



## List of proposals on European legislation

1. **Law Directive 2000/60/EC**, establishing a framework for the community action in the field of water policy of 23 October 2000 (and following modifications)  
**Type of measure:** Extension of permit period  
**Brief Content:** Longer length for permit renewal for enterprises with an EMAS registered EMS
2. **Law Regulation N. 125 of 2009**, Establishing a framework for the setting of ecodesign requirements for energy-related products, of 11 February 2009  
**Type of measure** Reduced reporting and monitoring requirements  
**Brief Content:** Diffusion of voluntary systems increase help communication and accessible Member States
3. **Law Directive 2008/98 EC**, on waste and repealing certain Directives of 19 November 2008  
**Type of measure** Reduced reporting and monitoring requirements  
**Brief Content:** Member States may take account of registrations obtained under the Community Eco-Management and Audit Scheme (EMAS), in particular regarding the frequency and intensity of inspections.
4. **Law Directive 84/491/EEC, on limit values and quality objectives for the discharges of hexachlorocyclohexane of 09 October 1984**  
**Type of measure** Reduced reporting and monitoring requirements  
**Brief Content:** Simplified procedure of monitoring for enterprises with a EMAS registered EMS
5. **Law Directive 91/271/EEC, on urban waste treatment of 21 May 1991**  
**Type of measure** Reduced inspections  
**Brief Content:** Enterprises with an EMAS registered EMS can satisfy the requirements foreseen in the Annex I - D.3 related to Article 15 - paragraph 1 by self-monitoring
6. **Law Directive 99/31/EC, on landfill of waste directive of 26 April 1999**  
**Type of measure** Financial guarantee required for specific activities  
**Brief Content:** Article 8 - point a.IV), related to financial securities for the Directive implementation, doesn't apply to EMAS registered sites
7. **Law Directive 2010/75/EU on industrial emissions (integrated pollution prevention and control) of 24 November 2010**  
**Type of measure** Reduced reporting and monitoring requirements  
**Brief Content:** Article 12, add a new paragraph 3 and article 44, invites Member States and Competent Authorities to use the environmental Statement as a tool for the annual communication foreseen by the Article 14, paragraph 1 comma (d)  
Chapter II article 21 Reconsideration and updating of permit conditions by the competent authority  
Chapter II article 23 Environmental inspections



- 8. Law Directive 96/82 EC, on the control of major-accident hazards involving dangerous substances of 9 December 1996**  
**Type of measure** Reduced inspections  
**Brief Content:** Amend the article 18 inviting the inspections Authorities to take into account the EMAS registration in the planning of Inspections
- 9. Law Directive 85/337 EEC, on the assessment of the effects of certain public and private projects on the environment, of 27 June 1985**  
**Type of measure** Modification in the aim of application  
**Brief Content:** When the new project is part of an enlargement of a company already registered EMAS the thresholds listed in the Annexes I and II are increased of 15%
- 10. Law COM(2011) 625 final/2, Proposal for a Regulation of the European Parliament and of the Council establishing rules for direct payments to farmers under support schemes within the framework of the common agricultural policy of 19 October 2011**  
**Type of measure** Other derugulation proposals  
**Brief Content:** As the EU is planning to make direct payments to farmers dependent on compliance with certain environmental legal requirements (i.e. the "greening of direct payments"), Emas registered farmers could be considered as being compliant with these requirements
- 11. Law COM(2011) 627 final/2 Proposal for a Regulation of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) of 19 October 2011**  
**Type of measure** Other derugulation proposals  
**Brief Content:** The Emas Environmental Review serving as the "Environmental analysis" ex art.46 providing evidence that the investment concerned is sustainable and has no negative environmental impact
- 12. Law COM(2011) 627 final/2 Proposal for a Regulation of the European Parliament and of the Council on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) of 19 October 2011**  
**Type of measure** Reduced reporting and monitoring requirements  
**Brief Content:** Valorisation of the EMAS Scheme within the EU CAP control systems
- 13. Law Regulation EC n.1221/2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS), repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC of 22 December 2009**  
**Brief Content:** Information required for permits, reduced reporting and monitoring requirements, other derugulation proposals  
Adopt a definite plan of action to facilitate access to EMAS for small firms
- 14. Law Directive 2009/109/EC amending Council Directives 77/91/EEC, 78/855/EEC and 82/891/EEC, and Directive 2005/56/EC as regards reporting and documentation requirements in the case of mergers and divisions of 16 September 2009**



