



08.9.2016

AMENDMENT

42 - 113

Draft opinion

Lynn Boylan

(PE585.569v02-00)

on the proposal for a directive of the European Parliament and of the Council on the recognition of professional qualifications in inland navigation and repealing Council Directive 96/50/EC and Council Directive 91/672/EEC (COM(2016)0082 – C8-0061/2016 – 2016/0050(COD))

Amendment 42

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 3 a (new)

Text proposed by the Commission

Amendment

(3a) The Recommendation of the European Parliament and of the Council on the establishment of the European Qualifications Framework for lifelong learning^{1a} defines qualification, competence and skills. Any new legislation setting out qualification standards should use those concepts as established at EU level.

^{1a} **The Recommendation of the European Parliament and of the Council of 23 April 2008 on the establishment of the European Qualifications Framework for lifelong learning (OJ C 111, 6.5.2008, p. 1).**

Or. en

Justification

The European Qualifications Framework has become the core standard and reference document. New legislation using terminology relating to qualification such as competence, qualification, skill, should be based on the existing definitions in the framework of better regulation

Amendment 43

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 5

Text proposed by the Commission

(5) To facilitate mobility, to ensure the safety of navigation and the protection of human life, it is essential for deck crew members, persons in charge of emergency situations on board passenger vessels and persons involved in the bunkering of **liquefied natural gas-fuelled** vessels to hold certificates of qualification proving their qualifications. For efficient enforcement, they should carry such certificates while exercising their occupation.

Amendment

(5) To facilitate mobility, to ensure the safety of navigation and the protection of human life **and the environment**, it is essential for deck crew members, **be it on passenger or bunkering vessels, especially** persons in charge of emergency situations on board passenger vessels and persons involved in the bunkering of vessels, to hold certificates of qualification proving their qualifications. **Additionally, certified qualification will improve labour market opportunities and recognition of qualification.** For efficient enforcement, they should carry such certificates while exercising their occupation.

Or. en

Amendment 44

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 8

Text proposed by the Commission

(8) For reasons of cost-effectiveness, **holding** Union certificates of qualification **should not be made** compulsory on national inland waterways not linked to the navigable network of another Member State.

Amendment

(8) For reasons of **ensuring safety of navigation, labour mobility and** cost-effectiveness, **Member States may opt for making** Union certificates of qualification compulsory on national inland waterways not linked to the navigable network of another Member State.

Or. en

Amendment 45

Amjad Bashir

Proposal for a directive

Recital 8

Text proposed by the Commission

(8) For reasons of cost-effectiveness, holding Union certificates of qualification should not be made compulsory on national inland waterways not linked to the navigable network of another Member State.

Amendment

(8) For reasons of cost-effectiveness **and proportionality**, holding Union certificates of qualification should not be made compulsory on national inland waterways not linked to the navigable network of another Member State.

Or. en

Amendment 46
Marian Harkin

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) With a view to contributing to the mobility of persons involved in the operation of vessels across the Union and considering that all certificates of qualification, service record books and logbooks issued in accordance with this Directive should comply with **minimum** standards, Member States should recognise the professional qualifications certified in accordance with this Directive. Consequently the holders of such qualifications should be able to exercise their profession on all Union inland waterways.

Amendment

(9) With a view to contributing to the mobility of persons involved in the operation of vessels across the Union and considering that all certificates of qualification, service record books and logbooks issued in accordance with this Directive should comply with **the required** standards, Member States should recognise the professional qualifications certified in accordance with this Directive. Consequently the holders of such qualifications should be able to exercise their profession on all Union inland waterways.

Or. en

Amendment 47
Karima Delli
on behalf of the Verts/ALE Group

Proposal for a directive
Recital 12

Text proposed by the Commission

(12) Member States should issue certificates of qualification only to persons that have the minimum levels of competence, the minimum age, the minimum medical fitness and the navigation time required for obtaining a specific qualification.

Amendment

(12) Member States should issue certificates of qualification only to persons that have the minimum levels of competence ***proven by assessment or validation***, the minimum age, the minimum medical fitness and the navigation time required for obtaining a specific qualification.

Or. en

Justification

Alignment with the European Qualification Framework

Amendment 48

Romana Tomc

Proposal for a directive

Recital 12

Text proposed by the Commission

(12) Member States should issue certificates of qualification only to persons that have the minimum levels of competence, the minimum age, the minimum medical fitness and the navigation time required for obtaining a specific qualification.

Amendment

(12) Member States should issue certificates of qualification only to persons that have the minimum levels of competence, the minimum age, the minimum medical fitness, ***the minimum education and training*** and the navigation time required for obtaining a specific qualification.

Or. sl

Amendment 49

Marian Harkin

Proposal for a directive

Recital 12

Text proposed by the Commission

(12) Member States should issue certificates of qualification only to persons that have the **minimum** levels of competence, the minimum age, the minimum medical fitness and the navigation time required for obtaining a specific qualification.

