



2016/2100(INI)

20.10.2016

AMENDMENTS

1 - 128

Draft opinion
Michel Dantin
(PE589.301v01-00)

Annual Report on EU Competition Policy
(2016/2100(INI))

Amendment 1
Michel Dantin

Draft opinion
Recital -A (new)

Draft opinion

Amendment

-A. having regard to Articles 39 and 42 of the Treaty on the Functioning of the European Union (TFEU)^{1 a};

^{1 a} This suggestion should be included in the motion for a resolution as a citation should the motion be adopted by the committee responsible.

Or. fr

Amendment 2
Michel Dantin

Draft opinion
Recital -A a (new)

Draft opinion

Amendment

-A a. - having regard to Regulation (EU) No 1308/2013 of the European Parliament and of the Council of 17 December 2013 establishing a common organisation of the markets in agricultural products and repealing Council Regulations (EEC) No 922/72, (EEC) No 234/79, (EC) No 1037/2001 and (EC) No 1234/2007^{1 a};

^{1 a} This suggestion should be included in the motion for a resolution as a citation should the motion be adopted by the committee responsible.

Or. fr

Amendment 3
Michel Dantin

Draft opinion
Recital -A b (new)

Draft opinion

Amendment

Ab. - having regard to Commission Regulation (EU) No 1218/2010 of 14 December 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of specialisation agreements^{1 a};

^{1 a} This suggestion should be included in the motion for a resolution as a citation should the motion be adopted by the committee responsible.

Or. fr

Amendment 4
José Bové
on behalf of the Verts/ALE Group

Draft opinion
Recital A a (new)

Draft opinion

Amendment

Aa. whereas Article 39(1)(b) of the Treaty on the Functioning of the European Union (TFEU) sets as one of the objectives of the common agricultural policy (CAP) that of ensuring a fair standard of living for the agricultural community, in particular by increasing the individual earnings of persons engaged in agriculture;

Or. fr

Amendment 5
Luke Ming Flanagan

on behalf of the GUE/NGL Group

Draft opinion
Recital A a (new)

Draft opinion

Amendment

A a. Whereas article 102 of the TFEU indicates clearly, that directly or indirectly imposing unfair trading practices on other sectors of the food chain constitutes a breach of this regulation;

Or. en

Amendment 6
Angélique Delahaye

Draft opinion
Recital B

Draft opinion

Amendment

B. whereas the most recent reform of the common agricultural policy (CAP) sought to strengthen the position of farmers in the food supply chain through a series of derogations and exemptions from the provisions of Article 101 TFEU;

B. whereas the most recent reform of the common agricultural policy (CAP) sought to strengthen the position of farmers in the food supply chain through a series of derogations and exemptions from the provisions of Article 101 TFEU, ***but whereas that reform does not provide the Member States with the tools they need to implement it effectively;***

Or. fr

Amendment 7
Luke Ming Flanagan, Matt Carthy
on behalf of the GUE/NGL Group

Draft opinion
Recital B

Draft opinion

Amendment

B. whereas the most recent reform of the common agricultural policy (CAP) sought to strengthen the position of farmers

B. whereas the most recent reform of the common agricultural policy (CAP) sought to strengthen the position of farmers

in the food supply chain through a series of derogations and exemptions from the provisions of Article 101 TFEU;

in the food supply chain through a series of derogations and exemptions from the provisions of Article 101 TFEU, *notwithstanding this, the reform failed to address the anti competitive elements of the Common Agricultural Policy inherent in itself where farmers receive vastly differing levels of payments based on historic criteria which are no longer justified;*

Or. en

Amendment 8
Michel Dantin

Draft opinion
Recital B a (new)

Draft opinion

Amendment

Ba. whereas the situation on the agricultural markets is characterised by the increased volatility of agricultural prices, and whereas these markets, and in particular on the dairy market, are facing an unprecedented crisis which is further weakening the position of farmers in the food supply chain;

Or. fr

Amendment 9
Bronis Ropé

Draft opinion
Recital B a (new)

Draft opinion

Amendment

Ba. whereas the different levels of direct farm payments in the various Member States, fluctuating between EUR 159 (in Latvia) and EUR 418 (in the Netherlands), even when allowing for different price levels, create unequal conditions of competition and thus distort

competition on the agricultural market;

Or. It

Amendment 10
Momchil Nekov

Draft opinion
Recital B a (new)

Draft opinion

Amendment

Ba. whereas close to 80% of farms in the EU are smaller than 10 ha; whereas family farms account for more than 95% of all holdings in the EU and for more than 85% jobs in the sector; whereas those farms are less competitive and less able to adjust to market shocks and changes;

Or. bg

Amendment 11
Momchil Nekov

Draft opinion
Recital B b (new)

Draft opinion

Amendment

Bb. whereas about 75% of holdings in the EU specialise in a particular crop or livestock species and only 25% are mixed-crop (4.8%) or mixed-livestock farms (4.4%) or a combination of the two (13.8%), which also results in less flexibility as regards production and supply;

Or. bg

Amendment 12
Momchil Nekov

Draft opinion
Recital B c (new)

Draft opinion

Amendment

Bc. whereas the aim of quality schemes for EU agricultural products and foodstuffs, in particular schemes covering geographical indications and organic farming products, is to make EU producers more competitive, raise their profile and protect them more effectively; whereas some Member States have laid down mechanisms to promote and support geographical indication schemes as part of their rural development programmes;

Or. bg

Amendment 13
Momchil Nekov

Draft opinion
Recital B d (new)

