



2017/2171(DEC)

22.1.2018

AMENDMENTS

1 - 36

Draft opinion

Kay Swinburne

2016 discharge: European Banking Authority (EBA)
(2017/2171(DEC))

Amendment 1
Hugues Bayet

Draft opinion
Paragraph –1 (new)

Draft opinion

Amendment

-1. Points to the central role played by the European System of Financial Supervision and the three European Supervisory Authorities for ensuring better oversight over the financial system in response to the financial crisis and its economic, social and human consequences;

Or. fr

Amendment 2
Hugues Bayet

Draft opinion
Paragraph –1 a (new)

Draft opinion

Amendment

-1a. Underscores, in this context, the importance of the European Banking Authority for ensuring - by means of appropriate common supervision of the Single Market - financial stability, the necessary transparency and greater security for the financial market;

Or. fr

Amendment 3
Hugues Bayet

Draft opinion
Paragraph –1 b (new)

Draft opinion

Amendment

-1b. Stresses that, in carrying out its

assignments, the Authority must pay detailed attention at all times to protecting consumers in the Union;

Or. fr

Amendment 4
Pervenche Berès, Hugues Bayet

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Welcomes the fact that, in the interests of business continuity, the city hosting the new headquarters of the Authority has been selected within a reasonable period of time; points out that Parliament will play its part to the full in putting that decision into practice;

Or. fr

Amendment 5
Barbara Kappel

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1 a. Recalls that the Authority's lease agreement, which ends on 8 December 2026, includes a break option after six years, triggering a penalty payment of 16 months' rent equivalent to EUR 3 246 216;

Or. en

Amendment 6
Hugues Bayet

Draft opinion

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Paragraph 2

Draft opinion

2. *Stresses that, while making sure that all assignments are carried out in full and within deadline, the Authority should carefully adhere to the tasks and the mandate assigned to it by the European Parliament and the Council;*

Amendment

2. *Insists that the Authority carry out effectively, and on time, all the assignments resulting from the the regulatory framework laid down by Parliament and the Council, with a view to making the financial markets more secure and protecting European consumers more effectively;*

Or. fr

Amendment 7 Miguel Viegas

Draft opinion Paragraph 2

Draft opinion

2. Stresses that, while making sure that all assignments are carried out in full and within deadline, the Authority should carefully adhere to the tasks and the mandate assigned to it by the European Parliament and the Council;

Amendment

2. Stresses that, while making sure that all assignments are carried out in full and within deadline, the Authority should carefully adhere to the tasks and the mandate assigned to it by the European Parliament and the Council; *points to the need for cooperation with other institutions responsible for international supervision;*

Or. pt

Amendment 8 Barbara Kappel

Draft opinion Paragraph 2

Draft opinion

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Amendment

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mandate assigned to it by the European Parliament and the Council;

mandate assigned to it by the European Parliament and the Council, ***and must not seek to de facto broaden its mandate beyond those assignments;***

Or. en

Amendment 9
Markus Ferber

Draft opinion
Paragraph 2

Draft opinion

2. Stresses that, while making sure that all assignments are carried out in full and within deadline, the Authority should carefully adhere to the tasks and the mandate assigned to it by the European Parliament and the Council;

Amendment

2. Stresses that, while making sure that all assignments are carried out in full and within deadline, the Authority should carefully adhere to the tasks and the mandate assigned to it by the European Parliament and the Council, ***and must not seek to broaden its mandate beyond those assignments;***

Or. de

Amendment 10
Thomas Mann

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2a. Underlines the role of the EBA in improving the international coordination of supervision between national supervisory authorities, as well as in the consistent application of EU law; emphasises that close cooperation in an atmosphere of trust should be the foundation of relations between the EBA and national supervisory authorities; considers that the EBA should ensure financial security, transparency and better integrated and safer financial markets;

Amendment 11
Sven Giegold
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2 a. Underlines that in light of uneven supervision of consumer protection legislation across Member States, the European Supervisory Authorities shall contribute to and promote convergent supervisory practices at a high-level in the area of consumer protection and have the appropriate resources for that task;

Or. en

Amendment 12
Markus Ferber

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2a. Stresses that the authority should devote special attention to the principle of proportionality in carrying out its mandate;

