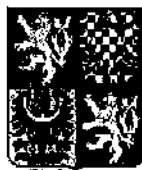


*Courtesy translation*



THE SENATE  
OF THE PARLIAMENT OF THE CZECH REPUBLIC

11<sup>TH</sup> TERM

352<sup>nd</sup>

**RESOLUTION OF THE SENATE**

Delivered on the 12<sup>th</sup> session held on 15<sup>th</sup> February 2018

**on the Proposal for a Directive of the European Parliament and of the Council amending Directive 2009/33/EC on the promotion of clean and energy-efficient road transport vehicles /Senate Print no. N 083/11, COM(2017) 653/**

**The Senate**

**I.**

**1. Agrees**

- a) with the reasons and objectives of the revision of the Directive 2009/33/EU and appreciates the effort of the Commission to update this directive resulting from the evaluation of its implementation;
- b) with the opinion that the public sector should set an example in uptake of clean mobility and should increase the purchase of alternative fuel vehicles;

**2. Remarks**

that the price of alternative fuel vehicles and insufficient infrastructure is still one of the main factors which slow down growth in the share of clean vehicles in public procurements;

**II.**

**Is of the opinion,**

in accordance with the position of the Government, that before the proposal is adopted, it should be substantially modified in the following parts:

- a) **Extend the definition** of clean vehicle in case of vehicles of category M1, M2 and N1 so that this definition also includes natural gas vehicles (CNG) and possibly other alternative fuel vehicles according to the corresponding definition in the Directive 2014/94/EU; at the very least it should be possible to decide on the national level that such an extended definition shall be applied;

- b) Delete binding targets for contracting authorities** included in the Annex of the proposal; the setting of binding targets should be left up to the decision of individual Member State;
- c) Limit the scope of applicability of the Directive only to contracting authorities** according to Article 3(a) of the proposal; the decision on the applicability of the Directive to the operators of public passenger transport services should be left up to the Member States;
- d) Set clear exceptions from the scope of applicability of the Directive** for purchase of vehicles for state security services and for other cases in which low emission alternatives capable of performing the required functions do not exist on the market;
- e) Extend the transposition period** to 30 months; the Senate recalls in this context its resolution No. 137 of 19<sup>th</sup> April 2017 on the Communication from the Commission – EU Law: Better Results through Better Application in which the Senate, following the tightening of the Commission's procedures, calls on the Government, when negotiating in the Council and with the exception of urgent measures, to advance and push for sufficiently long transposition periods of directives and periods between adoption and entry into force of those directly applicable acts of EU law that require national accompanying legislation;

### **III.**

#### **1. Requests**

the Government to inform the Senate about the way this resolution was taken into account and about further development of negotiations once the political agreement of the required number of Member States on the main elements of the proposal is reached, or at an earlier time, should the results of negotiations in the Council begin to depart considerably from the position of the Czech Republic expressed in the General Position of the Government;

#### **2. Authorises**

the President of the Senate to forward this resolution to the European Commission.

Milan Štěch  
sign manual  
President of the Senate

Pavel Štohl  
sign manual  
Senate Verifier