**Type of measure** Self declaration in the procedure of extension of a permission, of achieving a permission, financial guarantee required for specific activities

Article 1: simplifications to be achieved by the firm in order to obtain technical declarations;

Article 5: reductions of the administrative burdens for the firm

**15. Law Directive 2005/56/EC on cross-border mergers of limited liability companies of 26 October 2005**

**Type of measure** Financial guarantee required for specific activities

**Brief Content:** Article 4, par. 2: formalities simplifications concerning stakeholders protection;

Article 5, par. 1 lett. K: environmental certification as a positive asset in the firm's balance

**16. Law Regulation EC n.680/2007 laying down general rules for the granting of Community financial aid in the field of the transEuropean transport and energy networks of 20 June 2007**

**Type of measure** Funding support

**Brief Content:** Article 5 par.4 lett.e): the CE will take into account the management of environmental impact of an organization, certified EMS as a mean of proof, to give the financial contribution

**17. Law Regulation EC n.1337/2008 establishing a facility for rapid response to soaring food prices in developing countries of 16 December 2008**

**Type of measure** Funding support

Certified firms are entitled to facilitated access to financing

**18. Law Directive 1999/11/EU adapting to technical progress the principles of good laboratory practice as specified in Council Directive 87/18/EEC on the harmonisation of laws, regulations and administrative provisions relating to the application of the principles of good laboratory practice and the verification of their applications for tests on chemical substances of 8 March 1999**

**Type of measure** Reduced inspections

**Brief Content:** It's presumed that certified firms are enabled to apply the best procedures in the laboratories

**19. Law Directive 2003/87/EC establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC of 13 October 2003**

**Type of measure** Reduced inspections; reduction of administrative fees.

**Brief Content:** Verification process together with EMAS annual environmental statement validation. Given that the implementation of EMAS facilitates the compliance with environmental legislation, it could be suggested that registered companies be subject to fewer inspection and/or inspections that are narrower in scope.

**20. Law Decision 2007/589/EC establishing guidelines for the monitoring and reporting of greenhouse gas emissions pursuant to Directive 2003/87/EC of the European Parliament and of the Council of 18 July 2007**



**Type of measure** Reduced reporting and monitoring requirements

**Brief Content:** The EMAS environmental procedure related to this aspect may replace the monitoring plan if contains equivalent information, and measuring requirements may be reduced. The monitoring methodology would be approved by the environmental verification body instead of the Authorities.

**21. Law Regulation n. 1222 of 2009 on the labelling of tyres with respect to fuel efficiency and other essential parameters of 25 November 2009**

**Brief Content:** Labelling tyres for fuel-efficient and safe tyres low noise levels.

Article 10: incentives Member States shall not provide incentives with regard to tyres below class C

**22. Law Directive n. 30 of 2010 labelling and standard product information of the consumption of energy and other resources by energy-related products of 19 May 2010**

**Type of measure** Technical and information support

**Brief Content:** A completely voluntary scheme would lead to only some products being labelled, or supplied with standard product information, with the risk that this might result in confusion or even misinformation for some end users.

**23. Law Regulation n. 859 of 2009, Regulation n. 643 of 2009, Regulation n. 642 of 2009, Regulation n. 641 of 2009, Regulation n. 640 of 2009, Regulation n. 278 of 2009, Regulation n. 245 of 2009, Regulation n. 244 of 2009, Regulation n. 107 of 2009,** ecodesign requirements on ultraviolet radiation of non-directional household lamps, for household refrigerating appliances, for televisions, for glandless standalone circulators and glandless circulators integrated in products, for electric motors, for no-load condition electric power consumption and average active efficiency of external power supplies, for fluorescent lamps without integrated ballast, for high intensity discharge lamps, and for ballasts and luminaires able to operate such lamps, on non-directional household lamps, simple set-top boxes.

**Type of measure** Technical and information support

**Brief Content:** Including a principle of continuous improvement, voluntary scheme as ECOLABEL, LCA and EMAS are useful instrument to promote environmental and energy efficiency aspect, as ecodesign required.