Or. de

Amendment 13
Dimitrios Papadimoulis

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2 a. *Notes the need to properly assess the Authority's work on regular basis in an effort to allocate and make the use of its resources more effective, transparent and credible;*

Or. en

Amendment 14
Thomas Mann

Draft opinion
Paragraph 2 b (new)

Draft opinion

Amendment

2b. *Highlights the fact that the EBA derives 40% of its funding from Union funds and 60% from contributions from the Member States; recalls that the UK decision to leave the EU could have a negative impact on the budget of the EBA; underlines that the resources made available to the EBA should be used in accordance with clear priorities and a clear focus on the mandate in order to achieve the desired objectives efficiently;*

Or. de

Amendment 15
Thomas Mann

Draft opinion
Paragraph 2 c (new)

Draft opinion

Amendment

2c. *Recalls, in the context of Brexit, the importance of ensuring a smooth and cost-effective move; observes that, during the transition period, the functioning of the Authority must be ensured, and that in this context there is a need for transparency in dealing with all the parties involved;*

Amendment 16
Thomas Mann

Draft opinion
Paragraph 2 d (new)

Draft opinion

Amendment

2d. Stresses that the EBA must use its mandate to promote the principle of proportionality; notes that this includes the adequate, proportionate interpretation and implementation of regulatory requirements with respect to the size of a financial undertaking and the risk profile of its business model; stresses that the EBA must act, in accordance with the mandate given to it by the European legislator, so as to achieve optimal use of resources and achievement of objectives;

Or. de

Amendment 17
Thomas Mann

Draft opinion
Paragraph 2 e (new)

Draft opinion

Amendment

2e. Welcomes a discussion of the potential long-term transfer of tasks vested in the EBA to the ECB in order to create more effective supervisory structures;

Or. de

Amendment 18
Thomas Mann

Draft opinion

Paragraph 2 f (new)

Draft opinion

Amendment

2f. *Expects the EBA to provide the European Parliament and the Council, on a regular basis, with up-to-date and comprehensive information about its work, in particular in connection with the establishment of binding technical standards, opinions and rules;*

Or. de

Amendment 19
Thomas Mann

Draft opinion
Paragraph 2 g (new)

Draft opinion

Amendment

2g. *Suggests that the Commission reconsider and modify the arrangements for financing the EBA by introducing fees for market participants, based on the principle of proportionality; considers that the contributions from national authorities should be reduced; takes the view that the independence of the EBA and the performance of its supervisory tasks must continue to be guaranteed;*

Or. de

Amendment 20
Sven Giegold
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 3

Draft opinion

Amendment

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying

the Union law, the Authority's budget and manpower should be reallocated internally;

the Union law, the Authority's budget and manpower should be reallocated internally; *is of the opinion that a gradual increase of the means available to the European Supervisory Authorities commensurate with the increasing amount of work which they are legally mandated to deliver as a part of the Banking Union single rulebook is required, while ensuring an appropriate level of prioritisation and efficiency as regards resource allocation; underlines that more resources should be deployed to control the effective enforcement of Union law and investor protection;*

Or. en

Amendment 21
Hugues Bayet

Draft opinion
Paragraph 3

Draft opinion

3. *Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally;*

Amendment

3. *Regards it as essential that the Authority should have sufficient resources to carry out its assignments to the full, including dealing with any additional workload necessitated by those assignments and requiring an increase in resources; points out in addition that any increase in its workload may also be met by internally reallocating budget resources or manpower, provided that that does not impair full exercise by the Authority of its mandate;*

Or. fr

Amendment 22
Barbara Kappel

Draft opinion
Paragraph 3

Draft opinion

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally;

Amendment

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally; ***believes that any potential increases in the Authority's means must be accompanied by adequate rationalisation measures and defended and explained thoroughly in a clear, detailed and understandable defence report before the European Parliament and made publically available;***

Or. en

Amendment 23
Miguel Viegas

Draft opinion
Paragraph 3

Draft opinion

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally;

Amendment

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally; ***considers, however, that efforts to that end must serve to strengthen the Authority's independence in the face of private sector pressures and allow for the growing role of its supervisory tasks;***

