



2017/0228(COD)

26.4.2018

OPINION

of the Committee on Industry, Research and Energy

for the Committee on the Internal Market and Consumer Protection

on the proposal for a regulation of the European Parliament and of the Council
on a framework for the free flow of non-personal data in the European Union
(COM(2017)0495 – C8-0312/2017 – 2017/0228(COD))

Rapporteur: Zdzisław Krasnodębski

PA_Legam

AMENDMENTS

The Committee on Industry, Research and Energy calls on the Committee on the Internal Market and Consumer Protection, as the committee responsible, to take into account the following amendments:

Amendment 1

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) Data value chains are built on different data activities: data creation and collection; data aggregation and organisation; ***data storage and*** processing; data analysis, marketing and distribution; use and re-use of data. The effective and efficient functioning of ***data storage and other*** processing is a fundamental building block in any data value chain. However, such effective and efficient functioning and the development of the data economy in the Union are hampered, in particular, by two types of obstacles to data mobility and to the internal market.

Amendment

(2) Data value chains are built on different data activities: data creation and collection; data aggregation and organisation; processing; data analysis, marketing and distribution; use and re-use of data. The effective and efficient functioning of processing is a fundamental building block in any data value chain. However, such effective and efficient functioning and the development of the data economy in the Union are hampered, in particular, by two types of obstacles to data mobility and to the internal market.

Justification

The definition of "processing" added to art. 3 contains "data storage". This amendment applies throughout the text. Adopting it will necessitate corresponding changes.

Amendment 2

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) The freedom of establishment and the freedom to provide services ***under*** the Treaty on the Functioning of the European Union apply to ***data storage or other***

Amendment

(3) The freedom of establishment and the freedom to provide services ***stipulated in Article 26, Articles 49 to 55 and Articles 56 to 62 of*** the Treaty on the

processing services. However, the provision of those services is hampered or sometimes prevented by certain national requirements to locate data in a specific territory.

Functioning of the European Union (*TFEU*), apply to processing services, **including porting of data**. However, the provision of those services is hampered or sometimes prevented by certain national requirements to locate data in a specific territory.

Justification

Article 6 lays down technical aspects of data porting. The draft regulation does not provide either a definition of the right to port data or a definition of data porting itself. Therefore, in order for the Article 6 to be deliverable, we need to anchor porting of data as a service, therefore falling within the Treaty's freedom to provide services.

Amendment 3

Proposal for a regulation

Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) The combination of these obstacles leads to a lack of competition between cloud service providers in Europe, various 'vendor locking' issues, and a serious lack of data mobility. Likewise, data-localisation policies undermine the ability of research and development companies to facilitate collaboration between firms, universities, and other research organisations to drive their own innovation.

Amendment 4

Proposal for a regulation

Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) Like businesses and consumers, public authorities and bodies of Member States should benefit from an increased freedom of choice regarding data-driven service providers, from more competitive

prices and more efficient provision of services to citizens. Given the large amounts of data that public authorities and bodies handle, public authorities should lead by example by using data-services in the Union regarding non-personal data and refrain from making any unjustified data localisation restrictions when they make use of the data-services of private parties.

Amendment 5

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Under Regulation (EU) 2016/679, Member States may neither restrict nor prohibit the free movement of personal data within the Union for reasons connected with the protection of natural persons with regard to the processing of personal data. This Regulation establishes the same principle of free movement within the Union for non-personal data except when a restriction or a prohibition would be justified for security reasons.

Amendment

(10) Under Regulation (EU) 2016/679, Member States may neither restrict nor prohibit the free movement of personal data within the Union for reasons connected with the protection of natural persons with regard to the processing of personal data. This Regulation establishes the same principle of free movement within the Union for non-personal data except when a restriction or a prohibition would be justified for security reasons. ***The Regulation (EU) 2016/679 and this Regulation provide a coherent set of rules that cater for free movement of different types of data. Therefore the Regulation (EU) 2016/679 should be applied to the personal data part of the set, and this Regulation should be applied to the non-personal data part of the set. Where non-personal and personal data are inextricably linked, this Regulation should apply without prejudice to Regulation (EU) 2016/679. Furthermore, the Regulation does not impose either an obligation to unbundle mixed data sets or an obligation to store the different types of data separately.***

Amendment 6

Proposal for a regulation Recital 10 a (new)

Text proposed by the Commission

Amendment

(10a) This Regulation therefore should not lower the level of protection enjoyed by natural persons under Regulation (EU) 2016/679 and at the same time should be easy for business to comply with, particularly not constitute an obstacle for the development of start-ups and SMEs. The Commission should provide on its website clear guidance to business on the legal treatment of mixed data sets together with information on possibilities to unbundle mixed data sets. The Commission should assess the application of this Regulation to mixed data sets and propose further recommendations in its review if necessary.

