



Council of the European Union
General Secretariat

Brussels, 24 March 2025

**Interinstitutional files:
2023/0454 (COD)**

WK 3888/2025 INIT

LIMITE

ENV

This is a paper intended for a specific community of recipients. Handling and further distribution are under the sole responsibility of community members.

CONTRIBUTION

From:	General Secretariat of the Council
To:	Ad hoc Working Party on One Substance One Assessment
N° prev. doc.:	WK 3157/2025
N° Cion doc.:	ST 16972/23
Subject:	OSOA Package: Directive as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (RoHS) - comments from delegations

Following the call for comments on the above set out with WK 3157/2025, delegations will find attached comments from DK, DE, IE, ES, FR, IT, HU, PT, RO, SI, SK and SE.

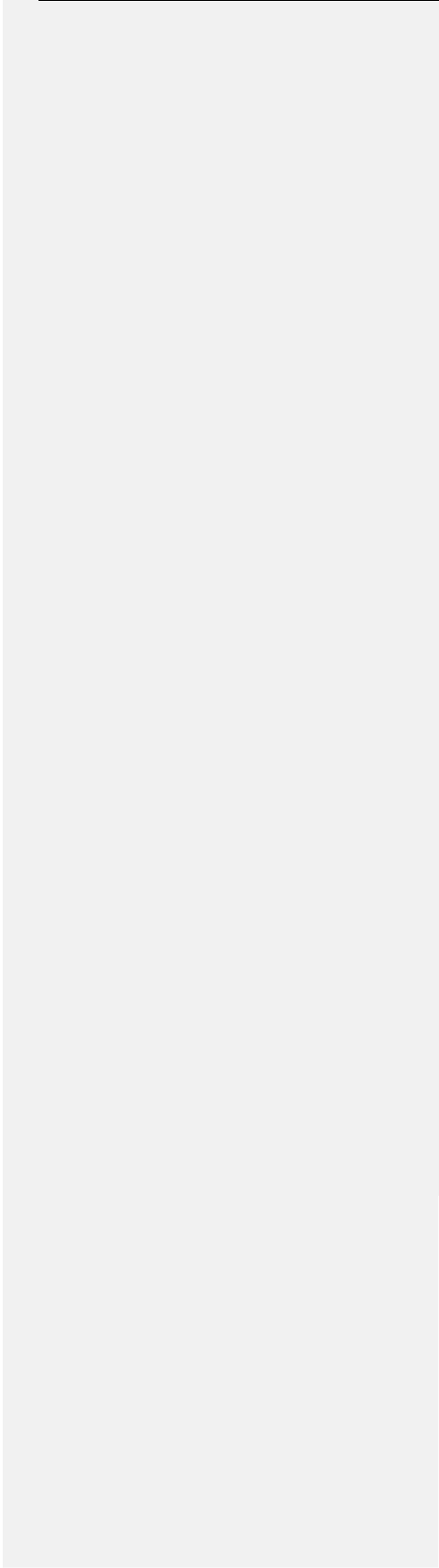
File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		DENMARK	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1	Neutral	Denmark is flexible, however, we prefer the Council Mandate
15	Recital 2	Neutral	
19a	Recital 6a	Neutral	Denmark is flexible, however, we prefer the Council Mandate
21	Recital 8	Neutral	
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	Neutral	Denmark is flexible, however, we prefer the Council Mandate
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	Neutral	Denmark is flexible, however, we prefer the Council Mandate
49a	Article 1, first paragraph, point (1)(ba)	Neutral	Denmark is flexible, however, we prefer the Council Mandate
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Neutral	Denmark is flexible, however, we prefer the Council Mandate
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Neutral	Denmark is flexible, however, we prefer the Council Mandate
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Neutral	
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	In favor	The EP and Council proposals are identical
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	Object	Denmark strongly supports the Council Mandate
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	Object	Denmark supports the Council Mandate
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	Object	Denmark supports the Council Mandate
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	Object	Denmark supports the Council Mandate
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	Object	Denmark supports the Council Mandate
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Object	Denmark supports the Council Mandate
89a	Article 1, first paragraph, point (4a)	Neutral	
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	Neutral	
89c	Article 1, first paragraph, point (4b)	Neutral	
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	Neutral	
91	Article 2, first paragraph	Neutral	