Amendment

(12) Member States should issue certificates of qualification only to persons that have the **required** levels of competence, the minimum age, the minimum medical fitness and the navigation time required for obtaining a specific qualification.

Or. en

Amendment 50

Elena Gentile, Jutta Steinruck

Proposal for a directive

Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) The Commission and the Member States should encourage young people to take up a professional qualification in inland navigation and set up specific measures to support social partners' activities in this regard.

Or. en

Amendment 51

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 12 a (new)

Text proposed by the Commission

Amendment

(12a) 'Qualification' means a formal outcome of an assessment and validation process which is obtained when a competent body determines that an individual has achieved learning outcomes to given standards.

Amendment 52
Marian Harkin

Proposal for a directive
Recital 13

Text proposed by the Commission

(13) To safeguard the mutual recognition of qualifications, the certificates of qualification should be based on the competences necessary for the operation of vessels. Member States should ensure that persons receiving certificates of qualification have the corresponding **minimum** levels of competence, verified following an appropriate assessment. Such assessments may take the form of an administrative examination or may form part of approved training programmes carried out in accordance with common standards in order to ensure a comparable minimum level of competence in all Member States for various qualifications.

Amendment

(13) To safeguard the mutual recognition of qualifications, the certificates of qualification should be based on the competences necessary for the operation of vessels. Member States should ensure that persons receiving certificates of qualification have the corresponding **required** levels of competence, verified following an appropriate assessment. Such assessments may take the form of an administrative examination or may form part of approved training programmes carried out in accordance with common standards in order to ensure a comparable minimum level of competence in all Member States for various qualifications.

Amendment 53
Karima Delli
on behalf of the Verts/ALE Group

Proposal for a directive
Recital 13

Text proposed by the Commission

(13) To safeguard the mutual recognition of qualifications, the certificates of qualification should be based on the competences necessary for the operation of vessels. Member States should ensure that persons receiving certificates of qualification have the corresponding

Amendment

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minimum levels of competence, verified following an appropriate assessment. Such assessments may take the form of an administrative examination or may form part of approved training programmes carried out in accordance with common standards in order to ensure a comparable *minimum* level of competence in all Member States for various qualifications.

of competence, verified following an appropriate assessment. Such assessments may take the form of an administrative examination or may form part of approved training programmes carried out in accordance with common standards in order to ensure a comparable level of competence in all Member States for various qualifications.

Or. en

Amendment 54
Elena Gentile, Jutta Steinruck

Proposal for a directive
Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) Social partners should be fully involved in the design of professional qualification schemes and training programmes in inland navigation.

Or. en

Amendment 55
Romana Tomc

Proposal for a directive
Recital 14

Text proposed by the Commission

Amendment

(14) Due to the responsibility ***with respect*** to safety when exercising the profession of boatmaster, sailing with the aid of radar and bunkering liquefied natural gas-fuelled vessels or sailing liquefied natural gas-fuelled vessels, verification through practical examinations on whether the required level of competence has effectively been reached is required. Such practical examinations may be carried out

(14) Due to the responsibility ***and need*** to ***ensure*** safety when exercising the profession of boatmaster, sailing with the aid of radar and bunkering liquefied natural gas-fuelled vessels or sailing liquefied natural gas-fuelled vessels, verification through practical examinations on whether the required level of competence has effectively been reached is required. Such practical examinations may be carried out

using approved simulators, with a view to further facilitating the evaluation of competence.

using approved simulators, with a view to further facilitating the evaluation of competence.

Or. sl

Amendment 56
Marian Harkin

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) Approval of training programmes is necessary to verify that the programmes comply with common minimum requirements regarding content and organisation. Such compliance allows for eliminating unnecessary barriers to entering the profession by preventing those who already acquired the necessary skills during their vocational training from passing unnecessary additional examination. The existence of approved training programmes may also facilitate the entry of workers with prior experience from other sectors into the profession of inland navigation as they may benefit from dedicated training programmes that take account of their already acquired competences.

Amendment

(15) Approval of training programmes is necessary to verify that the programmes comply with common minimum requirements regarding content and organisation. Such compliance allows for eliminating unnecessary barriers to entering the profession by preventing those who *have* already acquired the necessary skills during their vocational training from passing unnecessary additional examination. The existence of approved training programmes may also facilitate the entry of workers with prior experience from other sectors into the profession of inland navigation as they may benefit from dedicated training programmes that take account of their already acquired competences.

