



**2018/0385(COD)**

5.12.2018

# AMENDMENTS

## 6 - 9

**Draft report**  
**Miroslav Poche**  
(PE630.672v01-00)

on the proposal for a decision of the European Parliament and of the Council on adapting Directive 2012/27/EU of the European Parliament and of the Council on energy efficiency [as amended by Directive 2018/XXX/EU] and Regulation (EU) 2018/XXX of the European Parliament and of the Council [Governance of the Energy Union], by reason of the withdrawal of the United Kingdom from the European Union

Proposal for a directive  
(COM(2018)0744 – C8-0482/2018 – 2018/0385(COD))



**Amendment 6**  
**Miroslav Poche**

**Proposal for a decision**  
**Recital 1**

*Text proposed by the Commission*

(1) On 29 March 2017, the United Kingdom notified the European Council of its intention to withdraw from the Union pursuant to Article 50 of the Treaty on European Union. ***Consequently, unless another date is established in a withdrawal agreement, or the European Council, in agreement with the United Kingdom, unanimously establishes another date, Union law will cease to apply to the United Kingdom from 30 March 2019. The United Kingdom will then become a third country.***

*Amendment*

(1) On 29 March 2017, the United Kingdom notified the European Council of its intention to withdraw from the Union pursuant to Article 50 of the Treaty on European Union. ***The Treaties will cease to apply to the United Kingdom from the date of entry into force of a withdrawal agreement or failing that, two years after that notification, i.e. from 30 March 2019, unless the European Council, in agreement with the United Kingdom, unanimously decides to extend that period.***

Or. en

*Justification*

*This is a technical change reflecting the interinstitutionally agreed horizontal wording applying to all legislative acts related to BREXIT.*

**Amendment 7**  
**Miroslav Poche**

**Proposal for a decision**  
**Recital 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***(1a) The withdrawal agreement as agreed between the negotiators contains arrangements for the application of provisions of Union law to and in the United Kingdom beyond the date the Treaties cease to apply to and in the United Kingdom. If that agreement enters into force, Directive 2012/27/EU [as***

*amended by Directive 2018/XXX/EU] and Regulation [Governance of the Energy Union] will apply to and in the United Kingdom during the transition period in accordance with that agreement and will cease to apply at the end of that period.*

Or. en

*Justification*

*This is a technical change reflecting the interinstitutionally agreed horizontal wording applying to all legislative acts related to BREXIT.*

**Amendment 8**  
**Miroslav Poche**

**Proposal for a decision**  
**Recital 5 a (new)**

*Text proposed by the Commission*

*Amendment*

*(5a) In accordance with Article 4(3) of Regulation (EEC, Euratom) No 1182/71, cessation of application of acts fixed at a given date shall occur on the expiry of the last hour of the day falling on that date. This Decision should therefore apply from the day following that on which Directive 2012/27/EU [as amended by Directive 2018/XXX/EU] and Regulation [Governance of the Energy Union] cease to apply to the United Kingdom.*

Or. en

*Justification*

*This is a technical change reflecting the interinstitutionally agreed horizontal wording applying to all legislative acts related to BREXIT.*

**Amendment 9**  
**Miroslav Poche**

**Proposal for a decision**  
**Article 4**

*Text proposed by the Commission*

**Article 4**

This Decision shall enter into force on the **twentieth** day following that of its publication in the Official Journal of the European Union and shall apply from the day following that on which Union law ceases to apply to the United Kingdom.

*Amendment*

**Article 4**

This Decision shall enter into force on the **third** day following that of its publication in the Official Journal of the European Union and shall apply from the day following that on which Union law ceases to apply to the United Kingdom.

***Article 1 shall apply from the day following that on which Directive 2012/27/EU [as amended by Directive 2018/XXX/EU] ceases to apply to and in the United Kingdom.***

***Article 2 shall apply from the day following that on which Regulation [Governance of the Energy Union] ceases to apply to and in the United Kingdom.***

***Article 3 shall apply from [date of entry into force].***

Or. en

*Justification*

*Due to the time constraints for the timely completion of the legislative procedure, this change is necessary to ensure that the Decision can enter into force before the day on which Union law ceases to apply to the United Kingdom. Other changes reflect the interinstitutionally agreed horizontal wording applying to all legislative acts related to BREXIT.*