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AMENDMENTS

8 - 309

Draft opinion

Jens Geier

(PE597.561v01-00)

European Agency for Safety and Health at Work (EU-OSHA)

Proposal for a regulation

(COM(2016)0528 – C8-0344/2016 – 2016/0254(COD))

AM_Com_LegOpinion

Amendment 8
Lefteris Christoforou

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) The European Agency for Safety and Health at Work (EU-OSHA) was established by Council Regulation (EC) No 2062/94³ to contribute to improvement of the working environment, as regards the protection of the safety and health of workers, through action designed to increase and disseminate knowledge likely to assist this improvement.

³ Council Regulation (EC) No 2062/94 of 18 July 1994 establishing a European Agency for Safety and Health at Work (OJ L 216, 20.8.1994, p. 1).

Amendment

(1) The European Agency for Safety and Health at Work (EU-OSHA) was established by Council Regulation (EC) No 2062/94 to contribute to improvement of the working environment, as regards the protection of the safety and health of workers, through action designed to increase and disseminate knowledge likely to assist this improvement ***and with the vision of pioneering the promotion of healthy and safe workplaces in Europe according to the principle of tripartite participation, participating in and developing a culture of preventing occupational safety and health (OSH) risks and ensuring a smart, sustainable, productive and inclusive economy.***

Council Regulation (EC) No 2062/94 of 18 July 1994 establishing a European Agency for Safety and Health at Work (OJ L 216, 20.8.1994, p. 1).

Or. el

Amendment 9
Sophie Montel

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) The European Agency for Safety

Amendment

(1) The European Agency for Safety

and Health at Work (EU-OSHA) was established by Council Regulation (EC) No 2062/94³ to contribute to improvement of the working environment, as regards the protection of the safety and health of workers, through action designed to increase and disseminate knowledge likely to assist this improvement.

³ Council Regulation (EC) No 2062/94 of 18 July 1994 establishing a European Agency for Safety and Health at Work (OJ L 216, 20.8.1994, p. 1).

and Health at Work (EU-OSHA) was established by Council Regulation (EC) No 2062/94³ to contribute to improvement of the working environment, as regards the protection of the safety and health of workers, through action designed to increase and disseminate knowledge likely to assist this improvement. ***To date, however, it has not demonstrated its usefulness or effectiveness.***

³ Council Regulation (EC) No 2062/94 of 18 July 1994 establishing a European Agency for Safety and Health at Work (OJ L 216, 20.8.1994, p. 1).

Or. fr

Amendment 10 **Sophie Montel**

Proposal for a regulation **Recital 2**

Text proposed by the Commission

(2) Since its establishment in 1994 EU-OSHA has played ***an important*** role in supporting the improvement of health and safety at work throughout the European Union. ***At the same time there have been developments in the area of occupational safety and health (OSH). In this light some adjustments are required in describing the objectives and tasks of EU-OSHA as compared to the provisions in Council Regulation (EC) No. 2062/94.***

Amendment

(2) Since its establishment in 1994 EU-OSHA has ***not*** played ***the slightest*** role in supporting the improvement of health and safety at work throughout the European Union.

Or. fr

Amendment 11 **Eleftherios Synadinos**

Proposal for a regulation
Recital 2

Text proposed by the Commission

(2) Since its establishment in 1994 EU-OSHA has ***played an important role in*** supporting the improvement of health and safety at work throughout the European Union. At the same time there have been developments in the area of occupational safety and health (OSH). In this light some adjustments are required in describing the objectives and tasks of EU-OSHA as compared to the provisions in Council Regulation (EC) No. 2062/94.

Amendment

(2) Since its establishment in 1994 EU-OSHA has ***contributed to*** supporting the improvement of health and safety at work throughout the European Union. At the same time there have been developments in the area of occupational safety and health (OSH). In this light some adjustments are required in describing the objectives and tasks of EU-OSHA as compared to the provisions in Council Regulation (EC) No. 2062/94.

Or. el

Amendment 12
Sophie Montel

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Regulation (EC) No 2062/94 has been amended several times. Since ***further amendments are to be made, it*** should therefore be ***replaced and*** repealed in the interest of clarity.

Amendment

(3) Regulation (EC) No 2062/94 has been amended several times. Since ***it is necessary to wind up the Agency, the Regulation*** should therefore be repealed in the interest of clarity.

Or. fr

Amendment 13
Sophie Montel

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) ***The Agency should be governed and operated in line with the principles of***

Amendment

deleted

the Joint statement of the European Parliament, the Council of the European Union and the European Commission on decentralised agencies of 19 July 2012, to the extent possible. This proposal does not prejudge any further amendments to the Founding Regulation of EU-OSHA which the Commission may wish to propose following further evaluation, as provided for in this act or on its own initiative. The Commission will evaluate the objectives, mandate, governance and tasks of all EU Agencies acting in the field of labour market, working conditions, vocational education and training and skills.

Or. fr

Amendment 14
Sophie Montel

Proposal for a regulation
Recital 5

Text proposed by the Commission

Amendment

(5) As the three tripartite Agencies - EU-OSHA, the European Centre for development and vocational training (Cedefop), and the European Foundation for the improvement of living and working conditions (Eurofound) - address issues related to the labour market, working environment and vocational education and training and skills, close coordination among three Agencies is required and the ways to enhance efficiency and synergies should be exploited. In addition, whenever relevant, the Agency should seek to engage in efficient cooperation with the European Commission's in-house research capacities.

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Or. fr

Amendment 15
Eleftherios Synadinos

Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) As the three tripartite Agencies - EU-OSHA, the European Centre for development and vocational training (Cedefop), and the European Foundation for the improvement of living and working conditions (Eurofound) - address issues related to the labour market, working environment and vocational education and training and skills, close coordination among three Agencies is required and the ways to enhance efficiency and synergies should be exploited. In addition, whenever relevant, the Agency should seek to engage in efficient cooperation with the European Commission's in-house research capacities.

Amendment

(5) As the three tripartite Agencies - EU-OSHA, the European Centre for development and vocational training (Cedefop), and the European Foundation for the improvement of living and working conditions (Eurofound) - address issues related to the labour market, working environment and vocational education and training and skills, close coordination among three Agencies is required and the ways to enhance efficiency and synergies should be exploited. ***Within the framework of synergies and the alignment of efforts, steps should be taken towards a further gradual convergence with the future objective of unifying the relevant tripartite bodies.*** In addition, whenever relevant, the Agency should seek to engage in efficient cooperation with the European Commission's in-house research capacities.

Or. el

Amendment 16
Victor Negrescu

Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) As the three tripartite Agencies - EU-OSHA, the European Centre for development and vocational training (Cedefop), and the European Foundation for the improvement of living and working conditions (Eurofound) - address issues related to the labour market, working environment and vocational education and

Amendment

(5) As the three tripartite Agencies - EU-OSHA, the European Centre for development and vocational training (Cedefop), and the European Foundation for the improvement of living and working conditions (Eurofound) - address issues related to the labour market, working environment and vocational education and

training and skills, close coordination among three Agencies is required and the ways to enhance efficiency and synergies should be exploited. In addition, whenever relevant, the Agency should seek to engage in efficient cooperation with the European Commission's in-house research capacities.

training and skills, close coordination among three Agencies is required and the ways to enhance efficiency and synergies should be exploited. In addition, whenever relevant, the Agency should seek to ***improve its resource management by grouping assets, equipment and personnel to minimize risks of users and maximize advantages, and*** engage in efficient cooperation with the European Commission's in-house research capacities.

Or. en

Amendment 17
Petri Sarvamaa

Proposal for a regulation
Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) In order to achieve coordination and financial savings, and to avoid duplication and promote synergy and complementarity, the Agency should cooperate closely with other relevant Union agencies and should conclude cooperation agreements with them.

Or. en

Amendment 18
Sophie Montel

Proposal for a regulation
Recital 6

Text proposed by the Commission

Amendment

(6) There are already organisations in the European Union and Member States which provide this type of information and services. In order to obtain the maximum benefit at EU level from work

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already carried out by these organisations, it is appropriate to maintain the existing well-functioning network set up by EU-OSHA under Regulation (EC) No 2062/94 and comprising Member States focal points and their national tripartite networks. It is also important that the Agency have very close functional links with the Advisory Committee on Safety and Health at Work⁴, to ensure good coordination and synergies.

⁴ Council Decision of 22 July 2003 setting up an Advisory Committee on Safety and Health at Work, OJ C 218, 13.9.2003, p. 1–4

Or. fr

Amendment 19 **Eleftherios Synadinos**

Proposal for a regulation **Recital 6**

Text proposed by the Commission

(6) There are already organisations in the European Union and Member States which provide this type of information and services. In order to obtain the maximum benefit at EU level from work already carried out by these organisations, it is appropriate to maintain the ***existing well-functioning*** network set up by EU-OSHA under Regulation (EC) No 2062/94 and comprising Member States focal points and their national tripartite networks. It is also important that the Agency have very close functional links with the Advisory Committee on Safety and Health at Work⁴, to ensure good coordination and synergies.

Amendment

(6) There are already organisations in the European Union and Member States which provide this type of information and services. In order to obtain the maximum benefit at EU level from work already carried out by these organisations, it is appropriate to maintain ***for the present the existing*** network set up by EU-OSHA under Regulation (EC) No 2062/94 and comprising Member States focal points and their national tripartite networks ***despite the shortcomings and the failure to use the potential for economies of scale***. It is also important that the Agency have very close functional links with the Advisory Committee on Safety and Health at Work⁴, to ensure good coordination and synergies.

⁴ Council Decision of 22 July 2003 setting up an Advisory Committee on Safety and Health at Work, OJ C 218, 13.9.2003, p. 1–4

⁴ Council Decision of 22 July 2003 setting up an Advisory Committee on Safety and Health at Work, OJ C 218, 13.9.2003, p. 1–4

Or. el

Amendment 20
Sophie Montel

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The financial provisions and provisions for programming and reporting included in Regulation (EC) No 2062/94 should be aligned with Commission Delegated Regulation (EU) No 1271/2013⁵.

Amendment

deleted

⁵ *Commission Delegated Regulation (EU) No 1271/2013 of 30 September on the framework financial regulation for the bodies referred to in Article 208 of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council (OJ L 328, 7, 12.2013, p. 42).*

Or. fr

Amendment 21
Petri Sarvamaa

Proposal for a regulation
Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) The Agency's budget should be prepared in accordance with the principle of performance-based budgeting taking

into account its objectives and expected results.

Or. en

Amendment 22
Sophie Montel

Proposal for a regulation
Recital 8

Text proposed by the Commission

Amendment

(8) *The provisions concerning EU-OSHA's staff included in Regulation (EC) No 2062/94 should be aligned with the Staff Regulations of Officials of the European Union ('Staff Regulations') and the Conditions of Employment of Other Servants of the European Union ('CEOS'), laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68⁶.*

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⁶ *Council Regulation (EEC, Euratom, ECSC) No 259/68 (OJ L 56, 4.3.1968, p. 1), as last amended by Regulation (EU, Euratom) No 1023/2013 of the European Parliament and of the Council of 22 October 2013 (OJ L 287, 29.10.2013, p.15).*

Or. fr

Amendment 23
Sophie Montel

Proposal for a regulation
Recital 9

Text proposed by the Commission

Amendment

(9) *The Agency should take the necessary measures to ensure safe*

deleted

handling and processing of confidential information. Where required, EU-OSHA will adopt security rules as set out in Commission Decision (EU, Euratom) 2015/443⁷ and Commission Decision (EU, Euratom) 2015/444⁸.

⁷ *Commission Decision (EU, Euratom) 2015/443 of 13 March 2015 on Security in the Commission (OJ L 72, 17.3.2015, p. 41).*

⁸ *Commission Decision (EU, Euratom) 2015/444 of 13 March 2015 on the security rules for protecting EU classified information (OJ L 72, 17.3.2015, p. 53).*

Or. fr

Amendment 24
Sophie Montel

Proposal for a regulation
Recital 10

Text proposed by the Commission

Amendment

(10) It is necessary to provide for transitional budgetary provisions and transitional provisions on the Management Board, Executive Director and staff to ensure continuation of activities of the Agency pending the entry into force of this Regulation.

deleted

Or. fr

Amendment 25
Eleftherios Synadinos

Proposal for a regulation
Recital 10

Text proposed by the Commission

Amendment

(10) It is necessary to provide for transitional budgetary provisions and transitional provisions on the Management Board, Executive Director and staff to ensure continuation of activities of the Agency pending the entry into force of this Regulation.

(10) It is necessary to provide for transitional budgetary provisions and transitional provisions on the Management Board, Executive Director and staff to ensure continuation of activities of the Agency pending the entry into force of this Regulation ***with a neutral fiscal orientation, without resulting in any budgetary cost going beyond what was originally planned.***

Or. el

Amendment 26
Sophie Montel

Proposal for a regulation
Article 1

Text proposed by the Commission

Amendment

Article 1

deleted

Establishment and Objective of the Agency

1. The European Agency for Safety and Health at Work (the ‘Agency’ also referred to as ‘EU-OSHA’, is hereby established as a European Union Agency.

2. The objective of the Agency shall be to provide the European Union institutions and bodies, the Member States, the social partners and those involved in the field of safety and health at work with the technical, scientific, legal and economic information and qualified expertise of use in that field.