Or. en

Amendment 57
Karima Delli
on behalf of the Verts/ALE Group

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) Approval of training programmes is

Amendment

(15) Approval of training programmes is

necessary to verify that the programmes comply with common minimum requirements regarding content and organisation. Such compliance allows for eliminating *unnecessary* barriers to entering the profession by preventing those who already acquired the necessary skills during their vocational training from passing unnecessary additional examination. The existence of approved training programmes may also facilitate the entry of workers with prior experience from other sectors into the profession of inland navigation as they may benefit from dedicated training programmes that take account of their already acquired competences.

necessary to verify that the programmes comply with common minimum requirements regarding content and organisation. Such compliance allows for eliminating barriers to entering the profession by preventing those who already acquired the necessary skills during their vocational *or other* training, from passing unnecessary additional examination. The existence of approved training programmes may also facilitate the entry of workers with prior experience from other sectors into the profession of inland navigation as they may benefit from dedicated training programmes that take account of their already acquired competences.

Or. en

Amendment 58

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 17

Text proposed by the Commission

(17) The navigation time should be verified by means of entries in service record books validated by a Member State. To allow for such verification, Member States should issue service record books and logbooks and ensure that the latter provide a record of the journeys of vessels. Medical fitness of a candidate should be certified by an approved medical practitioner.

Amendment

(17) The navigation time should be verified by means of entries in service record books validated by a Member State. To allow for such verification, Member States should *not only* issue service record books and logbooks and ensure that the latter provide a record of the journeys of vessels *but also control by other means that navigation time is complied with*. Medical fitness of a candidate should be certified by an approved medical practitioner.

Or. en

Amendment 59

Amjad Bashir

Proposal for a directive

Recital 20

Text proposed by the Commission

(20) Authorities, including in third countries, issuing certificates of qualifications, service record books and logbooks in accordance with rules that are identical to those of this Directive are processing personal data. For the purpose of evaluation of the Directive, for statistical purposes, for maintaining safety, for ease of navigation and in order to facilitate the exchange of information between the authorities involved in the implementation and enforcement of this Directive, these authorities and, where *relevant*, international organisations that established these identical rules, should also have access to the database kept by the Commission. This access should however be subject to *adequate* level of data protection, *including* of personal data.

Amendment

(20) Authorities, including in third countries, issuing certificates of qualifications, service record books and logbooks in accordance with rules that are identical to those of this Directive are processing personal data. For the purpose of evaluation of the Directive, for statistical purposes, for maintaining safety, for ease of navigation and in order to facilitate the exchange of information between the authorities involved in the implementation and enforcement of this Directive, these authorities and, where *necessary*, international organisations that established these identical rules, should also have access to the database kept by the Commission. This access should however be subject to *a high* level of data protection, *specifically* of personal data.

Or. en

Amendment 60

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Recital 21

Text proposed by the Commission

(21) With a view to further reducing administrative burden whilst rendering the documents less prone to tampering, the Commission should as a second step, after the adoption of this Directive, examine the possibility of introducing an electronic version of service record books and logbooks, as well as electronic professional

Amendment

(21) With a view to further reducing administrative burden whilst rendering the documents less prone to tampering, the Commission should as a second step, after the adoption of this Directive, examine the possibility of introducing an electronic version of service record books and logbooks, as well as electronic professional

cards incorporating Union certificates of qualifications. In doing so, the Commission should take existing technologies in other modes of transport into account, in particular road transport. After conducting an impact assessment including of cost-benefit and of the impacts on the fundamental rights, in particular in relation to the protection of personal data, the Commission should present, if appropriate, a proposal to the European Parliament and the Council.

cards incorporating Union certificates of qualifications. In doing so, the Commission should take existing technologies in other modes of transport into account, in particular road transport. ***It should also take into account usability and accessibility in line with the UN Convention of the rights of persons with disabilities.*** After conducting an impact assessment including of cost-benefit and of the impacts on the fundamental rights, in particular in relation to the protection of personal data, the Commission should present, if appropriate, a proposal to the European Parliament and the Council.

Or. en

Amendment 61
Evelyn Regner

Proposal for a directive
Recital 21

Text proposed by the Commission

(21) With a view to further reducing administrative burden whilst rendering the documents less prone to tampering, the Commission should ***as a second step, after the adoption of this Directive, examine the possibility of introducing*** an electronic version of service record books and logbooks, as well as electronic professional cards incorporating Union certificates of qualifications. In doing so, the Commission should take existing technologies in other modes of transport into account, in particular road transport. ***After conducting an impact assessment including of cost-benefit and of the impacts on the fundamental rights, in particular in relation to the protection of personal data, the Commission should present, if appropriate, a proposal to the European Parliament and the Council.***

Amendment

(21) With a view to further reducing administrative burden whilst rendering the documents less prone to tampering, the Commission should ***adopt suitable legal framework provisions for the introduction*** of an electronic version of service record books and logbooks, as well as electronic professional cards incorporating Union certificates of qualifications. In doing so, the Commission should take existing technologies in other modes of transport into account, in particular road transport. ***Tamper-proof equipment should also be provided for the electronic recording of working hours and duties performed by all crew members.***

