tempus objectives;
- prepare a national strategy in a given eligible country to develop a specific aspect of higher education.

Individual grants

In addition to the JEPs and the structural and/or complementary measures, the European Community will also support the provision of individual grants to teachers, trainers, university administrators, senior ministerial officials, education planners and other experts in training from eligible countries or from the Community, for visits to promote the quality, development and restructuring of higher education and training in the eligible countries.

These visits could *inter alia* cover the following areas:

- the development of courses and teaching material;
- the development of staff, particularly through periods of refresher training and in-company placements;
- teaching assignments;
- activities to support the development of higher education.

ORIGINAL PROPOSAL

AMENDED PROPOSAL

Support actions

- (1) The Commission will receive the technical assistance needed to underpin the action taken pursuant to this decision and to monitor programme implementation.
 - (2) Support will be provided for appropriate external evaluation of Tempus III.
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