Draft opinion

Amendment

Bd. whereas following the entry into force of the Paris Agreement concluded under the United Nations Framework Convention on Climate Change, and the emissions reduction proposal, it is expected in most EU Member States that requirements within agriculture will be more stringent, putting EU producers at risk of losing competitiveness;

Or. bg

Amendment 14
Luke Ming Flanagan, Matt Carthy
on behalf of the GUE/NGL Group

Draft opinion
Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ***ensuring that the conditions for competition are fair so as to foster*** investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ***believes that "own brand" labelling leads to less competition in the market place and in the long term acts as a disincentive to fostering*** investment, employment and innovation in agricultural markets;

Or. en

Amendment 15

Daniel Buda, Viorica Dăncilă

Draft opinion

Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets; ***points out that coherent, unitary competition legislation at EU level would remove regulatory uncertainties and consolidate the position of agricultural producers in the supply chain;***

Or. ro

Amendment 16

José Bové

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets; ***emphasises that, with that aim in view, fixing a floor price which effectively bans below-cost selling by farmers is one of the options which should be considered and implemented;***

Or. fr

Amendment 17
John Stuart Agnew

Draft opinion
Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets, ***whilst noting that the EU's prescriptive and interventionist approach to market regulation creates substantial barriers to entry and innovation;***

Or. en

Amendment 18
Momchil Nekov

Draft opinion
Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring *that the conditions for competition are fair* so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers, *including small and medium-sized farms and family farms*, as it does to defending consumers' interests, ensuring *producers fair* conditions for competition *and a decent income* so as to foster *viability*, investment, employment and innovation in agricultural markets;

Or. bg

Amendment 19

Monica Macovei, Patricija Šulin

**Draft opinion
Paragraph 1**

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets, *delivering a more equitable and targeted support towards small farmers and active farmers*;

Or. en

Amendment 20

Jasenko Selimovic, Ivan Jakovčić

**Draft opinion
Paragraph 1**

Draft opinion

1. Emphasises that competition policy must attach the same importance to

Amendment

1. Emphasises that competition policy must attach the same importance to

defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;
highlights, that European farmers should be able to access as well as compete throughout the internal market;

Or. en

Amendment 21

Ulrike Müller, Ivan Jakovčić, Hannu Takkula

Draft opinion Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy ***defends consumers' interests but not agricultural producers' interests; stresses that competition policy*** must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Or. en

Amendment 22

Notis Marias

Draft opinion Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers, ***especially in EU Member States adversely affected by Trika austerity policies***, as it does to defending consumers'

foster investment, employment and innovation in agricultural markets;

interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Or. el

Amendment 23

Marc Tarabella, Eric Andrieu

Draft opinion

Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets **and the viability of agricultural undertakings**;

Or. fr

Amendment 24

Angélique Delahaye

Draft opinion

Paragraph 1

Draft opinion

1. Emphasises that competition policy must attach the same importance to defending the interests of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Amendment

1. Emphasises that competition policy must attach the same importance to defending the interests **and well-being** of agricultural producers as it does to defending consumers' interests, ensuring that the conditions for competition are fair so as to foster investment, employment and innovation in agricultural markets;

Or. fr

Amendment 25
Michel Dantin

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Emphasises that the concept of 'fair price' must not be understood solely as the lowest possible price for the consumer, but that such a price must be reasonable and make for fair remuneration of those involved at every stage in the production process;

Or. fr

Amendment 26
Ulrike Müller, Ivan Jakovčić, Hannu Takkula, Jasenko Selimovic

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1 a. Stresses the need to tackle power imbalances between operators in the food supply chain; emphasises that purely voluntary initiatives are very important but inadequate to increase the bargaining power of farmers; believes that EU framework legislation eliminates imbalances and ensures a level playing field within the single market while strengthening the position of farmers in the food supply chain;

Or. en

Amendment 27
Jasenko Selimovic, Ivan Jakovčić

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1 a. Calls to maintain a market-oriented CAP that respects the single market and open competition while ensuring support in case of crisis or unforeseen events in order to help producers to respond to significant market fluctuations;

Or. en

Amendment 28
John Stuart Agnew

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1 a. Considers it essential that oligopolistic behaviour in mature markets is tackled as part of competition policy, including the negative impacts of price transparency amongst interdependent market actors;

Or. en

Amendment 29
Nicola Caputo, Clara Eugenia Aguilera García, Michela Giuffrida, Eric Andrieu

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1 a. Calls for binding action in the food supply chain against retailers harming farmers and consumers;

Or. en

Amendment 30
Luke Ming Flanagan, Matt Carthy

on behalf of the GUE/NGL Group

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls *for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture*;

Amendment

2. Believes that the current crisis situation in farming calls *a better understanding of agricultural markets, acknowledging that the overarching EU policy of "cheap food" coupled with direct income supports resulting in below cost production where farmers are not remunerated from the market place creates a situation unlike other sectors of the economy, which must be taken into consideration by competition policy*;

Or. en

Amendment 31
John Stuart Agnew

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the *current crisis situation in farming calls for fresh initiatives to ensure* that competition policy takes *better* account of the specific nature of agriculture;

Amendment

2. Believes that the *very existence of unfair trading practices in agricultural supply chains demonstrates that competition is not working and asks* that competition policy takes *proper* account of the specific nature of agriculture; *further notes the prevalence of asymmetric contract terms (for example as to notice periods) between farmer and buyer which competition policy needs to address*