Amendment 62
Marian Harkin

Proposal for a directive
Recital 24

Text proposed by the Commission

(24) In order to provide *minimum* harmonised standards for the certification of qualifications and to facilitate the exchange of information between Member States and the implementation, monitoring and evaluation of this Directive by the Commission, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission as regards the setting of standards of competence, standards for medical fitness, standards for practical examinations, standards for the approval of simulators and standards defining the characteristics and conditions of use for a database kept by the Commission to host a copy of key data related to Union certificates of qualifications, service record books, logbooks and recognised documents. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level. The Commission when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Amendment

(24) In order to provide *the required* harmonised standards for the certification of qualifications and to facilitate the exchange of information between Member States and the implementation, monitoring and evaluation of this Directive by the Commission, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission as regards the setting of standards of competence, standards for medical fitness, standards for practical examinations, standards for the approval of simulators and standards defining the characteristics and conditions of use for a database kept by the Commission to host a copy of key data related to Union certificates of qualifications, service record books, logbooks and recognised documents. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level. The Commission when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Amendment 63
Amjad Bashir

Proposal for a directive
Recital 24

Text proposed by the Commission

(24) In order to provide minimum harmonised standards for the certification of qualifications and to facilitate the exchange of information between Member States and the implementation, monitoring and evaluation of this Directive by the Commission, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission as regards the setting of standards of competence, standards for medical fitness, standards for practical examinations, standards for the approval of simulators and standards defining the characteristics and conditions of use for a database kept by the Commission to host a copy of key data related to Union certificates of qualifications, service record books, logbooks and recognised documents. It is of particular importance that the Commission carry out **appropriate** consultations during its preparatory work, including at expert level. The Commission when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Amendment

(24) In order to provide minimum harmonised standards for the certification of qualifications and to facilitate the exchange of information between Member States and the implementation, monitoring and evaluation of this Directive by the Commission, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission as regards the setting of standards of competence, standards for medical fitness, standards for practical examinations, standards for the approval of simulators and standards defining the characteristics and conditions of use for a database kept by the Commission to host a copy of key data related to Union certificates of qualifications, service record books, logbooks and recognised documents. It is of particular importance that the Commission carry out **extensive** consultations during its preparatory work, including at expert level. The Commission when preparing and drawing up delegated acts, should ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Or. en

Amendment 64
Amjad Bashir

Proposal for a directive
Recital 27

Text proposed by the Commission

(27) Since the objective of this Directive, namely establishing a common

Amendment

(27) Since the objective of this Directive, namely establishing a common

framework on the recognition of professional qualifications in inland navigation, cannot be sufficiently achieved by the Member States but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve that objective.

framework on the recognition of *minimum* professional qualifications in inland navigation, cannot be sufficiently achieved by the Member States but can rather, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union *and respecting willingness of the Member States to cooperate*. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve that objective.

Or. en

Amendment 65

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Article 2 – paragraph 1 – introductory part

Text proposed by the Commission

1. This Directive applies to deck crew members, persons who are involved in the operation of bunkering vessels *using liquefied natural gas as fuel* and passenger navigation *experts* of the following vessels on any Union inland waterway:

Amendment

1. This Directive applies to deck crew members, persons who are involved in the operation of bunkering vessels and passenger navigation *deck crew members* of the following vessels on any Union inland waterway:

Or. en

Justification

Bunkering vessels use a range of fuels, and according to Article 1 this directive should apply to all vessels regardless of type of fuel.

Amendment 66

Elena Gentile, Jutta Steinruck

Proposal for a directive
Article 3 – paragraph 1 – point 6

Text proposed by the Commission

(6) ‘deck crew members’ means persons involved in the operation of a vessel navigating on Union inland waterways carrying out tasks related to navigation, cargo handling, stowage, maintenance or repair, with the exception of persons solely assigned to the operation of the engines, electrical and electronic equipment;

Amendment

(6) ‘deck crew members’ means persons **qualified** involved in the operation of a vessel navigating on Union inland waterways carrying out tasks related to navigation, cargo handling, stowage, maintenance or repair, with the exception of persons solely assigned to the operation of the engines, electrical and electronic equipment;

Or. en

Amendment 67

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive
Article 3 – paragraph 1 – point 6

Text proposed by the Commission

(6) ‘deck crew members’ means persons involved in the operation of a vessel navigating on Union inland waterways carrying out tasks related to navigation, cargo handling, stowage, maintenance or repair, with the exception of persons solely assigned to the operation of the engines, electrical and electronic equipment;

Amendment

(6) ‘deck crew members’ means persons involved in the operation of a vessel navigating on Union inland waterways **or** carrying out **their** tasks related to navigation, cargo handling, stowage, maintenance or repair, with the exception of persons solely assigned to the operation of the engines, electrical and electronic equipment;