Amendment 7

Proposal for a regulation Recital 12

Text proposed by the Commission

Amendment

(12) Data localisation requirements represent a clear barrier to the free provision of ***data storage or other*** processing services across the Union and to the internal market. As such, they should be banned unless they are justified based on the grounds of public security, as defined by Union law, in particular Article 52 of the Treaty on the Functioning of the European Union, and satisfy the principle of proportionality enshrined in Article 5 of the Treaty on European Union. In order to give effect to the principle of free flow of non-personal data across borders, to ensure the swift removal of existing data localisation requirements and to enable for operational reasons ***storage or other***

(12) Data localisation requirements represent a clear barrier to the free provision of processing services across the Union and to the internal market. As such, they should be banned unless they are justified based on the ***imperative*** grounds of public security, as defined by Union law, in particular Article 52 of the Treaty on the Functioning of the European Union, and satisfy the principle of proportionality enshrined in Article 5 of the Treaty on European Union. In order to give effect to the principle of free flow of non-personal data across borders, to ensure the swift removal of existing data localisation requirements and to enable for operational reasons processing of data in multiple

processing of data in multiple locations across the EU, and since this Regulation provides for measures to ensure data availability for regulatory control purposes, Member States should not be able to invoke justifications other than public security.

locations across the EU, and since this Regulation provides for measures to ensure data availability for regulatory control purposes, Member States should not be able to invoke justifications other than public security. ***The concept of ‘public security’ within the meaning of Article 52 TFEU and as interpreted by the Court of Justice, covers both internal and external security of a Member State. The Member State requesting such exemption should prove that it is necessary to have recourse to that derogation in order to protect its essential security interests.***

Amendment 8

Proposal for a regulation Recital 14

Text proposed by the Commission

(14) Moreover, in order to eliminate potential existing barriers, during a transitional period of 12 months, Member States should carry out a review of existing ***national*** data localisation requirements and notify to the Commission, together with a justification, any data localisation requirement that they consider being in compliance with this Regulation. These notifications should enable the Commission to assess the compliance of any remaining data localisation requirements.

Amendment

(14) Moreover, in order to eliminate potential existing barriers, during a transitional period of 12 months, Member States should carry out a review of existing ***laws, regulations or administrative provisions of a general nature laying down*** data localisation requirements and notify to the Commission, together with a justification, any data localisation requirement that they consider being in compliance with this Regulation. These notifications should enable the Commission to assess the compliance of any remaining data localisation requirements, ***and to adopt opinions, where appropriate, requesting to amend or to repeal such data localisation requirements, and the utmost account should be taken by Member States of them.***

Amendment 9

Proposal for a regulation Recital 15

Text proposed by the Commission

(15) In order to ensure the transparency of data localisation requirements in the Member States for natural and legal persons, such as providers and users of ***data storage or other*** processing services, Member States should publish on a single online information point and regularly update the information on such measures. In order to appropriately inform legal and natural persons of data localisation requirements across the Union, Member States should notify to the Commission the addresses of such online points. The Commission should publish ***this information*** on its own website.

Amendment

(15) In order to ensure the transparency of data localisation requirements in the Member States for natural and legal persons, such as providers and users of processing services, Member States should publish on a single online information point and regularly update the information on such measures. In order to appropriately inform legal and natural persons of data localisation requirements across the Union, Member States should notify to the Commission the addresses of such online points. The Commission should publish on its own website ***regularly updated information on these national measures available in its working/procedural languages, together with the addresses of the online single points of contact of the Member States.***

Amendment 10

Proposal for a regulation

Recital 21

Text proposed by the Commission

(21) In order to take full advantage of the competitive environment, professional users should be able to make informed choices and easily compare the individual components of various data storage or other processing services offered in the internal market, including as to the contractual conditions of porting data upon the termination of a contract. In order to align with the innovation potential of the market and to take into account the experience and expertise of the providers and professional users of data storage or other processing services, the detailed information and operational requirements for data porting should be defined by market players through self-regulation, encouraged and facilitated by the Commission, in the form of Union codes of