Or. en

Amendment 32
Maria Lidia Senra Rodríguez

Draft opinion
Paragraph 2

PE592.289v01-00

16/58

AM\1107330EN.docx

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that ***competition policy takes*** better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that better account ***is taken*** of the specific nature of agriculture, ***with subsistence farming and small and medium-sized agricultural holdings excluded from competition policy***;

Or. es

Amendment 33

Philippe Loiseau, Edouard Ferrand, Laurențiu Rebega

Draft opinion

Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for ***fresh*** initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for ***practical*** initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Or. fr

Amendment 34

Angélique Delahaye

Draft opinion

Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture, ***through the use of fast-working, tailored and effective risk- and crisis-management tools***;

Or. fr

Amendment 35
Monica Macovei, Patricija Šulin

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture, ***putting in place policies that promote easier access to the market for young farmers***;

Or. en

Amendment 36
Viorica Dăncilă

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture, ***and recommends also that temporary exemptions from certain competition rules be introduced for those worst affected in periods of serious market imbalances caused by the current crisis, subject to guarantees***;

Or. ro

Amendment 37
Daniel Buda

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture; ***stresses that establishing a level playing field is a precondition for the development of rural economies;***

Or. ro

Amendment 38
Notis Marias

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture ***so as to support the primary sector in EU Member States such as Greece, where agriculture has suffered particularly as a result of Troika intervention;***

Or. el

Amendment 39
Momchil Nekov

Draft opinion
Paragraph 2

Draft opinion

2. Believes that the current crisis situation in farming calls for fresh initiatives to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment

2. Believes that the current crisis situation in farming calls for fresh initiatives ***and/or improvements to current instruments so as*** to ensure that competition policy takes better account of the specific nature of agriculture;

Amendment 40
Michel Dantin

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2a. Points out that, when the CAP reform was being considered, the European Parliament put forward innovative and ambitious proposals for measures to adapt competition law to agricultural markets;

Or. fr

Amendment 41
Bas Belder

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2 a. Recalls that the Agricultural Markets Task Force has been established with a view to improving the position of farmers in the food chain and calls on the Commission to follow its anticipated concrete recommendations for improvement including those relating to legal possibilities for organising farmers' collective actions;

Or. en

Amendment 42
Nicola Caputo, Paolo De Castro, Michela Giuffrida, Eric Andrieu

Draft opinion
Paragraph 2 a (new)

2 a. *Calls for the establishment of a European observatory for food and agricultural prices at origin and at destination; draws attention to the Spanish origin-destination price index IPOD as a possible model for monitoring potential abuses by retailers of farmers and consumers;*

Or. en

Amendment 43

Luke Ming Flanagan, Matt Carthy

on behalf of the GUE/NGL Group

Draft opinion

Paragraph 3

Draft opinion

3. Finds it regrettable that the scope of the current derogations *is unclear and that national competition authorities do not apply them in a uniform way;*

Amendment

3. Finds it regrettable that the scope of the current derogations *are not maximized by the Member States in order to strengthen the position of the primary producer, further regrets that the Commission is unwilling to take regulatory action to combat the clearly identified and recognized unfair trading practices in the food chain, calls on the Commission to now act on the parliaments call for binding regulatory action in this area;*

Or. en

Amendment 44

Michel Dantin, Angélique Delahaye

Draft opinion

Paragraph 3

Draft opinion

3. Finds it regrettable that the scope of the current derogations is unclear and that national competition authorities do not

Amendment

3. Finds it regrettable that the scope of the current derogations is unclear, *that implementation problems have arisen*

apply *them* in a uniform way;

and that national competition authorities do not apply *the derogations* in a uniform way; *calls, in that connection, on the Commission to submit to the European Parliament and the Council a survey of the use made by farmers in the Member States of the derogations available under Article 225 of the CMO Regulation;*

Or. fr

Amendment 45
Michela Giuffrida, Paolo De Castro

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3a. Deplores the major differences arising on the market between producer prices and final prices, which are penalising both farmers and producers;

Or. it

Amendment 46
Bas Belder

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3 a. Calls on the Commission to further clarify the scope of both the derogations under the CAP as well as individual exemptions from competition rules under Article 101(3) TFEU and to clarify in particular that agreements relating to sustainability measures beyond statutory requirements contribute to improving the production or promoting progress while benefiting consumers;

Or. en

Amendment 47

Luke Ming Flanagan, Matt Carthy
on behalf of the GUE/NGL Group

Draft opinion Paragraph 4

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', ***taking into consideration the degree of concentration in sectors downstream;***

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', ***believes that market share at input, processing and retail level must be capped to allow competition to develop, is also of the opinion that the final beneficial ownership of companies operating in the sector must be scrutinized to ensure that there is adequate genuine competition;***

Or. en

Amendment 48

Michel Dantin

Draft opinion Paragraph 4

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', ***taking into consideration the degree of concentration in sectors downstream;***

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', ***and the constraints resulting from the bargaining power of sectors upstream and downstream;***

Or. fr

Amendment 49
Angélique Delahaye

Draft opinion
Paragraph 4

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', taking into consideration the degree of concentration in sectors downstream;

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position' **or 'abusing a dominant position'**, taking into consideration the degree of concentration in sectors downstream;

Or. fr

Amendment 50
Viorica Dăncilă, Daniel Buda

Draft opinion
Paragraph 4

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', taking into consideration the degree of concentration in sectors downstream;

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position' **in relation to competition**, taking into consideration the degree of concentration in sectors downstream, **and recommends sanctioning abuses of a 'dominant position'**;