Or. pt

Amendment 24
Dimitrios Papadimoulis

Draft opinion
Paragraph 3

Draft opinion

Amendment

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally;

3. Notes that, as the Authority's workload is increasingly shifting from legislative tasks to enforcing and applying the Union law, the Authority's budget and manpower should be reallocated internally;
notes that, for the purpose of ensuring sufficient staff at the Authority for implementing its tasks, budget and resources should be allocated properly, also in the case of additional tasks, which would further ensure its credibility and independence;

Or. en

Amendment 25
Hugues Bayet

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3a. Stresses that it is essential for the Authority, in view of the nature of its assignments, to exhibit transparency not only towards Parliament and the Council, but also towards all European citizens;

Or. fr

Amendment 26
Dimitrios Papadimoulis

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3 a. Stresses the need for protection of consumers as a priority and to allocate all necessary resources for this purpose;

Or. en

Amendment 27
Dimitrios Papadimoulis

Draft opinion
Paragraph 3 b (new)

Draft opinion

Amendment

3 b. Notes the necessity of coordination and close cooperation with the other European Supervisory Authorities and national authorities, as well as with international organisations;

Or. en

Amendment 28
Sven Giegold
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 4

Draft opinion

Amendment

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly.

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly ***to reduce the current time lag of up to three months between meetings and disclosure of minutes as well as to provide better insight into the discussions held, members' positions and voting behaviour; believes that outreach to the general public could also be enhanced by web streaming events; deplores the de facto unequal accessibility of documents and information from internal meetings to different stakeholders, including the European Parliament; welcomes the fact that among the European Supervisory Authorities the Authority provides the most appropriate extent of disclosure of information on meetings of its staff members with stakeholders;***

Or. en

Amendment 29
Hugues Bayet

Draft opinion
Paragraph 4

Draft opinion

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly.

Amendment

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly; ***states that those minutes ought also to be clearer as regards how discussions relate to each other, what stances members have taken and how they have voted; points out that access to documents and information relating to internal meetings should be facilitated too;***

Or. fr

Amendment 30
Barbara Kappel

Draft opinion
Paragraph 4

Draft opinion

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly.

Amendment

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly, ***and should provide better insight into the discussions held, members' positions and voting behaviour; believes that outreach to the general public could also be enhanced by web streaming events;***

Or. en

Amendment 31

Pirkko Ruohonen-Lerner

**Draft opinion
Paragraph 4**

Draft opinion

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly.

Amendment

4. Considers that the minutes of meetings of the Board of Supervisors and of the Stakeholder Groups, which are publicly available, should be published more swiftly *so that it is possible to monitor any interference with supervision by parties in positions of influence.*

Or. fi

**Amendment 32
Hugues Bayet**

**Draft opinion
Paragraph 4 a (new)**

Draft opinion

Amendment

4a. Insists, in the light of the Authority's assignments and the positions recently adopted by Parliament in this connection, that the Authority set up a secure channel for whistle-blowers as quickly as possible.

Or. fr

**Amendment 33
Sven Giegold**
on behalf of the Verts/ALE Group

**Draft opinion
Paragraph 4 a (new)**

Draft opinion

Amendment

4 a. Is of the opinion that the Authority should establish a secure channel for whistle-blowers in the framework of its action plan for the years to come;

Amendment 34
Dimitrios Papadimoulis

Draft opinion
Paragraph 4 a (new)

Draft opinion

Amendment

4 a. Welcomes the conclusions of the European Court of Auditors' special report and encourages the Authority to implement them as quick as possible;

Or. en

Amendment 35
Dimitrios Papadimoulis

Draft opinion
Paragraph 4 b (new)

Draft opinion

Amendment

4 b. Stresses further the need to enhance democratic accountability and transparency regarding meetings with stakeholders and lobbyists and properly inform the Parliament for its activities; notes that the protection of whistle-blowers will enforce transparency, democratic accountability and public control;

Or. en

Amendment 36
Sven Giegold
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 4 b (new)

Draft opinion

Amendment

4 b. Calls on the Authority to calculate all the potential costs and consequences of Brexit and in particular the cost of changing location;

Or. en