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		GERMANY	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1	In favor	The term "businesses" needs to be revised. In Art. 3 (10) of the RoHS Directive, the term "economic operator" is used.
15	Recital 2	In favor	
19a	Recital 6a	Object	see also ROW 56.
21	Recital 8	Object	DE is critical of shortening the transitional period and prefers the General Approach. This also applies to the proposed shortened entry into force in Article 2 from 24 months (General Approach) to 18 months (EP AM). We support the Council Mandate.
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	Scrutiny	
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	In favor	
49a	Article 1, first paragraph, point (1)(ba)	In favor	
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Scrutiny	DE believes that six months for a delegated act would provide more legal certainty for economic operators. However, we also understand the COM concern that this may not be timely feasible.
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Object	DE rejects the EP's request to shorten the deadline for reviewing and amending the list of restricted substances in Annex II to 3 years. As proposed by the Council (General Approach), the review should be carried out regularly every 5 years by the COM in order to avoid bureaucracy and provide legal certainty to actors.
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Neutral	
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	In favor	
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	Object	DE prefers the inclusion of the new Annex IX, as this will lead to more transparency and clarity for economic operators.
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	Neutral	
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	Neutral	
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	Neutral	
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	Neutral	
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Neutral	
89a	Article 1, first paragraph, point (4a)	In favor	
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	In favor	
89c	Article 1, first paragraph, point (4b)	Neutral	
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	Neutral	

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		IRELAND	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1		
15	Recital 2		IE support the wording in the Council Mandate IE agree that it is important to ensure both ECHA and its scientific Committees who are member state nominees have sufficient resources to manage the additional tasks and workload. Therefore, IE support the wording of recital 2a in the Council Mandate.
19a	Recital 6a		
21	Recital 8		
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph		
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph		
49a	Article 1, first paragraph, point (1)(ba)		
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)		
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph		
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph		
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph		
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)		
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)		
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)		
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)		
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)		
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)		
89a	Article 1, first paragraph, point (4a)		
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)		
89c	Article 1, first paragraph, point (4b)		
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph		



--	--	--

MS**Position**

Austria
Belgium
Bulgaria
Croatia
Republic of Cyprus
Czech Republic
Denmark
Estonia
Finland
France
Germany
Greece
Hungary
Ireland
Italy
Latvia
Lithuania
Luxembourg
Malta
Netherlands
Poland
Portugal
Romania
Slovakia
Slovenia
Spain
Sweden
Select delegation

-
In favor
Object
Neutral
Scrutiny

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
		SPAIN	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1		
15	Recital 2		
19a	Recital 6a	Neutral	the list of restricted substances to be reviewed in periods of 5 years
21	Recital 8	Neutral	it is preferable to support the Council's proposal for a transition period of 24 months (due to the overload of legislative amendments)
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph		
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph		
49a	Article 1, first paragraph, point (1)(ba)		
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)		
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph		
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph		
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph		
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	Object	On the inclusion of information in Article 1 (Amendments 11 to 16), we believe that this information should be retained in Annex IX
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	Object	On the inclusion of information in Article 1 (Amendments 11 to 16), we believe that this information should be retained in Annex IX
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	Object	On the inclusion of information in Article 1 (Amendments 11 to 16), we believe that this information should be retained in Annex IX
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	Object	On the inclusion of information in Article 1 (Amendments 11 to 16), we believe that this information should be retained in Annex IX
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	Object	On the inclusion of information in Article 1 (Amendments 11 to 16), we believe that this information should be retained in Annex IX
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Object	On the inclusion of information in Article 1 (Amendments 11 to 16), we believe that this information should be retained in Annex IX
89a	Article 1, first paragraph, point (4a)		
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)		
89c	Article 1, first paragraph, point (4b)		
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph		
91	Article 2, first paragraph	Neutral	it is preferable to support the Council's proposal for a transition period of 24 months (due to the overload of legislative amendments)

