Amendment 655
Kosma Zlotowski, Roberts Zīle
on behalf of the ECR Group

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 3 – point c a (new)
Directive 2006/22/EC
Article 5

Text proposed by the Commission
Amendment
(c a) Article 5 is replaced by the following:

Article 5
Concerted checks
Member States shall, at least six times per ear, undertake concerted roadside checks on drivers and vehicles falling within the scope of Regulations (EC) No 561/2006 or (EU) 165/2014. Such checks shall be undertaken at the same time by the enforcement authorities of two or more Member States, each operating in its own territory.\

Or. en
22.3.2019 A8-0206/656

Amendment 656
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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 have been detected at the roadside.;

Or. en
Amendment 657
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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

Proposal for a directive

<table>
<thead>
<tr>
<th>Article 1 – paragraph 1 – point 5 a (new)</th>
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<td>Directive 2006/22/EC</td>
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<td>Article 7 – paragraph 1 – point b</td>
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<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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<tr>
<td>(5 a) in Article 7(1), point b is replaced by the following</td>
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<td>&quot;(b) to forward the biennial statistical returns to the Commission under Article 17 of Regulation (EC) No 561/2006;&quot;;</td>
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</tr>
</tbody>
</table>

Or. en
Amendment 658
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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 6 – point b
Directive 2006/22/EC
Article 8 – paragraph 1 a – subparagraph 2

Text proposed by the Commission

Where the requested Member State considers that the request is insufficiently reasoned, it shall inform the requesting Member State accordingly within 10 working days. The requesting Member State shall further substantiate the request. Where this is not possible, the request may be rejected by the Member State.

Amendment

Where the requested Member State considers that the request is insufficiently reasoned, it shall inform without delay the requesting Member State. The requesting Member State shall further substantiate the request. Where this is not possible, the request may be rejected by the Member State.

Or. en
22.3.2019

Amendment 659
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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 6 – point -a (new)
Directive 2006/22/EC
Article 8 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

(-a) the introductory part is replaced by the following:
“1. Information made available bilaterally under Article 22(2) of Regulation (EC) No 561/2006 or Article 40 of Regulation (EU) No 165/2014 shall be exchanged between the designated bodies notified to the Commission in accordance with Article 7(2):”;

Or. en
Amendment 660
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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, 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 661
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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 the competent control authorities of the Member State concerned.;

Amendment

4. In order to facilitate targeted roadside checks and provided that it is to be technically feasible, the data contained in the national risk rating system shall be accessible at the time of control to all the competent control authorities of the Member State concerned.;

Or. en
Amendment 662
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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 b a (new)
Directive 2006/22/EC
Article 9 – paragraph 3

Text proposed by the Commission

(b a) paragraph 3 is replaced by the following:

“3. An initial list of infringements of Regulations (EC) No 561/2006 and (EU) No 165/2014 is set out in Annex III.

With a view to giving guidelines on the weighting of infringements of Regulations (EC) No 561/2006 or (EU) 165/2014, the Commission may, as appropriate, in accordance with the procedure referred to in Article 12(2), adapt Annex III with a view to establishing guidelines on a common range of infringements, divided into categories according to their gravity.

The category for the most serious infringements should include those where failure to comply with the relevant provisions of Regulations (EC) No 561/2006 or (EU) 165/2014 create a serious risk of death or serious personal injury.”;
22.3.2019 A8-0206/663

Amendment 663
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

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 8 a (new)
Directive 2006/22/EC
Article 12

Text proposed by the Commission Amendment

(8 a) Article 12 is replaced by the following:

“1. The Commission shall be assisted by the Committee set up by Article 42(1) of Regulation (EU) No 165/2014. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.

2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.”;

Or. en
Amendment 664
Kosma Złotowski, Roberts Žīle
on behalf of the ECR Group

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

Proposal for a directive
Article 1 – paragraph 1 – point 8 b (new)
Directive 2006/22/EC
Article 13 – point b

Text proposed by the Commission

(8 b) in Article 13, point b is replaced by the following:
“(b) to encourage a coherence of approach between enforcement authorities and a harmonised interpretation of Regulation (EC) No 561/2006 between enforcement authorities;”;

Amendment

Or. en