**24. Law COM(2011) 707 final: Proposal for a Regulation of the European Parliament and of the Council on a consumer programme 2014-2020**

**Type of measure** Enforcement Tool

**Brief Content:** Include support measures for the promotion of the Ecolabel Scheme within the Consumer Programme objective of enhancing the transparency of consumer markets and consumer information

**25. Law Regulation n. 765 of 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 of 9 July 2008**

**Type of measure** Fast track permits

**Brief Content:** Cited by point (27) of 32009R0125 and in referment on proposal of the



same directive presented in this document, (23) energy-related products

**26. Law REGULATION (EC) N. 614/2007 concerning the Financial Instrument for the Environment (LIFE+) of 23 May 2007**

**Type of measure** Funding support

**Brief Content:** To include environmental management systems as a reduction/exemption instrument

**27. Law COM(2011) 834 final proposal for a regulation of the European parliament and of the council establishing a Programme for the Competitiveness of Enterprises and small and medium-sized enterprises (2014 - 2020)**

**Type of measure** Funding support

**Brief Content:** "N° of Companies certified under EMAS/ISO14001/EU Ecolabel" is an indicator to measure the impact of the Programme in achieving its specific objectives

**28. Law Regulation (EC) N. 1692/2006 establishing the second Marco Polo programme for the granting of Community financial assistance to improve the environmental performance of the freight transport system (Marco Polo II) and repealing Regulation (EC) No 1382/2003 of 24 October 2006**

**Type of measure** Funding support

**Brief Content:** To provide more funding support to those MARCO POLO projects related with EMAS

**29. Law Decision N. 1982/2006/EC concerning the Seventh Framework Programme of the European Community for research, technological development and demonstration activities (2007-2013) of 18 December 2006**

**Type of measure** Funding support

**Brief Content:** To include EU Eco-label in the scientific and technological objectives

**30. Law Regulation (EC) N. 1906/2006 laying down the rules for the participation of undertakings, research centres and universities in actions under the Seventh Framework Programme and for the dissemination of research results (2007-2013) of 18 december 2006**

**Type of measure** Funding support

**Brief Content:** To include EMAS organizations as special group in call for proposals

**31. Law Directive 1999/62/EC on the charging of heavy goods vehicles for the use of certain infrastructures of 17 June 1999**

**Type of measure** Fiscal benefits

**Brief Content:** To include environmental management systems as a reduction/exemption instrument

**32. Law Regulation (EC) N. 1081/2006 on the European Social Fund and repealing Regulation (EC) No 1784/1999 of 5 July 2006**

**Type of measure** Funding support

**Brief Content:** Funding support for EMSs and eco-labelling training for workers, enterprises



and entrepreneurs in order to increase adaptability and improve the anticipation and positive management of changes and challenges, and for public administrations and public services for strengthening their capacity and the efficiency in the environmental issues management.

**33. Law Council Directive 2010/18/EU implementing the revised Framework Agreement on parental leave concluded by BUSINESSEUROPE, UEAPME, CEEP and ETUC and repealing Directive 96/34/EC of 8 March 2010**

**Type of measure** Fiscal benefits

**Brief Content:** Fiscal benefits for employ people for replacement for parental leave of people working in the Environmental Management to promote the continuous improvement

**34. Law Council Directive 97/81/EC concerning the Framework Agreement on part-time work concluded by UNICE, CEEP and the ETUC of 15 december 1997**

**Type of measure** Fiscal benefits

**Brief Content:** Fiscal benefits for hiring people working with the Environmental Management System

**35. Law Council Directive 99/70/EC concerning the framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP of 28 June 1999**

**Type of measure** Fiscal benefits

**Brief Content:** Fiscal benefits for hiring people working with the Environmental Management System

**36. Law Directive 2008/104/EC on temporary agency work of 19 November 2008**

**Type of measure** Fiscal benefits

**Brief Content:** Fiscal benefits for hiring people working with the Environmental Management System

**37. Law Regulation n. 106 of 2008 on a Community energy-efficiency labelling programme for office equipment of 15 January 2008**

Public procurement

**Brief Content:** Procurement on public sector of energy efficiency equipment for office (computer, monitor, integrated computer system)

**38. Law Directive n. 30 of 2010 labelling and standard product information of the consumption of energy and other resources by energy-related products of 19 May 2010**

**Type of measure** Fast track permits

**Brief Content:** Do not consider State aid incentives on the indication by labelling and standard product information under Art. 107 encourage incentive action and decrease regulatory relief

**39. Law Regulation n. 626 of 2010 supplementing Directive 2010/30/EU of the European Parliament and of the Council with regard to energy labelling of air conditioners of 4 May 2011**

