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*Status: Point in time view as at 06/03/2007.*

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Commission Decision of 6 March 2007 amending Decisions 94/741/EC and 97/622/EC as regards the questionnaires for the report on the implementation of Directive 2006/12/EC of the European Parliament and of the Council on waste and on the implementation of Council Directive 91/689/EEC on hazardous waste (notified under document number C(2007) 634) (Text with EEA relevance) (2007/151/EC)

## COMMISSION DECISION

of 6 March 2007

amending Decisions 94/741/EC and 97/622/EC as regards the questionnaires for the report on the implementation of Directive 2006/12/EC of the European Parliament and of the Council on waste and on the implementation of Council Directive 91/689/EEC on hazardous waste

(notified under document number C(2007) 634)

(Text with EEA relevance)

(2007/151/EC)

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Directive 2006/12/EC of the European Parliament and of the Council of 5 April 2006 on waste<sup>(1)</sup>, and in particular the first paragraph of Article 16 thereof,

Having regard to Council Directive 91/689/EEC of 12 December 1991 on hazardous waste<sup>(2)</sup>, and in particular Article 8(1) thereof,

Whereas:

- (1) The report on the implementation of Directive 2006/12/EC has to be drawn up on the basis of a questionnaire established by Commission Decision 94/741/EC of 24 October 1994 concerning questionnaires for Member States' reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC)<sup>(3)</sup>.
- (2) The report on the implementation of Directive 91/689/EEC has to be drawn up on the basis of a questionnaire established by Commission Decision 97/622/EC of 27 May 1997 concerning questionnaires for Member States' reports on the implementation of certain Directives in the waste sector (implementation of Council Directive 91/692/EEC)<sup>(4)</sup>.
- (3) Regulation (EC) No 2150/2002 of the European Parliament and of the Council of 25 November 2002 on waste statistics<sup>(5)</sup> establishes a framework for the production of Community statistics on the generation, recovery and disposal of waste.
- (4) A review of reporting obligations on waste data laid down in Community legislation has shown that certain data reporting obligations laid down in Decisions 94/741/EC

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and 97/622/EC are also covered by Regulation (EC) No 2150/2002 or by Regulation (EC) No 1013/2006 of the European Parliament and of the Council of 14 June 2006 on shipments of waste<sup>(6)</sup>.

- (5) In order to avoid overlaps and unnecessary administrative requirements the reporting obligations concerning 'hazardous waste' and 'other waste' should be deleted from Decision 94/741/EC. Furthermore, the term 'domestic waste' should be replaced by the term 'household and similar waste' in order to align Decision 94/741/EC with Regulation (EC) No 2150/2002.
- (6) Accordingly the reporting obligation concerning hazardous waste should be deleted from Decision 97/622/EC.
- (7) Decisions 94/741/EC and 97/622/EC should therefore be amended accordingly.
- (8) The measures provided for in this Decision are in accordance with the opinion of the Committee established by Article 18 of Directive 2006/12/EC,

HAS ADOPTED THIS DECISION:

*Article 1*

Decision 94/741/EC shall be amended as set out in the Annex to this Decision.

*Article 2*

Decision 97/622/EC shall be amended as set out in the Annex to this Decision.

*Article 3*

This Decision is addressed to the Member States.

Done at Brussels, 6 March 2007.

*For the Commission*

Stavros DIMAS

*Member of the Commission*

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## ANNEX

### Amendments to Decisions 94/741/EC and 97/622/EC

A. In the Annex to Decision 94/741/EC, the second questionnaire is amended as follows:

1. The title of questionnaire is replaced by the following:  
**QUESTIONNAIRE** Report of the Member States on the transposition and implementation of Directive 2006/12/EC;
2. Section II point 4 of the questionnaire is replaced by the following:
  4. Pursuant to Article 7(1), please give the following details, where available, indicating whether any of the figures given is an estimate:

	<b>Household and similar waste(tonnes/year)</b>
<b>Total waste produced<sup>a</sup> of which:</b>	
<b>recycled<sup>a</sup></b>	
<b>incinerated<sup>a</sup></b>	
<b>incinerated with energy recovery<sup>a</sup></b>	
<b>landfilled<sup>a</sup></b>	
<b>others, please specify<sup>a</sup></b>	

<sup>a</sup> Within the Member State

- B. In the Annex to Decision 97/622/EC, Section II point 11(d) of the first questionnaire is deleted.

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- (1) [OJ L 114, 27.4.2006, p. 9.](#)
- (2) [OJ L 377, 31.12.1991, p. 20.](#) Directive as last amended by Regulation (EC) No 166/2006 of the European Parliament and of the Council ([OJ L 33, 4.2.2006, p. 1](#)).
- (3) [OJ L 296, 17.11.1994, p. 42.](#)
- (4) [OJ L 256, 19.9.1997, p. 13.](#)
- (5) [OJ L 332, 9.12.2002, p. 1.](#) Regulation as last amended by Regulation (EC) No 1893/2006 ([OJ L 393, 30.12.2006, p. 1](#)).
- (6) [OJ L 190, 12.7.2006, p. 1.](#)

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