Amendment

(21) In order to take full advantage of the competitive environment, professional users should be able to make informed choices and easily compare the individual components of various data storage or other processing services offered in the internal market, including as to the contractual conditions of porting data upon the termination of a contract. In order to align with the innovation potential of the market and to take into account the experience and expertise of the providers and professional users of data storage or other processing services, the detailed information and operational requirements for data porting should be defined by market players through self-regulation, encouraged and facilitated by the Commission, in the form of Union codes of

conduct which may entail model contract terms. Nonetheless, if such codes of conduct are not put in place and effectively implemented within *a reasonable* period of time, the Commission should review the situation.

conduct which may entail model contract terms. *These codes of conduct should stipulate that a vendor lock-in is not an acceptable business practice, should make use of open standards and open specifications and provide for technologies that increase trust, like encryption. The Commission should encourage a consultation of all relevant stakeholders such as cloud users and providers of all sizes, including start-ups and SMEs, during the development of this self-regulatory code of conduct.*

Nonetheless, if such codes of conduct are not put in place and effectively implemented within *the set* period of time, the Commission should review the situation *and asses the need to present legislative proposals to effectively reduce the number of barriers to the porting of data.*

Amendment 11

Proposal for a regulation Recital 21 a (new)

Text proposed by the Commission

Amendment

(21a) Where processing of data is carried out, professional users should also be allowed to receive data in a structured, commonly used, machine-readable and interoperable format, and to transmit it or have it transmitted directly from one data processing to another or to a processing service. Service providers should be encouraged to develop interoperable formats, making use of open standards and open specifications that enable data porting.

Amendment 12

Proposal for a regulation Recital 23

Text proposed by the Commission

(23) In order to ensure the effective implementation of the procedure for assistance between Member State competent authorities, the Commission may adopt implementing acts setting out standard forms, languages of requests, time limits or other details of the procedures for requests for assistance. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.⁴⁰

⁴⁰ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

Amendment

(23) In order to ensure the effective implementation of the procedure for assistance between Member State competent authorities, the Commission may adopt implementing acts setting out standard forms, ***formats and channels of transmission***, languages of requests, time limits or other details of the procedures for requests for assistance. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.⁴⁰

⁴⁰ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

Amendment 13

Proposal for a regulation Recital 24

Text proposed by the Commission

(24) Enhancing trust in the security of cross-border ***data storage or other*** processing should reduce the propensity of market players and the public sector to use data localisation as a proxy for data security. It should also improve the legal certainty for companies on applicable security requirements when outsourcing their ***data storage or other*** processing activities, including to service providers in other Member States.

Amendment

(24) Enhancing trust in the security of cross-border processing should reduce the propensity of market players and the public sector to use data localisation as a proxy for data security. It should also improve the legal certainty for companies on applicable security requirements when outsourcing their processing activities, including to service providers in other Member States, ***and take into account the rapid ongoing development of new technologies, in order to adjust to them promptly. For that purpose Member States should avoid intrusive legislation that would put into question the security, integrity or authenticity of the data, and the service***

providers should deploy state of the art available technologies to implement security-by-design and privacy-by-design policies and practices. Ease of switching providers and data portability are also trust increasing factors and should be ensured.

Justification

Trust is nominated as the biggest non legal barrier in the use of cloud services. Therefore trust building needs to be an objective of this text.

Amendment 14

Proposal for a regulation

Recital 29

Text proposed by the Commission

(29) This Regulation respects the fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union, and should be interpreted and applied in accordance with those rights and principles, including the rights to the protection of personal data (Article 8), the freedom to conduct a business (Article 16), and the freedom of expression and information (Article 11).

Amendment

(29) This Regulation ***should be without prejudice to other applicable regulations on treatment of data***, respects the fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union, and should be interpreted and applied in accordance with those rights and principles, including the rights to the protection of personal data (Article 8), the freedom to conduct a business (Article 16), and the freedom of expression and information (Article 11).

Justification

In order to avoid setting a hierarchy of legal texts and enhance the fundamental rights enforcement, strict interpretation is needed.

