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CONTRIBUTION

From:	General Secretariat of the Council
To:	Working Party on the Environment
N° Cion doc.:	ST 9498/18 + ADD 1 - COM(2018) 337 final + Annexes 1 to 2
Subject:	Water reuse - WPE on 28 February 2019 (morning only): Article 2 and Article 16a - proposal from delegations

Following the above WPE meeting, delegations will find attached text suggestions for Article 2 and Article 16a of the above Regulation.

LATVIA and LITHUANIA

Proposal for a Regulation on minimum requirements for water reuse

Text suggestions for Article 2 and Article 16a

Recital

Given the obligation to ensure respect for the principles of subsidiarity and proportionality, as laid down in Protocol No. 2, and given the wide diversity in the Member States as regards water reuse due, inter alia, to varying climatic conditions, it is appropriate to clarify that the decision as to whether or not to allow the reuse of treated waste water at all is a matter for each Member State to determine. Article 12(1) of Directive 91/271 should therefore be amended accordingly, in order to make clear that the provisions of this Regulation only apply to the extent the reuse of treated waste water is permitted by national law.

Article 2

This Regulation shall apply to reclaimed water destined for a use specified in section 1 of Annex I, **to the extent that the reuse of such water is permitted under national law.**

Article 16a

Article 12(1) of Directive 91/271 shall be replaced by the following:

"1. **Member States may decide to allow the reuse of treated waste water whenever they consider it appropriate. Where such reuse is for purposes within the scope of Regulation [xx/2020] on water reuse, the provisions of that Regulation shall apply.** Disposal routes shall minimise the adverse effects on the environment."