Or. fr

Amendment 27
Sophie Montel

Proposal for a regulation
Article 1 – paragraph 1

Text proposed by the Commission

Amendment

1. The European Agency for Safety and Health at Work (the ‘Agency’ also referred to as ‘EU-OSHA’, is hereby established as a European Union Agency.

deleted

Or. fr

Amendment 28
Sophie Montel

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

Amendment

2. The objective of the Agency shall be to provide the European Union institutions and bodies, the Member States, the social partners and those involved in the field of safety and health at work with the technical, scientific, legal and economic information and qualified expertise of use in that field.

deleted

Or. fr

Amendment 29
Victor Negrescu

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

Amendment

2. The objective of the Agency shall be to provide the European Union institutions and bodies, *the* Member States, *the social partners and* those involved in the field of safety and health at work with

2. The objective of the Agency shall be to provide the European Union institutions and bodies, *all* Member States, *and their organizations, employees, trade unions as well as* those involved in the

the technical, scientific, legal and economic information and qualified expertise of use in that field.

field of safety and health at work with the technical, scientific, legal and economic information and qualified expertise of use in that field, *thus further improving their cooperation towards safer and healthier work.*

Or. en

Amendment 30
Sophie Montel

Proposal for a regulation
Article 2

Text proposed by the Commission

Amendment

[...]

deleted

Or. fr

Amendment 31
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1

Text proposed by the Commission

Amendment

1. [...]

deleted

Or. fr

Amendment 32
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) *collect, analyse and disseminate technical, scientific and economic*

deleted

information on safety and health at work in the Member States in order to pass it on to the European Union institutions and bodies, Member States and interested parties; this collection shall take place to identify risks and good practices as well as existing national priorities and programmes and provide the necessary input to the priorities and programmes of the European Union;

Or. fr

Amendment 33
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point a

Text proposed by the Commission

(a) collect, analyse and disseminate technical, scientific and economic information on safety and health at work in the Member States in order to pass it on to the European Union institutions and bodies, Member States and interested parties; this collection shall take place to identify risks and good practices as well as existing national priorities and programmes and provide the necessary input to the priorities and programmes of the European Union;

Amendment

(a) collect, analyse and disseminate technical, scientific and economic information on safety and health at work in the Member States in order to pass it on to the European Union institutions and bodies, Member States and interested parties; this collection, ***archiving and subsequent analysis*** shall take place to identify risks and good practices as well as existing national priorities and programmes and provide the necessary input to the priorities and programmes of the European Union;

Or. el

Amendment 34
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) collect and analyse technical, scientific and economic information on research into safety and health at work and on other research activities which involve aspects connected with safety and health at work and disseminate the results of the research and research activities;

deleted

Or. fr

Amendment 35
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) collect and analyse technical, scientific and economic information on research into safety and health at work and on other research activities which involve aspects connected with safety and health at work and disseminate the results of the research and research activities;

(b) collect and analyse technical, scientific and economic information on research into safety and health at work and on other research activities which involve aspects connected with safety and health at work and disseminate **and use as widely as possible** the results of the research and research activities;

Or. el

Amendment 36
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) promote and support cooperation and exchange of information and experience amongst the Member States in the field of safety and health at work, including information on training

deleted

programmes;

Or. fr

Amendment 37
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point c

Text proposed by the Commission

(c) promote and support cooperation and exchange of information and ***experience*** amongst the Member States in the field of safety and health at work, including information on training programmes;

Amendment

(c) promote and support cooperation and exchange of information, ***expertise*** and ***know-how*** amongst the Member States in the field of safety and health at work, including information on training programmes;

Or. el

Amendment 38
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point d

Text proposed by the Commission

(d) ***organise conferences and seminars and exchanges of expertise from the Member States in the field of safety and health at work;***

Amendment

deleted

Or. fr

Amendment 39
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) **organise conferences and** seminars and exchanges of expertise from the Member States in the field of safety and health at work;

(d) **support and organise conferences,** seminars, **congresses** and **other** exchanges of expertise from the Member States in the field of safety and health at work;

Or. el

Amendment 40
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) **supply the European Union institutions and bodies and the Member States with the objective available technical, scientific, legal and economic information and qualified expertise they require to formulate and implement judicious and effective policies designed to protect the safety and health of workers; to that end, provide the European Commission in particular with the technical, scientific, legal and economic information and qualified expertise it requires to fulfil its tasks of identifying, preparing and evaluating legislation and measures in the area of the protection of the safety and health of workers, notably as regards the impact of legislation, the adaptation of legislation to technical, scientific or legislative progress as well as of practical implementation of legislation in enterprises, with particular reference to micro, small and medium-sized enterprises;**

deleted

Or. fr

Amendment 41
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point e

Text proposed by the Commission

(e) supply the European Union institutions and bodies and the Member States with the objective available technical, scientific, legal and economic information and qualified expertise they require to formulate and implement judicious and effective policies designed to protect the safety and health of workers; to that end, provide the European Commission in particular with *the* technical, scientific, legal and economic information and qualified expertise it requires to fulfil its tasks of identifying, preparing and evaluating legislation and measures in the area of the protection of the safety and health of workers, notably as regards the impact of legislation, the adaptation of legislation to technical, scientific or legislative progress as well as of practical implementation of legislation in enterprises, with particular reference to micro, small and medium-sized enterprises;

Amendment

(e) supply the European Union institutions and bodies and the Member States with the objective *and scientifically valid* available technical, scientific, legal and economic information *and parameters* and qualified expertise they require to formulate and implement judicious and effective policies designed to protect the safety and health of workers; to that end, provide the European Commission in particular with *scientifically valid* technical, scientific, legal and economic information and qualified expertise it requires to fulfil its tasks of identifying, preparing and evaluating legislation and measures in the area of the protection of the safety and health of workers, notably as regards the impact of legislation, the adaptation of legislation to technical, scientific or legislative progress as well as of practical implementation of legislation in enterprises, with particular reference to micro, small and medium-sized enterprises;

Or. el

Amendment 42
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point f

Text proposed by the Commission

(f) *establish, in cooperation with the Member States, and coordinate the network referred to in Article 12, taking into account the national, EU and international bodies and organisations*

Amendment

deleted

which provide this type of information and services;

Or. fr

Amendment 43
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point f

Text proposed by the Commission

(f) establish, in cooperation with the Member States, and coordinate the network referred to in Article 12, taking into account the national, EU and international bodies and organisations which provide this type of information and services;

Amendment

(f) establish, in cooperation with the Member States, and coordinate the network referred to in Article 12, taking into account the *institutionally competent* national, EU and international bodies and organisations which provide this type of information and services;

Or. el

Amendment 44
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point g

Text proposed by the Commission

(g) *collect and make available information on safety and health matters from and to third countries and international organisations;*

Amendment

deleted

Or. fr

Amendment 45
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point g

Text proposed by the Commission

(g) collect and make available information on safety and health matters from and to third countries and international organisations;

Amendment

(g) Collect, **analyse, process** and make available information on safety and health matters from and to third countries and international organisations;

Or. el

Amendment 46
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point h

Text proposed by the Commission

(h) provide technical, scientific and economic information on methods and tools for implementing preventive activities, identify good practices and promote preventive actions, paying particular attention to the specific problems of small and medium-sized enterprises. With regard to good practices, the Agency shall in particular focus on practices which constitute practical tools to be used in drawing up an assessment of the risks to safety and health at work, and identifying the measures to be taken to tackle them;

Amendment

deleted

Or. fr

Amendment 47
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point h

Text proposed by the Commission

(h) provide technical, scientific and economic information on methods and

Amendment

(h) provide technical, scientific and economic information on methods and

tools for implementing preventive activities, identify good practices and promote preventive actions, paying particular attention to the specific problems of *small* and medium-sized enterprises. With regard to good practices, the Agency shall in particular focus on practices which constitute practical tools to be used in drawing up an assessment of the risks to safety and health at work, and identifying the measures to be taken to tackle them;

tools for implementing preventive activities, identify good practices and promote preventive actions, paying particular attention to the specific problems of *micro-* and medium-sized enterprises. With regard to good practices, the Agency shall in particular focus on practices which constitute practical tools to be used in drawing up an assessment of the risks to safety and health at work, and identifying the measures to be taken to *prevent and* tackle them;

Or. el

Amendment 48
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point i

Text proposed by the Commission

(i) *contribute to the development of European Union strategies and action programmes relating to the protection of safety and health at work, without prejudice to the Commission's sphere of competence;*

Amendment

deleted

Or. fr

Amendment 49
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point i

Text proposed by the Commission

(i) contribute to the development of European Union strategies and action programmes relating to the protection of safety and health at work, without prejudice to the *Commission's sphere of*

Amendment

(i) contribute to the development of European Union strategies and action programmes relating to the protection of safety and health at work, without prejudice to the *principles of conferral,*

competence;

subsidiarity and proportionality as regards the Commission's actions;

Or. el

Amendment 50
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 1 – point j

Text proposed by the Commission

Amendment

(j) *carry out awareness raising and communication activities and campaigns on health and safety at work issues.*

deleted

Or. fr

Amendment 51
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 1 – point j

Text proposed by the Commission

Amendment

(j) carry out awareness raising and communication activities and campaigns on health and safety at work issues.

(j) carry out awareness raising and communication activities and campaigns on health and safety at work issues *in cooperation with national contact points.*

Or. el

Amendment 52
Sophie Montel

Proposal for a regulation
Article 2 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Agency shall ensure that the*

deleted

information disseminated is tailored to the intended users. To achieve this objective, the Agency shall work closely with the national focal points referred to in Article 12(1), in accordance with Article 12(2).

Or. fr

Amendment 53
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 2

Text proposed by the Commission

2. The Agency shall ensure that the information disseminated is tailored to the intended users. To achieve this objective, the Agency shall work closely with the national focal points referred to in Article 12(1), in accordance with Article 12(2).

Amendment

2. The Agency shall ensure that the information disseminated is tailored to, ***and well targeted at***, the intended users. To achieve this objective, the Agency shall work closely with the national focal points referred to in Article 12(1), in accordance with Article 12(2).

Or. el

Amendment 54
Victor Negrescu

Proposal for a regulation
Article 2 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Improving resource management by grouping assets, equipment and personnel to minimize risks of users and maximize advantages, between the European Agency for Safety and Health at Work (EU-OSHA), the European Centre for development and vocational training (Cedefop), and the European Foundation for the improvement of living and working conditions (Eurofound) should be taken into consideration.

Amendment 55

Sophie Montel

Proposal for a regulation

Article 2 – paragraph 3

Text proposed by the Commission

Amendment

3. In carrying out its tasks, the Agency shall maintain a close dialogue particularly with specialised bodies, whether public or private, public authorities and workers' and employers' organisations. The Agency, without prejudice to its own aims, shall ensure cooperation with other European Union Agencies aimed at avoiding overlaps and promoting synergy and complementarity in their activities, in particular with the European Foundation for the improvement of living and working conditions, the European Centre for the development of vocational training and, where relevant, with other EU Agencies.

deleted

Or. fr

Amendment 56

Petri Sarvamaa

Proposal for a regulation

Article 2 – paragraph 3

Text proposed by the Commission

Amendment

3. In carrying out its tasks, the Agency shall maintain a close dialogue particularly with specialised bodies, whether public or private, public authorities and workers' and employers' organisations. *The Agency, without prejudice to its own aims, shall ensure cooperation with other European Union Agencies aimed at avoiding*

3. In carrying out its tasks, the Agency shall maintain a close dialogue particularly with specialised bodies, whether public or private, public authorities and workers' and employers' organisations.

overlaps and promoting synergy and complementarity in their activities, in particular with the European Foundation for the improvement of living and working conditions, the European Centre for the development of vocational training and, where relevant, with other EU Agencies.

Or. en

Amendment 57
Eleftherios Synadinos

Proposal for a regulation
Article 2 – paragraph 3

Text proposed by the Commission

3. In carrying out its tasks, the Agency shall maintain a close dialogue particularly with specialised bodies, *whether public or private*, public authorities and workers' and employers' organisations. The Agency, without prejudice to its own aims, shall ensure cooperation with other European Union Agencies aimed at avoiding overlaps and promoting synergy and complementarity in their activities, in particular with the European Foundation for the improvement of living and working conditions, the European Centre for the development of vocational training and, where relevant, with other EU Agencies.

Amendment

3. In carrying out its tasks, the Agency shall maintain a close dialogue particularly with specialised *public* bodies *or with the operating rules governing public law*, public authorities and workers' and employers' organisations. The Agency, without prejudice to its own aims, shall ensure cooperation with other European Union Agencies aimed at avoiding overlaps and promoting synergy and complementarity in their activities, in particular with the European Foundation for the improvement of living and working conditions, the European Centre for the development of vocational training and, where relevant, with other EU Agencies.

Or. el

Amendment 58
Petri Sarvamaa

Proposal for a regulation
Article 2 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. *The Agency shall cooperate with other Union Agencies, in particular with the European Chemical Agency, the European Foundation for the improvement of living and working conditions, and the European Centre for the Development of Vocational Training, in order to achieve coordination and financial savings, and to avoid duplication and promote synergy and complementarity in their activities.*

Or. en

Amendment 59

Petri Sarvamaa

Proposal for a regulation

Article 2 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. *The Agency shall conclude cooperation agreements with other relevant Union Agencies in order to facilitate and promote cooperation with them.*

Or. en

Amendment 60

Sophie Montel

Proposal for a regulation

Article 3

Text proposed by the Commission

Amendment

Article 3

deleted

Administrative and management structure

The Agency's administrative and

management structure shall comprise:

- a) a Management Board, which shall exercise the functions set out in Article 5;*
- b) an Executive Board, which shall exercise the functions set out in Article 10;*
- c) an Executive Director, who shall exercise the responsibilities set out in Article 11;*
- d) a Network, which shall exercise the functions set out in Article 12.*

Or. fr

Amendment 61
Sophie Montel

Proposal for a regulation
Article 3 – paragraph 1

Text proposed by the Commission

Amendment

The Agency's administrative and management structure shall comprise:

deleted

- (a) a Management Board, which shall exercise the functions set out in Article 5;*
- b) an Executive Board, which shall exercise the functions set out in Article 10;*
- c) an Executive Director, who shall exercise the responsibilities set out in Article 11;*
- d) a Network, which shall exercise the functions set out in Article 12.*

Or. fr

Amendment 62
Sophie Montel

Proposal for a regulation
Article 3 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) a Management Board, which shall exercise the functions set out in Article 5; *deleted*

Or. fr

Amendment 63
Sophie Montel

Proposal for a regulation
Article 3 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) an Executive Board, which shall exercise the functions set out in Article 10; *deleted*

Or. fr

Amendment 64
Sophie Montel

Proposal for a regulation
Article 3 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) an Executive Director, who shall exercise the responsibilities set out in Article 11; *deleted*

Or. fr

Amendment 65
Sophie Montel

Proposal for a regulation
Article 3 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) a Network, which shall exercise the functions set out in Article 12. *deleted*

Or. fr

Amendment 66
Sophie Montel

Proposal for a regulation
Chapter 2 – Section 1

Text proposed by the Commission

Amendment

[...] *deleted*

Or. fr

Amendment 67
Sophie Montel

Proposal for a regulation
Article 4

Text proposed by the Commission

Amendment

[...] *deleted*

Or. fr

Amendment 68
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

Amendment

1. The Management Board shall be composed of: *deleted*

- (a) one member representing the Government from each Member State;*
- (b) one member representing employers' organisations from each Member State ;*
- (c) one member representing employees' organisations from each member State;*
- (d) three members representing the Commission.*

All members referred to points (a)-(d) shall have voting rights.

The members referred to in points (a), (b) and (c) shall be appointed by the Council from the members and alternate members of the Advisory Committee on Safety and Health at Work⁹.

The members referred to in point (a) shall be appointed on a proposal from the Member States.

The members referred to in points (b) and (c) shall be appointed on a proposal by the respective groups' spokespersons on the Committee.

The proposals from the three groups within the Committee shall be submitted to the Council; the proposals shall also be forwarded to the Commission for information.

The Commission shall appoint the members who are to represent it.

