These checks shall cover each year a large and representative cross-section of mobile workers, drivers, undertakings and vehicles falling within the scope of Regulations (EC) No 561/2006 and (EU) No 165/2014 and of mobile workers and drivers falling within the scope of Directive 2002/15/EC.

Or. en
21.3.2019               A8-0206/196

Amendment 196
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report             A8-0206/2018
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 1 – paragraph 1 – point 4
Directive 2006/22/EC
Article 6 – paragraph 1

Text proposed by the Commission

1. Checks at premises shall be planned in the light of past experience in relation to the various types of transport and undertakings. They shall also be carried out if serious infringements of Regulation (EC) No 561/2006 or (EU) No 165/2014 or Directive 2002/15/EC have been detected at the roadside.

Amendment

1. Checks at premises shall be planned in the light of past experience in relation to the various types of transport and undertakings. They shall also be carried out if serious infringements of Regulation (EC) No 561/2006 or (EU) No 165/2014 or Directive 2002/15/EC, with regard to the maximum weekly and daily working time, and requirements relating to breaks, rest periods and night work, have been detected at the roadside.

Or. en
21.3.2019

Amendment 197

Marita Ulvskog

on behalf of the Committee on Employment and Social Affairs

Report

Merja Kyllönen


Proposal for a directive

Article 1 – paragraph 1 – point 6 – point a

Directive 2006/22/EC

Article 8 – paragraph 1 – point b

Text proposed by the Commission

(b) upon reasoned request by a Member State in individual cases.

Amendment

(b) upon the specific request by a Member State in individual cases.

Or. en
21.3.2019

Amendment 198
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 1 – paragraph 1 – point 7 – point a
Directive 2006/22/EC
Article 9 – paragraph 1 – subparagraph 2

Text proposed by the Commission

The Commission shall, by means of implementing acts, establish a common formula for calculating a risk rating of undertakings, which shall take into account the number, severity and frequency of occurrence of infringements as well as the results of controls where no infringement has been detected and whether a road transport undertaking has been using the smart tachograph, pursuant to Chapter II of Regulation (EU) No 165/2014, on all its vehicles. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2) of this Directive.

Amendment

The Commission shall, by means of implementing acts, establish a common formula for calculating a risk rating of undertakings, which shall take into account the number, severity and frequency of occurrence of infringements as well as the results of controls where no infringement has been detected. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2) of this Directive.

Or. en
Amendment 199
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 1 – paragraph 1 – point 7 – point c
Directive 2006/22/EC
Article 9 – paragraph 4

Text proposed by the Commission

4. In order to facilitate targeted roadside checks, the data contained in the national risk rating system shall be accessible at the time of control to all competent control authorities of the Member State concerned.

Amendment

4. In order to facilitate targeted roadside checks, the data contained in the national risk rating system shall be accessible at the time of control to all competent control authorities of the Member States.

Or. en
21.3.2019

Amendment 200
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 1 – paragraph 1 – point 7 – point c a (new)
Directive 2006/22/EC
Article 9 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

(ca) the following paragraph is added:

“5a. The smart tachograph, which indicates the location of drivers over the span of a 56-day period, shall be introduced on all vehicles engaged in international transport and cabotage by 2 January 2020.”.

Or. en
Amendment 201
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 2 – paragraph 1

Text proposed by the Commission


Amendment


Or. en
Text proposed by the Commission

Amendment

1a. The smart tachograph, which indicates the location of drivers over the span of a 56-day period, shall be introduced on all vehicles engaged in international transport and cabotage by 2 January 2020.

Or. en
Amendment 203
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 2 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Transit shall be excluded from the application of this Directive and of Directive 96/71/EC.

Or. en
21.3.2019 A8-0206/204

Amendment 204
Marita Ulvskog
on behalf of the Committee on Employment and Social Affairs

Report
A8-0206/2018
Merja Kyllönen
Enforcement requirements and specific rules for posting drivers in the road transport sector

Proposal for a directive
Article 2 – paragraph 2 – subparagraph 1

Text proposed by the Commission

2. Member States shall not apply points (b) and (c) of the first subparagraph of Article 3 (1) of Directive 96/71/EC to drivers in the road transport sector employed by undertakings referred to in Article 1(3)(a) of that Directive, when performing international carriage operations as defined by Regulations 1072/2009 and 1073/2009

Amendment

2. Member States shall apply points (b) and (c) of the first subparagraph of Article 3 (1) of Directive 96/71/EC to drivers in the road transport sector employed by undertakings referred to in Article 1(3)(a) of that Directive, when performing international carriage or cabotage operations as defined by Regulations (EC) No 1072/2009 and (EC) No 1073/2009.

Or. en