Or. ro

Amendment 51
Norbert Erdős

Draft opinion

PE592.289v01-00

24/58

AM\1107330EN.docx

Paragraph 4

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', taking into consideration the degree of concentration in sectors downstream;

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', taking into consideration the degree of concentration in sectors downstream; ***calls for this approach also to contain specific proposals such as an assurance that a retailer's share of the market in the Member States may not exceed 10%, or 30% in the case of regional markets;***

Or. hu

Amendment 52 **John Stuart Agnew**

Draft opinion **Paragraph 4**

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', taking into consideration the degree of concentration in sectors downstream;

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a 'dominant position', taking into consideration the degree of concentration in sectors downstream ***and noting that geographical limitations on producers of fresh and perishable products allow de facto monopolies and oligopolies to operate at local level;***

Or. en

Amendment 53 **José Bové**

on behalf of the Verts/ALE Group

Draft opinion
Paragraph 4

Draft opinion

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a ‘dominant position’, taking into consideration the degree of concentration in sectors downstream;

Amendment

4. Calls on the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a ‘dominant position’, taking into consideration the degree of concentration in sectors downstream **and on world markets**;

Or. fr

Amendment 54
Notis Marias

Draft opinion
Paragraph 4

Draft opinion

4. ***Calls on*** the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a ‘dominant position’, taking into consideration the degree of concentration in sectors downstream;

Amendment

4. ***Urges*** the Commission to broaden its approach in terms of criteria for determining whether an agricultural undertaking, or a number of such undertakings linked by a horizontal agreement, is deemed to be in a ‘dominant position’, taking into consideration the degree of concentration in sectors downstream;

Or. el

Amendment 55
Viorica Dăncilă

Draft opinion
Paragraph 5

Draft opinion

Amendment

5. Considers that the concept of the ‘relevant market’ needs to evolve and *to be understood* primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by narrowly compartmentalising the activities that agricultural undertakings may engage in;

5. Considers that the concept of the ‘relevant market’ needs to evolve and *European legislation needs to create the necessary conditions to make the market more efficient, analysing the situation* primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by narrowly compartmentalising the activities that agricultural undertakings may engage in;

Or. ro

Amendment 56
Angélique Delahaye

Draft opinion
Paragraph 5

Draft opinion

5. Considers that the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by narrowly compartmentalising the activities that agricultural undertakings may engage in;

Amendment

(Does not affect the English version.)

Or. fr

Amendment 57
Michel Dantin

Draft opinion
Paragraph 5

Draft opinion

5. Considers that the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by narrowly compartmentalising the activities that agricultural undertakings may engage

Amendment

5. Considers that, *in a single agricultural market*, the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective, *before lower levels are taken into account*, so as not to jeopardise efforts to concentrate agricultural supply by

in;

narrowly compartmentalising the activities that agricultural undertakings may engage in;

Or. fr

Amendment 58
Annie Schreijer-Pierik

Draft opinion
Paragraph 5

Draft opinion

5. Considers that the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by ***narrowly compartmentalising*** the activities that agricultural undertakings may engage in;

Amendment

5. Considers that the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by ***clearly defining and highlighting*** the activities that agricultural undertakings may engage in;

Or. nl

Amendment 59
Daniel Buda

Draft opinion
Paragraph 5

Draft opinion

5. Considers that the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by narrowly compartmentalising the activities that agricultural undertakings may engage in;

Amendment

5. Considers that the concept of the ‘relevant market’ needs to evolve and to be understood primarily from an EU-wide perspective so as not to jeopardise efforts to concentrate agricultural supply by narrowly compartmentalising the activities that agricultural undertakings may engage in; ***stresses the need to implement monitoring and early warning measures in relation to flows of agricultural products that could create bottlenecks on certain agricultural markets;***

Or. ro

Amendment 60
Jasenko Selimovic, Ivan Jakovčić

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5 a. Recalls that since the incomes of primary producers is increasingly determined by their position in the food supply chain, there is a need to promote reinforcement of the capacity for resilience specific to the various supply chains through continued strengthening and improvement of their functioning, in particular, contractualisation and fairer distribution of negotiating powers along the food chain; underlines that it is necessary to foster improvement in supply chain structure and collective approaches as well as to ensure greater powers for inter-branch bodies and producer organisations;

Or. en

Amendment 61
Michela Giuffrida, Paolo De Castro

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Stresses that producer organisations, in all their various forms, and European quality certification schemes are of key importance in giving farmers the wherewithal to face up to competition; calls on the Commission to improve the support arrangements for producer organisations and to ensure the continued recognition of quality certification schemes;

Or. it

Amendment 62
Jan Huitema

Draft opinion
Paragraph 6

Draft opinion

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, **are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;**

Amendment

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation **are positive for the agricultural sector when they aim at achieving the CAP objectives defined in Article 39 TFEU and calls on the Commission to assess under which conditions these activities could be presumed compatible with Article 101 TFEU;**

Or. en

Amendment 63
Angélique Delahaye

Draft opinion
Paragraph 6

Draft opinion

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Amendment

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU, **so that the Commission encourages and supports any measure designed to give a sector a clear structure and to strengthen the position of farmers in negotiations between producers, industry representatives and distributors.**

Or. fr

Amendment 64
Notis Marias

Draft opinion
Paragraph 6

Draft opinion

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Amendment

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and, ***in particular sustainable food production and natural resource management and the balanced development of rural areas in the EU Member States, and*** that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Or. el

