Amendment 28
Tiziana Beghin, David Borrelli, William (The Earl of) Dartmouth, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Citation 1 a (new)

Motion for a resolution

– having regard to Articles 168 and 191 of the Treaty on the Functioning of the European Union, and in particular to the precautionary principle as referred to in Article 191(2),

Or. en
3.6.2015

Amendment 29
Tiziana Beghin, David Borrelli, Fabio Massimo Castaldo, Eleonora Evi, Marco Affronte, Ignazio Corrao, Piernicola Pedicini
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Recital P

Motion for a resolution

P. whereas President Juncker has also clearly stated in his political guidelines, that he will not accept that the jurisdiction of courts in the Member States is limited by special regimes for investment disputes; whereas now that the results of the public consultation on investment protection and ISDS in the TTIP are available, a reflection process - taking account of the contributions - is currently being undertaken within and between the three institutions, while exchanging with civil society and the business sector, on the best way to achieve investment protection and equal treatment of investors while ensuring states’ right to regulate;

Amendment

P. whereas President Juncker has also clearly stated in his political guidelines, that he will not accept that the jurisdiction of courts in the Member States is limited by special regimes for investment disputes; whereas now that the results of the public consultation on investment protection and ISDS in the TTIP are available, a reflection process, taking account of the fact that 97 % of the contributions submitted rejected the inclusion of ISDS in the TTIP, is currently being undertaken within and between the three institutions, while exchanging with civil society and the business sector, on the best way to achieve investment protection and equal treatment of investors while ensuring states’ right to regulate;

Or. en
3.6.2015
A8-0175/30

Amendment 30
Tiziana Beghin, William (The Earl of) Dartmouth, David Borrelli, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao, Piernicola Pedicini on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Recital Pa (new)

Motion for a resolution

Pa. whereas on 10 September 2014 the Commission refused to register the European Citizens’ Initiative (ECI) ‘Stop TTIP’, taking the view that it fell outside the framework of its powers to submit a proposal for a legal act of the Union for the purpose of implementing the Treaties; whereas a ‘Stop TTIP’ initiative has since been launched outside the procedure laid down in Regulation 211/2011 and has already collected more than one million signatures; whereas the Committee on Petitions has received a number of petitions raising concerns over TTIP; whereas the petitioners’ main concerns are related to risks regarding the safety and quality of food imports, the transfer of data from the EU to the US, in particular information collected by the US regarding natural and legal persons (the right of EU citizens to ‘digital self-determination’), the lack of transparency of the negotiations, the potential negative economic impact of TTIP, in particular in terms of employment and wages, and the transfer of public authorities’ right to regulate to corporations via the ISDS mechanism;

Or. en
Amendment 31
Tiziana Beghin, David Borrelli, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao, Piernicola Pedicini
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – introductory part

Motion for a resolution

1. **Addresses, in the context of** the ongoing negotiations on TTIP, **the following recommendations to the Commission:**

Amendment

1. **Requests that the Commission suspends** the ongoing negotiations on TTIP.

*Remainder of paragraph 1 deleted*

Or. en
Amendment 32
Tiziana Beghin, David Borrelli, William (The Earl of) Dartmouth, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao, Piernicola Pedicini
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point a – v a (new)

Motion for a resolution
Amendment

(v a) that TTIP must not be exploited to advance the foreign policy goals of the EU or oblige any state to subordinate its sovereignty to trade policy;

Or. en
Amendment 33
Tiziana Beghin, David Borrelli, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point b – point v

Motion for a resolution

(v) to increase market access for services according to a ‘hybrid list approach’, using positive lists, whereby services that are to be opened up to foreign companies are explicitly mentioned and new services are excluded while ensuring that possible stand-still and ratchet clauses only apply to non-discrimination provisions and allow for enough flexibility to bring services of general economic interest back into public control as well as to take into account the emergence of new and innovative services and using ‘negative list approach’ for national treatment;

Amendment

(v) to ensure that negotiations on services liberalisation are pursued in full accordance with the ‘positive list approach’, for both Market Access and National Treatment, as it applies in the EU-Korea FTA; to ensure by way of a horizontal clause that public authorities retain the option of reassuming public control over liberalised services of general economic interest;

Or. en
Amendment 34
Tiziana Beghin, David Borrelli, William (The Earl of) Dartmouth, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point b – point vi

Motion for a resolution

(vi) the negotiations should meaningfully address and remove the current US restrictions on maritime and air transport services owned by European businesses as a result of US legislation such as the Jones Act, Foreign Dredging Act, the Federal Aviation Act and the US Air Cabotage law and in relation to capital restrictions on foreign ownership of airlines, which seriously hinders market access for EU companies as well as innovation in the US itself;

Amendment

(vi) the current US restrictions on maritime and air transport services owned by European businesses as a result of US legislation such as the Jones Act, Foreign Dredging Act, the Federal Aviation Act and the US Air Cabotage law and in relation to capital restrictions on foreign ownership of airlines, which seriously hinders market access for EU companies as well as innovation in the US itself, must be repealed as a prerequisite for the conclusion of a draft TTIP text;

Or. en
Motion for a resolution
Paragraph 1 – point b – point vi a (new)

Motion for a resolution

Amendment

(vi a) that the National Health Service (NHS) of the United Kingdom be excluded from all TTIP provisions in their entirety;

Or. en
Amendment 36
William (The Earl of) Dartmouth
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point b – point vi b (new)