Or. en

Amendment 68

Elena Gentile, Jutta Steinruck

Proposal for a directive
Article 3 – paragraph 1 – point 7

Text proposed by the Commission

(7) ‘passenger navigation expert’ means a person competent to take measures in emergency situations on board passenger vessels;

Amendment

(7) ‘passenger navigation expert’ means a person *servi***ng on board who is** competent to take measures in emergency situations on board passenger vessels;

Or. en

Amendment 69

Karima Delli

on behalf of the Verts/ALE Group

Proposal for a directive

Article 3 – paragraph 1 – point 10

Text proposed by the Commission

(10) ‘competence’ means the proven ability to use knowledge *and skills required* by the established standards for the proper performance of tasks necessary for the operation of inland waterway vessels;

Amendment

(10) ‘competence’ means the proven ability to use knowledge, *skills and personal, social and/or methodological abilities in relation to* the established standards for the proper performance of tasks necessary for the operation of inland waterway vessels;

Or. en

Justification

Alignment with the definition established in the European Qualifications Framework

Amendment 70

Marian Harkin

Proposal for a directive

Article 8 – paragraph 1 – introductory part

Text proposed by the Commission

1. When necessary for ensuring safety of navigation, Member States *may* identify stretches of inland waterways with specific risks, except for inland waterways of a

Amendment

1. When necessary for ensuring safety of navigation, Member States *shall* identify stretches of inland waterways with specific risks, except for inland waterways of a

maritime character referred to in Article 7,
where such risks are due to:

maritime character referred to in Article 7,
where such risks are due to:

Or. en

Amendment 71
Marian Harkin

Proposal for a directive
Article 10 – paragraph 1 – point b

Text proposed by the Commission

(b) that they meet the minimum requirements laid down in Annex I on age, competence, administrative compliance and navigation time corresponding to the qualification applied for;

Amendment

(b) that they meet the minimum requirements laid down in Annex I on age, **required** competence, administrative compliance and navigation time corresponding to the qualification applied for;

Or. en

Amendment 72
Marian Harkin

Proposal for a directive
Article 11 – paragraph 1 – point b

Text proposed by the Commission

(b) that they meet the minimum requirements laid down in Annex I on age, competence, administrative compliance and navigation time corresponding to the specific authorisation applied for.

Amendment

(b) that they meet the minimum requirements laid down in Annex I on age, **required** competence, administrative compliance and navigation time corresponding to the specific authorisation applied for.

Or. en

Amendment 73
Lynn Boylan

Proposal for a directive
Article 13 – paragraph 1

Text proposed by the Commission

When there are indications that the requirements for certificates of qualifications or specific authorisations are no longer met, the Member States shall undertake all necessary assessments and, where appropriate, withdraw those certificates.

Amendment

When there are indications that the requirements for certificates of qualifications or specific authorisations are no longer met, the Member States shall undertake all necessary assessments and, where appropriate, withdraw those certificates. ***Member States shall nominate or establish a competent authority to receive complaints concerning the factual accuracy of certificates of qualifications issued by another Member State or country. The Member States shall inform the Commission and CESNI about the complaint. The Commission shall investigate and take appropriate measures. Member States may suspend certificates where the authority finds that they contain or appear to contain factual inaccuracies that could endanger public safety. Such suspension shall continue until the Member State concerned is satisfied that the certificates are correct. Member States shall collect information about complaints and suspensions of certificates and lodge them in a database in accordance with Article 23(2).***

Or. en

Amendment 74
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 15 – paragraph 1

Text proposed by the Commission

1. The Commission shall be empowered to adopt delegated acts in accordance with Article 29 to lay down the standards for competences and corresponding knowledge and skills in

Amendment

deleted

compliance with the essential requirements set out in Annex II.

Or. en

Amendment 75
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 15 – paragraph 2 – point b

Text proposed by the Commission

(b) as part of a training programme approved in accordance with Article 17.

Amendment

(b) as part of a training programme ***that is a component of the Member State's training system*** approved in accordance with Article 17.

Or. en

Amendment 76
Lynn Boylan

Proposal for a directive
Article 15 – paragraph 3 – point a

Text proposed by the Commission

(a) the Union certificate of qualification for boatmasters;

Amendment

(a) the Union certificate of qualification for ***boatmen, able-boatmen as referred to in Annex I, point 2.2 b), and*** boatmasters;

Or. en

Amendment 77
Elena Gentile, Jutta Steinruck

Proposal for a directive
Article 15 – paragraph 3 – point c a (new)

Text proposed by the Commission

Amendment

(ca) a certificate of qualification for navigational safety experts on passenger vessels;

Or. en

Amendment 78
Romana Tomc

Proposal for a directive
Article 17 – paragraph 1

Text proposed by the Commission

Amendment

1. Training programmes leading to diplomas or certificates demonstrating compliance with the standards of competence referred to in Article 15(1) shall be approved by the competent authorities of the Member States in whose territory the *relevant* education or training *institute is established*.