⁹ Council Decision of 22 July 2003 setting up an Advisory Committee on Safety and Health at Work, OJ C 218, 13.9.2003, p. 1-4

Or. fr

Amendment 69
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

The Management Board shall be composed of: *deleted*

- (a) one member representing the Government from each Member State;*
- (b) one member representing employers' organisations from each Member State ;*
- (c) one member representing employees' organisations from each member State;*
- (d) three members representing the Commission.*

Or. fr

Amendment 70
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) one member representing the Government from each Member State; *deleted*

Or. fr

Amendment 71
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) one member representing employers' organisations from each Member State ; *deleted*

Or. fr

Amendment 72
Victor Negrescu

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) two representatives from two different EU-wide civil society organizations that together will cover all Member States;

Or. en

Amendment 73
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point c

Text proposed by the Commission

Amendment

(c) one member representing employees' organisations from each member State;

deleted

Or. fr

Amendment 74
Victor Negrescu

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point c

Text proposed by the Commission

Amendment

(c) one member representing employees' organisations from each member State;

*(c) one member representing **the trade unions** from each member State;*

Or. en

Amendment 75
Victor Negrescu

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point c a (new)

Text proposed by the Commission

Amendment

**(ca) one member representing the
European Parliament;**

Or. en

Amendment 76
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point d

Text proposed by the Commission

Amendment

**(d) three members representing the
Commission. deleted**

Or. fr

Amendment 77
Eleftherios Synadinos

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1 – point d a (new)

Text proposed by the Commission

Amendment

**(da) one observer-member representing
the European Parliament.**

Or. el

Amendment 78
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Amendment

All members referred to points (a)-(d) shall have voting rights. *deleted*

Or. fr

Amendment 79
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 3

Text proposed by the Commission

Amendment

The members referred to in points (a), (b) and (c) shall be appointed by the Council from the members and alternate members of the Advisory Committee on Safety and Health at Work⁹. *deleted*

⁹ Council Decision of 22 July 2003 setting up an Advisory Committee on Safety and Health at Work, OJ C 218, 13.9.2003, p. 1-4

Or. fr

Amendment 80
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 4

Text proposed by the Commission

Amendment

The members referred to in point (a) shall be appointed on a proposal from the Member States. *deleted*

Amendment 81
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 5

Text proposed by the Commission

Amendment

The members referred to in points (b) and (c) shall be appointed on a proposal by the respective groups' spokespersons on the Committee. *deleted*

Or. fr

Amendment 82
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 6

Text proposed by the Commission

Amendment

The proposals from the three groups within the Committee shall be submitted to the Council; the proposals shall also be forwarded to the Commission for information. *deleted*

Or. fr

Amendment 83
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 7

Text proposed by the Commission

Amendment

The Commission shall appoint the members who are to represent it. *deleted*

Amendment 84
Eleftherios Synadinos

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 7 a (new)

Text proposed by the Commission

Amendment

The European Parliament shall appoint the member representing it as an observer.

Or. el

Amendment 85
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 2

Text proposed by the Commission

Amendment

2. *Each member of the Management Board shall have an alternate. The alternate shall represent the member in his/her absence. The alternate shall be appointed following the procedure provided for in paragraph 1.* ***deleted***

Or. fr

Amendment 86
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

Amendment

3. *Members of the Management Board and their alternates shall be* ***deleted***

appointed in light of their knowledge in the field of health and safety at work, taking into account relevant managerial, administrative and budgetary skills. All parties represented in the Management Board shall make efforts to ensure a balanced representation of men and women and to limit turnover of their representatives, in order to guarantee continuity of the Board's work.

Or. fr

Amendment 87
Eleftherios Synadinos

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. Members of the Management Board and their alternates shall be appointed in light of their knowledge in the field of health and safety at work, taking into account relevant managerial, administrative and budgetary skills. All parties represented in the Management Board shall make efforts to ensure a balanced representation of *men and women and to limit turnover of their representatives, in order to guarantee continuity* of the Board's work.

Amendment

3. Members of the Management Board and their alternates shall be appointed in light of their knowledge in the field of health and safety at work, taking into account relevant managerial, administrative and budgetary skills. All parties represented in the Management Board shall make efforts to ensure *as far as possible* a balanced representation of *members with different but complementary areas of expertise and skills and strive for the continuity and regularity* of the Board's work.

Or. el

Amendment 88
Sophie Montel

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

Amendment

4. *The term of office for members and their alternates shall be four years. It shall be extendable. Upon the expiry of their term of office or in the event of their resignation, members shall remain in office until their appointments are renewed or until they are replaced.*

deleted

Or. fr

Amendment 89
Eleftherios Synadinos

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

Amendment

4. The term of office for members and their alternates shall be four years. That term shall be *extendable*. Upon the expiry of their term of office or in the event of their resignation, members shall remain in office until their appointments are renewed or until they are replaced.

4. The term of office for members and their alternates shall be four years. That term shall be *renewable*. Upon the expiry of their term of office or in the event of their resignation, members shall remain in office until their appointments are renewed or until they are replaced.

Or. el

Amendment 90
Sophie Montel

Proposal for a regulation
Article 5

Text proposed by the Commission

Amendment

[...]

deleted

Or. fr

Amendment 91
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

Amendment

1. [...] *deleted*

Or. fr

Amendment 92
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) *give the general orientation for the Agency's activities and adopt each year the Agency's programming document by a majority of two-thirds of members entitled to vote and in accordance with Article 6;* *deleted*

Or. fr

Amendment 93
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) *adopt, by a majority of two-thirds of members entitled to vote, the annual budget of the Agency and exercise other functions in respect of the Agency's budget pursuant to Chapter III;* *deleted*

Or. fr

Amendment 94
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) adopt the consolidated annual activity report together with its assessment on the Agency's activities and send these by 1 July each year to the European Parliament, the Council, the Commission and the European Court of Auditors. The consolidated annual activity report shall be made public; *deleted*

Or. fr

Amendment 95
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) adopt the financial rules applicable to the Agency in accordance with Article 17; *deleted*

Or. fr

Amendment 96
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) adopt an anti-fraud strategy, proportionate to fraud risks taking into account the costs and benefits of the measures to be implemented; *deleted*

Amendment 97
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point f

Text proposed by the Commission

Amendment

(f) adopt rules for the prevention and management of conflicts of interest in respect of its members and independent experts; *deleted*

Or. fr

Amendment 98
Eleftherios Synadinos

Proposal for a regulation
Article 5 – paragraph 1 – point f

Text proposed by the Commission

Amendment

(f) adopt rules for the prevention and management of conflicts of interest in respect of its members and independent experts; *(f) adopt **and implement** rules for the prevention and management of conflicts of interest in respect of its members and independent experts;*

Or. el

Amendment 99
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point g

Text proposed by the Commission

Amendment

(g) adopt and regularly update the communication and dissemination plans based on an analysis of needs; *deleted*

Amendment 100

Sophie Montel

Proposal for a regulation

Article 5 – paragraph 1 – point h

Text proposed by the Commission

Amendment

(h) adopt its rules of procedure; **deleted**

Amendment 101

Sophie Montel

Proposal for a regulation

Article 5 – paragraph 1 – point i

Text proposed by the Commission

Amendment

(i) in accordance with paragraph 2, exercise, with respect to the staff of the Agency, the powers conferred by the Staff Regulations on the Appointing Authority and by the Conditions of Employment of Other Servants on the Authority Empowered to Conclude a Contract of Employment ('the appointing authority powers'); **deleted**

Amendment 102

Sophie Montel

Proposal for a regulation

Article 5 – paragraph 1 – point j

Text proposed by the Commission

Amendment

(j) adopt appropriate implementing **deleted**

rules for giving effect to the Staff Regulations and the Conditions of Employment of Other Servants in accordance with Article 110 of the Staff Regulations;

Or. fr

Amendment 103
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point k

Text proposed by the Commission

Amendment

(k) appoint the Executive Director and where relevant extend his/her term of office or remove him/her from office in accordance with Article 19;

deleted

Or. fr

Amendment 104
Eleftherios Synadinos

Proposal for a regulation
Article 5 – paragraph 1 – point k

Text proposed by the Commission

Amendment

(k) appoint the Executive Director and where relevant **extend** his/her term of office or remove him/her from office in accordance with Article 19;

(k) appoint the Executive Director and where relevant **renew** his/her term of office **once** or remove him/her from office in accordance with Article 19;

Or. el

Amendment 105
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point l

Text proposed by the Commission

Amendment

(l) appoint an Accounting Officer, subject to the Staff Regulations and the Conditions of Employment of other servants, who shall be totally independent in the performance of his/her duties;

deleted

Or. fr

Amendment 106
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point m

Text proposed by the Commission

Amendment

(m) monitor adequate follow-up to findings and recommendations stemming from the internal or external audit reports and evaluations, as well as from investigations of the European Anti-fraud Office (OLAF).

deleted

Or. fr

Amendment 107
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point n

Text proposed by the Commission

Amendment

(n) take all decisions on the establishment of the Agency's internal structures and, where necessary, their modification, taking into consideration the Agency's activity needs as well as having regard to sound budgetary management.

deleted

Or. fr

Amendment 108
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 1 – point o

Text proposed by the Commission

Amendment

(o) authorise the establishment of working arrangements in accordance with Article 30 (1)

deleted

Or. fr

Amendment 109
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 2

Text proposed by the Commission

Amendment

2. The Management Board shall adopt, in accordance with Article 110 of the Staff Regulations, a decision based on Article 2(1) of the Staff Regulations and on Article 6 of the Conditions of Employment of Other Servants, delegating relevant appointing authority powers to the Executive Director and defining the conditions under which this delegation of powers can be suspended. The Executive Director shall be authorised to sub-delegate those powers.

deleted

Or. fr

Amendment 110
Sophie Montel

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

Amendment

3. *Where exceptional circumstances so require, the Management Board may by way of a decision temporarily suspend the delegation of the appointing authority powers to the Executive Director and those sub-delegated by the latter and exercise them itself or delegate them to one of its members or to a staff member other than the Executive Director.*

deleted

Or. fr

Amendment 111
Eleftherios Synadinos

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

Amendment

3. Where exceptional circumstances so require, the Management Board may by way of a decision temporarily suspend the delegation of the appointing authority powers to the Executive Director and those sub-delegated by the latter and exercise them itself or delegate them to one of its members or to a staff member other than the Executive Director.

3. Where exceptional circumstances so require, the Management Board may, ***by a majority of two-thirds of its members with voting rights***, by way of a ***reasoned*** decision temporarily suspend the delegation of the appointing authority powers to the Executive Director and those sub-delegated by the latter and exercise them itself or delegate them to one of its members or to a staff member other than the Executive Director.

Or. el

Amendment 112
Sophie Montel

Proposal for a regulation
Article 6

Text proposed by the Commission

Amendment

[...]

deleted

Or. fr

Amendment 113
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 1

Text proposed by the Commission

Amendment

1. Each year, the Executive Director shall, in line with Article 11 (5) c, draw up a programming document containing multiannual and annual programming in line with Article 32 of the Commission delegated Regulation (EU) No 1271/2013¹⁰ and taking into account guidelines set by the Commission.

deleted

¹⁰ *Commission Delegated Regulation (EU) No 1271/2013 of 30 September 2013 on the framework financial regulation for the bodies referred to in Article 208 of Regulation (EU, Euratom) No 966/2012 of the European Parliament and of the Council (OJ L 328, 7.12.2013, p. 42).*

Or. fr

Amendment 114
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 2

Text proposed by the Commission

Amendment

2. By 30 November each year, the Management Board shall adopt the

deleted

programming document referred to in paragraph 1 and shall forward it to the European Parliament, the Council and the Commission no later than 31 January each year as well as any later updated version of that document.

The programming document shall become definitive after final adoption of the general budget of the Union and, if necessary, shall be adjusted accordingly.

Or. fr

Amendment 115
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

By 30 November each year, the Management Board shall adopt the programming document referred to in paragraph 1 and shall forward it to the European Parliament, the Council and the Commission no later than 31 January each year as well as any later updated version of that document.

deleted

Or. fr

Amendment 116
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Amendment

The programming document shall become definitive after final adoption of the general budget of the Union and, if necessary, shall be adjusted accordingly.

deleted

Amendment 117

Sophie Montel

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. *The annual work programme shall comprise detailed objectives and expected results including performance indicators. It shall also contain a description of the actions to be financed and an indication of the financial and human resources allocated to each action, in accordance with the principles of activity-based budgeting and management. The annual work programme shall be coherent with the multi-annual work programme referred to in paragraph 5. It shall clearly indicate tasks that have been added, changed or deleted in comparison with the previous financial year. Annual and/or multi- annual programming shall include the strategy for relations with third countries or international organisations referred to in Article 30 and the actions linked to this strategy.* *deleted*

Or. fr

Amendment 118

Sophie Montel

Proposal for a regulation

Article 6 – paragraph 4

Text proposed by the Commission

Amendment

4. *The Management Board shall amend the adopted annual work programme when a new task is given to the Agency. The Management Board may* *deleted*

delegate the power to make non-substantial amendments to the annual work programme to the Executive Director.

Any substantial amendment to the annual work programme shall be adopted by the same procedure as the initial annual work programme.

Or. fr

Amendment 119
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 4 – subparagraph 1

Text proposed by the Commission

Amendment

The Management Board shall amend the adopted annual work programme when a new task is given to the Agency. The Management Board may delegate the power to make non-substantial amendments to the annual work programme to the Executive Director.

deleted

Or. fr

Amendment 120
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 4 – subparagraph 2

Text proposed by the Commission

Amendment

Any substantial amendment to the annual work programme shall be adopted by the same procedure as the initial annual work programme.

deleted

Or. fr

Amendment 121
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 5

Text proposed by the Commission

Amendment

5. *The multi-annual work programme shall set out overall strategic programming including objectives, expected results and performance indicators. It shall also set out resource programming including multi-annual budget and staff. It shall include a strategy for relations with third countries and international organisations, with a specification of associated resources.* **deleted**

Or. fr

Amendment 122
Sophie Montel

Proposal for a regulation
Article 6 – paragraph 6

Text proposed by the Commission

Amendment

6. *The resource programming shall be updated annually. The strategic programming shall be updated where appropriate, and in particular to address the outcome of the evaluation referred to in Article 28.* **deleted**

Or. fr

Amendment 123
Sophie Montel

Proposal for a regulation
Article 7

Text proposed by the Commission

Amendment

Article 7

deleted

Chairperson of the Management Board

1. The Management Board shall elect a Chairperson and three Deputy Chairpersons as follows – one from amongst the members representing Member States, one from amongst the members representing employers' organisations, one from amongst the members representing employees' organisations and one from amongst the members representing the Commission. The Chairperson and the Deputy Chairpersons shall be elected by a majority of two-thirds of members of the Management Board with voting rights.

2. The term of office of the Chairperson and the deputy Chairpersons shall be two years. Their term of office may be renewed once. If, however, their membership of the Management Board ends at any time during their term of office, their term of office shall automatically expire on that date.

Or. fr

Amendment 124
Sophie Montel

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

Amendment

1. The Management Board shall elect a Chairperson and three Deputy Chairpersons as follows – one from amongst the members representing Member States, one from amongst the members representing employers' organisations, one from amongst the members representing employees'

deleted

organisations and one from amongst the members representing the Commission. The Chairperson and the Deputy Chairpersons shall be elected by a majority of two-thirds of members of the Management Board with voting rights.

Or. fr

Amendment 125
Sophie Montel

Proposal for a regulation
Article 7 – paragraph 2

Text proposed by the Commission

Amendment

2. The term of office of the Chairperson and the deputy Chairpersons shall be two years. Their term of office may be renewed once. If, however, their membership of the Management Board ends at any time during their term of office, their term of office shall automatically expire on that date.

deleted

Or. fr

Amendment 126
Sophie Montel

Proposal for a regulation
Article 8

Text proposed by the Commission

Amendment

Article 8

deleted

Chairperson of the Management Board

1. The Chairperson shall convene meetings of the Management Board.

2. The Executive Director of the Agency shall take part in the deliberations, without the right to vote.

3. The Management Board shall hold at least one ordinary meeting a year. In addition, it shall meet on the initiative of its Chairperson, at the request of the Commission or at the request of at least one-third of its members.