Amendment 15

Proposal for a regulation

Article 2 – paragraph 1 – introductory part

Text proposed by the Commission

1. This Regulation shall apply to the **storage or other** processing of electronic data other than personal data in the Union, which is

Amendment

1. This Regulation shall apply to the processing of electronic data other than personal data in the Union, which is

Amendment 16

Proposal for a regulation

Article 2 – paragraph 1 – point a

Text proposed by the Commission

(a) provided as a service to users residing or having an establishment in the Union, regardless of whether the provider is established or not in the Union or

Amendment

(a) provided as a service to users, ***regardless of whether it is a private or a public-private entity, or a public authority,*** residing or having an establishment in the Union, regardless of whether the provider is established or not in the Union or

Amendment 17

Proposal for a regulation

Article 2 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. In the case of mixed data sets, Regulation (EU) 2016/679 should be applied to the personal data part of the set and this Regulation should be applied to the non-personal data part of the set. Where personal and non-personal data are inextricably linked, this Regulation shall apply without prejudice to Regulation (EU) 2016/679.

Amendment 18

Proposal for a regulation

Article 3 – paragraph 1 – point 2

Text proposed by the Commission

2. **'data storage'** means any **storage** of data in electronic format;

Amendment

2. **'processing'** means any **operation or set of operations which is performed on data or on sets** of data in electronic format, **whether or not by automated means, such as collection, recording, organisation, structuring, storage, adaptation or alteration, retrieval, consultation, use, disclosure by transmission, dissemination or otherwise making available, alignment or combination, restriction, erasure or destruction;**

(This amendment applies throughout the text. Adopting it will necessitate corresponding changes throughout.)

Amendment 19

Proposal for a regulation

Article 3 – paragraph 1 – point 4

Text proposed by the Commission

4. 'provider' means a natural or legal person who provides **data storage or other** processing services;

Amendment

4. 'provider' means a natural or legal person who provides processing services;

Amendment 20

Proposal for a regulation

Article 3 – paragraph 1 – point 5

Text proposed by the Commission

5. 'data localisation requirement' means any obligation, prohibition, condition, limit or other requirement provided for in the laws, regulations or administrative provisions of the Member States, which **imposes** the location of **data storage or other** processing in the territory of a specific Member State or hinders storage or other processing of data in any other Member State;

Amendment

5. 'data localisation requirement' means any obligation, prohibition, condition, limit or other requirement provided for in the laws, regulations or administrative provisions **or practises, including in the field of public procurement,** of the Member States, **imposed by local, central or regional governments or by public entities,** which **requires** the location of processing in the

territory of a specific Member State or hinders storage or other processing of data in any other Member State;

Amendment 21

Proposal for a regulation

Article 3 – paragraph 1 – point 6

Text proposed by the Commission

6. 'competent authority' means an authority of a Member State that has the power to obtain access to data ***stored or*** processed by a natural or legal person for the performance of its official duties, as provided for by national or Union law;

Amendment

6. 'competent authority' means an authority of a Member State that has the power to obtain access to data processed by a natural or legal person for the performance of its official duties, as provided for by national or Union law;

Amendment 22

Proposal for a regulation

Article 3 – paragraph 1 – point 7

Text proposed by the Commission

7. 'user' means a natural or legal person using or requesting a data ***storage or other*** processing service;

Amendment

7. 'user' means a natural or legal person using or requesting a data processing service;

Amendment 23

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. ***Location of data for storage or other processing within the Union shall not be restricted to the territory of a specific Member State, and storage or other processing in any other Member State shall not be prohibited or restricted,*** unless it is justified ***on grounds of*** public security.

Amendment

1. ***Data localisation requirements*** shall be prohibited, unless ***they are*** justified ***by a documented and serious threat to*** public security ***and constitute adequate and proportionate measures.***

Amendment 24

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. Within 12 months after the start of application of this Regulation, Member States shall ensure that any data localisation requirement that is not in compliance with paragraph 1 is repealed. If a Member State considers that a data localisation requirement is in compliance with paragraph 1 and may therefore remain in force, it shall notify that measure to the Commission, together with a justification for maintaining it in force.

Amendment

3. Within 12 months after the start of application of this Regulation, Member States shall ensure that any data localisation requirement that is not in compliance with paragraph 1 is repealed. If, ***by the end of this period***, a Member State considers that a data localisation requirement is in compliance with paragraph 1 and may therefore remain in force, it shall notify that measure to the Commission, together with a justification for maintaining it in force.