1. Training programmes leading to diplomas or certificates demonstrating compliance with the standards of competence referred to in Article 15(1) shall be approved by the competent authorities of the Member States in whose territory the *competent institute provides* education or training.

Or. sl

Amendment 79
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 17 – paragraph 1

Text proposed by the Commission

Amendment

1. Training programmes leading to diplomas or certificates demonstrating compliance with the standards of competence referred to in Article 15(1) shall be approved by the competent authorities of the Member States in whose territory the relevant education or training institute is established.

1. Training programmes leading to diplomas or certificates demonstrating compliance with the standards of competence referred to in Article 15(1) shall be approved by the competent authorities of the Member States in whose territory the relevant education or training institute is established, *provided that the educational programme is an integral part of the Member State's training system with a minimum training period of one*

year including 180 days of driving practice.

Or. en

Amendment 80
Lynn Boylan

Proposal for a directive
Article 17 – paragraph 1

Text proposed by the Commission

1. Training programmes leading to diplomas or certificates demonstrating compliance with the standards of competence referred to in Article 15(1) shall be approved by the competent authorities of the Member States in whose territory the relevant education or training institute is *established*.

Amendment

1. Training programmes leading to diplomas or certificates demonstrating compliance with the standards of competence referred to in Article 15(1) shall be approved by the competent authorities of the Member States *with navigable waterways* in whose territory the relevant education or training institute is *carried out. Member States may approve training programmes at national level on condition that such programmes meet the common criteria defined by CESNI in the Quality Assessment and Assurance System (QAAS) which may be adopted through a delegated act by the Commission.*

Or. en

Amendment 81
Marian Harkin

Proposal for a directive
Article 17 – paragraph 2 – point c

Text proposed by the Commission

(c) an examination verifying compliance with the standards of competence referred to in Article 15(1) is carried out by qualified examiners.

Amendment

(c) an examination verifying compliance with the standards of competence referred to in Article 15(1) is carried out by qualified *independent* examiners.

Amendment 82
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 17 – paragraph 2 – point c

Text proposed by the Commission

(c) an examination verifying compliance with the standards of competence referred to in Article 15(1) is carried out by qualified examiners.

Amendment

(c) an examination verifying compliance with the standards of competence referred to in Article 15(1) is carried out by qualified ***independent*** examiners.

Or. en

Amendment 83
Marian Harkin

Proposal for a directive
Article 18 – paragraph 1 – subparagraph 1

Text proposed by the Commission

The Member States ***that identify*** inland waterways stretches with specific risks in the meaning of Article 8(1), shall define the additional competence required from boatmasters navigating on these stretches and the means to prove that such requirements are met.

Amendment

The Member States ***having identified*** inland waterways stretches with specific risks in the meaning of Article 8(1), shall define the additional competence required from boatmasters navigating on these stretches and the means to prove that such requirements are met.

Or. en

Amendment 84
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 18 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Those means *may* consist of a *limited* number of journeys to be carried out on the stretch concerned, a simulator examination, a multiple choice examination *or a combination thereof*.

Amendment

Those means *shall* consist of a *minimum* number of journeys to be carried out on the stretch concerned, a simulator examination *and* a multiple choice examination.

Or. en

Amendment 85
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 19 – paragraph 1

Text proposed by the Commission

1. Simulators used for the assessment of competences shall be subject to an approval by Member States. That approval shall be issued upon request when it is demonstrated that the device complies with the standards for simulators established by delegated acts referred to in paragraph 2. The approval shall specify which particular assessment of competence is authorised as regards the simulator.

Amendment

1. Simulators used for the *training and* assessment of competences shall be subject to an approval by Member States. That approval shall be issued upon request when it is demonstrated that the device complies with the standards for simulators established by delegated acts referred to in paragraph 2. The approval shall specify which particular assessment of competence is authorised as regards the simulator.

Or. en

Amendment 86
Evelyn Regner

Proposal for a directive
Article 20 – paragraph 4 – subparagraph 2

Text proposed by the Commission

The Commission shall adopt implementing acts *establishing models for* service record books and logbooks. Those implementing acts shall be adopted in accordance with *the advisory procedure pursuant to Article*

Amendment

Based on experience with other transport modes, in particular road transport, the Commission shall, *within one year of the adoption of this Directive,* adopt implementing acts *for the introduction of*

30(2), taking into account the information required for the implementation of this Directive as regards the identification of the person, their navigation time and the journeys carried out. When adopting those models, the Commission shall take into consideration that the logbook is also used for the implementation of Council Directive 2014/112/EU¹⁹ for verifying manning requirements and recording journeys of the vessels and may make a reference to standards established by an international body.

tamper-proof electronic service record books and logbooks, as well as electronic professional cards incorporating Union certificates of qualifications. Those implementing acts shall be adopted in accordance with Article 29 and shall take into account the requirements of Council Directive 2014/112/EU¹⁹. Personal data shall be protected by means of simple and reliable verification procedures. The Commission shall adopt within one year a proposal for a Regulation to ensure tamper-proof and easy verification procedures regarding time spent at the wheel, travel time, rest periods, standby periods and other duties, including in particular loading, unloading, supervision thereof and fuelling, performed by all crew members. This Regulation shall also take into account the requirements of Council Directive 2014/112/EU.