4. The Management Board may invite any person whose opinion may be of interest to attend its meetings as an observer.

5. The Agency shall provide the secretariat for the Management Board.

Or. fr

**Amendment 127
Sophie Montel**

**Proposal for a regulation
Article 8 – paragraph 1**

Text proposed by the Commission

Amendment

1. The Chairperson shall convene meetings of the Management Board.

deleted

Or. fr

**Amendment 128
Sophie Montel**

**Proposal for a regulation
Article 8 – paragraph 2**

Text proposed by the Commission

Amendment

2. The Executive Director of the Agency shall take part in the deliberations, without the right to vote.

deleted

Or. fr

Amendment 129
Eleftherios Synadinos

Proposal for a regulation
Article 8 – paragraph 2

Text proposed by the Commission

2. The Executive Director of the Agency shall take part in the deliberations, without the right to vote.

Amendment

2. The Executive Director of the Agency shall take ***an active*** part in the deliberations, without the right to vote.

Or. el

Amendment 130
Sophie Montel

Proposal for a regulation
Article 8 – paragraph 3

Text proposed by the Commission

3. ***The Management Board shall hold at least one ordinary meeting a year. In addition, it shall meet on the initiative of its Chairperson, at the request of the Commission or at the request of at least one-third of its members.***

Amendment

deleted

Or. fr

Amendment 131
Eleftherios Synadinos

Proposal for a regulation
Article 8 – paragraph 3

Text proposed by the Commission

3. The Management Board shall hold at least one ordinary meeting ***a year***. In addition, it shall meet on the initiative of its Chairperson, at the request of the Commission or at the request of at least one-third of its members.

Amendment

3. The Management Board shall hold at least one ordinary meeting ***every six months***. In addition, it shall meet on the initiative of its Chairperson, at the request of the Commission or at the request of at least one-third of its members.

Amendment 132

Sophie Montel

Proposal for a regulation

Article 8 – paragraph 4

Text proposed by the Commission

Amendment

4. The Management Board may invite any person whose opinion may be of interest to attend its meetings as an observer. *deleted*

Or. fr

Amendment 133

Sophie Montel

Proposal for a regulation

Article 8 – paragraph 5

Text proposed by the Commission

Amendment

5. The Agency shall provide the secretariat for the Management Board. *deleted*

Or. fr

Amendment 134

Sophie Montel

Proposal for a regulation

Article 9

Text proposed by the Commission

Amendment

Article 9 *deleted*

Voting rules of the Management Board

1. Without prejudice to Article 5(1)(a) and (b) and Article 19(7), the Management Board shall take decisions

by majority of members with voting rights.

2. Each member with voting rights shall have one vote. In the absence of a member with the right to vote, his/her alternate shall be entitled to exercise his/her right to vote.

3. The Chairperson shall take part in the voting.

4. The Executive Director shall take part in the deliberations, without the right to vote

5. The Management Board's rules of procedure shall establish more detailed voting arrangements, in particular the circumstances in which a member may act on behalf of another member.

Or. fr

Amendment 135
Sophie Montel

Proposal for a regulation
Article 9 – paragraph 1

Text proposed by the Commission

Amendment

1. Without prejudice to Article 5(1)(a) and (b) and Article 19(7), the Management Board shall take decisions by majority of members with voting rights.

deleted

Or. fr

Amendment 136
Eleftherios Synadinos

Proposal for a regulation
Article 9 – paragraph 1

Text proposed by the Commission

Amendment

1. Without prejudice to Article 5(1)(a)

1. Without prejudice to Article 5(1)(a)

and (b) and Article 19(7), the Management Board shall take decisions by majority of members with voting rights.

and (b) and Article 19(7), the Management Board shall take decisions by *an absolute* majority of members with voting rights.

Or. el

Amendment 137
Sophie Montel

Proposal for a regulation
Article 9 – paragraph 2

Text proposed by the Commission

Amendment

2. *Each member with voting rights shall have one vote. In the absence of a member with the right to vote, his/her alternate shall be entitled to exercise his/her right to vote.*

deleted

Or. fr

Amendment 138
Sophie Montel

Proposal for a regulation
Article 9 – paragraph 3

Text proposed by the Commission

Amendment

3. *The Chairperson shall take part in the voting.*

deleted

Or. fr

Amendment 139
Sophie Montel

Proposal for a regulation
Article 9 – paragraph 4

Text proposed by the Commission

Amendment

- 4. *The Executive Director shall take part in the deliberations, without the right to vote*** *deleted*

Or. fr

Amendment 140
Sophie Montel

Proposal for a regulation
Article 9 – paragraph 5

Text proposed by the Commission

Amendment

- 5. *The Management Board's rules of procedure shall establish more detailed voting arrangements, in particular the circumstances in which a member may act on behalf of another member.*** *deleted*

Or. fr

Amendment 141
Sophie Montel

Proposal for a regulation
Chapter 2 – section 2

Text proposed by the Commission

Amendment

EXECUTIVE BOARD *deleted*

Executive Board

- 1. *The Management Board shall be assisted by an Executive Board.***
- 2. *The Executive Board shall:***
 - a) *prepare decisions to be adopted by the Management Board.***
 - b) *monitor, together with the Management Board, adequate follow-up to the findings and recommendations***

stemming from the internal or external audit reports and evaluations, as well as from investigations of the European Anti-fraud Office (OLAF);

c) without prejudice to the responsibilities of the Executive Director, as set out in Article 11, assist and advise him/her in the implementation of the decisions of the Management Board, with a view to reinforcing supervision of administrative and budgetary management.

3. Where necessary, because of urgency, the Executive Board may take certain provisional decisions on behalf of the Management Board, in particular on administrative management matters, including the suspension of the delegation of the appointing authority powers and budgetary matters

4. The Executive Board shall be composed of the Chairperson of the Management Board, the three Deputy Chairpersons, the coordinators of the three groups as referred to in Article 4 (5) and one representative of the Commission. Each group referred to in Article 4 (5) may designate up to two alternates to attend the meetings of the Executive Board, in the absence of the full members. The Chairperson of the Management Board shall also be the Chairperson of the Executive Board. The Executive Director shall take part in the meetings of the Executive Board, but shall not have the right to vote.

5. The term of office of members of the Executive Board shall be two years. That term shall be extendable. The term of office of members of the Executive Board shall end when their membership of the Management Board ends.

6. The Executive Board shall meet at least three times a year. In addition, it shall meet on the initiative of its Chairperson or at the request of its

members.

7. The Management Board shall lay down the rules of procedure of the Executive Board.

Or. fr

**Amendment 142
Sophie Montel**

**Proposal for a regulation
Article 10**

Text proposed by the Commission

Amendment

Article 10

deleted

Executive Board

- 1. The Management Board shall be assisted by an Executive Board.**
- 2. The Executive Board shall:**
 - a) prepare decisions to be adopted by the Management Board.**
 - b) monitor, together with the Management Board, adequate follow-up to the findings and recommendations stemming from the internal or external audit reports and evaluations, as well as from investigations of the European Anti-fraud Office (OLAF);**
 - c) without prejudice to the responsibilities of the Executive Director, as set out in Article 11, assist and advise him/her in the implementation of the decisions of the Management Board, with a view to reinforcing supervision of administrative and budgetary management.**
- 3. Where necessary, because of urgency, the Executive Board may take certain provisional decisions on behalf of the Management Board, in particular on administrative management matters, including the suspension of the delegation**

of the appointing authority powers and budgetary matters

4. *The Executive Board shall be composed of the Chairperson of the Management Board, the three Deputy Chairpersons, the coordinators of the three groups as referred to in Article 4 (5) and one representative of the Commission. Each group referred to in Article 4 (5) may designate up to two alternates to attend the meetings of the Executive Board, in the absence of the full members. The Chairperson of the Management Board shall also be the Chairperson of the Executive Board. The Executive Director shall take part in the meetings of the Executive Board, but shall not have the right to vote.*

5. *The term of office of members of the Executive Board shall be two years. That term shall be extendable. The term of office of members of the Executive Board shall end when their membership of the Management Board ends.*

6. *The Executive Board shall meet at least three times a year. In addition, it shall meet on the initiative of its Chairperson or at the request of its members.*

7. *The Management Board shall lay down the rules of procedure of the Executive Board.*

Or. fr

Amendment 143
Sophie Montel

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

Amendment

1. *The Management Board shall be assisted by an Executive Board.* **deleted**

Amendment 144

Sophie Montel

Proposal for a regulation

Article 10 – paragraph 2

Text proposed by the Commission

Amendment

2. The Executive Board shall: *deleted*

(a) prepare decisions to be adopted by the Management Board.

b) monitor, together with the Management Board, adequate follow-up to the findings and recommendations stemming from the internal or external audit reports and evaluations, as well as from investigations of the European Anti-fraud Office (OLAF);

c) without prejudice to the responsibilities of the Executive Director, as set out in Article 11, assist and advise him/her in the implementation of the decisions of the Management Board, with a view to reinforcing supervision of administrative and budgetary management.

Or. fr

Amendment 145

Sophie Montel

Proposal for a regulation

Article 10 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) prepare decisions to be adopted by the Management Board. *deleted*

Or. fr

Amendment 146
Sophie Montel

Proposal for a regulation
Article 10 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) monitor, together with the Management Board, adequate follow-up to the findings and recommendations stemming from the internal or external audit reports and evaluations, as well as from investigations of the European Anti-fraud Office (OLAF);

deleted

Or. fr

Amendment 147
Sophie Montel

Proposal for a regulation
Article 10 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) without prejudice to the responsibilities of the Executive Director, as set out in Article 11, assist and advise him/her in the implementation of the decisions of the Management Board, with a view to reinforcing supervision of administrative and budgetary management.

deleted

Or. fr

Amendment 148
Sophie Montel

Proposal for a regulation
Article 10 – paragraph 3

Text proposed by the Commission

Amendment

3. Where necessary, because of urgency, the Executive Board may take certain provisional decisions on behalf of the Management Board, in particular on administrative management matters, including the suspension of the delegation of the appointing authority powers and budgetary matters

deleted

Or. fr

Amendment 149

Sophie Montel

Proposal for a regulation

Article 10 – paragraph 4

Text proposed by the Commission

Amendment

4. The Executive Board shall be composed of the Chairperson of the Management Board, the three Deputy Chairpersons, the coordinators of the three groups as referred to in Article 4 (5) and one representative of the Commission. Each group referred to in Article 4 (5) may designate up to two alternates to attend the meetings of the Executive Board, in the absence of the full members. The Chairperson of the Management Board shall also be the Chairperson of the Executive Board. The Executive Director shall take part in the meetings of the Executive Board, but shall not have the right to vote.

deleted

Or. fr

Amendment 150

Sophie Montel

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

Amendment

5. *The term of office of members of the Executive Board shall be two years. That term shall be extendable. The term of office of members of the Executive Board shall end when their membership of the Management Board ends.*

deleted

Or. fr

Amendment 151
Eleftherios Synadinos

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

Amendment

5. The term of office of members of the Executive Board shall be two years. That term shall be *extendible*. The term of office of members of the Executive Board shall end when their membership of the Management Board ends.

5. The term of office of members of the Executive Board shall be two years. That term shall be *renewable with no maximum period of office*. The term of office of members of the Executive Board shall end when their membership of the Management Board ends.

Or. el

Amendment 152
Sophie Montel

Proposal for a regulation
Article 10 – paragraph 6

Text proposed by the Commission

Amendment

6. *The Executive Board shall meet at least three times a year. In addition, it shall meet on the initiative of its Chairperson or at the request of its members.*

deleted

Amendment 153

Sophie Montel

Proposal for a regulation

Article 10 – paragraph 7

Text proposed by the Commission

Amendment

7. *The Management Board shall lay down the rules of procedure of the Executive Board.* *deleted*

Amendment 154

Sophie Montel

Proposal for a regulation

Chapter 2 – Section 3

Text proposed by the Commission

Amendment

[...] *deleted*

Amendment 155

Sophie Montel

Proposal for a regulation

Article 11

Text proposed by the Commission

Amendment

[...] *deleted*

Amendment 156
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

Amendment

1. The Executive Director shall manage the Agency. The Executive Director shall be accountable to the Management Board. *deleted*

Or. fr

Amendment 157
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

Amendment

2. Without prejudice to the powers of the Commission, the Management Board, and the Executive Board, the Executive Director shall be independent in the performance of the duties and shall neither seek nor take instructions from any government nor from any other body. *deleted*

Or. fr

Amendment 158
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 3

Text proposed by the Commission

Amendment

3. The Executive Director shall report to the European Parliament on the performance of his/her duties when invited to do so. The Council may invite *deleted*

the Executive Director to report on the performance of his/her duties.

Or. fr

Amendment 159
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 4

Text proposed by the Commission

Amendment

4. The Executive Director shall be the legal representative of the Agency. *deleted*

Or. fr

Amendment 160
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5

Text proposed by the Commission

Amendment

5. The Executive Director shall be responsible for the implementation of the tasks assigned to the Agency by this Regulation. In particular, the Executive Director shall be responsible for: *deleted*

(a) day-to-day administration of the Agency;

(b) implementing decisions adopted by the Management Board;

(c) preparing the programming document and submitting it to the Management Board after consulting the Commission;

(d) implementing the programming document and reporting to the Management Board on its implementation;

(e) preparing the consolidated annual report on the Agency's activities and presenting it to the Management Board for assessment and adoption;

(f) preparing an action plan following-up conclusions of internal or external audit reports and evaluations, as well as investigations by the European Anti-fraud Office (OLAF) and reporting on progress twice a year to the Commission and regularly to the Management Board and the Executive Board;

(g) protecting the financial interests of the Union by applying preventive measures against fraud, corruption and any other illegal activities, by effective checks and, if irregularities are detected, by recovering amounts wrongly paid and, where appropriate, by imposing effective, proportionate and dissuasive administrative and financial penalties;

(h) preparing an anti-fraud strategy for the Agency and presenting it to the Management Board for approval;

(i) preparing draft financial rules applicable to the Agency;

(j) preparing the Agency's draft statement of estimates of revenue and expenditure and implementing its budget.