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		FRANCE	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1		
15	Recital 2		
19a	Recital 6a		
21	Recital 8		
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	In favor	FR is in favour of the Parliament's proposal to systematically reject an exemption application if it has not been completed by the applicant with the missing elements identified by ECHA within the deadline provided. FR points out that in the Council mandate ECHA may extend the deadline for completing the application upon duly justified request of the applicant (same article, same paragraph)
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	In favor	FR is in favour of the Parliament's proposal to make publicly available the requests from the ECHA committees for additional information. As for the opinions, ECHA shall identify which parts of its requests should be made available.
49a	Article 1, first paragraph, point (1)(ba)		
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	-	FR is in favour of setting a deadline for the adoption of the decision on the application for renewal of an exemption. FR considers that the proposed deadline should be realistic. Thus a minimum deadline of 12 months could be supported.
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Object	FR is not in favor of a periodic review of restricted substances every three years. FR supports the Council's position in favour of a review every 5 years.
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph		
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph		
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	-	FR prefers the provisions introduced by the Council on the content of restriction dossier with the creation of the Annex IX.
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	-	FR prefers the provisions introduced by the Council on the content of restriction dossier with the creation of the Annex IX.
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	-	FR prefers the provisions introduced by the Council on the content of restriction dossier with the creation of the Annex IX.
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	-	FR prefers the provisions introduced by the Council on the content of restriction dossier with the creation of the Annex IX.
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	-	FR prefers the provisions introduced by the Council on the content of restriction dossier with the creation of the Annex IX.
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	-	FR prefers the provisions introduced by the Council on the content of restriction dossier with the creation of the Annex IX.
89a	Article 1, first paragraph, point (4a)		
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)		
89c	Article 1, first paragraph, point (4b)		
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	-	FR prefers the provisions introduced by the Council on the issue of resources and tasks assigned to ECHA.
91	Article 2, first paragraph	Neutral	FR is flexible on the deadline for applying the new provisions of the RoHS directive.

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		ITALY	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1	Neutral	
15	Recital 2	Neutral	
19a	Recital 6a	Neutral	
21	Recital 8	Neutral	
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	In favor	
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	Scrutiny	
49a	Article 1, first paragraph, point (1)(ba)	Neutral	
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Neutral	
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Neutral	
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Object	we believe that general approach is better because it is necessary to point out that the substances in the restricted group are similar, otherwise there would be a risk of a heterogeneous group of substances.
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	In favor	
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	In favor	
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	In favor	
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	In favor	
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	In favor	
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	In favor	
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	In favor	
89a	Article 1, first paragraph, point (4a)	In favor	
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	In favor	
89c	Article 1, first paragraph, point (4b)	In favor	
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	In favor	
91	Article 2, first paragraph	In favor	18 months might be an acceptable compromise period

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		HUNGARY	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1	Neutral	-
15	Recital 2	Neutral	-
19a	Recital 6a	Neutral	-
21	Recital 8	Neutral	We can accept the EP proposal as it provides a longer transitional period for compliance, than COM's original proposal.
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	Neutral	-
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	In favor	We support this proposal, as from a technical point of view, the information requested can be considered as part of the documentation packages for the opinions.
49a	Article 1, first paragraph, point (1)(ba)	Neutral	The assignment of deadlines to processes is considered useful to avoid undue delays in the procedures.
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Neutral	The assignment of deadlines to processes is considered useful to avoid undue delays in the procedures.
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Neutral	The assignment of deadlines to processes is considered useful to avoid undue delays in the procedures.
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Neutral	-
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	Neutral	-
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	Neutral	
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	Neutral	
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	Neutral	
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	Neutral	
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	Neutral	
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Neutral	
89a	Article 1, first paragraph, point (4a)	In favor	We support the proposal to involve Member States for consultation as it allows for the inclusion of their comments in the review and amendment of the list of restricted substances.
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	In favor	We support the proposal to involve Member States for consultation as it allows for the inclusion of their comments in the review and amendment of the list of restricted substances.
89c	Article 1, first paragraph, point (4b)	In favor	We support the proposal to monitor the Agency's workload and resources, as it is key to ensure that it can effectively fulfil its increasing number of tasks.
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	In favor	We support the proposal to monitor the Agency's workload and resources, as it is key to ensure that it can effectively fulfil its increasing number of tasks.
91	Article 2, first paragraph	Neutral	We can accept the EP proposal as it provides a longer transitional period for compliance, than COM's proposal.