¹⁹ Council Directive 2014/112/EU of 19 December 2014 implementing the European Agreement concerning certain aspects of the organisation of working time in inland waterway transport, concluded by the European Barge Union (EBU), the European Skippers Organisation (ESO) and the European Transport Workers' Federation (ETF) (OJ L 367, 23.12.2014, p. 86).

¹⁹ Council Directive 2014/112/EU of 19 December 2014 implementing the European Agreement concerning certain aspects of the organisation of working time in inland waterway transport, concluded by the European Barge Union (EBU), the European Skippers Organisation (ESO) and the European Transport Workers' Federation (ETF) (OJ L 367, 23.12.2014, p. 86).

Or. de

Amendment 87 **Marian Harkin**

Proposal for a directive **Article 21 – paragraph 3**

Text proposed by the Commission

3. On reaching the age of **60**, the holder of a Union certificate of qualification shall successfully complete a

Amendment

3. On reaching the age of **65**, the holder of a Union certificate of qualification shall successfully complete a

medical fitness examination in the three months thereafter and shall subsequently successfully complete this examination every five years thereafter. On reaching the age of 70, the holder shall successfully complete this examination every two years thereafter.

medical fitness examination in the three months thereafter and shall subsequently successfully complete this examination every five years thereafter. On reaching the age of 70, the holder shall successfully complete this examination every two years thereafter.

Or. en

Amendment 88
Evelyn Regner

Proposal for a directive
Article 21 – paragraph 3

Text proposed by the Commission

3. On reaching the age of **60**, the holder of a Union certificate of qualification shall successfully complete a medical fitness examination in the three months thereafter and shall subsequently successfully complete this examination every five years thereafter. On reaching the age of **70**, the holder shall successfully complete this examination every two years thereafter.

Amendment

3. On reaching the age of **50**, the holder of a Union certificate of qualification shall successfully complete a medical fitness examination in the three months thereafter and shall subsequently successfully complete this examination every five years thereafter. On reaching the age of **60**, the holder shall successfully complete this examination every two years thereafter.

Or. de

Amendment 89
Evelyn Regner

Proposal for a directive
Article 21 – paragraph 6 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

The Commission shall, under Article 29, be empowered to adopt within one year delegated acts regarding essential medical requirements to be met by skippers in terms of both physical and mental fitness. It shall do so on the basis of the

provisions and principles applicable to other modes of transport, in particular the rules and provisions set out in Directive 2007/59/ EC. Until the adoption of those delegated acts, the provisions of paragraph 3 shall apply to skippers.

Or. de

Amendment 90
Amjad Bashir

Proposal for a directive
Article 22 – paragraph 3 – point b

Text proposed by the Commission

(b) exchange of information between the authorities that have access to the database referred to in Article 23 and the Commission;

Amendment

(b) ***substantiated*** exchange of information between the authorities that have access to the database referred to in Article 23 and the Commission;

Or. en

Amendment 91
Jutta Steinruck, Elena Gentile

Proposal for a directive
Article 25 – paragraph 1 – point c a (new)

Text proposed by the Commission

(ca) ***labour inspectorates have adequate resources and there is a swift exchange of information with competent authorities of other Member States in order to ensure safety and fair competition in the inland navigation sector.***

Or. en

Amendment 92
Evelyn Regner

Proposal for a directive
Annex I – point 1 – point 1.1 – paragraph 2 – indent 1

Text proposed by the Commission

- not be less than **16** years of age.

Amendment

- not be less than **18** years of age.

Or. de

Amendment 93
Evelyn Regner

Proposal for a directive
Annex I – point 1 – point 1.2 – paragraph 2 – indent 2 a (new)

Text proposed by the Commission

Amendment

- ***undertake duties only under the existing youth protection provisions of the Member State in which the trainee is present at the time, unless the substantive law governing the training contract provides for a higher level of protection;***

Or. de

Amendment 94
Lynn Boylan

Proposal for a directive
Annex I – point 1 – point 1.2 – paragraph 2 – indent 2 a (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 95
Evelyn Regner

Proposal for a directive
Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 2 – indent 1

Text proposed by the Commission

Amendment

- not be less than **17** years of age;

- not be less than **18** years of age.