Amendment 65
Daniel Buda, Viorica Dăncilă

Draft opinion
Paragraph 6

Draft opinion

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Amendment

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU; ***calls on the Commission to establish mechanisms to forecast consumption, correlated with agricultural production;***

Or. ro

Amendment 66

Marc Tarabella

**Draft opinion
Paragraph 6**

Draft opinion

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Amendment

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales **contract** negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Or. fr

**Amendment 67
Monica Macovei, Patricija Šulin**

**Draft opinion
Paragraph 6**

Draft opinion

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Amendment

6. Considers that the collective activities of producer organisations and their associations, such as production planning and sales negotiation **of products obtained mainly from the cultivation of the soil**, are necessary for achieving the aims of the CAP and that they should benefit from a presumption of compatibility with Articles 39 and 101 TFEU;

Or. en

**Amendment 68
Paolo De Castro, Clara Eugenia Aguilera García, Michela Giuffrida, Tibor Szanyi**

**Draft opinion
Paragraph 6 a (new)**

Draft opinion

Amendment

6 a. *Believes that the unique nature of the olive oil sector calls for measures to strengthen the bargaining power of producers so as it results in a fairer distribution of the added value along the supply chain.*

Or. en

Amendment 69

Paolo De Castro, Clara Eugenia Aguilera García, Michela Giuffrida, Tibor Szanyi

Draft opinion

Paragraph 6 b (new)

Draft opinion

Amendment

6 b. *Underlines the opportunities deriving from the provisions of the CMO Regulation concerning the contractual negotiations in the olive oil sector;*

Or. en

Amendment 70

Paolo De Castro, Clara Eugenia Aguilera García, Michela Giuffrida, Tibor Szanyi

Draft opinion

Paragraph 6 c (new)

Draft opinion

Amendment

6 c. *Calls on the Commission to identify new means aimed at increasing the dimension of producer organisations and encouraging the creation of APOs in the olive oil sector, as preconditions to strengthen their bargaining power;*

Or. en

Amendment 71

Paolo De Castro, Clara Eugenia Aguilera García, Michela Giuffrida, Tibor Szanyi

Draft opinion

Paragraph 6 d (new)

Draft opinion

Amendment

6 d. *Believes that the market of olive oil for consumers should be considered as a single market, and that a relevant-market categorisation based on the geographical origin, commercial use and type of the product, does not suit the current situation of the sector.*

Or. en

Amendment 72

Paolo De Castro, Michela Giuffrida, Tibor Szanyi

Draft opinion

Paragraph 6 e (new)

Draft opinion

Amendment

6 e. *Believes that, given the variations in the olive oil production due mostly to weather conditions, and in order to guarantee the objectives of the PO or APO's members, cases where POs are forced to purchase olive oil from non-members should be taken into consideration, while guaranteeing the ancillary nature of this activity to the marketing of the products of their own members.*

Or. en

Amendment 73

John Stuart Agnew

Draft opinion

Paragraph 7

Draft opinion

Amendment

7. *Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity*

7. *Requests that the Commission focuses on the enforcement of fair competition rules that address the multiple*

while safeguarding the principles set out in Article 39 TFEU;

negative impacts of oligopolies as well as individual market dominance and anticompetitive agreements, rather than the creation of complex rules on farmers' organising collectively;

Or. en

Amendment 74

Luke Ming Flanagan, Matt Carthy
on behalf of the GUE/NGL Group

Draft opinion Paragraph 7

Draft opinion

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Amendment

7. Calls for simplification of the rules on farmers' organising collectively, ***believes that farmers and Member States must fully engage with, and exploit the potential of producer groups*** so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU; ***is of the opinion that producer groups must focus on quality and regional specialties to differentiate themselves from their opposition and not to engage in a "race to the bottom" by focusing on cost alone;***

Or. en

Amendment 75

Jasenko Selimovic, Ivan Jakovčić

Draft opinion Paragraph 7

Draft opinion

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Amendment

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU; ***recalls that producer organizations and producer cooperatives***

are a fundamental business tool which enables farmers to get better market position as well as to get better incomes;

Or. en

Amendment 76
Daniel Buda

Draft opinion
Paragraph 7

Draft opinion

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Amendment

7. Calls for simplification of the rules on farmers' organising collectively, ***with a view to identifying instruments geared to the specific nature of the market that will encourage forms of collective organisation***, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Or. ro

Amendment 77
Momchil Nekov

Draft opinion
Paragraph 7

Draft opinion

7. Calls ***for simplification of*** the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Amendment

7. Calls ***on the Commission to propose now, as part of the CAP mid-term review, measures to simplify*** the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Or. bg

Amendment 78
Viorica Dăncilă

PE592.289v01-00

36/58

AM\1107330EN.docx

Draft opinion
Paragraph 7

Draft opinion

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Amendment

7. Calls for simplification of the rules on farmers' organising collectively, ***with a view to identifying instruments geared to the specific nature of the market***, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Or. ro

Amendment 79

José Bové

on behalf of the Verts/ALE Group

Draft opinion
Paragraph 7

Draft opinion

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity while safeguarding the principles set out in Article 39 TFEU;

Amendment

7. Calls for simplification of the rules on farmers' organising collectively, so as to strengthen their negotiating capacity, ***in particular vis-à-vis large-scale retailers***, while safeguarding the principles set out in Article 39 TFEU;