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		PORTUGAL	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1	In favor	We support this amendment.
15	Recital 2	In favor	We support this amendment.
19a	Recital 6a	Object	We cannot support this amendment. We see the reduction of the period for the review, and amendment of the list of restricted substances as critical for the reasons stated by the COM in this point.
21	Recital 8	In favor	We are flexible.
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	In favor	We accept this amendment as it looks more coherent with the sentence that comes next: "The Agency shall establish and communicate to the applicant without undue delay the date when the application is considered complete".
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	Neutral	We believe that there is no need for the inclusion of this amendment as the original text is clear enough.
49a	Article 1, first paragraph, point (1)(ba)		
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	In favor	We agree with this amendment since the decision is based on the Opinions received from the Agency.
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Object	We cannot support this amendment. We see the reduction of the period for the review, and amendment of the list of restricted substances as critical for the reasons stated by the COM in this point.
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Scrutiny	
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	In favor	We can accept this amendment in alignment with the Council's mandate.
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	In favor	We support the reference to Annex XV to REACH Regulation, rather than including an annex to the RoHS Directive in alignment with the COM rationale.
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	In favor	We support the reference to Annex XV to REACH Regulation, rather than including an annex to the RoHS Directive in alignment with the COM rationale.
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	In favor	We support the reference to Annex XV to REACH Regulation, rather than including an annex to the RoHS Directive in alignment with the COM rationale.
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)		
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)		
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)		
89a	Article 1, first paragraph, point (4a)		
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	Neutral	We do not oppose to this amendment.
89c	Article 1, first paragraph, point (4b)	Neutral	We do not oppose to this amendment.
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	Neutral	We do not oppose to this amendment.
91	Article 2, first paragraph	In favor	We are flexible.

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals (RoHS) Agency (Text with EEA relevance) - 2023/0454(COD)	
ROMANIA			
Row in table Annex 1	Reference in the text	MS position	MS comment
14	Recital 1	neutral	Flexible, can accept EP amendment
15	Recital 2	neutral	Flexible, can accept EP amendment
19a	Recital 6a	object	RO supports CONS position 5-year timeline due to legal certainty for industry
21	Recital 8	object	Preference to maintain CONS position.
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	object	Preference for the CONS position (may provision)
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	neutral	
49a	Article 1, first paragraph, point (1)(ba)	neutral	It would be important to have a feasible deadline (maybe 6 months is too short).
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	neutral	Similar to Line 49a.
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	object	Similar to Line 19a.
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	object	Preference for the CONS position (or a group of similar substances)
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	in favor	
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (- a)	neutral	
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (- b)	neutral	
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (- c)	neutral	
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	neutral	We can be flexible towards the EP-preferred option to use annex XV of REACH (to ensure coherence since REACH is a horizontal legal act)
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	neutral	
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	neutral	
89a	Article 1, first paragraph, point (4a)	neutral	
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	neutral	
89c	Article 1, first paragraph, point (4b)	neutral	
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	neutral	
91	Article 2, first paragraph	neutral	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		SLOVENIA	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1		
15	Recital 2		
19a	Recital 6a	Object	Contains a reference to 36 months review period,
21	Recital 8		
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	In favor	Stronger wording
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	Neutral	Although we do not see the reason and benefits
49a	Article 1, first paragraph, point (1)(ba)	-	
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Scrutiny	If a compromise could be negotiated, otherwise OBJECT
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Object	Agree with COM assessment, 36 months review period seems excessive
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Neutral	
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	Neutral	
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	Object	Redundant, if the same information is requested in the REACH Annex XV
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	Neutral	Unnecessary, the restriction will be the substance(s)
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	Object	Part of the dossier. Redundant request
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	Object	Redundant, if the same information is requested in the REACH Annex XV
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	Object	Redundant, if the same information is requested in the REACH Annex XV
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Object	Redundant, if the same information is requested in the REACH Annex XV
89a	Article 1, first paragraph, point (4a)	Neutral	
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	Neutral	
89c	Article 1, first paragraph, point (4b)	In favor	
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	In favor	
91	Article 2, first paragraph	In favor	