Or. fr

Amendment 161
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point a

Text proposed by the Commission

Amendment

(a) day-to-day administration of the Agency;

deleted

Or. fr

Amendment 162
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point b

Text proposed by the Commission

Amendment

(b) *implementing decisions adopted by the Management Board;* ***deleted***

Or. fr

Amendment 163
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point c

Text proposed by the Commission

Amendment

(c) *preparing the programming document and submitting it to the Management Board after consulting the Commission;* ***deleted***

Or. fr

Amendment 164
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point d

Text proposed by the Commission

Amendment

(d) *implementing the programming document and reporting to the Management Board on its implementation;* ***deleted***

Or. fr

Amendment 165
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point e

Text proposed by the Commission

Amendment

(e) preparing the consolidated annual report on the Agency's activities and presenting it to the Management Board for assessment and adoption; *deleted*

Or. fr

Amendment 166
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point f

Text proposed by the Commission

Amendment

(f) preparing an action plan following-up conclusions of internal or external audit reports and evaluations, as well as investigations by the European Anti-fraud Office (OLAF) and reporting on progress twice a year to the Commission and regularly to the Management Board and the Executive Board; *deleted*

Or. fr

Amendment 167
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point g

Text proposed by the Commission

Amendment

(g) protecting the financial interests of the Union by applying preventive measures against fraud, corruption and any other illegal activities, by effective checks and, if irregularities are detected, by recovering amounts wrongly paid and, where appropriate, by imposing effective, proportionate and dissuasive administrative and financial penalties; *deleted*

Or. fr

Amendment 168
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point h

Text proposed by the Commission

Amendment

(h) preparing an anti-fraud strategy for the Agency and presenting it to the Management Board for approval; *deleted*

Or. fr

Amendment 169
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point i

Text proposed by the Commission

Amendment

(i) preparing draft financial rules applicable to the Agency; *deleted*

Or. fr

Amendment 170
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 5 – point j

Text proposed by the Commission

Amendment

(j) *preparing the Agency's draft statement of estimates of revenue and expenditure and implementing its budget.*

deleted

Or. fr

Amendment 171
Petri Sarvamaa

Proposal for a regulation
Article 11 – paragraph 5 – point j a (new)

Text proposed by the Commission

Amendment

(ja) *cooperating with other Union agencies, and concluding cooperation agreements with them.*

Or. en

Amendment 172
Sophie Montel

Proposal for a regulation
Article 11 – paragraph 6

Text proposed by the Commission

Amendment

6. *The Executive Director shall also be responsible for deciding whether it is necessary for the purpose of carrying out the Agency's tasks in an efficient and effective manner to establish one or more local offices in one or more Member States. That decision requires the prior consent of the Commission, the Management Board and the Member*

deleted

State where the local office is to be established. That decision shall specify the scope of the activities to be carried out at that local office in a manner that avoids unnecessary costs and duplication of administrative functions of the Agency.

Or. fr

Amendment 173
Sophie Montel

Proposal for a regulation
Chapter 2 – section 4

Text proposed by the Commission

Amendment

NETWORK

deleted

Network

1. The Agency shall set up a network comprising:

- the main component elements of the national information networks, including the national social partners' organisations, according to national legislation and/or practice;*
- the national focal points.*

2. The Member States shall regularly inform the Agency of the main components of their national health and safety at work information networks, including any institution which in their judgement could contribute to the work of the Agency, taking into account the need to ensure the fullest possible coverage of their territory.

The competent national authorities or a national institution designated by them as a national focal point shall coordinate and/or transmit the information to be supplied at national level to the Agency, in the framework of an agreement between each focal point and the Agency on the basis of the work programme

adopted by the Agency. The national authorities shall consult the national social partners and take into account their point of view in accordance with national legislation and/or practice.

3. Topics of particular interest identified shall be listed in the Agency's annual work programme.

4. In the light of experience gained, the Agency shall periodically re-examine the main component elements of the network referred to in paragraph 2 and shall make such changes as may be decided by the Management Board, taking account of any new designations made by the Member States.

Or. fr

Amendment 174
Sophie Montel

Proposal for a regulation
Article 12

Text proposed by the Commission

Amendment

Article 12

deleted

Network

1. The Agency shall set up a network comprising:

- the main component elements of the national information networks, including the national social partners' organisations, according to national legislation and/or practice;*
- the national focal points.*

2. The Member States shall regularly inform the Agency of the main components of their national health and safety at work information networks, including any institution which in their judgement could contribute to the work of the Agency, taking into account the need

to ensure the fullest possible coverage of their territory.

The competent national authorities or a national institution designated by them as a national focal point shall coordinate and/or transmit the information to be supplied at national level to the Agency, in the framework of an agreement between each focal point and the Agency on the basis of the work programme adopted by the Agency. The national authorities shall consult the national social partners and take into account their point of view in accordance with national legislation and/or practice.

3. Topics of particular interest identified shall be listed in the Agency's annual work programme.

4. In the light of experience gained, the Agency shall periodically re-examine the main component elements of the network referred to in paragraph 2 and shall make such changes as may be decided by the Management Board, taking account of any new designations made by the Member States.

Or. fr

Amendment 175
Sophie Montel

Proposal for a regulation
Article 12 – paragraph 1

Text proposed by the Commission

Amendment

1. The Agency shall set up a network comprising: *deleted*

– the main component elements of the national information networks, including the national social partners' organisations, according to national legislation and/or practice;

– the national focal points.

Or. fr

Amendment 176

Sophie Montel

Proposal for a regulation

Article 12 – paragraph 1 – indent 1

Text proposed by the Commission

Amendment

- *the main component elements of the national information networks, including the national social partners' organisations, according to national legislation and/or practice;* *deleted*

Or. fr

Amendment 177

Sophie Montel

Proposal for a regulation

Article 12 – paragraph 1 – indent 2

Text proposed by the Commission

Amendment

- *the national focal points.* *deleted*

Or. fr

Amendment 178

Sophie Montel

Proposal for a regulation

Article 12 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Member States shall regularly inform the Agency of the main components of their national health and* *deleted*

safety at work information networks, including any institution which in their judgement could contribute to the work of the Agency, taking into account the need to ensure the fullest possible coverage of their territory.

The competent national authorities or a national institution designated by them as a national focal point shall coordinate and/or transmit the information to be supplied at national level to the Agency, in the framework of an agreement between each focal point and the Agency on the basis of the work programme adopted by the Agency. The national authorities shall consult the national social partners and take into account their point of view in accordance with national legislation and/or practice.

Or. fr

Amendment 179

Sophie Montel

Proposal for a regulation

Article 12 – paragraph 3

Text proposed by the Commission

Amendment

3. *Topics of particular interest identified shall be listed in the Agency's annual work programme.* **deleted**

Or. fr

Amendment 180

Sophie Montel

Proposal for a regulation

Article 12 – paragraph 4

Text proposed by the Commission

Amendment

4. In the light of experience gained, the Agency shall periodically re-examine the main component elements of the network referred to in paragraph 2 and shall make such changes as may be decided by the Management Board, taking account of any new designations made by the Member States.

deleted

Or. fr

Amendment 181

Sophie Montel

Proposal for a regulation

Article 13

Text proposed by the Commission

Amendment

Article 13

deleted

Budget

1. Estimates of all the revenue and expenditure of the Agency shall be prepared for each financial year, corresponding to the calendar year, and shall be shown in the Agency's budget.

2. The Agency's budget shall be balanced in terms of revenue and of expenditure.

3. Without prejudice to other resources, the Agency's revenue shall comprise:

a) a contribution from the Union entered in the general budget of the European Union;

b) any voluntary financial contribution from the Member States;

c) charges for publications and any service provided by the Agency;

d) any contribution from third countries participating in the work of the

Agency, as provided for by Article 30.

4. *The expenditure of the Agency shall include staff remuneration, administrative and infrastructure expenses and operational expenditure.*

Or. fr

Amendment 182
Sophie Montel

Proposal for a regulation
Article 13 – paragraph 1

Text proposed by the Commission

Amendment

1. *Estimates of all the revenue and expenditure of the Agency shall be prepared for each financial year, corresponding to the calendar year, and shall be shown in the Agency's budget.* **deleted**

Or. fr

Amendment 183
Sophie Montel

Proposal for a regulation
Article 13 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Agency's budget shall be balanced in terms of revenue and of expenditure.* **deleted**

Or. fr

Amendment 184
Sophie Montel

Proposal for a regulation
Article 13 – paragraph 3

Text proposed by the Commission

Amendment

3. Without prejudice to other resources, the Agency's revenue shall comprise: *deleted*

(a) a contribution from the Union entered in the general budget of the European Union;

b) any voluntary financial contribution from the Member States;

c) charges for publications and any service provided by the Agency;

d) any contribution from third countries participating in the work of the Agency, as provided for by Article 30.

Or. fr

Amendment 185
Sophie Montel

Proposal for a regulation
Article 13 – paragraph 3 – point a

Text proposed by the Commission

Amendment

(a) a contribution from the Union entered in the general budget of the European Union; *deleted*

Or. fr

Amendment 186
Sophie Montel

Proposal for a regulation
Article 13 – paragraph 3 – point b

Text proposed by the Commission

Amendment

(b) any voluntary financial contribution from the Member States; *deleted*

Amendment 187

Sophie Montel

Proposal for a regulation

Article 13 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) charges for publications and any service provided by the Agency; *deleted*

Or. fr

Amendment 188

Sophie Montel

Proposal for a regulation

Article 13 – paragraph 3 – point d

Text proposed by the Commission

Amendment

(d) any contribution from third countries participating in the work of the Agency, as provided for by Article 30. *deleted*

Or. fr

Amendment 189

Sophie Montel

Proposal for a regulation

Article 13 – paragraph 4

Text proposed by the Commission

Amendment

4. The expenditure of the Agency shall include staff remuneration, administrative and infrastructure expenses and operational expenditure. *deleted*

Or. fr

Amendment 190
Sophie Montel

Proposal for a regulation
Article 14

Text proposed by the Commission

Amendment

Article 14

deleted

Establishment of the budget

- 1. Each year, the Executive Director shall draw up a provisional draft estimate of the Agency's revenue and expenditure for the following financial year, including the establishment plan, and send it to the Management Board.*
- 2. The Management Board shall, on the basis of that provisional draft, adopt a draft estimate of the Agency's revenue and expenditure for the following financial year.*
- 3. The draft estimate of the Agency's revenue and expenditure shall be sent to the Commission by 31 January each year.*
- 4. The Commission shall send the draft estimates to the budgetary authority together with the draft general budget of the Union.*
- 5. On the basis of the draft estimates, the Commission shall enter in the draft general budget of the Union the estimates it considers necessary for the establishment plan and the amount of the contribution to be charged to the general budget, which it shall place before the budgetary authority in accordance with Articles 313 and 314 of the Treaty.*
- 6. The budgetary authority shall authorize the appropriations for the contribution to the Agency.*
- 7. The budgetary authority shall adopt the Agency's establishment plan.*
- 8. The Agency's budget shall be*

adopted by the Management Board. It shall become final following final adoption of the general budget of the Union. Where necessary, it shall be adjusted accordingly.

9. *For any building project likely to have significant implications for the budget of the Agency the provisions of Delegated Regulation (EU) No 1271/2013 shall apply.*

Or. fr

Amendment 191
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 1

Text proposed by the Commission

Amendment

1. *Each year, the Executive Director shall draw up a provisional draft estimate of the Agency's revenue and expenditure for the following financial year, including the establishment plan, and send it to the Management Board.*

deleted

Or. fr

Amendment 192
Petri Sarvamaa

Proposal for a regulation
Article 14 – paragraph 1 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The provisional draft estimates shall be based on the objectives and expected results of the annual programming document referred to in Article 6(1) and shall take into account the financial resources necessary to achieve those objectives and expected results, in

accordance with the principle of performance-based budgeting.

Or. en

Amendment 193
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Management Board shall, on the basis of that provisional draft, adopt a draft estimate of the Agency's revenue and expenditure for the following financial year.* **deleted**

Or. fr

Amendment 194
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 3

Text proposed by the Commission

Amendment

3. *The draft estimate of the Agency's revenue and expenditure shall be sent to the Commission by 31 January each year.* **deleted**

Or. fr

Amendment 195
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 4

Text proposed by the Commission

Amendment

4. *The Commission shall send the draft estimates to the budgetary authority* **deleted**

together with the draft general budget of the Union.

Or. fr

Amendment 196
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 5

Text proposed by the Commission

Amendment

5. *On the basis of the draft estimates, the Commission shall enter in the draft general budget of the Union the estimates it considers necessary for the establishment plan and the amount of the contribution to be charged to the general budget, which it shall place before the budgetary authority in accordance with Articles 313 and 314 of the Treaty.* *deleted*

Or. fr

Amendment 197
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 6

Text proposed by the Commission

Amendment

6. *The budgetary authority shall authorize the appropriations for the contribution to the Agency.* *deleted*

Or. fr

Amendment 198
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 7

Text proposed by the Commission

Amendment

**7. The budgetary authority shall
adopt the Agency's establishment plan.** *deleted*

Or. fr

Amendment 199
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 8

Text proposed by the Commission

Amendment

**8. The Agency's budget shall be
adopted by the Management Board. It
shall become final following final
adoption of the general budget of the
Union. Where necessary, it shall be
adjusted accordingly.** *deleted*

Or. fr

Amendment 200
Sophie Montel

Proposal for a regulation
Article 14 – paragraph 9

Text proposed by the Commission

Amendment

**9. For any building project likely to
have significant implications for the
budget of the Agency the provisions of
Delegated Regulation (EU) No 1271/2013
shall apply.** *deleted*

Or. fr

Amendment 201
Sophie Montel

Proposal for a regulation
Article 15

Text proposed by the Commission

Amendment

Article 15

deleted

Establishment of the budget

- 1. The Executive Director shall implement the Agency's budget.*
- 2. Each year the Executive Director shall send to the budgetary authority all information relevant to the findings of evaluation procedures.*

Or. fr

Amendment 202
Sophie Montel

Proposal for a regulation
Article 15 – paragraph 1

Text proposed by the Commission

Amendment

- 1. The Executive Director shall implement the Agency's budget.*

deleted

Or. fr

Amendment 203
Eleftherios Synadinos

Proposal for a regulation
Article 15 – paragraph 1

Text proposed by the Commission

Amendment

1. The Executive Director shall implement the Agency's budget.

1. The Executive Director shall implement **and monitor** the Agency's budget.

Amendment 204

Sophie Montel

Proposal for a regulation

Article 15 – paragraph 2

Text proposed by the Commission

Amendment

2. *Each year the Executive Director shall send to the budgetary authority all information relevant to the findings of evaluation procedures.* **deleted**

Or. fr

Amendment 205

Sophie Montel

Proposal for a regulation

Article 16

Text proposed by the Commission

Amendment

Article 16 **deleted**

Presentation of accounts and discharge

1. *By 1 March of the following financial year, the Agency's accounting officer shall send the provisional accounts to the Commission's Accounting Officer and to the European Court of Auditors.*

2. *By 31 March of the following financial year, the Agency shall send the report on the budgetary and financial management to the European Parliament, the Council and the European Court of Auditors. By 31 March of the following financial year, the Commission's accounting officer shall send the Agency's provisional accounts, consolidated with the Commission's accounts, to the Court of Auditors.*

3. On receipt of the Court of Auditors' observations on the Agency's provisional accounts, pursuant to Article 148 of the Financial Regulation, the Executive Director shall draw up the Agency's final accounts under his/her own responsibility and submit them to the Management Board for an opinion.

4. The Management Board shall deliver an opinion on the Agency's final accounts.

5. The accounting officer shall, by 1 July following each financial year, send the final accounts to the European Parliament, the Council, the Commission and the Court of Auditors, together with the Management Board's opinion.

6. The final accounts shall be published in the Official Journal of the European Union by 15 November of the following year.

7. The Executive Director shall send the European Court of Auditors a reply to its observations by 30 September. The Executive Director shall also send this reply to the Management Board.

8. The Executive Director shall submit to the European Parliament, at the latter's request, any information required for the smooth application of the discharge procedure for the financial year in question, in accordance with Article 165(3) of the Financial Regulation.