Amendment 25

Proposal for a regulation

Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Without prejudice to Article 258 TFEU, the Commission shall, within a period of three months from the date of receipt of such notification, examine the compliance of that measure with paragraph 1 of this Article and shall, where appropriate, adopt an opinion requesting the Member State in question to amend or repeal the measure.

Amendment 26

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

5. Member States shall inform the Commission of the address of their single information point referred to in paragraph

Amendment

5. Member States shall inform the Commission of the address of their single information point referred to in paragraph

4. The Commission shall publish *the links to such points* on its website.

4. The Commission shall publish on its website *regularly updated information available in its working/procedural languages on the national measures referred in paragraphs 2 and 3, together with the addresses of the online single points of contact of the Member States.*

Amendment 27

Proposal for a regulation

Article 4 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. *The Commission shall publish on its website guidance for providers and users of data processing on the application of this Regulation including information on legal treatment of different types of data sets.*

Amendment 28

Proposal for a regulation

Article 6 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. The Commission shall encourage and facilitate the development of self-regulatory codes of conduct at Union level, in order to define guidelines *on best practices in facilitating the switching of providers and to ensure that they provide professional users with sufficiently detailed, clear and transparent information before a contract for data storage and processing is concluded, as regards the* following issues:

1. The Commission shall encourage and facilitate the development of self-regulatory codes of conduct at Union level, *based on the principle of interoperability,* in order to define guidelines *covering* following aspects:

Amendment 29

Proposal for a regulation

Article 6 – paragraph 1 – point -a (new)

Text proposed by the Commission

Amendment

(-a) best practices in facilitating the switching of providers and porting data in a structured, commonly used open standards and machine-readable format allowing sufficient time for the user to switch or port the data; and

Amendment 30

Proposal for a regulation

Article 6 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) the processes, technical requirements, timeframes and charges that apply in case a professional user wants to switch to another provider or port data back to its own IT systems, including the processes and location of any data back-up, the available data formats and supports, the required IT configuration and minimum network bandwidth; the time required prior to initiating the porting process and the time during which the data will remain available for porting; and the guarantees for accessing data in the case of the bankruptcy of the provider; and

(a) minimum information requirements to ensure that professional users are provided with sufficiently detailed, clear and transparent information before a contract for data processing is concluded, regarding the processes, technical requirements, timeframes and charges that apply in case a professional user wants to switch to another provider or port data back to its own IT systems, including the processes and location of any data back-up, the available data formats and supports, the required IT configuration and minimum network bandwidth; the time required prior to initiating the porting process and the time during which the data will remain available for porting; and the guarantees for accessing data in the case of the bankruptcy of the provider; and

Amendment 31

Proposal for a regulation

Article 6 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) certification schemes for data processing products and services,

facilitating the comparability of quality of these products and services including quality management, information security management, business continuity management and, environmental management;

Amendment 32

Proposal for a regulation

Article 6 – paragraph 3 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

Where the self-regulatory code of conduct has not reduced the number of existing barriers to the porting of data, the review shall, as appropriate, be followed by a legislative proposal.

Amendment 33

Proposal for a regulation

Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. If such codes of conduct are not put in place and effectively implemented within the set period of time, or if there are causes for concern after proper review the Commission may adopt implementing acts setting minimal guidance. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 8.

Justification

While self regulation is encouraged, overcoming barriers that might appear in the process of drafting the codes can be helped by the involvement of the Commission

Amendment 34

Proposal for a regulation

Article 7 – paragraph 6

Text proposed by the Commission

6. The Commission may adopt implementing acts setting out standard forms, languages of requests, time limits or other details of the procedures for requests for assistance. **Such** implementing acts shall be adopted in accordance with the procedure referred to in Article 8.

Amendment

6. The Commission may adopt implementing acts setting out standard forms, **formats and channels of transmission**, languages of requests, time limits or other details of the procedures for requests for assistance. **Those** implementing acts shall be adopted in accordance with the **examination** procedure referred to in Article 8.

Amendment 35

Proposal for a regulation

Article 7 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. The single contact point shall also provide general information to professional users and the public concerning the obligations provided for in this Directive, as well as concerning any code of conduct developed in accordance with Article 6.