Or. fr

Amendment 80

Michel Dantin

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Stresses that, in connection with the dairy crisis, the Commission has for the first time triggered Article 222 of the CMO Regulation, with a view to authorising recognised producer

organisations, associations of such organisations and recognised interbranch organisations to derogate from competition law by planning their milk production collectively; calls on the Commission to assess the effectiveness of this measure and to propose more significant adjustments to competition law and its procedures in times of crisis;

Or. fr

Amendment 81
Bas Belder

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7 a. Calls on the Commission to ensure that the possibility of so-called 'crisis cartel' agreements under Article 222 of the CMO regulation is opened without delay in periods of severe imbalance in markets; and to consider further streamlining of the provisions in the Article to improve the efficiency of the measure;

Or. en

Amendment 82
Michela Giuffrida, Paolo De Castro

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Calls for further simplification of rules affecting the competitiveness of the farming industry, in keeping with the Horizon 2020 approach, with a view to fostering the emergence of innovative projects establishing links between the various stakeholders - from farmers to

high-calibre researchers - in the process of modernising the industry as a whole;

Or. it

Amendment 83
Jasenko Selimovic, Ivan Jakovčić

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7 a. Underlines that the vast majority of the 22 000 EU agri-cooperatives are small or medium sized; highlights that since the countries least affected by the agriculture crisis are also countries where farming is better organised, EU policies should be aimed at allowing producer organizations to grow in size and scale in order to be more efficient as well as cost-effective;

Or. en

Amendment 84
Norbert Erdős

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Calls on the Commission urgently to investigate the level of retailer concentration and the commercial practices in the food supply chain throughout Europe; calls on the Commission to put forward a new EU text as soon as possible which will prevent unfair commercial practices;

Or. hu

Amendment 85
Laurențiu Rebegea, Philippe Loiseau, Edouard Ferrand

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Calls for new Member States facing difficulties in setting up producers' organisations to be given more support for the launching and subsequent management of such organisations;

Or. ro

Amendment 86
Michel Dantin

Draft opinion
Paragraph 8

Draft opinion

Amendment

8. Welcomes the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation;

8. Welcomes the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation **concerning the olive oil, beef and arable sectors;**

Or. fr

Amendment 87
Angélique Delahaye

Draft opinion
Paragraph 8

Draft opinion

Amendment

8. Welcomes the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation;

8. Welcomes the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation **and calls for competition law to be adapted on the basis of an overview which takes the specific features of each sector into account;**

Amendment 88
Jan Huitema

Draft opinion
Paragraph 8

Draft opinion

8. Welcomes the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation;

Amendment

8. Welcomes the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation **and calls on the Commission to examine whether the same approach could be extended to other agricultural sectors;**

Or. en

Amendment 89
Philippe Loiseau, Edouard Ferrand, Laurențiu Rebeca

Draft opinion
Paragraph 8

Draft opinion

8. **Welcomes** the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation;

Amendment

8. **Notes** the recent publication of guidelines on the application of the specific rules set out in Articles 169, 170 and 171 of the CMO Regulation;

Or. fr

Amendment 90
Michel Dantin

Draft opinion
Paragraph 8 a (new)

Draft opinion

Amendment

8a. Considers that the legal scope of these guidelines is too limited to provide sufficient legal certainty for operators

wishing to take advantage of the derogations laid down in Articles 169, 170 and 171 of the CMO Regulation; considers, further, that the criteria to be met are still too strict and vary too much from one sector to another;

Or. fr

Amendment 91
Michela Giuffrida, Paolo De Castro

Draft opinion
Paragraph 8 a (new)

Draft opinion

Amendment

8a. Believes rules on the traceability and origin of raw materials and on food labelling to be of the utmost importance with a view to establishing a system that can ensure there is no unfair competition;

Or. it

Amendment 92
Michel Dantin

Draft opinion
Paragraph 8 b (new)

Draft opinion

Amendment

8b. Proposes extending the scope of the rules in Article 170 on beef production, in the fattening sector, to ensure more effective implementation;

Or. fr

Amendment 93
Maria Lidia Senra Rodríguez

Draft opinion
Paragraph 9

PE592.289v01-00

42/58

AM\1107330EN.docx

Draft opinion

Amendment

9. *Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;*

deleted

Or. es

Amendment 94

José Bové

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 9

Draft opinion

Amendment

9. *Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;*

deleted

Or. fr

Amendment 95

John Stuart Agnew

Draft opinion

Paragraph 9

Draft opinion

Amendment

9. Believes that *full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector*; asks the Commission to propose that the ‘Milk Package’ *should continue to*

9. Believes that *the dairy sector needs to be assisted in its transition from market intervention to free market status*; *however*, asks the Commission to propose that the ‘Milk Package’ *is time limited and*

apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

that in future focus should be on the monitoring and enforcement of dairy supply chains to detect and prevent oligopolistic behaviour;

Or. en

Amendment 96
Annie Schreijer-Pierik

Draft opinion
Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ *should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;*

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ *play a role in the development of the new Common Agricultural Policy for the period after 2020;*

Or. nl

Amendment 97
Luke Ming Flanagan, Matt Carthy
on behalf of the GUE/NGL Group

Draft opinion
Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 *and to examine whether its rules could be extended to other sectors of agriculture;*

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020, *also believes that dairy producers should be encouraged and incentivized to act in a more commercial manner to market movements by creating linkages with the Milk Market Observatory which would enable them to react to price fluctuations by reducing*

output to match demand;

Or. en

Amendment 98
Jan Huitema

Draft opinion
Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 ***and to examine whether its rules could be extended to other sectors of agriculture;***