9. On a recommendation from the Council acting by a qualified majority, the European Parliament shall, before 15 May of year N + 2, give a discharge to the Executive Director in respect of the implementation of the budget for year N.

Or. fr

Amendment 206
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 1

Text proposed by the Commission

Amendment

1. By 1 March of the following financial year, the Agency's accounting officer shall send the provisional accounts to the Commission's Accounting Officer and to the European Court of Auditors. *deleted*

Or. fr

Amendment 207
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 2

Text proposed by the Commission

Amendment

2. By 31 March of the following financial year, the Agency shall send the report on the budgetary and financial management to the European Parliament, the Council and the European Court of Auditors. By 31 March of the following financial year, the Commission's accounting officer shall send the Agency's provisional accounts, consolidated with the Commission's accounts, to the Court of Auditors. *deleted*

Or. fr

Amendment 208
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 3

Text proposed by the Commission

Amendment

3. On receipt of the Court of *deleted*

Auditors' observations on the Agency's provisional accounts, pursuant to Article 148 of the Financial Regulation, the Executive Director shall draw up the Agency's final accounts under his/her own responsibility and submit them to the Management Board for an opinion.

Or. fr

Amendment 209
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 4

Text proposed by the Commission

Amendment

4. The Management Board shall deliver an opinion on the Agency's final accounts. *deleted*

Or. fr

Amendment 210
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 5

Text proposed by the Commission

Amendment

5. The accounting officer shall, by 1 July following each financial year, send the final accounts to the European Parliament, the Council, the Commission and the Court of Auditors, together with the Management Board's opinion. *deleted*

Or. fr

Amendment 211
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 6

Text proposed by the Commission

Amendment

6. The final accounts shall be published in the Official Journal of the European Union by 15 November of the following year. *deleted*

Or. fr

Amendment 212
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 7

Text proposed by the Commission

Amendment

7. The Executive Director shall send the European Court of Auditors a reply to its observations by 30 September. The Executive Director shall also send this reply to the Management Board. *deleted*

Or. fr

Amendment 213
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 8

Text proposed by the Commission

Amendment

8. The Executive Director shall submit to the European Parliament, at the latter's request, any information required for the smooth application of the discharge procedure for the financial year in question, in accordance with Article 165(3) of the Financial Regulation. *deleted*

Amendment 214
Sophie Montel

Proposal for a regulation
Article 16 – paragraph 9

Text proposed by the Commission

Amendment

9. On a recommendation from the Council acting by a qualified majority, the European Parliament shall, before 15 May of year N + 2, give a discharge to the Executive Director in respect of the implementation of the budget for year N. *deleted*

Amendment 215
Sophie Montel

Proposal for a regulation
Article 17

Text proposed by the Commission

Amendment

Article 17 *deleted*

Financial rules

The financial rules applicable to the Agency shall be adopted by the Management Board after consulting the Commission. They shall not depart from Regulation (EU) 1271/2013 unless such a departure is specifically required for the Agency's operation and the Commission has given its prior consent.

Amendment 216
Sophie Montel

Proposal for a regulation
Article 17

Text proposed by the Commission

Amendment

Article 17

deleted

Financial rules

The financial rules applicable to the Agency shall be adopted by the Management Board after consulting the Commission. They shall not depart from Regulation (EU) 1271/2013 unless such a departure is specifically required for the Agency's operation and the Commission has given its prior consent.

Or. fr

Amendment 217

Sophie Montel

Proposal for a regulation
Article 17 – paragraph 1

Text proposed by the Commission

Amendment

The financial rules applicable to the Agency shall be adopted by the Management Board after consulting the Commission. They shall not depart from Regulation (EU) 1271/2013 unless such a departure is specifically required for the Agency's operation and the Commission has given its prior consent.

deleted

Or. fr

Amendment 218

Eleftherios Synadinos

Proposal for a regulation
Article 17 – paragraph 1

Text proposed by the Commission

The financial rules applicable to the Agency shall be adopted by the Management Board after consulting the Commission. They shall not depart from Regulation (EU) 1271/2013 unless such a departure is specifically required for the Agency's operation and the Commission has given its prior consent.

Amendment

The financial rules applicable to the Agency shall be adopted by the Management Board after consulting the Commission. They shall not depart from Regulation (EU) 1271/2013 unless such a departure is specifically required for the Agency's operation, ***the Agency has submitted a reasoned request*** and the Commission has given its prior consent.

Or. el

Amendment 219
Sophie Montel

Proposal for a regulation
Article 18

Text proposed by the Commission

Article 18

General provisions

1. The Staff Regulations and the Conditions of Employment of Other Servants and the rules adopted by agreement between the institutions of the Union for giving effect to those Staff Regulations and the Conditions of Employment of Other Servants shall apply to the staff of the Agency.

2. The Management Board shall adopt appropriate implementing rules for giving effect to the Staff Regulations and the Conditions of Employment of Other Servants in accordance with Article 110 of the Staff Regulations.

Amendment

deleted

Or. fr

Amendment 220
Sophie Montel

Proposal for a regulation
Article 18 – paragraph 1

Text proposed by the Commission

Amendment

1. The Staff Regulations and the Conditions of Employment of Other Servants and the rules adopted by agreement between the institutions of the Union for giving effect to those Staff Regulations and the Conditions of Employment of Other Servants shall apply to the staff of the Agency.

deleted

Or. fr

Amendment 221
Sophie Montel

Proposal for a regulation
Article 18 – paragraph 2

Text proposed by the Commission

Amendment

2. The Management Board shall adopt appropriate implementing rules for giving effect to the Staff Regulations and the Conditions of Employment of Other Servants in accordance with Article 110 of the Staff Regulations.

deleted

Or. fr

Amendment 222
Sophie Montel

Proposal for a regulation
Article 19

Text proposed by the Commission

Amendment

Article 19
Executive Director

deleted

1. The Executive Director shall be a member of staff and shall be engaged as a temporary agent of the Agency under Article 2(a) of the Conditions of Employment of Other servants.

2. The Executive Director shall be appointed by the Management Board, from a list of candidates proposed by the Commission, following an open and transparent selection procedure. For the purpose of concluding the contract with the Executive Director, the Agency shall be represented by the Chairperson of the Management Board.

3. The term of office of the Executive Director shall be five years. By the end of that period, the Commission shall undertake an assessment that takes into account an evaluation of the Executive Director's performance and the Agency's future tasks and challenges.

4. The Management Board, acting on a proposal from the Commission that takes into account the assessment referred to in paragraph 3, may extend the term of office of the Executive Director once, for no more than five years.

5. An Executive Director whose term of office has been extended may not participate in another selection procedure for the same post at the end of the overall period.

6. The Executive Director may be removed from office only upon a decision of the Management Board acting on a proposal from the Commission.

7. The Management Board shall reach decisions on appointment, extension of the term of office or removal from office of the Executive Director on the basis of a two-thirds majority of its members with voting rights.

Or. fr

Amendment 223
Sophie Montel

Proposal for a regulation
Article 19 – paragraph 1

Text proposed by the Commission

Amendment

1. *The Executive Director shall be a member of staff and shall be engaged as a temporary agent of the Agency under Article 2(a) of the Conditions of Employment of Other servants.* **deleted**

Or. fr

Amendment 224
Sophie Montel

Proposal for a regulation
Article 19 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Executive Director shall be appointed by the Management Board, from a list of candidates proposed by the Commission, following an open and transparent selection procedure. For the purpose of concluding the contract with the Executive Director, the Agency shall be represented by the Chairperson of the Management Board.* **deleted**

Or. fr

Amendment 225
Eleftherios Synadinos

Proposal for a regulation
Article 19 – paragraph 2

Text proposed by the Commission

Amendment

2. The Executive Director shall be

2. The Executive Director shall be

appointed by the Management Board, from a list of candidates *proposed by* the Commission, following an open *and* transparent selection procedure.

For the purpose of concluding the contract with the Executive Director, the Agency shall be represented by the Chairperson of the Management Board.

appointed by the Management Board, *on the basis of a competition procedure*, from a list of candidates *drawn up* by the Commission, following an open, transparent *and objective* selection procedure.

For the purpose of concluding the contract with the Executive Director, the Agency shall be represented by the Chairperson of the Management Board.

Or. el

Amendment 226
Sophie Montel

Proposal for a regulation
Article 19 – paragraph 3

Text proposed by the Commission

3. *The term of office of the Executive Director shall be five years. By the end of that period, the Commission shall undertake an assessment that takes into account an evaluation of the Executive Director's performance and the Agency's future tasks and challenges.*

Amendment

deleted

Or. fr

Amendment 227
Eleftherios Synadinos

Proposal for a regulation
Article 19 – paragraph 3

Text proposed by the Commission

3. The term of office of the Executive Director shall be five years. By the end of that period, the Commission shall undertake *an* assessment that takes into account an evaluation of the Executive Director's performance and the Agency's

Amendment

3. The term of office of the Executive Director shall be five years. By the end of that period, the Commission shall undertake *a reasoned, thorough and representative* assessment that takes into account an evaluation of the Executive

future tasks and challenges.

Director's performance *measured against official targets* and the Agency's future tasks and challenges.

Or. el

Amendment 228

Sophie Montel

Proposal for a regulation

Article 19 – paragraph 4

Text proposed by the Commission

Amendment

4. *The Management Board, acting on a proposal from the Commission that takes into account the assessment referred to in paragraph 3, may extend the term of office of the Executive Director once, for no more than five years.*

deleted

Or. fr

Amendment 229

Eleftherios Synadinos

Proposal for a regulation

Article 19 – paragraph 4

Text proposed by the Commission

Amendment

4. The Management Board, acting on a proposal from the Commission that takes into account the assessment referred to in paragraph 3, may *extend* the term of office of the Executive Director once, for *no more than* five years.

4. The Management Board, acting on a proposal from the Commission that takes into account the assessment referred to in paragraph 3, may, *without obligation, renew* the term of office of the Executive Director once, for no more than five years.

Or. el

Amendment 230

Sophie Montel

Proposal for a regulation
Article 19 – paragraph 5

Text proposed by the Commission

Amendment

5. *An Executive Director whose term of office has been extended may not participate in another selection procedure for the same post at the end of the overall period.*

deleted

Or. fr

Amendment 231
Eleftherios Synadinos

Proposal for a regulation
Article 19 – paragraph 5

Text proposed by the Commission

Amendment

5. An Executive *Director whose* term of office *has been extended* may not *participate in another selection procedure for the same post at the end of the overall period.*

5. An Executive *Director's* term of office *may not exceed ten years.*

Or. el

Amendment 232
Eleftherios Synadinos

Proposal for a regulation
Article 19 – paragraph 6

Text proposed by the Commission

Amendment

6. The Executive Director may be removed from office only upon a decision of the Management Board acting on *a* proposal from the Commission.

6. The Executive Director may be removed from office only upon a decision of the Management Board acting on *an objective and reasoned* proposal from the Commission.

Or. el

Amendment 233
Eleftherios Synadinos

Proposal for a regulation
Article 19 – paragraph 6

Text proposed by the Commission

6. The Executive Director may be removed from office only upon a decision of the Management Board acting on a proposal from the Commission.

Amendment

6. The Executive Director may be removed from office only upon a decision of the Management Board acting on ***an objective and reasoned*** proposal from the Commission.

Or. el

Amendment 234
Sophie Montel

Proposal for a regulation
Article 19 – paragraph 7

Text proposed by the Commission

7. ***The Management Board shall reach decisions on appointment, extension of the term of office or removal from office of the Executive Director on the basis of a two-thirds majority of its members with voting rights.***

Amendment

deleted

Or. fr

Amendment 235
Sophie Montel

Proposal for a regulation
Article 20

Text proposed by the Commission

Article 20
Seconded national experts and other staff

Amendment

deleted

1. The Agency may make use of Seconded national experts or other staff not employed by the Agency.

2. The Management Board shall adopt a decision laying down rules on the secondment of national experts to the Agency.

Or. fr

Amendment 236
Sophie Montel

Proposal for a regulation
Article 20 – paragraph 1

Text proposed by the Commission

Amendment

1. The Agency may make use of Seconded national experts or other staff not employed by the Agency. *deleted*

Or. fr

Amendment 237
Sophie Montel

Proposal for a regulation
Article 20 – paragraph 2

Text proposed by the Commission

Amendment

2. The Management Board shall adopt a decision laying down rules on the secondment of national experts to the Agency. *deleted*

Or. fr

Amendment 238
Sophie Montel

Proposal for a regulation
Article 21

Text proposed by the Commission

Amendment

Article 21

deleted

Legal basis

- 1. The Agency shall be a body of the Union. It shall have legal personality.**
- 2. In each of the Member States the Agency shall enjoy the most extensive legal capacity accorded to legal persons under their laws. It may, in particular, acquire and dispose of movable and immovable property and be party to legal proceedings.**
- 3. The seat of the Agency shall be Bilbao, Spain.**
- 4. The Agency may establish local offices in the Member States, subject to their consent and in accordance with Article 11(6).**

Or. fr

Amendment 239
Sophie Montel

Proposal for a regulation
Article 21 – paragraph 1

Text proposed by the Commission

Amendment

- 1. The Agency shall be a body of the Union. It shall have legal personality.**

deleted

Or. fr

Amendment 240
Sophie Montel

Proposal for a regulation
Article 21 – paragraph 2

Text proposed by the Commission

Amendment

2. In each of the Member States the Agency shall enjoy the most extensive legal capacity accorded to legal persons under their laws. It may, in particular, acquire and dispose of movable and immovable property and be party to legal proceedings.

deleted

Or. fr

Amendment 241
Sophie Montel

Proposal for a regulation
Article 21 – paragraph 3

Text proposed by the Commission

Amendment

3. The seat of the Agency shall be Bilbao, Spain.

deleted

Or. fr

Amendment 242
Eleftherios Synadinos

Proposal for a regulation
Article 21 – paragraph 3

Text proposed by the Commission

Amendment

3. The seat of the Agency shall be Bilbao, Spain.

3. The seat of the Agency shall be Bilbao, Spain. ***In the interests of cooperation and convergence, efforts must be made to ensure that the three so-called tripartite agencies - EU-OSHA, the European Foundation for the Improvement of Living and Working Conditions (Eurofound) and the European Centre for the Development of Vocational Training (CEDEFOP) - are housed jointly at the CEDEFOP***

headquarters by 2025.

Or. el

Amendment 243

Sophie Montel

Proposal for a regulation

Article 21 – paragraph 3

Text proposed by the Commission

3. The seat of the Agency shall be *Bilbao, Spain.*

Amendment

3. The seat of the Agency shall be *Digoin, France.*

Or. fr

Amendment 244

Sophie Montel

Proposal for a regulation

Article 21 – paragraph 4

Text proposed by the Commission

4. *The Agency may establish local offices in the Member States, subject to their consent and in accordance with Article 11(6).*

Amendment

deleted

Or. fr

Amendment 245

Eleftherios Synadinos

Proposal for a regulation

Article 21 – paragraph 4

Text proposed by the Commission

4. The Agency may establish local offices in the Member States, subject to their consent and in accordance with

Amendment

4. The Agency may establish local offices in the Member States *for effective and adequate performance of its tasks,*

Article 11(6).

subject to their consent and in accordance with Article 11(6), *provided that unjustified costs and duplication of its administrative work are avoided.*

Or. el

Amendment 246
Sophie Montel

Proposal for a regulation
Article 22

Text proposed by the Commission

Amendment

Article 22

deleted

Privileges and immunities

The Protocol on the Privileges and Immunities of the European Union shall apply to the Agency and its staff.