Justification

The Single Contact Point has been mainly designed to help administrations from Member States, but could further be enlarged its function as a contact point to the general public and the business community in general.

PROCEDURE – COMMITTEE ASKED FOR OPINION

Title	Free flow of non-personal data in the European Union
References	COM(2017)0495 – C8-0312/2017 – 2017/0228(COD)
Committee responsible Date announced in plenary	IMCO 23.10.2017
Opinion by Date announced in plenary	ITRE 23.10.2017
Rapporteur Date appointed	Zdzisław Krasnodębski 9.11.2017
Discussed in committee	28.11.2017 21.2.2018
Date adopted	24.4.2018
Result of final vote	+: 59 –: 1 0: 4
Members present for the final vote	Zigmantas Balčytis, José Blanco López, David Borrelli, Jonathan Bullock, Cristian-Silviu Buşoi, Reinhard Bütikofer, Jerzy Buzek, Angelo Ciocca, Edward Czesak, Jakop Dalunde, Pilar del Castillo Vera, Christian Ehler, Fredrick Federley, Ashley Fox, Adam Gierek, Theresa Griffin, Rebecca Harms, Hans-Olaf Henkel, Eva Kaili, Kaja Kallas, Barbara Kappel, Krišjānis Kariņš, Seán Kelly, Jeppe Kofod, Peter Kouroumbashev, Zdzisław Krasnodębski, Miapetra Kumpula-Natri, Christelle Lechevalier, Janusz Lewandowski, Paloma López Bermejo, Edouard Martin, Angelika Mlinar, Csaba Molnár, Nadine Morano, Dan Nica, Angelika Niebler, Morten Helveg Petersen, Miroslav Poche, Julia Reda, Paul Rübig, Massimiliano Salini, Algirdas Saudargas, Neoklis Sylikiotis, Dario Tamburrano, Evžen Tošenovský, Claude Turmes, Vladimir Urutchev, Kathleen Van Brempt, Henna Virkkunen, Martina Werner, Lieve Wierinck, Hermann Winkler, Flavio Zanonato, Carlos Zorrinho
Substitutes present for the final vote	Pilar Ayuso, Cornelia Ernst, Francesc Gambús, Françoise Grossetête, Werner Langen, Rupert Matthews, Răzvan Popa, Dominique Riquet, Theodor Dumitru Stolojan
Substitutes under Rule 200(2) present for the final vote	Rosa D'Amato

FINAL VOTE BY ROLL CALL IN COMMITTEE ASKED FOR OPINION

59	+
ALDE	Fredrick Federley, Kaja Kallas, Angelika Mlinar, Morten Helveg Petersen, Dominique Riquet, Lieve Wierinck
ECR	Edward Czesak, Ashley Fox, Hans-Olaf Henkel, Zdzisław Krasnodębski, Rupert Matthews, Evžen Tošenovský
EFDD	Rosa D'Amato, Dario Tamburrano
ENF	Angelo Ciocca, Barbara Kappel
NI	David Borrelli
PPE	Pilar Ayuso, Cristian-Silviu Buşoi, Jerzy Buzek, Pilar del Castillo Vera, Christian Ehler, Francesc Gambús, Françoise Grossetête, Krišjānis Kariņš, Seán Kelly, Werner Langen, Janusz Lewandowski, Nadine Morano, Angelika Niebler, Paul Rübig, Massimiliano Salini, Algirdas Saudargas, Theodor Dumitru Stolojan, Vladimir Urutchev, Henna Virkkunen, Hermann Winkler
S&D	Zigmantas Balčytis, José Blanco López, Adam Gierek, Theresa Griffin, Eva Kaili, Jeppe Kofod, Peter Kouroumbashev, Miapetra Kumpula-Natri, Edouard Martin, Csaba Molnár, Dan Nica, Miroslav Poche, Răzvan Popa, Kathleen Van Brempt, Martina Werner, Flavio Zanonato, Carlos Zorrinho
VERTS/ALE	Reinhard Bütikofer, Jakop Dalunde, Rebecca Harms, Julia Reda, Claude Turmes

1	-
EFDD	Jonathan Bullock

4	0
ENF	Christelle Lechevalier
GUE/NGL	Cornelia Ernst, Paloma López Bermejo, Neoklis Sylikiotis

Key to symbols:

+ : in favour

- : against

0 : abstention