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020;

Or. en

Amendment 99
Notis Marias

Draft opinion
Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ ***is essential in order*** to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’ ***must help*** to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

Or. el

Amendment 100
Norbert Erdős

Draft opinion
Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture; ***considers in addition that competition and antitrust rules must prohibit the unilateral termination of contracts and the imposition of any kind of listing fee in the retail sector;***

Or. hu

Amendment 101
Monica Macovei, Patricija Šulin

Draft opinion
Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector, ***putting in place adequate measures in order to preserve the production and consumption of homegrown milk;*** asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

Or. en

Amendment 102
Michel Dantin

Draft opinion

PE592.289v01-00

46/58

AM\1107330EN.docx

Paragraph 9

Draft opinion

9. Believes that full and satisfactory implementation of the ‘Milk Package’ is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

Amendment

9. Believes that full and satisfactory implementation of the ‘Milk Package’^{1 a} is essential in order to strengthen the dairy sector; asks the Commission to propose that the ‘Milk Package’ should continue to apply beyond mid-2020 and to examine whether its rules could be extended to other sectors of agriculture;

^{1 a} ***Regulation (EU) No 261/2012 of the European Parliament and of the Council of 14 March 2012 amending Council Regulation (EC) No 1234/2007 as regards contractual relations in the milk and milk products sector***

Or. fr

Amendment 103

José Bové

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 9 a (new)

Draft opinion

Amendment

9a. Considers that the implementation of the ‘Milk Package’ demonstrates the ineffectiveness of public intervention when it focuses solely on disincentives to production in a deregulated market; points out that structural overproduction in the milk sector calls for the rapid establishment of binding public rules governing the management of milk production in the single market;

Or. fr

Amendment 104

Nicola Caputo, Paolo De Castro, Michela Giuffrida, Eric Andrieu

Draft opinion
Paragraph 9 a (new)

Draft opinion

Amendment

9 a. *Is particularly concerned by the situation in the dairy sector, where retailers have been imposing prices well below costs following the end of the quota system;*

Or. en

Amendment 105
Michel Dantin

Draft opinion
Paragraph 9 a (new)

Draft opinion

Amendment

9a. *Welcomes, in the context of the abolition of quotas in the sugar sector, the retention of a contractual framework^{1 b} between beet growers, their organisations and sugar companies in order, among other things, to establish the terms for sharing value on the basis of developments in the markets for sugar or other raw materials;*

^{1 b} Commission Delegated Regulation (EU) 2016/1166 of 17 May 2016 amending Annex X to Regulation (EU) No 1308/2013 of the European Parliament and of the Council as regards purchase terms for beet in the sugar sector as from 1 October 2017

Or. fr

Amendment 106
Marc Tarabella, Eric Andrieu

Draft opinion

PE592.289v01-00

48/58

AM\1107330EN.docx

Paragraph 9 a (new)

Draft opinion

Amendment

9a. *Stresses the importance of maintaining a contractual framework between the beet growers' organisations and their sugar companies so that negotiations can take place on the sharing of value, particularly in the context of the abolition of quotas in the sugar sector; calls on the Member States to ensure that this value-sharing principle is applied in all sugar beet-producing countries and maintains the balance between the parties so that the objective set in the CMO Regulation of achieving a fair balance of rights and obligations between sugar companies and sugar beet growers can be met; calls on the Commission to propose extending the contractual framework for sugar beyond 2020;*

Or. fr

Amendment 107

Norbert Erdős

Draft opinion

Paragraph 9 a (new)

Draft opinion

Amendment

9a. *Sees a need to introduce a maximum payment deadline of 30 days for all food retailers from which individual contracts would not be permitted to deviate; in addition, farmers' supply contracts must be for a minimum of 12 months, and the price setting included therein must not cover a period greater than 6 months;*

Or. hu

Amendment 108

Maria Lidia Senra Rodríguez

Draft opinion
Paragraph 9 a (new)

Draft opinion

Amendment

9a. *Believes that farmers in all sectors of production should be guaranteed the right to collective bargaining, including the right to agree minimum prices;*

Or. es

Amendment 109
Maria Lidia Senra Rodríguez

Draft opinion
Paragraph 9 b (new)

Draft opinion

Amendment

9b. *Calls on the Commission to ensure that buyers are not able to recoup from farmers, through farm-gate prices, the cost of any sanctions imposed on them;*

Or. es

Amendment 110
Angélique Delahaye

Draft opinion
Paragraph 10

Draft opinion

Amendment

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – *particularly at the upper end of the food supply chain* – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact of, on the one hand, *rapid* national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors, *both at the upper end of the food supply chain and on distributors and consumers, as this structural development is raising concerns as regards possible*

strategic alignments, reduced competition and a narrowing of the margins which make investment in innovation possible.

Or. fr

Amendment 111
Marc Tarabella, Eric Andrieu

Draft opinion
Paragraph 10

Draft opinion

10. Calls on the Commission and the national *competition* authorities to *address the concerns raised by* the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

Amendment

10. Calls on the Commission and the national authorities to *grant the derogations needed to put farmers on an equal footing and to correct the imbalances connected with* the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, *European-level concentration in the primary processing industry and* national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

Or. fr

Amendment 112
John Stuart Agnew

Draft opinion
Paragraph 10

Draft opinion

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

Amendment

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors, *and in particular to*

note the asymmetric ability of retailers to manipulate supply chain structures in order to avoid national legislation controlling supplier relationships.