Or. fr

Amendment 247
Sophie Montel

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

Amendment

The Protocol on the Privileges and Immunities of the European Union shall apply to the Agency and its staff.

deleted

Or. fr

Amendment 248
Eleftherios Synadinos

Proposal for a regulation
Article 22 – paragraph 1

Text proposed by the Commission

Amendment

The Protocol on the Privileges and Immunities of the European Union shall apply to the Agency and its staff.

The Protocol on the Privileges and Immunities of the European Union shall apply *in full* to the Agency and its staff.

Or. el

Amendment 249
Sophie Montel

Proposal for a regulation
Article 23

Text proposed by the Commission

Amendment

Article 23

deleted

Language arrangements

- 1. The provisions laid down in Regulation No 1 shall apply to the Agency.*
- 2. The Management Board can decide on the languages to be used by the Agency in its internal functioning.*
- 3. The translation services required for the functioning of the Agency shall be provided by the Translation Centre of the bodies of the European Union.*

Or. fr

Amendment 250
Sophie Montel

Proposal for a regulation
Article 23 – paragraph 1

Text proposed by the Commission

Amendment

- 1. The provisions laid down in Regulation No 1 shall apply to the Agency.*

deleted

Amendment 251

Sophie Montel

Proposal for a regulation

Article 23 – paragraph 2

Text proposed by the Commission

Amendment

- 2.** *The Management Board can decide on the languages to be used by the Agency in its internal functioning.* **deleted**

Or. fr

Amendment 252

Sophie Montel

Proposal for a regulation

Article 23 – paragraph 3

Text proposed by the Commission

Amendment

- 3.** *The translation services required for the functioning of the Agency shall be provided by the Translation Centre of the bodies of the European Union.* **deleted**

Or. fr

Amendment 253

Sophie Montel

Proposal for a regulation

Article 24

Text proposed by the Commission

Amendment

Article 24 **deleted**

Transparency

- 1.** *Regulation (EC) No 1049/2001 of the European Parliament and of the*

Council¹¹ shall apply to documents held by the Agency. The Management Board shall, within six months of the date of its first meeting, adopt the detailed rules for applying Regulation (EC) No 1049/2001.

2. The processing of personal data by the Agency shall be subject to the Regulation (EC) No 45/2001. The Management Board shall, within six months of the date of its first meeting, establish measures for the application of Regulation (EC) No 45/2001 by the Agency, including those concerning the appointment of a Data Protection Officer of the Agency. Those measures shall be established after consultation of the European Data Protection Supervisor.

¹¹ Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents (OJ L 145, 31.5.2001, p. 43).

Or. fr

Amendment 254
Sophie Montel

Proposal for a regulation
Article 24 – paragraph 1

Text proposed by the Commission

Amendment

1. Regulation (EC) No 1049/2001 of the European Parliament and of the Council¹¹ shall apply to documents held by the Agency. The Management Board shall, within six months of the date of its first meeting, adopt the detailed rules for applying Regulation (EC) No 1049/2001. **deleted**

¹¹ Regulation (EC) No 1049/2001 of the European Parliament and of the Council

of 30 May 2001 regarding public access to European Parliament, Council and Commission documents (OJ L 145, 31.5.2001, p. 43).

Or. fr

Amendment 255
Sophie Montel

Proposal for a regulation
Article 24 – paragraph 2

Text proposed by the Commission

Amendment

2. The processing of personal data by the Agency shall be subject to the Regulation (EC) No 45/2001. The Management Board shall, within six months of the date of its first meeting, establish measures for the application of Regulation (EC) No 45/2001 by the Agency, including those concerning the appointment of a Data Protection Officer of the Agency. Those measures shall be established after consultation of the European Data Protection Supervisor. *deleted*

Or. fr

Amendment 256
Eleftherios Synadinos

Proposal for a regulation
Article 24 – paragraph 2

Text proposed by the Commission

Amendment

2. The processing of personal data by the Agency shall be subject to the Regulation (EC) No 45/2001. The Management Board shall, within six months of the date of its first meeting, establish measures for the application of Regulation (EC) No 45/2001 by the

2. The processing of personal data by the Agency shall be subject to the Regulation (EC) No 45/2001. The Management Board shall, within six months of the date of its first meeting, establish measures for the application of Regulation (EC) No 45/2001 by the

Agency, including those concerning the appointment of a Data Protection Officer of the Agency. Those measures shall be established after consultation of the European Data Protection Supervisor.

Agency, including those concerning the appointment of a Data Protection Officer of the Agency. Those measures shall be established after consultation of, **and endorsement by**, the European Data Protection Supervisor.

Or. el

Amendment 257
Sophie Montel

Proposal for a regulation
Article 25

Text proposed by the Commission

Amendment

Article 25

deleted

Combating fraud

1. In order to facilitate combating fraud, corruption and other unlawful activities under Regulation (EC) No 1073/1999 of the European Parliament and of the Council¹², within six months from the date of application of this Regulation, the Agency shall accede to the Interinstitutional Agreement of 25 May 1999 concerning internal investigations by the European Anti-fraud Office (OLAF) and adopt appropriate provisions applicable to all employees of the Agency using the template set out in the Annex to that Agreement.

2. The European Court of Auditors shall have the power of audit, on the basis of documents and on the spot, over all grant beneficiaries, contractors and subcontractors who have received Union funds from the Agency.

3. OLAF may carry out investigations, including on-the-spot checks and inspections with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of

the Union in connection with a grant or a contract funded by the Agency, in accordance with the provisions and procedures laid down in Regulation (EC) No 1073/1999 and Regulation (Euratom, EC) No 2185/96.

4. Without prejudice to paragraphs 1, 2 and 3, cooperation agreements with third countries and international organisations, contracts, grant agreements and grant decisions of the Agency shall contain provisions expressly empowering the European Court of Auditors and OLAF to conduct such audits and investigations, according to their respective competences.

¹² Regulation (EC) No 1073/1999 of the European Parliament and of the Council of 25 May 1999 concerning investigations conducted by the European Anti-Fraud Office (OLAF) (OJ L 136, 31.5.1999, p.1).

Or. fr

Amendment 258
Sophie Montel

Proposal for a regulation
Article 25 – paragraph 1

Text proposed by the Commission

Amendment

1. In order to facilitate combating fraud, corruption and other unlawful activities under Regulation (EC) No 1073/1999 of the European Parliament and of the Council¹², within six months from the date of application of this Regulation, the Agency shall accede to the Interinstitutional Agreement of 25 May 1999 concerning internal investigations by the European Anti-fraud Office (OLAF) and adopt appropriate provisions applicable to all employees of the Agency using the template set out in the Annex to

deleted

that Agreement.

¹² Regulation (EC) No 1073/1999 of the European Parliament and of the Council of 25 May 1999 concerning investigations conducted by the European Anti-Fraud Office (OLAF) (OJ L 136, 31.5.1999, p.1).

Or. fr

Amendment 259
Sophie Montel

Proposal for a regulation
Article 25 – paragraph 2

Text proposed by the Commission

Amendment

2. *The European Court of Auditors shall have the power of audit, on the basis of documents and on the spot, over all grant beneficiaries, contractors and subcontractors who have received Union funds from the Agency.*

deleted

Or. fr

Amendment 260
Sophie Montel

Proposal for a regulation
Article 25 – paragraph 3

Text proposed by the Commission

Amendment

3. *OLAF may carry out investigations, including on-the-spot checks and inspections with a view to establishing whether there has been fraud, corruption or any other illegal activity affecting the financial interests of the Union in connection with a grant or a contract funded by the Agency, in accordance with the provisions and*

deleted

procedures laid down in Regulation (EC) No 1073/1999 and Regulation (Euratom, EC) No 2185/96.

Or. fr

Amendment 261
Sophie Montel

Proposal for a regulation
Article 25 – paragraph 4

Text proposed by the Commission

Amendment

4. Without prejudice to paragraphs 1, 2 and 3, cooperation agreements with third countries and international organisations, contracts, grant agreements and grant decisions of the Agency shall contain provisions expressly empowering the European Court of Auditors and OLAF to conduct such audits and investigations, according to their respective competences. **deleted**

Or. fr

Amendment 262
Eleftherios Synadinos

Proposal for a regulation
Article 25 – paragraph 4

Text proposed by the Commission

Amendment

4. Without prejudice to paragraphs 1, 2 and 3, cooperation agreements with third countries and international organisations, contracts, grant agreements and grant decisions of the Agency shall contain provisions expressly empowering the European Court of Auditors and OLAF to conduct such audits and investigations, according to their respective competences.

4. Without prejudice to paragraphs 1, 2 and 3, cooperation agreements with third countries and international organisations, contracts, grant agreements and grant decisions of the Agency shall contain provisions expressly empowering the European Court of Auditors and OLAF to conduct such audits and investigations ***unimpeded***, according to their respective competences ***and in accordance with the***

provisions of the national legislation applicable.

Or. el

Amendment 263
Sophie Montel

Proposal for a regulation
Article 26

Text proposed by the Commission

Amendment

Article 26

deleted

Security rules on the protection of classified and sensitive non-classified information

The Agency shall adopt own security rules equivalent to the Commission's security rules for protecting European Union Classified Information (EUCI) and sensitive non-classified information, as set out in Decisions (EU, Euratom) 2015/443 and 2015/444, when required. The security rules of the Agency shall cover, inter alia and where appropriate, provisions for the exchange, processing and storage of such information.

Or. fr

Amendment 264
Sophie Montel

Proposal for a regulation
Article 26 – paragraph 1

Text proposed by the Commission

Amendment

The Agency shall adopt own security rules equivalent to the Commission's security rules for protecting European Union Classified Information (EUCI) and sensitive non-classified information, as set

deleted

out in Decisions (EU, Euratom) 2015/443 and 2015/444, when required. The security rules of the Agency shall cover, inter alia and where appropriate, provisions for the exchange, processing and storage of such information.

Or. fr

Amendment 265
Eleftherios Synadinos

Proposal for a regulation
Article 26 – paragraph 1

Text proposed by the Commission

The Agency shall adopt own security rules equivalent to the Commission's security rules for protecting European Union Classified Information (EUCI) and sensitive non-classified information, as set out in Decisions (EU, Euratom) 2015/443 and 2015/444, when required. The security rules of the Agency shall cover, inter alia and where appropriate, provisions for the *exchange, processing and storage* of such information.

Amendment

The Agency shall adopt own security rules equivalent to the Commission's security rules for protecting European Union Classified Information (EUCI) and sensitive non-classified information, as set out in Decisions (EU, Euratom) 2015/443 and 2015/444, when required. The security rules of the Agency shall cover, inter alia and where appropriate, provisions for the *collection, recording, storage, retrieval, processing, analysis, exchange and overall management* of such information.

Or. el

Amendment 266
Sophie Montel

Proposal for a regulation
Article 27

Text proposed by the Commission

Article 27
Liability

1. The Agency's contractual liability shall be governed by the law applicable to

Amendment

deleted

the contract in question.

2. The Court of Justice of the European Union shall have jurisdiction to give judgment pursuant to any arbitration clause contained in a contract concluded by the Agency.

3. In the case of non-contractual liability, the Agency shall, in accordance with the general principles common to the laws of the Member States, make good any damage caused by its departments or by its staff in the performance of their duties.

4. The Court of Justice of the European Union shall have jurisdiction in disputes over compensation for damages referred to in paragraph 3.

5. The personal liability of its staff towards the Agency shall be governed by the provisions laid down in the Staff Regulations or Conditions of Employment applicable to them.

Or. fr

**Amendment 267
Sophie Montel**

**Proposal for a regulation
Article 27**

Text proposed by the Commission

Amendment

Article 27

deleted

Liability

1. The Agency's contractual liability shall be governed by the law applicable to the contract in question.

2. The Court of Justice of the European Union shall have jurisdiction to give judgment pursuant to any arbitration clause contained in a contract concluded by the Agency.

3. In the case of non-contractual liability,

the Agency shall, in accordance with the general principles common to the laws of the Member States, make good any damage caused by its departments or by its staff in the performance of their duties.

4. The Court of Justice of the European Union shall have jurisdiction in disputes over compensation for damages referred to in paragraph 3.

5. The personal liability of its staff towards the Agency shall be governed by the provisions laid down in the Staff Regulations or Conditions of Employment applicable to them.

Or. fr

Amendment 268
Sophie Montel

Proposal for a regulation
Article 27 – paragraph 1

Text proposed by the Commission

Amendment

1. The Agency's contractual liability shall be governed by the law applicable to the contract in question. **deleted**

Or. fr

Amendment 269
Sophie Montel

Proposal for a regulation
Article 27 – paragraph 2

Text proposed by the Commission

Amendment

2. The Court of Justice of the European Union shall have jurisdiction to give judgment pursuant to any arbitration clause contained in a contract concluded by the Agency. **deleted**

Amendment 270

Sophie Montel

Proposal for a regulation

Article 27 – paragraph 3

Text proposed by the Commission

Amendment

3. *In the case of non-contractual liability, the Agency shall, in accordance with the general principles common to the laws of the Member States, make good any damage caused by its departments or by its staff in the performance of their duties.*

deleted

Or. fr

Amendment 271

Eleftherios Synadinos

Proposal for a regulation

Article 27 – paragraph 3

Text proposed by the Commission

Amendment

3. In the case of non-contractual liability, the Agency shall, *in accordance with the general principles common to the laws of the Member States*, make good any damage caused by its departments or by its staff in the performance of their duties.

3. In the case of non-contractual liability, the Agency shall make good any damage caused by its departments or by its staff in the performance of their duties, *in accordance with the general principles of EU statute and case law and the national laws of the Member State within which the damage was caused.*

Or. el

Amendment 272

Sophie Montel

Proposal for a regulation
Article 27 – paragraph 4

Text proposed by the Commission

Amendment

4. The Court of Justice of the European Union shall have jurisdiction in disputes over compensation for damages referred to in paragraph 3.

deleted

Or. fr

Amendment 273
Sophie Montel

Proposal for a regulation
Article 27 – paragraph 5

Text proposed by the Commission

Amendment

5. The personal liability of its staff towards the Agency shall be governed by the provisions laid down in the Staff Regulations or Conditions of Employment applicable to them.

deleted

Or. fr

Amendment 274
Eleftherios Synadinou

Proposal for a regulation
Article 27 – paragraph 5

Text proposed by the Commission

Amendment

5. The personal liability of its staff towards the Agency shall be governed by the provisions laid down in the Staff Regulations or Conditions of Employment applicable to them.

5. The personal liability of its staff towards the Agency shall be governed by the provisions laid down in the Staff Regulations or Conditions of Employment applicable to them; *regardless of the provider, whether private or operating through Agency administrative channels, each staff member is required to obtain suitable insurance cover against possible*

civil and/or personal liability that might arise in performance of tasks directly related to the Agency's work.

