Amendment 804
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group

Report
Merja Kyllönen

Proposal for a directive
Recital 14 a (new)

Text proposed by the Commission

(14a) The exchange of information in the context of effective administrative cooperation and mutual assistance between Member States should comply with the rules on personal data protection laid down in Regulation (EU) 2016/679.

Or. en
Amendment 805
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group

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

Proposal for a directive
Recital 14 b (new)

Text proposed by the Commission

(14b) Rules to safeguard good social conditions across the European road haulage market should be respected by all partners in the supply chain. In order to create an economically and socially sustainable European internal market, a chain of responsibility that covers all actors in the logistical chain should be established and implemented. Enforcing transparency and liability and increasing social and economic equality will increase the attractiveness of the driver as a profession and promote healthy competition.
Amendment 806
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group
Merja Kyllönen, Michèlle Alliot-Marie, Pascal Arimont, Pilar Ayuso, Georges Bach,
Bendt Bendtsen, Reimer Böge, Daniel Caspary, Pilar del Castillo Vera, Salvatore Ciccio,
Alberto Cirio, Birgit Collin-Langen, Lara Comi, Herbert Dorfmann, Christian Ehler,
Frank Engel, Rosa Estarás Ferragut, Francesc Gambús, Elisabetta Gardini, Jens
Gieseke, Esteban González Pons, Luis de Grandes Pascual, Ingeborg Gräßle, Françoise
Grossetête, Christophe Hansen, Monika Hohlmeier, Carlos Iturgaiz, Peter Jahr,
Dieter-Lebrecht Koch, Eduard Kukan, Werner Langen, Giovanni La Via, Peter Liese,
Antonio López-Istúriz White, Barbara Matera, Gabriel Mato, Alessandra Mussolini,
Angelika Niebler, Luděk Niedermayer, Aldo Patriciello, Markus Pieper, Franck Proust,
Dennis Radtke, Massimiliano Salini, Anne Sander, Sven Schulze, Andreas Schwab,
Michaela Šojdrová, Ivan Štefanec, Pavel Svoboda, Axel Voss, Rainer Wieland, Tomáš
Zdechovský

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 a
Directive 2006/22/EC
Article 2 – paragraph 1 – subparagraph 2

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.

Amendment
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, in the case of checks at premises, of
mobile workers and drivers falling within the scope of Directive 2002/15/EC.
Member States shall organise roadside checks on the implementation of Directive
2002/15/EC only after the introduction of technology enabling effective checks to be
carried out. Until then those checks shall be carried out exclusively at the premises
of the transport undertakings.
Amendment 807
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group

Report
Merja Kyllönen

Proposal for a directive
Article 1 – paragraph 1 – point 3 – point b
Directive 2006/22/EC
Article 2 – paragraph 3 – subparagraph 1

Text proposed by the Commission
Each Member State shall organise checks in such a way that at least 3% of days worked by drivers of vehicles falling within the scope of Regulation (EC) No 561/2006, Regulation (EU)165/2014 and Directive 2002/15/EC are checked.

Amendment
Each Member State shall organise checks in such a way that at least 3% of days worked by drivers of vehicles falling within the scope of Regulation (EC) No 561/2006, Regulation (EU)165/2014 and Directive 2002/15/EC are checked.
Following roadside checks and where the driver is not in capacity to submit one or more of the required documents, the drivers shall be released to continue their transport operation and the transport operator in the Member State of establishment is obliged to submit the required documents via competent authorities.
United in diversity
Amendment 808
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group

Report
Merja Kyllönen

Proposal for a directive
Article 1 – paragraph 1 – point 3 – point c
Directive 2006/22/EC
Article 2 – paragraph 4

Text proposed by the Commission

4. The information submitted to the Commission in accordance with Article 17 of Regulation (EC) No 561/2006 shall include the number of drivers checked at the roadside, the number of checks at the premises of undertakings, the number of working days checked and the number and type of infringements reported, together with a record of whether passengers or goods were transported.

Amendment

4. The information submitted to the Commission in accordance with Article 17 of Regulation (EC) No 561/2006 shall include the number of drivers checked at the roadside, the number of checks at the premises of undertakings, the number of working days checked at premises and the number and type of infringements reported, together with a record of whether passengers or goods were transported.

Or. en
Amendment 809
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE 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 a (new)
Directive 2006/22/EC
Article 5

Present text

Article 5
Concerted checks

Member States shall, at least six times per year, undertake concerted roadside checks on drivers and vehicles falling within the scope of Regulations (EEC) No 3820/85 or (EEC) 3821/85. 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.

Amendment

(3a) Article 5 is replaced by the following:

“Article 5

Concerted checks

Member States shall, at least six times per year, undertake concerted roadside checks and at the premises on drivers and vehicles falling within the scope of Regulation (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. The summary results of the concerted checks shall be made public
in line with Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data.”
Amendment 810
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group

Report
Merja Kyllönen

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 Regulations (EC) No 561/2006 and (EU) No 165/2014 have been detected at the roadside.

Or. en
Amendment 811
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group
Merja Kyllönen, Michèle Alliot-Marie, Pascal Arimont, Pilar Ayuso, Georges Bach,
Bendt Bendtsen, Reimer Böge, Daniel Caspary, Pilar del Castillo Vera, Salvatore Ciccù,
Alberto Cirio, Birgit Collin-Langen, Lara Comi, Herbert Dorfmann, Christian Ehler,
Frank Engel, Rosa Estarás Ferragut, Francesc Gambús, Elisabetta Gardini, Jens
Gieseke, Esteban González Pons, Luis de Grandes Pascual, Ingeborg Gräßle, Françoise
Grossetête, Christophe Hansen, Monika Hohlmeier, Carlos Iturgaiz, Peter Jahr,
Dieter-Lebrecht Koch, Eduard Kukan, Werner Langen, Giovanni La Via, Peter Liese,
Antonio López-Istúriz White, Barbara Matera, Gabriel Mato, Alessandra Mussolini,
Angelika Niebler, Luděk Niedermayer, Aldo Patriciello, Markus Pieper, Franck Proust,
Dennis Radtke, Massimiliano Salini, Anne Sander, Sven Schulze, Andreas Schwab,
Michaela Šojdrová, Ivan Štefanec, Pavel Svoboda, Axel Voss, Rainer Wieland, Tomáš
Zdechovský

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 4 a (new)
Directive 2006/22/EC
Article 7 – paragraph 1– point b

Present text
(4a) in Article 7(1), point (b) is replaced by the following:

(b) to forward the biennial statistical returns to the Commission under Article 16
(2) of Regulation (EEC) No 3820/85;

Amendment
“(b) to forward the biennial statistical returns to the Commission under Article 17
of Regulation (EC) No 561/2006;”

Or. en
Amendment 812
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE Group

Report

Merja Kyllönen

Proposal for a directive

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

Present text

(-a) In Article 8(1), the introductory part is replaced by the following:

1. Information made available bilaterally under Article 17(3) of Regulation (EEC) No 3820/85 or Article 19(3) of Regulation (EEC) No 3821/85 shall be exchanged between the designated bodies notified to the Commission in accordance with Article 7(2):

Or. en
Amendment 813
Ismail Ertug
on behalf of the S&D Group
Pavel Telička
on behalf of the ALDE 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–point b

Text proposed by the Commission

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

Amendment

(b) at the specific request of a Member State in individual cases, provided that the information required is not available through direct consultation of national electronic registers referred to in Article 16 (5) of Regulation (EC) No 1071/2009.

Or. en