

Il-Hamis, 28 ta' April 2005

4. Each year, after seeking the opinion of the joint supervisory authority set up pursuant to Article 115 on the data protection rules, the Council shall submit a report to the European Parliament on the implementation of this Article. This report shall include information and statistics relating to the use and results of the implementation of this Article and shall state how the data protection rules were applied.

(^(*)) OJ L 138, 1.6.1999, p. 57. Directive as last amended by Commission Directive 2003/127/EC (OJ L 10, 16.1.2004, p. 29)."

Article 2

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

2. It shall apply from ... (^(*))

3. For those Member States in which the provisions of the Schengen "acquis" relating to the SIS do not yet apply, this Regulation shall apply within six months after the date on which those provisions are put into effect for them, as specified in the Council Decision ... adopted to that effect in accordance with the applicable procedures.

4. The content of this Regulation shall become binding for Norway 270 days after the date of its publication in the Official Journal of the European Union.

5. Notwithstanding the notification requirements laid down in Article 8(2)(c) of the Schengen Association Agreement with Norway and Iceland (⁽¹⁾), Norway shall, before the date referred to in paragraph 4, notify the Council and the Commission that the constitutional requirements for becoming bound by the contents of this Regulation have been fulfilled.

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

Done at ..., on ...

For the European Parliament
The President

For the Council
The President

(^(*)) Six months from the day of publication of this Regulation.

(⁽¹⁾) OJ L 176, 10.7.1999, p. 36.

P6_TA(2005)0145

Protection of groundwater against pollution ***I

European Parliament legislative resolution on the proposal for a directive of the European Parliament and of the Council on the protection of groundwater against pollution (COM(2003)0550 — C5-0447/2003 — 2003/0210(COD))

(Codecision procedure: first reading)

The European Parliament,

— having regard to the Commission proposal to the European Parliament and the Council (COM(2003) 0550) (⁽¹⁾),

— having regard to Article 251(2) and Article 175(1) of the EC Treaty, pursuant to which the Commission submitted the proposal to Parliament (C5-0447/2003),

(⁽¹⁾) Not yet published in OJ.

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- having regard to Rule 51 of its Rules of Procedure,
 - having regard to the report of the Committee on the Environment, Public Health and Food Safety and the opinions of the Committee on Industry, Research and Energy and the Committee on Agriculture (A6-0061/2005),
1. Approves the Commission proposal as amended;
 2. Calls on the Commission to refer the matter to Parliament again if it intends to amend the proposal substantially or replace it with another text;
 3. Instructs its President to forward its position to the Council and Commission.

P6_TC1-COD(2003)0210

Position of the European Parliament adopted at first reading on 28 April 2005 with a view to the adoption of Directive 2005/.../EC of the European Parliament and of the Council on the protection of groundwater against chemical pollution and deterioration

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community, and in particular Article 175(1) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Economic and Social Committee ⁽¹⁾,

Having regard to the opinion of the Committee of the Regions ⁽²⁾,

Acting in accordance with the procedure laid down in Article 251 of the Treaty ⁽³⁾,

Whereas:

- (1) Groundwater is a valuable natural resource which **must** be protected from **deterioration and chemical pollution** in its own right. **This is particularly important for groundwater dependent ecosystems and for the use of groundwater in the water supply for human consumption.**
- (2) **Groundwater must be protected in such a way that good quality drinking water can be achieved by simple purification, as specified in the objectives set out in Article 7(2) and (3) of Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy** ⁽⁴⁾.
- (3) **Research should be conducted in order to provide better criteria for groundwater ecosystem quality and protection. Where necessary, the findings obtained should be taken into account when implementing or revising this Directive.**
- (4) Decision No 1600/2002/EC of the European Parliament and of the Council of 22 July 2002 laying down the Sixth Community Environment Action Programme ⁽⁵⁾ includes the objective to achieve levels of water quality that do not give rise to unacceptable impacts on, and risks to, human health and the environment.
- (5) **Groundwater is the most sensitive and the largest body of freshwater in the EU and in particular also the primary source of public drinking water supply. The level of protection against new discharges, emissions and losses must be at least comparable to that for surface water of good chemical status. Pollution or deterioration frequently gives rise to irreversible damage.**

⁽¹⁾ OJ C 112, 30.4.2004, p. 40.

⁽²⁾ OJ C 109, 30.4.2004, p. 29.

⁽³⁾ Position of the European Parliament of 28 April 2005.

⁽⁴⁾ OJ L 327, 22.12.2000, p. 1. Directive amended by Decision No 2455/2001/EC (OJ L 331, 15.12.2001, p. 1).

⁽⁵⁾ OJ L 242, 10.9.2002, p. 1.