Key Policy Issues CITPA – February 2022

Policy issue/ Legislative act	Description of the issue/interest/concern	Status	Interested Association
Environment			
EU Green Deal			
EU Green Deal	Published in December 2019 as an overarching EU political ambition. See link: https://ec.europa.eu/info/strategy/priorities-2019-2024/european-green-deal_en It comprises of several strategies and new initiatives, the ones relevant for paper packaging are detailed below.	Published	CITPA, CEPI, ACE
EU Climate Law (update)	Regulation (EU) 2021/1119 is the European Climate Law, adopted in July 2021 setting the following objectives: • At least 55% reduction of greenhouse gas emissions by 2030. • Climate neutrality by 2050. See link: https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv%3AOJ.L_.2021.243.01.0001.01.ENG&toc=OJ%3AL%3A2021%3A243%3ATOC	Published	CITPA, CEPI, ACE
"Fit for 55" package	Part of the EU Green Deal and includes number of proposals. The key files that might impact paper packaging are: • Emissions Trading System (ETS), to include aviation, road transport and building sectors – by 2030 included sections must reduce their greenhouse gas emissions by 61%, compared to 2005 levels. • Carbon border levy on polluting imports (CBAM) – including "polluting goods" (so far paper and board not identified as such). • Update to the Renewable Energy Directive and Energy Efficiency Directive – higher targets for energy efficiency (36% by 2030), new renewable energy target (40% by 2030) and renovations. • Update of the Energy Taxation Directive – to align the minimum tax rates for heating and transport fuels with EU climate and environmental objective. • Update of the Forest Strategy (see section further below). • Update of the Regulation on land use, land use change and forestry (LULUCF) – reflecting on the greenhouse gas emissions and removals by the forest.	Published	CITPA, CEPI, ACE

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EU Industrial Strategy	Published on 10 March 2020: Focus is on • Green transition – via the European Green Deal. • Digital transition – to support industry and decarbonization of the economy. • Competitiveness on the global stage – by setting global standard. Update published in May 2021 to reflect effects of COVID-19 pandemic. See link: https://ec.europa.eu/commission/presscorner/detail/en/ip_21_1884	Published	CITPA, CEPI
Farm to Fork Strategy	Part of the EU Green Deal. Strategy published on 20 May 2020 with the aim to have more healthy and sustainable EU food system. The focus is on pesticides, impact on biodiversity and climate, antimicrobial resistance, organic farming, food labelling and food waste. See link: https://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1590404602495&uri=CELEX%3A52020DC0381 The action plan has a specific provision for the review of the EU food contact regulation by Q4/2022 (more information in the section on food contact).	Published, action plan ongoing	CITPA, CEPI, ACE
New Circular Economy Action Plan 2020 (CEAP) (update)	Part of the EU Green Deal. Document published on 11 March 2020. It sets the path for number of initiatives: • Sustainable product policy (legislative, expected 30 March 2022)(update) • Regulating green claims (legislative, expected 30 March 2022) (update) • Review of packaging waste legislation (legislative, expected 20 July 2022) (update) • Measure on substances of concern • Methodology for separate collection of waste • Packaging is considered a "key value chain" See more information the link: https://ec.europa.eu/environment/circular-economy/ EP resolution on the CEAP, approved on 10 February 2021, asking for: • binding 2030 targets for material use/consumption footprint. • product-specific and/or sector-specific binding targets for recycled content. • broaden the scope of the Eco-design Directive for non-energy-related products.	Published, action plan ongoing	CITPA, CEPI, ACE

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	• introduce measures against greenwashing and false environmental claims. • champion the EU Ecolabel as a benchmark for environmental sustainability. See link for more information: https://www.europarl.europa.eu/doceo/document/A-9-2021-0008_EN.html		
Sustainable Products Initiative (update)	• New initiative aiming to make products fit for a climate neutral, resource efficient and circular economy, reduce waste and ensure that the performance of frontrunners in sustainability progressively becomes the norm. • A revision of the Eco-design directive widening the scope. • Update: Leaked document from consultant (Trinomics) outlining possible measures for the SPI, including minimum requirements on recycled content, enabling high-quality recycling, measures banning some products or materials as in the SUPD and more. • Update: Commission adoption expected 30 March 2022. • Update: Commission announced at an online event (Wood be better, SFIF) that SPI will be a horizontal directive setting the scene and specific rules will follow in delegated legislation. Renewability will not be included in the general directive. See link for more information: https://ec.europa.eu/info/law/better-regulation/have-your-say/initiatives/12567-Sustainable-products-initiative	Ongoing	CITPA, CEPI, ACE

