Amendment 735  
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  
Recital 10

Text proposed by the Commission

(10) The Commission, in its proposal of 8 March 2016\textsuperscript{17} for the revision of Directive 96/71/EC, recognized that the implementation of that Directive raises particular legal questions and difficulties in the highly mobile road transport sector and indicated that those issues should be best addressed through sector-specific road transport legislation.

\textsuperscript{17} COM(2016)128

Amendment

(10) The Commission, in its proposal of 8 March 2016\textsuperscript{17} for the revision of Directive 96/71/EC, recognized that the implementation of that Directive raises particular legal questions and difficulties in the highly mobile road transport sector and indicated that those issues should be best addressed through sector-specific road transport legislation, \textit{so as to keep transport companies competitive and maintain the current level of liberalisation of services in the sector.}

\textsuperscript{17} COM(2016)128

Or. pl
Recital 11

Text proposed by the Commission

(11) In order to ensure the effective and proportionate implementation of Directive 96/71/EC in the road transport sector, it is necessary to establish sector-specific rules reflecting the particularity of the highly mobile workforce in the road transport sector and providing a balance between the social protection of drivers and the freedom to provide cross-border services for operators.

Amendment

(11) In order to ensure the effective and proportionate implementation of Directive 96/71/EC in the road transport sector, it is necessary to establish sector-specific rules that take account of the particularity of the highly mobile workforce in the road transport sector and providing a balance between the working conditions of drivers and the freedom to provide cross-border services for operators.

Or. pl
Recital 13

Text proposed by the Commission

(13) In order to ensure effective and efficient enforcement of the sector-specific rules on posting of workers and to avoid disproportionate administrative burdens for non-resident operators sector, specific administrative and control requirements should be established in the road transport sector, taking full advantage of control tools such as the digital tachograph.

Amendment

(13) In order to ensure effective and efficient enforcement of the sector-specific rules on posting of workers and to avoid disproportionate administrative burdens for non-resident operators sector, specific administrative and control requirements should be established in the road transport sector, taking full advantage of control tools such as the digital tachograph. A clear distinction should also be made between roadside checks and checks carried out on company premises.

Or. pl
Amendment 738
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
Recital 13 a (new)

Text proposed by the Commission

(13a) The Commission should regularly evaluate the impact of the application and enforcement of the current rules on the road transport industry and issue regular reports to the European Parliament and the Council, and should submit proposals on how to further simplify those rules and reduce the administrative burden.

Or. pl
Amendment 739
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

Report
Merja Kyllönen
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Proposal for a directive
Article 2 – paragraph 1

Text proposed by the Commission


Amendment

1. This Article establishes **sector-specific** rules and **derogations** as regards certain aspects of Directive 96/71/EC relating to the posting of drivers in the road transport sector and of Directive 2014/67/EU relating to administrative requirements and control measures for the posting of those drivers.

Or. pl
Amendment 740
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 2 – paragraph 4 – point a – introductory part

Text proposed by the Commission

(a) an obligation for the road transport operator established in another Member State to send a posting declaration to the national competent authorities at the latest at the commencement of the posting, in electronic form, in an official language of the host Member State or in English, containing only the following information:

Amendment

(a) an obligation for the road transport operator established in another Member State to send a declaration to the information exchange system on the single market or to the national competent authorities at the latest at the commencement of the shipment, via a standardised electronic form created and made available by the Commission, in any official EU language, containing only the following information:

Or. pl
22.3.2019

Amendment 741
Kosma Złotowski, Roberts Zīle
on behalf of the ECR Group

Report
Merja Kyllönen

Proposal for a directive
Article 2 – paragraph 4 – point a – point ii

Text proposed by the Commission

(ii) the contact details of a transport manager or other contact person(s) in the Member State of establishment to liaise with the competent authorities of the host Member State, in which the services are provided and to send out and receive documents or notices;

Amendment

deleted

Or. pl
22.3.2019

Amendment 742
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 2 – paragraph 4 – point a – point iv

Text proposed by the Commission

(iv) the anticipated duration, envisaged beginning and end date of the posting;

Amendment

(iv) the envisaged beginning and end date of the shipment;

Or. pl
Amendment 743
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 2 – paragraph 4 – point a – point v

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<thead>
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<td>(v) the number plates of vehicles used</td>
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<td>in posting;</td>
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Or. pl
Amendment 744
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 2 – paragraph 4 – point b

Text proposed by the Commission

(b) an obligation for the driver to keep and make available, where requested at the roadside control, in paper or electronic form, a copy of the posting declaration and evidence of transport operation taking place in the host Member State, such as an electronic consignment note (e-CMR) or evidence referred to in Article 8 of Regulation (EC) No 1072/2009 of the European Parliament and of the Council.

Amendment

(b) an obligation for the driver to keep and make available, where requested at the roadside control, in paper or electronic form, evidence of transport operation taking place in the host Member State, such as an electronic consignment note (e-CMR) or evidence referred to in Article 8 of Regulation (EC) No 1072/2009 of the European Parliament and of the Council.

Or. pl