



Committee on the Environment, Public Health and Food Safety

FEEDBACK NOTE
Sixth trilogue meeting on the Waste Package

Rapporteur: Simona BONAFE (S&D)
17 December 2017, 11h00 to 4h30

At the sixth informal trilogue on the Waste Package [(2015/0275(COD), 2015/0276(COD), 2015/0274(COD), 2015/0272(COD)] Parliament, Council and Commission agreed final provisional agreement on the whole package, including the targets and derogations.

The following agreement was reached on the main issues in the package:

1. Definition of municipal waste + mandatory guidelines on the definition of municipal waste.
2. Calculation methods in WFD and PPWD with two measurement points and delegated act on average loss rates and phase out of MBT as of 1 January 2027; EP modifications to provisions on paragraphs 11a3 and 11a4, reporting on exports, record keeping on materials resulting from recycling and review clause on single measurement point.
3. Calculation method landfill based on output for biodegradable waste.
4. Strengthened provisions on TEEP and separate collection obligation on biowaste as of 31 December 2023 and on hazardous household waste on 31 December 2025
5. Targets:

WFD:

- 55% in 2025, 60% in 2030 and 65% in 2035.
The 2035 target shall be subject to review.
- 5 year derogation for MSs that landfill more than 60% and recycle less than 20% in 2013 to be accompanied by an implementation plan with detailed criteria. The countries with derogation have to meet 50% in 2025, 55% in 2030 and 60% in 2035.
- No preparing for reuse targets for municipal waste and as a compromise a 2024 review clause to consider such targets and separate reporting on preparing of reuse.

PPWD targets:

	2025	2030
Overall target	65	70
plastic	50	55
wood	25	30
ferrous metals	70	80
aluminium	50	60
glass	70	75
paper and cardboard	75	85

- Calculation of preparation for re-use was deleted in exchange for counting repairing of wooden pallets towards the target (derogation mechanism).
- 5% re-use bonus in the calculation of the targets.
- 15% derogation from a single target or divided between targets, to be accompanied by an implementation plan with detailed criteria.

Landfill targets:

- reduction of waste going to landfill to 10% in 2035 for all MS.
- 5 year derogation for MSs that landfill more than 60% in 2013. The countries with derogation have to meet interim target 25% in 2035.

6. PPWD legal base - it was agreed to keep art 114 as legal base

7. Food waste

- food waste methodology (DA) to be ready by 31 December 2019
- review clause on food waste targets on 31 December 2023
- indicative targets (2025 & 2030) on food waste in a recital

8. Review clauses:

31 December 2022: future targets on waste oils

31 December 2023: food waste targets

31 December 2024: review of the MW targets, future waste prevention targets, future targets on commercial and non-hazardous industrial waste, on preparing for reuse targets and on disposal operations in Annex I and disposal target.

31 December 2028: review of the calculation method (single measurement point), on inclusion of co-incineration of minerals in recycling targets.

9. EPR - the derogation on the cost coverage was agreed as follows: contribution of producers up to 20% in new schemes and EU schemes; 50% for national existing schemes. Council compromise text was agreed on the principle of EPR, list of costs to be covered by producers and on the modulation of fees.

10. Compromise package on IA/DA:

- DA on average loss rates
- DA on food waste methodology
- 6 DAs on
 - WFD Art 7(1), art 27(1), art 27 (4),
 - PPWD: Art 11 (3)
 - ELV: Art 5(5), Art 8(2)
- All remaining IA/DA/OLP as in Council's mandate

11. Varia:

- deletion of territoriality clause on End-of-waste provisions
- addition in recital -8a new on EoW criteria for specific streams
- reference to waste reduction targets in review clause
- EP text on hazardous substances in article 9(1)
- annual reporting of data
- on AM 203 present text of the Directive was agreed as compromise
- Commission statements with regard to Circular Economy, microplastics, sharing platforms and guidelines on the interpretation of WFD provisions

12. It was agreed to finalise the alignment of provisions in WFD and PPWD as well as the recitals in LFD and ELV/Batteries/WEEE in written procedure after the trilogue.