Directive 2018/852 on packaging & packaging waste (amending Directive 94/62/EC) (update)	• In force since 4 July 2018.
	• Update: New labelling requirements in Italy, implementation postponed to 30 June 2022. See more information on CONAI website. See link: http://www.progettarericiclo.com/en/docs/environmental-labeling-packaging
	• Packaging waste targets
	  o All packaging – 65% by 2025 and 70% by 2030
	  o Paper & board– 75% by 2025 and 85 % by 2030
	  o Plastic– 50% by 2025 and 55% by 2030
		Implementa-tion ongoing + review of EU Directive	CITPA, CEPI, ACE

Policy issue/ Legislative act	Description of the issue/interest/concern	Status	Interested Association
	- Commission Implementing decision 2019/665 establishing the formats for reporting – new rules on calculation. - Mandatory Extended Producers Responsibility (EPR) for all packaging by 31 December 2024. - Eunomia workshops on the revision of the Directive held in June 2021. A brief was communicated to FEFCO members. Final Eunomia report with Commission not currently available for stakeholders. (update) - Update: Commission proposal expected 20 July 2022.		
Directive 2018/851 on waste (amending Directive 2008/98/EC) (update)	- In force since 4 July 2018. - Bio-based recyclable products – recognised as an opportunity to substitute fuel-based feedstock. - Inspirational target on food waste – 30 % by 2025 and 50% by 2030. - Member States mandated to provide incentives for prevention and reuse. - Separate collection for paper is mandatory. - EU guidance on Extended Producers Responsibility (EPR) and modulated fees is expected (since 2020). - Update: FEFCO provided comments to public consultation on food waste. - Update: Call for evidence for an impact assessment published by the Commission, open until 22 February 2022. FEFCO will comment. - Update: Adoption of the Waste Framework Directive is expected Q2/2023.	Implementa-tion ongoing + review of EU Directive	CITPA, CEPI, ACE
Directive 2018/850 on the landfill of waste (amending Directive 1999/31/EC)	- In force since 4 July 2018. - Separately collected waste for recycling is not allowed in landfills. As of 2030 all waste suitable for recycling or other recovery shall not be landfilled. - By 2035, Member States shall ensure that maximum 10% of the municipal waste is landfilled. Derogations exist.	Implementa-tion ongoing	CITPA, CEPI, ACE

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EU Plastic Strategy	• Published by the Commission in January 2018. • Main issue: silo approach adopted, but measures will impact all packaging. • Circular Plastic Alliance fully supported by Commission.	Adopted, follow up actions	CITPA, CEPI, ACE

Single Use Plastic Directive (update)	• Directive 2019/904 in force from 3 July 2019.
	• Different requirements for single use plastic products (See FEFCO paper):
	   o Ban on single use products from 3 July 2021.
	   o Consumption reduction by 2026 vs 2021.
	   o Extended Producers Responsibility – to cover cost for clean up litter
	   o "Lex specialis" - risk for divergent requirements in Member States
	• Commission will review the directive in 2027 to extend the scope to other non-plastic products.
	• EU harmonised marking specifications defined via Commission Implementing Regulation (EU) 2020/2151.
	• EU guidance on the cost to clean up litter expected by 2023.
	• EU guidance on single use plastic published 31 May 2021.
	See link: https://ec.europa.eu/environment/pdf/plastics/guidelines_single-use_plastics_products.pdf
	• Update: Commission Implementing Decision 2021/1752 published on 1 October 2021 outlining the calculation, verification and reporting of data on the separate collection of the waste of SUP beverage bottles.
	• Update: Commission Implementing Decision (EU) 2022/162 published on 4 February 2022 on the calculation, verification and reporting on the reduction in the consumption of certain single-use plastic products.
		Implementa-tion ongoing	CITPA, CEPI, ACE

Chemical Strategy for Sustainability	• Part of EU Green Deal, strategy published 14 October 2020.
	• A long-term vision for EU chemicals policy focused on innovating safe and sustainable EU chemicals and non-toxic material cycles. The main issues:
	   • "One substance one assessment"
	   • Essential uses and regulating substances of concern in products
	   • Ban on substances/group of substances – e.g. PFAS, endocrine disruptors
		Ongoing	CITPA, CEPI