Or. el

Amendment 275
Sophie Montel

Proposal for a regulation
Article 28

Text proposed by the Commission

Amendment

Article 28

deleted

Evaluation

1. Not later than 5 years after the date referred to in Article 35, and every 5 years thereafter, the Commission shall perform an evaluation in compliance with the Commission guidelines to assess the Agency's performance in relation to its objectives, mandate and tasks. The evaluation shall, in particular, address the possible need to modify the mandate of the Agency, and the financial implications of any such modification.

2. Where the Commission considers that the continuation of the Agency is no longer justified with regard to its assigned objectives, mandate and tasks, it may propose that this Regulation be amended accordingly or repealed.

3. The Commission shall report to the European Parliament, the Council and the Management Board on the evaluation findings. The findings of the evaluation shall be made public.

Or. fr

Amendment 276
Sophie Montel

Proposal for a regulation
Article 28 – paragraph 1

Text proposed by the Commission

Amendment

1. *Not later than 5 years after the date referred to in Article 35, and every 5 years thereafter, the Commission shall perform an evaluation in compliance with the Commission guidelines to assess the Agency's performance in relation to its objectives, mandate and tasks. The evaluation shall, in particular, address the possible need to modify the mandate of the Agency, and the financial implications of any such modification.*

deleted

Or. fr

Amendment 277
Sophie Montel

Proposal for a regulation
Article 28 – paragraph 2

Text proposed by the Commission

Amendment

2. *Where the Commission considers that the continuation of the Agency is no longer justified with regard to its assigned objectives, mandate and tasks, it may propose that this Regulation be amended accordingly or repealed.*

deleted

Or. fr

Amendment 278
Eleftherios Synadinos

Proposal for a regulation
Article 28 – paragraph 2

Text proposed by the Commission

2. Where the Commission considers that the continuation of the Agency is no longer justified with regard to its assigned objectives, mandate and tasks, it may propose that this Regulation be amended accordingly or repealed.

Amendment

2. Where the Commission considers that the continuation of the Agency is no longer ***adequately*** justified with regard to its assigned objectives, mandate and tasks, ***or where they may be served more effectively by other structures or through merger with, and absorption within, another EU agency,*** it may propose that this Regulation be amended accordingly or repealed.

Or. el

Amendment 279
Sophie Montel

Proposal for a regulation
Article 28 – paragraph 3

Text proposed by the Commission

3. ***The Commission shall report to the European Parliament, the Council and the Management Board on the evaluation findings. The findings of the evaluation shall be made public.***

Amendment

deleted

Or. fr

Amendment 280
Sophie Montel

Proposal for a regulation
Article 29

Text proposed by the Commission

Article 29

Administrative inquiries

The activities of the Agency shall be subject to the inquiries of the European

Amendment

deleted

Ombudsman in accordance with Article 228 of the Treaty.

Or. fr

Amendment 281
Sophie Montel

Proposal for a regulation
Article 29 – paragraph 1

Text proposed by the Commission

Amendment

The activities of the Agency shall be subject to the inquiries of the European Ombudsman in accordance with Article 228 of the Treaty. **deleted**

Or. fr

Amendment 282
Sophie Montel

Proposal for a regulation
Article 30

Text proposed by the Commission

Amendment

Article 30 **deleted**

Cooperation with third countries and international organisations

1. In so far as is necessary in order to achieve the objectives set out in this Regulation, and without prejudice to the respective competences of the Member States and the institutions of the Union, the Agency may cooperate with the competent authorities of third countries and/or with international organisations.

To this end, the Agency may, subject to prior approval by the Commission, establish working arrangements with the authorities of third countries and international organisations. These

arrangements shall not create legal obligations incumbent on the Union and its Member States

2. The Agency shall be open to the participation of third countries that have entered into agreements with the Union to this effect.

Under the relevant provisions of the agreements referred to in paragraph 1, arrangements shall be developed specifying, in particular, the nature, extent and manner in which the third countries concerned will participate in the work of the Agency, including provisions relating to participation in the initiatives undertaken by the Agency, financial contributions and staff. As regards staff matters, those arrangements shall, in any event, comply with the Staff Regulations.

3. The Management Board shall adopt a strategy for relations with third countries or international organisations concerning matters for which the Agency is competent.

Or. fr

Amendment 283
Sophie Montel

Proposal for a regulation
Article 30 – paragraph 1

Text proposed by the Commission

Amendment

1. In so far as is necessary in order to achieve the objectives set out in this Regulation, and without prejudice to the respective competences of the Member States and the institutions of the Union, the Agency may cooperate with the competent authorities of third countries and/or with international organisations.

deleted

To this end, the Agency may, subject to prior approval by the Commission,

establish working arrangements with the authorities of third countries and international organisations. These arrangements shall not create legal obligations incumbent on the Union and its Member States

Or. fr

Amendment 284
Eleftherios Synadinos

Proposal for a regulation
Article 30 – paragraph 1 – subparagraph 1

Text proposed by the Commission

In so far as is necessary in order to achieve the objectives set out in this Regulation, and without prejudice to the respective competences of the Member States and the institutions of the Union, the Agency may cooperate with the competent authorities of third countries and/or with international organisations.

Amendment

In so far as is necessary in order to **support the project, disseminate and enhance the results of its operations and** achieve the objectives set out in this Regulation, and without prejudice to the respective competences of the Member States and the institutions of the Union, the Agency may cooperate with the competent authorities of third countries and/or with international organisations.

Or. el

Amendment 285
Eleftherios Synadinos

Proposal for a regulation
Article 30 – paragraph 1 – subparagraph 2

Text proposed by the Commission

To this end, the Agency may, subject to prior approval by the Commission, establish working arrangements with the authorities of third countries and international organisations. These arrangements shall not create legal obligations incumbent on the Union and its

Amendment

To this end, the Agency may, subject to prior approval by the Commission, establish working arrangements with the authorities of third countries and international organisations. These agreements shall not **in any way** create legal obligations to the Union and its

Amendment 286

Sophie Montel

Proposal for a regulation

Article 30 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Agency shall be open to the participation of third countries that have entered into agreements with the Union to this effect.*

deleted

Under the relevant provisions of the agreements referred to in paragraph 1, arrangements shall be developed specifying, in particular, the nature, extent and manner in which the third countries concerned will participate in the work of the Agency, including provisions relating to participation in the initiatives undertaken by the Agency, financial contributions and staff. As regards staff matters, those arrangements shall, in any event, comply with the Staff Regulations.

Amendment 287

Sophie Montel

Proposal for a regulation

Article 30 – paragraph 3

Text proposed by the Commission

Amendment

3. *The Management Board shall adopt a strategy for relations with third countries or international organisations concerning matters for which the Agency*

deleted

is competent.

Or. fr

Amendment 288
Eleftherios Synadinos

Proposal for a regulation
Article 30 – paragraph 3

Text proposed by the Commission

3. The Management Board shall adopt a strategy for relations with third countries or international organisations concerning matters for which the Agency is competent.

Amendment

3. The Management Board shall adopt a strategy for relations with third countries or international organisations concerning matters for which the Agency is competent. ***The Commission shall maintain the right to intervene or exercise a veto after the explanatory memorandum has been drawn up if the strategy supported by the Agency is incompatible with the intended strategy of the Union as a whole.***

Or. el

Amendment 289
Sophie Montel

Proposal for a regulation
Article 31

Text proposed by the Commission

Article 31

Headquarters Agreement and operating conditions

1. The necessary arrangements concerning the accommodation to be provided for the Agency in the host Member State and the facilities to be made available by that Member State together with the specific rules applicable in the host Member State to the Executive Director, members of the Management

Amendment

deleted

Board, Agency staff and members of their families shall be laid down in a Headquarters Agreement between the Agency and Member State where the seat is located.

2. *The Agency's host Member State shall provide the best possible conditions to ensure the functioning of the Agency, including multilingual, European-oriented schooling and appropriate transport connections.*

Or. fr

Amendment 290
Sophie Montel

Proposal for a regulation
Article 31 – paragraph 1

Text proposed by the Commission

Amendment

1. *The necessary arrangements concerning the accommodation to be provided for the Agency in the host Member State and the facilities to be made available by that Member State together with the specific rules applicable in the host Member State to the Executive Director, members of the Management Board, Agency staff and members of their families shall be laid down in a Headquarters Agreement between the Agency and Member State where the seat is located.*

deleted

Or. fr

Amendment 291
Sophie Montel

Proposal for a regulation
Article 31 – paragraph 2

Text proposed by the Commission

Amendment

2. The Agency's host Member State shall provide the best possible conditions to ensure the functioning of the Agency, including multilingual, European-oriented schooling and appropriate transport connections.

deleted

Or. fr

Amendment 292
Eleftherios Synadinos

Proposal for a regulation
Article 31 – paragraph 2

Text proposed by the Commission

Amendment

2. The Agency's host Member State shall provide the best possible conditions to ensure the functioning of the Agency, including multilingual, *European-oriented* schooling *and* appropriate transport connections.

2. The Agency's host Member State shall provide the best possible conditions to ***create an environment conducive to achievement of the desired objectives and*** ensure the proper functioning of the Agency, including multilingual schooling, ***including schooling in the mother tongue of the students***, appropriate transport connections ***and adequate logistical infrastructures***.

Or. el

Amendment 293
Sophie Montel

Proposal for a regulation
Article 32

Text proposed by the Commission

Amendment

Article 32

deleted

Transitional provisions concerning the Management Board

1. The term of office of the members of the Governing Board of the Agency as established on the basis of Article 8 of Regulation (EC) No 2062/94 shall terminate on ... [date of entry into force of this Regulation].

2. The Governing Board established on the basis of Article 8 of Regulation (EC) No 2062/94 shall within the period between ...[date of entry into force of this Regulation] and ... [date of application of this Regulation] exercise the functions of the Management Board as referred to in Article 5 of this Regulation.

Or. fr

**Amendment 294
Sophie Montel**

**Proposal for a regulation
Article 32 – paragraph 1**

Text proposed by the Commission

Amendment

1. The term of office of the members of the Governing Board of the Agency as established on the basis of Article 8 of Regulation (EC) No 2062/94 shall terminate on ... [date of entry into force of this Regulation]. *deleted*

Or. fr

**Amendment 295
Sophie Montel**

**Proposal for a regulation
Article 32 – paragraph 2**

Text proposed by the Commission

Amendment

2. The Governing Board established on the basis of Article 8 of Regulation (EC) No 2062/94 shall within the period *deleted*

between ...[date of entry into force of this Regulation] and ... [date of application of this Regulation] exercise the functions of the Management Board as referred to in Article 5 of this Regulation.

Or. fr

Amendment 296
Sophie Montel

Proposal for a regulation
Article 33

Text proposed by the Commission

Amendment

Article 33

deleted

Transitional provisions concerning the staff

1. The Director of the Agency appointed on the basis of Article 11 of Regulation (EC) No 2062/94 shall, for the remaining periods of his/her term of office be assigned to the responsibilities of the Executive Director as provided for in Article 11 of this Regulation. The other conditions of his/her contract shall remain unchanged.

Or. fr

Amendment 297
Sophie Montel

Proposal for a regulation
Article 33 – paragraph 1

Text proposed by the Commission

Amendment

1. The Director of the Agency appointed on the basis of Article 11 of Regulation (EC) No 2062/94 shall, for the remaining periods of his/her term of office be assigned to the responsibilities of

deleted

the Executive Director as provided for in Article 11 of this Regulation. The other conditions of his/her contract shall remain unchanged.

Or. fr

Amendment 298
Sophie Montel

Proposal for a regulation
Article 34

Text proposed by the Commission

Amendment

Article 34

deleted

Transitional budgetary provisions

The discharge procedure in respect of the budgets approved on the basis of Article 14 of Regulation (EC) No 2062/94 shall be carried out in accordance with the rules established by that Regulation.

Or. fr

Amendment 299
Sophie Montel

Proposal for a regulation
Article 34 – paragraph 1

Text proposed by the Commission

Amendment

The discharge procedure in respect of the budgets approved on the basis of Article 14 of Regulation (EC) No 2062/94 shall be carried out in accordance with the rules established by that Regulation.

deleted

Or. fr

Amendment 300
Sophie Montel

Proposal for a regulation
Article 35

Text proposed by the Commission

Amendment

Article 35

deleted

Repeal

Council Regulation (EC) No 2062/94 is repealed as from [date of application of this Regulation] and all references to the repealed Regulation shall be construed as references to this Regulation.

Or. fr

Amendment 301
Sophie Montel

Proposal for a regulation
Article 35 – paragraph 1

Text proposed by the Commission

Amendment

Council Regulation (EC) No 2062/94 is repealed as from [date of application of this Regulation] and all references to the repealed Regulation shall be construed as references to this Regulation.

deleted

Or. fr

Amendment 302
Sophie Montel

Proposal for a regulation
Article 36

Text proposed by the Commission

Amendment

Article 36

deleted

Maintenance into force of the internal rules adopted by the Agency

Internal rules adopted by the Governing Board on the basis of Regulation (EC) No 2062/94 shall remain in force after [date of application of this Regulation], unless otherwise decided by the Management Board in the application of this Regulation.

Or. fr

Amendment 303
Sophie Montel

Proposal for a regulation
Article 36 – paragraph 1

Text proposed by the Commission

Amendment

Internal rules adopted by the Governing Board on the basis of Regulation (EC) No 2062/94 shall remain in force after [date of application of this Regulation], unless otherwise decided by the Management Board in the application of this Regulation.

deleted

Or. fr

Amendment 304
Eleftherios Synadinos

Proposal for a regulation
Article 36 – paragraph 1

Text proposed by the Commission

Amendment

Internal rules adopted by the Governing Board on the basis of Regulation (EC) No 2062/94 shall remain in force after [date of application of this Regulation], *unless otherwise decided by the Management Board in the application of this Regulation.*

Internal rules adopted by the Governing Board on the basis of Regulation (EC) No 2062/94 shall remain in force after [date of application of this Regulation], *following a decision and confirmation by the Management Board, unless otherwise decided by it* in the application of this

Regulation.

Or. el

Amendment 305
Sophie Montel

Proposal for a regulation
Article 37

Text proposed by the Commission

Amendment

Article 37

deleted

Present text

This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

It shall apply from XXX.

However, Articles 32, 33, 34 shall apply from [the date of entry into force of this Regulation].

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.

Or. fr

Amendment 306
Sophie Montel

Proposal for a regulation
Article 37 – paragraph 1

Text proposed by the Commission

Amendment

This Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

deleted

Or. fr

Amendment 307

Sophie Montel

Proposal for a regulation

Article 37 – paragraph 2

Text proposed by the Commission

Amendment

It shall apply from XXX.

deleted

Or. fr

Amendment 308

Sophie Montel

Proposal for a regulation

Article 37 – paragraph 3

Text proposed by the Commission

Amendment

However, Articles 32, 33, 34 shall apply from [the date of entry into force of this Regulation].

deleted

Or. fr

Amendment 309

Sophie Montel

Proposal for a regulation

Article 37 – paragraph 4

Text proposed by the Commission

Amendment

This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.

deleted

Or. fr