Or. en

Amendment 113
Viorica Dăncilă

Draft opinion
Paragraph 10

Draft opinion

10. Calls on the Commission and the national competition authorities to **address** the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

Amendment

10. Calls on the Commission and the national competition authorities to **take action to establish effective mechanisms aimed at addressing** the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

Or. ro

Amendment 114
José Bové
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 10

Draft opinion

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of **European-level** alliances of major distributors.

Amendment

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of **European- and international-level** alliances of major distributors.

Amendment 115

Notis Marias

Draft opinion

Paragraph 10

Draft opinion

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors.

Amendment

10. Calls on the Commission and the national competition authorities to address the concerns raised by the cumulative impact – particularly at the upper end of the food supply chain – of, on the one hand, national-level concentration in the distribution sector and, on the other, the development of European-level alliances of major distributors;

Or. el

Amendment 116

Angélique Delahaye

Draft opinion

Paragraph 10 a (new)

Draft opinion

Amendment

10a. Deplores the fact that initiatives taken by food supply-chain actors to lend collective support to a link in the chain which is experiencing difficulties are giving rise to problems connected with the differing interpretations of competition law by European and national authorities;

Or. fr

Amendment 117

Jan Huitema

Draft opinion

Paragraph 10 a (new)

Draft opinion

Amendment

10 a. *Emphasizes that the Agricultural Markets Task Force (AMTF) currently examines the possibilities within the legislative framework to strengthen the position of farmers in the food chain such as options for setting up contractual relations within the chain and legal possibilities for collective actions; Therefore finds it appropriate that the conclusions of the AMTF have to be taken into account, if applicable, together with the suggestions from this opinion concerning future discussions and measures to be taken;*

Or. en

**Amendment 118
Bronis Ropé**

**Draft opinion
Paragraph 10 a (new)**

Draft opinion

Amendment

10a. *Expresses concern at the negative impact that different levels of direct farm payments in the various Member States, fluctuating between EUR 159 (in Latvia) and EUR 418 (in the Netherlands), have on the competitiveness of the agricultural sectors of the Member States, and calls on the Commission and the Council to take immediate steps to reduce this disparity and to guarantee fair competition;*

Or. It

**Amendment 119
Michel Dantin**

Draft opinion

PE592.289v01-00

54/58

AM\1107330EN.docx

Paragraph 10 a (new)

Draft opinion

Amendment

10a. *Notes the conclusions of the study entitled 'Economic impact of modern retail on choice and innovation in the EU food sector' drawn up by the Commission's DG Competition, in particular that which suggests that there is a negative correlation between innovation and market penetration for retailers' own-brand products;*

Or. fr

Amendment 120

Notis Marias

Draft opinion

Paragraph 10 a (new)

Draft opinion

Amendment

10a. *Calls on the Commission to take immediate action to combat the rationale behind the discontinuance of designations of origin, the introduction of genetically modified foodstuffs and subsidised monoculture.*

Or. el

Amendment 121

Luke Ming Flanagan, Matt Carthy
on behalf of the GUE/NGL Group

Draft opinion

Paragraph 10 a (new)

Draft opinion

Amendment

10 a. *Believes that the cumulative effect of trade deals such as TTIP, CETA and Mercosur will further undermine the position of the EU primary producer and will encourage additional uncompetitive*

practices by providing the retail sector with the tool of cheaper imports.

Or. en

Amendment 122
Eric Andrieu, Jean-Paul Denanot

Draft opinion
Paragraph 10 a (new)

Draft opinion

Amendment

10a. Calls for the Member States' margin for manoeuvre to implement national aid measures in the agricultural sector, in particular in the event of a crisis, to be restored.

Or. fr

Amendment 123
Marc Tarabella, Eric Andrieu

Draft opinion
Paragraph 10 a (new)

Draft opinion

Amendment

10a. Calls on the Commission and the national competition authorities to penalise the use of unfair trading practices which affect farmers;

Or. fr

Amendment 124
Angélique Delahaye

Draft opinion
Paragraph 10 b (new)

Draft opinion

Amendment

10b. Takes the view that it is for the

Commission to establish a framework which guarantees legal security for farmers, since the latter cannot be expected to acquire expertise in the area of competition law.

Or. fr

Amendment 125
Michel Dantin

Draft opinion
Paragraph 10 b (new)

Draft opinion

Amendment

10b. Calls on the Commission to inform Parliament of the scope of the work currently being carried out to determine whether greater concentration and the more aggressive marketing of retailers' own-brand products is likely to restrict choice and reduce the number of innovative products available to consumers and identify the long-term implications of these trends for the food supply chain and the situation of farmers in that chain;

Or. fr

Amendment 126
Bronis Ropé

Draft opinion
Paragraph 10 b (new)

Draft opinion

Amendment

10b. Calls for the harmonisation of direct farm payments, based on transparent, public and measurable indicators of agricultural production costs, to be the cornerstone of the upcoming revision of the common agricultural policy;

Amendment 127
Bronis Ropé

Draft opinion
Paragraph 10 c (new)

Draft opinion

Amendment

10c. Stresses that the common agricultural policy cannot remain outside the scope of the principle of fair competition, and therefore aims to ensure that the new post-2020 multiannual financial framework will provide for uniform direct payments for all Member States' farmers.

Or. It

Amendment 128
Michel Dantin

Draft opinion
Paragraph 10 c (new)

Draft opinion

Amendment

10c. Calls on the Commission to assess the influence exerted by retailers on the firms which manufacture their own-brand products;

Or. fr