Policy issue/ Legislative act	Description of the issue/interest/concern	Status	Interested Association
	• EP resolution adopted 10 July 2020.		
Corporate Sustainability Reporting Directive	Proposed by European Commission on 21 April 2021 to amend the existing reporting requirements of the Non-Financial Reporting Directive, establishing principles for companies to report sustainability information annually. • Proposal suggests reporting from 2024 – will apply only to large companies. • For SMEs – the rules will apply from 1 January 2026. • Discussions at Parliament and Council scheduled for February/March 2022. (update). See link: https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52021DC0188&from=EN	Proposal published, negotiations ongoing	CEPI, CITPA
Environmental Footprint			

Product Environmental Footprint (PEF) (update)	• Two methodologies exist:
	   o Product Environmental Footprint (PEF) for individual products
	   o Organisation Environmental Footprint (OEF) for companies
	• "Intermediate paper" - final PEF submitted to Commission in 2018.
	• Cepi issued a PEF tool for members.
	• Update: Cepi to review the PEFCR for paper products in 2022 and possible update for PEF data, tool and new characterization factors for land use.
		EU initiative Ongoing	CITPA, CEPI

EU Green Claims (update)	• Initiative of the Commission under the Circular Economy Action Plan to regulate green claims. • The expectations are that PEF will become mandatory. • Update: Commission proposal expected 30 March 2022.	Ongoing	CITPA, CEPI

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ISO and CEN Standards			
ISO/TC207 Environment	The work of the ISO/TC 207/SC3, ISO/TC207/SC5, ISO/TC 207/SC7 is not actively followed by CITPA at the moment. Members are encouraged to seek information through the national bodies.		
CEN TC 411 Bio-based products	The work of CEN TC 411 is not actively followed by CITPA at the moment. Members are encouraged to seek information through the national bodies.		
CEN TC 261 Packaging and Environment	The work of CEN TC 261 and ISO TC122 is followed by CEPI Eurokraft via the national mirror group.		
ISO/TC 122 (new)	The work of ISO/TC 122/SC 4/WG 10 is followed by CEPI Eurokraft, who is part of the Working Group. The ISO is a new initiative from China regarding eco-design principles, requirements and guidelines for e-commerce packaging. SIS (where paper and paper sack producers are involved) has requested to ISO/TC 122/SC 3/WG 11 to revise the standards for paper sacks.		
Bio-economy			
EU Bio-economy Strategy	Published 11 October 2018 – the target is to create a Sustainable European bioeconomy though different initiatives. See link: https://ec.europa.eu/info/research-and-innovation/research-area/environment/bioeconomy/bioeconomy-strategy_en	Implementa-tion ongoing	CITPA, CEPI

EU Forest Strategy (update)	Part of the EU Green Deal. CITPA provided a response to the public consultation.
	• Proposal adopted by the Commission on 16 July 2021. Key elements include:
	   o Substitution of fossil-based materials with long-lived circular materials and products in line with the cascading principle.
	   o Recognition of the role of short-lived wood-based items in substituting fossil-based products.
		Published, negotiations ongoing	CITPA, CEPI

Policy issue/ Legislative act	Description of the issue/interest/concern	Status	Interested Association
	○ Roadmap for planting at least 3 billion additional trees by 2030. ○ Emphasis on the preservation of the carbon stock and sink function. • Update: Discussed by EP AGRI Committee 30 November 2021. Draft opinion published by EP ENVI Committee 20 January 2022. See link: https://ec.europa.eu/info/sites/default/files/communication-new-eu-forest-strategy-2030_with-annex_en.pdf		
Deforestation Regulation (new)	Commission proposal for a regulation on commodities and products associated with deforestation and forest degradation published on 17 November 2021. • Commodities in the scope: beef, palm oil, soy, **wood**, cocoa and coffee, as well as derogated products like **pulp and paper.** • Geo-localisation coordinates part of the new due diligence requirements. • Manufacturers must prove due diligence requirements to show product does not cause deforestation or forest degradation. • EU Timber Regulation will be repealed.	Published, negotiations ongoing	CITPA, CEPI
Recyclability Guideline			
Recyclability Guideline (update)	• Paper & board industry initiative – published in November 2019. • Cooperation in the value chain - CEPI, CITPA, ACE, CCB. • Target group: retailers, brand owners, designers of packaging. • 4evergreenn "Circularity by design guideline for fibre-based packaging" expected to be published in February 2022. (update)	Published	CITPA, CEPI
Microplastic			
Microplastics (update)	• Combined final opinion of ECHA, RAC and SEC committees submitted to the Commission in February 2021. • Inks and adhesives are impacted directly, paper packaging – indirect impact. • Now part of the EU Green Deal and the new Circular Economy Action Plan • Update: Public consultation planned Q1/2022. Adoption planned Q4/2022.	Ongoing	CITPA, CEPI