**Type of measure** Reduced reporting and monitoring requirements

**Brief Content:** Introduces GWP Global Warming Potential it is an useful criteria to



standardized energy and natural resources consumption consideration

**40. Law Regulation n. 28 of 2009 on the promotion of the use of energy from renewable sources and amending and subsequently repealing Directives 2001/77/EC and 2003/30/EC of 23 April 2009**

**Type of measure** Self declaration in the procedure of achieving a permission

**Brief Content:** EMAS is a guarantee system to promote interests of the public agency

**41. Law Regulation n. 663 of 2009 establishing a programme to aid economic recovery by granting Community financial assistance to projects in the field of energy of 13 July 2009**

**Type of measure** Self declaration in the procedure of achieving a permission

**Brief Content:** EMAS scheme are interesting support instrument to guarantee public agency on evaluation criteria of financing instruments

**42. Law Ecodesign Directive 2009/125/EC establishing a framework for the setting of ecodesign requirements for energy-related products and its implementing Regulations of 21 October 2009**

**Type of measure** Self declaration in the procedure of achieving a permission

**Brief Content:** Certified 'CE' have to include ecodesign criteria. Ecodesign criteria are guarantee by EMAS and ECOLABEL systems. Voluntary systems are guarantee for 'CE' prescriptions.

**43. Law Directive 2002/91/EC on the energy performance of buildings of 16 December 2002**

**Type of measure** Credit access

**Brief Content:** EMAS system have to develop, to improve and to guarantee environmental performance and energy efficiency

**44. Law Regulation n. 125 of 2009 Establishing a framework for the setting of ecodesign requirements for energy-related products, of 11 February 2009**

**Type of measure** Reduced inspections

**Brief Content:** EMAS, ECOLABE LCA and equivalent voluntary system has to be implemented in 'CE' system to improve existing national environmental legislation

**45. Law COM(2011) 615 final/2 Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund covered by the Common Strategic Framework and laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund and repealing Council Regulation (EC) No 1083/2006**

**Type of measure** Funding support

**Brief Content:** To include environmental management systems and eco-labelling as a thematic objective

**46. Law COM(2011) 614 final Proposal for a REGULATION OF THE EUROPEAN**



**PARLIAMENT AND OF THE COUNCIL on specific provisions concerning the European Regional Development Fund and the Investment for growth and jobs goal and repealing Regulation (EC) No 1080/2006**

**Type of measure** Funding support

**Brief Content:** To include environmental management systems and eco-labelling as an investment priority

**47. Law DECISION N. 661/2010/EU on Union guidelines for the development of the trans-European transport network of 7 July 2010**

**Type of measure** Funding support

**Brief Content:** To include environmental management systems as a measure of improvement of environmental compatibility of seaports and airports

**48. Law COM(2011) 657 final Proposal for a regulation of the European parliament and of the council on guidelines for trans European telecommunications networks and repealing Decision N. 1336/97/EC**

**Type of measure** Funding support

**Brief Content:** To include environmental management systems as a priority for projects of common interest

**49. Law Guidelines on national regional aid for 2007-2013 (2006/C 54/08) Type of measure**  
Funding support

**Brief Content:** To include implementation of environmental management systems as an eligible expenditure for new small enterprises

**50. Law Council Regulation (EC) N. 723/2009 on the Community legal framework for a European Research Infrastructure Consortium (ERIC) of 25 June 2009**

**Type of measure** Public procurement

**Brief Content:** Include EMS (EMAS as mean of proof) in the requirements and procedures for and the effects of setting-up a European Research Infrastructure Consortium ('ERIC')

**51. Law Regulation (EC) N. 1906/2006 laying down the rules for the participation of undertakings, research centres and universities in actions under the Seventh Framework Programme and for the dissemination of research results (2007-2013) of 18 December 2006**

**Type of measure** Promotional incentives

**Brief Content:** Include EMS (EMAS as mean of proof) in the selection criteria

**52. Law Directive 92/106 EC on the establishment of common rules for certain types of combined transport of goods between member states of 07 December 1992**

**Type of measure** Tax reduction for transport companies with EMAS registration

**Brief Content:** MS should grant tax reliefs (as detailed in the paragraph 3 of the Article 6) if the transportation companies have an EMAS registration

**53. Law Regulation EC/391/2009 on common rules and standards for ship inspection and survey organisations of 23 April 2009**





**Type of measure** Public procurement

**Brief Content:** Integration of EMAS registration requirement as rewarding in the evaluation procedure by Commission foreseen in the Article 8, paragraph 2