Or. de

Amendment 96
Jutta Steinruck, Elena Gentile

Proposal for a directive
Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 2 – indent 3

Text proposed by the Commission

Amendment

- have navigation time of not less than **90** days as part of this approved training programme.

- have navigation time of not less than **180** days as part of this approved training programme.

Or. en

Amendment 97
Lynn Boylan

Proposal for a directive
Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 2 – indent 3 a (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 98
Lynn Boylan

Proposal for a directive

Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 4 – indent 3 a (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 99

Elena Gentile

Proposal for a directive

Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 6 – indent 2

Text proposed by the Commission

Amendment

- have a minimum of ***five*** years' work experience prior to the enrolment in the training programme;

- have a minimum of ***four*** years' work experience prior to the enrolment in the training programme;

Or. en

Amendment 100

Jutta Steinruck, Elena Gentile

Proposal for a directive

Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 6 – indent 4

Text proposed by the Commission

Amendment

- have navigation time of not less than ***90*** days as part of this approved training programme.

- have navigation time of not less than ***180*** days as part of this approved training programme.

Or. en

Amendment 101

Lynn Boylan

Proposal for a directive

Annex I – point 2 – point 2.1 – paragraph 2 – subparagraph 6 – indent 4 a (new)

Text proposed by the Commission

Amendment

- *have an approved certificate proving competence for radio on inland water vessels.*

Or. en

Amendment 102

Evelyn Regner

Proposal for a directive

Annex I – point 2 – point 2.2 – paragraph 2 – subparagraph 2 – indent 1

Text proposed by the Commission

Amendment

- have navigation time of not less than **180** days while qualified to serve as boatman.

- have navigation time of not less than **360** days while qualified to serve as boatman.

Or. de

Amendment 103

Lynn Boylan

Proposal for a directive

Annex I – point 2 – point 2.2 – paragraph 2 – subparagraph 2 – indent 1 a (new)

Text proposed by the Commission

Amendment

- *have an approved certificate proving competence for radio on inland water vessels.*

Or. en

Amendment 104

Jutta Steinruck, Elena Gentile

Proposal for a directive

Annex I – point 2 – point 2.2 – paragraph 2 – subparagraph 2 – indent 1 a (new)

Text proposed by the Commission

Amendment

- *not be less than 17 years of age.*

Or. en

Amendment 105

Lynn Boylan

Proposal for a directive

Annex I – point 2 – point 2.2 – paragraph 2 – subparagraph 4 – indent 2 a (new)

Text proposed by the Commission

Amendment

- *have an approved certificate proving competence for radio on inland water vessels.*

Or. en

Amendment 106

Jutta Steinruck, Elena Gentile

Proposal for a directive

Annex I – point 2 – point 2.3 – paragraph 2 – indent 1

Text proposed by the Commission

Amendment

- have navigation time of not less than **180 days** while qualified to serve as able boatman.

- have navigation time of not less than **360 days as part of an official training programme of at least three years**, while qualified to serve as able boatman.

Or. en

Amendment 107

Lynn Boylan

Proposal for a directive
Annex I – point 2 – point 2.3 – indent 1 (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 108
Evelyn Regner

Proposal for a directive
Annex I – point 3 – point 3.1 – paragraph 2 – subparagraph 2 – indent 3

Text proposed by the Commission

Amendment

- have navigation time of not less than **360** days, gained as part of this approved training programme or after completion thereof.

- have navigation time of not less than **725** days, gained as part of this approved training programme or after completion thereof.

Or. de

Amendment 109
Lynn Boylan

Proposal for a directive
Annex I – point 3 – point 3.1 – paragraph 2 – subparagraph 2 – indent 3 a (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 110
Lynn Boylan

Proposal for a directive

Annex I – point 3 – point 3.1 – paragraph 2 – subparagraph 4 – indent 3 a (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 111

Jutta Steinruck, Elena Gentile

Proposal for a directive

Annex I – point 3 – point 3.1 – paragraph 2 – subparagraph 6 – indent 2

Text proposed by the Commission

Amendment

- have a minimum of five years' work experience prior to the enrolment of an approved training programme;

- have a minimum of five years' work experience prior to the enrolment of an approved training programme ***of at least two years;***

Or. en

Amendment 112

Lynn Boylan

Proposal for a directive

Annex I – point 3 – point 3.1 – paragraph 2 – subparagraph 6 – indent 4 a (new)

Text proposed by the Commission

Amendment

- ***have an approved certificate proving competence for radio on inland water vessels.***

Or. en

Amendment 113

Evelyn Regner

Proposal for a directive

Annex II – point 2 – point 2.6 – paragraph 2 – indent 2

Text proposed by the Commission

- ensure good communication at all times, *which includes the use of standardised communication phrases in situations with communication problems*;

Amendment

- ensure good communication at all times;

Or. de