Motion for a resolution
Amendment

(vi b) that a full carve-out from TTIP be provided to the National Health Service (NHS) of the United Kingdom as part of the negotiations on market access, in such a way that this carve-out cannot be challenged through any dispute settlement mechanism that may arise from TTIP;

Or. en
Amendment 37
Tiziana Beghin, David Borrelli, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Marco Zullo, Giulia Moi, Ignazio Corrao, Rolandas Paksas
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point c – point i a (new)

Motion for a resolution
(i a) to specify in particular the agricultural sectors and subsectors to be excluded from the scope of regulatory cooperation within TTIP, including sensitive areas in which EU and US legislation differ significantly, including, but not restricted to, legislation on animal welfare, genetically modified organisms, clones and descendants of clones, chlorine bleach on chicken carcasses, growth hormones in meat and milk production, antibiotics in livestock rearing, agro-chemicals and plant protection products;

Or. en
Motion for a resolution
Paragraph 1 – point c – point ii

Motion for a resolution
(ii) to base negotiations on SPS and TBT measures on the key principles of the multilateral SPS and TBT agreements and to protect European SPS standards and procedures; to aim in the first place at the elimination or significant reduction of excessively burdensome SPS measures including related import procedures; in particular to ensure that pre-approvals, obligatory protocols or pre-clearance inspections are not applied as a permanent import measure; to achieve increased transparency and openness, mutual recognition of equivalent standards, exchanges of best practices, strengthening of dialogue between regulators and stakeholders and strengthening of cooperation in international standards-setting bodies; to ensure in negotiations on SPS and TBT measures, that the high standards that have been put in place in order to ensure food safety, human, animal or plant life or health in the EU are not compromised in any way;

Amendment
(ii) to achieve increased transparency and openness, mutual recognition of equivalent standards, exchanges of best practices, strengthening of dialogue between regulators and stakeholders and strengthening of cooperation in international standards-setting bodies; to ensure in negotiations on SPS and TBT measures, that the high standards that have been put in place in order to ensure food safety, human, animal or plant life or health in the EU are not compromised in any way;

Or. en
Amendment 39
Tiziana Beghin, David Borrelli, William (The Earl of) Dartmouth, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao, Piernicola Pedicini on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point c – point ii a (new)

Motion for a resolution

(ii a) TTIP must not be used to create a global regulatory regime under the heading of regulatory harmonisation or any language with the same effect, since such harmonisation tends to penalise SMEs and distort market competition;

Or. en
Amendment 40
Tiziana Beghin, David Borrelli, Eleonora Evi, Marco Affronte, Fabio Massimo Castaldo, Ignazio Corrao, Piernicola Pedicini, Rolandas Paksas
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point d – point xiv

(xiv) to ensure that investment protection provisions are limited to post-establishment provisions and focus on national treatment, most-favoured nation, fair and equitable treatment and protection against direct and indirect expropriation, including the right to prompt, adequate and effective compensation; standards of protection and definitions of investor and investment should be drawn up in a precise legal manner protecting the right to regulate in the public interest, clarifying the meaning of indirect expropriation and preventing unfounded or frivolous claims; free transfer of capital should be in line with the EU treaty provisions and should include a prudential carve-out not limited in time in the case of financial crises;

Or. en

(xiv) to ensure that foreign investors are treated in a non-discriminatory fashion and have a fair opportunity to seek and achieve redress of grievances while benefiting from no greater rights than domestic investors; to oppose the inclusion of ISDS in TTIP, as other options, such as domestic remedies, are available for enforcing investment protection, and the given level of investment protection in the EU and the US is fully sufficient to guarantee legal certainty;
Amendment 41
Tiziana Beghin, David Borrelli, William (The Earl of) Dartmouth, Eleonora Evi, Marco
Affronte, Fabio Massimo Castaldo, Ignazio Corrao
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
Paragraph 1 – point e – point iv a (new)

Motion for a resolution

(iv a) provide detailed and regularly updated information to EU citizens about the latest developments on TTIP, including via social networks, mass media and other communication channels;

Or. en
Amendment 42
Tiziana Beghin, Isabella Adinolfi
on behalf of the EFDD Group

Report
Bernd Lange
Negotiations for the Transatlantic Trade and Investment Partnership (TTIP)
2014/2228(INI)

Motion for a resolution
 Paragraph 1 – point b – point xii

Motion for a resolution

(xii) to ensure that the EU’s acquis on data privacy is not compromised through the liberalisation of data flows, in particular in the area of e-commerce and financial services, while recognizing the relevance of data flows as a backbone of transatlantic trade and the digital economy; to incorporate, as a key point, a comprehensive and unambiguous horizontal self-standing provision, based on Article XIV of the General Agreement on Trade in services (GATS), that fully exempts the existing and future EU legal framework for the protection of personal data from the agreement without any condition that it must be consistent with other parts of the TTIP; to negotiate provisions which touch upon the flow of personal data only if the full application of data protection rules on both sides of the Atlantic is guaranteed and respected to cooperate with the United States in order to encourage third countries to adopt similar high data protection standards around the world;

Amendment

(xii) to ensure that the EU’s acquis on data privacy is not compromised through the liberalisation of data flows, in particular in the area of e-commerce and financial services, while recognising the relevance of data flows as a backbone of transatlantic trade and the digital economy; to incorporate, as a key point, a comprehensive and unambiguous horizontal self-standing provision, based on Article XIV of the General Agreement on Trade in services (GATS), that fully exempts the existing and future EU legal framework for the protection of personal data from the agreement without any condition that it must be consistent with other parts of the TTIP;