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Product Safety			
Food contact legislation			
Framework Regulation 1935/2004 (update)	• Review of the regulation on food contact materials and articles. • A roadmap by the Commission was published in December 2020. The paper & board value chain sent joint feedback to the Commission. • Update: Public consultation planned for Q1/2022. Commission adoption planned Q2/2023.	Ongoing	CITPA, CEPI
Printing Inks (update)	• Germany notified EU via TRIS in July 2016 with the first draft ordinance. • Commission stopped the Ordinance in 2016 with the intention to work on a new EU Regulation on printed food contact materials. In 2018 the Commission stopped the work and announced a review of the Framework Regulation 1935/2004. • Update: German Printing Inks Ordinance adopted December 2021.	Adopted	CITPA, CEPI

German Mineral Oils (update)	• January 2017: European Commission published a Recommendation for monitoring of mineral oils in food and materials in contact with food.
	• March 2019 - JRC guidelines on analytics and reporting.
	• Report from the Netherlands (National Institute for Public Health and the Environment) published in June 2018: paper packaging (recycled) has a limited contribution to the mineral oil exposure.
	• EC report on "Information flows on substances of concern in products from supply chain to waste operators", published May 2020.
	See link: https://op.europa.eu/en/publication-detail/-/publication/59d9b462-a9f6-11ea-bb7a-01aa75ed71a1/language-en
	   o Annex VIII is a case study on paper & board.
	• August 2020 a new draft of a German Regulation on Mineral Oils was notified to the Commission via TRIS and to the WTO in March 2021. Main issues:
	   o Functional barrier required – some exceptions possible.
	   o Limits for MOAH – 0.5 mg/kg in food and 0.15 mg/kg in simulant.
	• Comments were sent by Commission, Spain, Italy and Netherlands.
		Ongoing	CITPA, CEPI

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	• <mark>Update</mark>: German adoption expected 2022.		

French Mineral Oils (<mark>new</mark>)	• French ban to cover mineral oils in inks used on packaging. Entry into force on 1 January 2023.
	 • The ban concerns inks containing:
	   o MOAH of 1 to 7 aromatic cycles, above 0.1%, limit lowers to ppb by 2025.
	   o MOSH of 16 to 35 carbon atoms, above 1%, limit lowers to 0.1% from 2025.
	 • Exemptions possible (no details for the moment).
		Published	CITPA, CEPI

Council of Europe	• In 2019 the Council of Europe updated two documents:
	   o Guiding principles for food contact materials and articles.
	   o Technical Guide on P&B materials and articles for food contact.
	 • The Council of Europe adopted a resolution on 7 October 2020 on the safety and quality of materials and articles for contact with food - see link: https://rm.coe.int/CoERMPublicCommonSearchServices/DisplayDCTMContent?documentId=09000016809fe04a
		Published	CITPA, CEPI

Perfluoroalkyl chemicals (PFAS) (<mark>update</mark>)	• PFAS are part of the Chemicals strategy for Sustainability - the intention is to ban the group for use in consumer products. • In May 2020, five Member States initiated restrictions on per- and polyfluoroalkyl substances (PFAS). The dossier will be ready in July 2022 (<mark>update</mark>). • <mark>Update</mark>: PFAS will be used as exemplary substance for the implementation of the Chemical Strategy for Sustainability. The aim is to phase out PFAS unless proven essential.	Ongoing	CITPA, CEFIC, PIJITF
Endocrine Disruptors (<mark>update</mark>)	• Commission intends to amend the CLP regulation introducing new hazard classes for endocrine disruptors. • List of endocrine disruptors published by France – implementation and use of the list is still unclear.	Ongoing	CITPA, PIJITF

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	• <mark>Update</mark>: Commission's 3rd annual Forum on Endocrine Disruptors held in September 2021.		
Food Contact Coordination Group (comprised of representatives from all sectors of the paper packaging industry)			

Food Contact Guidelines (industry initiative)	• Food Contact Guidelines for the compliance of paper & board materials and articles – published March 2018.
	  o Translations – available in Spanish, Italian, German and Polish; more languages expected.
	  o A corrigendum is available on CEPI and CITPA websites with few amendments regarding DoC and limits following the BfR update.
	• CEN Workshop Agreement
	  o CWA 17433:2019 "Mapping of Future needs of standardisation in the paper and board sector for food contact applications" published July 2019.
		Published	CITPA CEPI