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		SLOVAKIA	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1		
15	Recital 2		
19a	Recital 6a		
21	Recital 8		
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	Object	support Council proposal - ...may reject
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph		
49a	Article 1, first paragraph, point (1)(ba)		
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Object	support Commission and Council - as normal procedure from drafting to adoption requires 12 month
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Object	Support for review every 5 years. Substance review every 3 years would create legal uncertainties for industry
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph		
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph		
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)		
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)		
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)		
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)		
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)		
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Object	support for Council position - preference for creating a new RoHS Annex IX instead of using REACH Annex XV
89a	Article 1, first paragraph, point (4a)		
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)		
89c	Article 1, first paragraph, point (4b)		
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph		
91	Article 2, first paragraph	Neutral	we can be flexible also with Council position on application date i.e. 24 month

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	

File		DIRECTIVE as regards the re-attribution of scientific and technical tasks to the European Chemicals Agency (Text with EEA relevance) - 2023/0454(COD)	
Member State		SWEDEN	
Row in table Annex I	Reference in the text	MS position	MS comment
14	Recital 1	Neutral	
15	Recital 2	Neutral	
19a	Recital 6a	Neutral	
21	Recital 8	Neutral	
36	Article 1, first paragraph, point (1)(a), amending provision, numbered paragraph (4), second subparagraph	Neutral	
48	Article 1, first paragraph, point (1)(b), amending provision, numbered paragraph (4a), fifth subparagraph	Neutral	
49a	Article 1, first paragraph, point (1)(ba)	Neutral	
49b	Article 1, first paragraph, point (1)(ba), amending provision, numbered paragraph (5)	Neutral	
56	Article 1, first paragraph, point (3)(a), amending provision, first paragraph	Neutral	
59	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), first subparagraph	Neutral	
60	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), second subparagraph	-	EP same position as the Council?
61a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-a)	Object	Stick to Council mandate. Concerned to refer directly to Annex XV of the REACH Regulation which lead to substantial change of RoHS and cause considerable confusion during implementation, not least after the REACH revision.
61b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-b)	Object	Stick to Council mandate. Concerned to refer directly to Annex XV of the REACH Regulation which lead to substantial change of RoHS and cause considerable confusion during implementation, not least after the REACH revision.
61c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (-c)	Object	Stick to Council mandate. Concerned to refer directly to Annex XV of the REACH Regulation which lead to substantial change of RoHS and cause considerable confusion during implementation, not least after the REACH revision.
63a	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (ba)	Object	Stick to Council mandate. Concerned to refer directly to Annex XV of the REACH Regulation which lead to substantial change of RoHS and cause considerable confusion during implementation, not least after the REACH revision.
63b	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bb)	Object	Stick to Council mandate. Concerned to refer directly to Annex XV of the REACH Regulation which lead to substantial change of RoHS and cause considerable confusion during implementation, not least after the REACH revision.
63c	Article 1, first paragraph, point (3)(c), amending provision, numbered paragraph (2), third subparagraph, point (bc)	Object	Stick to Council mandate. Concerned to refer directly to Annex XV of the REACH Regulation which lead to substantial change of RoHS and cause considerable confusion during implementation, not least after the REACH revision.
89a	Article 1, first paragraph, point (4a)	Neutral	
89b	Article 1, first paragraph, point (4a), amending provision, numbered paragraph (1a)	Neutral	
89c	Article 1, first paragraph, point (4b)	In favor	
89d	Article 1, first paragraph, point (4b), amending provision, numbered paragraph (2a) paragraph	In favor	
91	Article 2, first paragraph	In favor	

MS	Position
Austria	-
Belgium	In favor
Bulgaria	Object
Croatia	Neutral
Republic of Cyprus	Scrutiny
Czech Republic	
Denmark	
Estonia	
Finland	
France	
Germany	
Greece	
Hungary	
Ireland	
Italy	
Latvia	
Lithuania	
Luxembourg	
Malta	
Netherlands	
Poland	
Portugal	
Romania	
Slovakia	
Slovenia	
Spain	
Sweden	
Select delegation	