



2015/0278(COD)

3.11.2016

AMENDMENT 158 - 328

Draft report
Kostadinka Kuneva
(PE583.968v02-00)

on the proposal for a directive of the European Parliament and of the Council
on the approximation of the laws, regulations and administrative provisions of
the Member States as regards the accessibility requirements for products and
services

Proposal for a directive
(COM(2015)0615 – C8-0387/2015 – 2015/0278(COD))

Amendment 158
Eleonora Evi, Laura Agea

Proposal for a directive
Citation 1 a (new)

Text proposed by the Commission

Amendment

Having regard to the Charter of Fundamental Rights of the European Union and in particular Articles 21 and 26 thereof,

Or. it

Amendment 159
Eleftherios Synadinos

Proposal for a directive
Recital 1

Text proposed by the Commission

Amendment

(1) The purpose of this Directive is to contribute to the proper functioning of the internal market by approximating laws, regulations and administrative provisions of the Member States, by eliminating barriers to the free movement of certain accessible products and services This will increase the availability of accessible products and services on the internal market.

(1) The purpose of this Directive is to contribute to the proper ***and optimum*** functioning of the internal market by approximating laws, regulations and administrative provisions of the Member States, by eliminating barriers to the free movement of certain accessible products and services. This will increase the availability, ***range and competitiveness*** of accessible products and services on the internal market.

Or. el

Amendment 160
Jude Kirton-Darling

Proposal for a directive
Recital 1

Text proposed by the Commission

(1) The purpose of this Directive is to contribute to the proper functioning of the internal market by approximating laws, regulations and administrative provisions of the Member States, by eliminating barriers to the free movement of **certain** accessible products and services This will increase the availability of accessible products and services on the internal market.

Amendment

(1) The purpose of this Directive is to contribute to the proper functioning of the internal market by approximating laws, regulations and administrative provisions of the Member States, by eliminating barriers to the free movement of accessible products and services This will increase the availability of accessible products and services on the internal market.

Or. en

Amendment 161

Yana Toom, Beatriz Becerra Basterrechea

Proposal for a directive

Recital 2

Text proposed by the Commission

(2) The demand for accessible products and services is high **and** the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and facilitates independent living.

Amendment

(2) The demand for accessible products and services is high. ***This is reflected in the high number of petitions received by the European Parliament wherein concerns are raised as to the accessibility of products and services, such as problems encountered by colour-blind persons.*** The number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and facilitates independent living.

Or. en

Amendment 162

Eleftherios Synadinos

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) The demand for accessible products and services is high and the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and facilitates independent living.

Amendment

(2) The demand for accessible products and services is high and the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and facilitates independent living, ***while safeguarding human dignity and quality of life.***

Or. el

Amendment 163
Notis Marias

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) The demand for accessible products and services is high and the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and facilitates independent living.

Amendment

(2) The demand for accessible products and services is high and the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible ***provides for the needs of consumers,*** allows for a more inclusive society and facilitates independent living.

Or. el

Amendment 164
Tatjana Ždanoka

Proposal for a directive
Recital 2

Text proposed by the Commission

(2) The demand for accessible products and services is high and the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and *facilitates* independent living.

Amendment

(2) The demand for accessible products and services is high and the number of citizens with disabilities and/or functional limitations will increase significantly with the ageing of the European Union's population. An environment where products and services are more accessible allows for a more inclusive society and *is an essential condition for* independent living.

Or. en

Amendment 165

Rosa Estaràs Ferragut

Proposal for a directive

Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) Women and girls with disabilities are subject to multiple forms of discrimination. Member States should take measures to ensure the full and equal enjoyment of all fundamental rights and freedoms.

Or. en

Amendment 166

Eleftherios Synadinos

Proposal for a directive

Recital 3

Text proposed by the Commission

Amendment

(3) The disparities between the laws and administrative measures adopted by the Member States in relation to accessibility of products and services for

(3) The disparities between the laws and administrative measures adopted by the Member States in relation to accessibility of products and services for

persons with functional limitations including persons with disabilities create barriers to the free movement of such products and services and distort effective competition in the internal market. Economic operators, in particular small and medium-sized enterprises (SMEs), are particularly affected by those barriers.

persons with functional limitations including persons with disabilities create ***institutional and other*** barriers to the free movement of such products and services and distort effective competition in the internal market. Economic operators, in particular small and medium-sized enterprises (SMEs), are particularly affected by those barriers ***in a manner that is both disproportional and unfavourable***.

Or. el

Amendment 167

Notis Marias

Proposal for a directive

Recital 3

Text proposed by the Commission

(3) The disparities between the laws and administrative measures adopted by the Member States in relation to accessibility of products and services for persons with functional limitations including persons with disabilities create barriers to the free movement of such products and services and distort effective competition in the internal market. Economic operators, in particular small and medium-sized enterprises (SMEs), are particularly affected by those barriers.

Amendment

(3) The disparities between the laws and administrative measures adopted by the Member States in relation to accessibility of products and services for persons with functional limitations including persons with disabilities create barriers to the free movement of such products and services and distort effective competition in the internal market. Economic operators, in particular small and medium-sized enterprises (SMEs), are particularly ***hard hit*** by those barriers.

Or. el

Amendment 168

Notis Marias

Proposal for a directive

Recital 4

Text proposed by the Commission

(4) Due to the differences in national

Amendment

(4) Due to the differences in national

accessibility requirements, individual professionals, SMEs and micro-enterprises in particular are discouraged from entering into business ventures outside their own domestic markets. The national, or even regional or local, accessibility requirements that Member States have put in place currently differ as regards both coverage and level of detail. Those differences negatively affect competitiveness and growth, due to the additional costs incurred in the development and marketing of accessible products and services for each national market.

accessibility requirements, individual professionals, SMEs and micro-enterprises in particular are discouraged from entering into business ventures outside their own domestic markets. The national, or even regional or local, accessibility requirements that Member States have put in place currently differ as regards both coverage and level of detail. Those differences negatively affect competitiveness and growth, due to the additional costs incurred in the development and marketing of accessible products and services for each national market. ***National authorities, manufacturers and services providers face uncertainties concerning accessibility requirements for potential cross-border services, and policy framework provisions regarding accessibility.***

Or. el

Amendment 169
Eleftherios Synadinos

Proposal for a directive
Recital 4

Text proposed by the Commission

(4) Due to the differences in national accessibility requirements, individual professionals, SMEs and micro-enterprises in particular are discouraged from entering into business ventures outside their own domestic markets. The national, or even regional or local, accessibility requirements that Member States have put in place currently differ as regards both coverage and level of detail. Those differences negatively affect competitiveness and growth, due to the additional costs incurred in the development and marketing of accessible products and services for each national market.

Amendment

(4) Due to the differences in national accessibility requirements ***and the difficulties in meeting them, as well as the numerous criteria applicable***, individual professionals, SMEs and micro-enterprises in particular are discouraged from entering into business ventures outside their own ***familiar*** domestic markets. The national, or even regional or local, accessibility requirements that Member States have put in place currently differ as regards both coverage and level of detail. Those differences negatively affect competitiveness and growth, due to the additional costs incurred in the ***adjustment***, development and marketing of accessible products and services for each national

market.

Or. el

Amendment 170

Eleonora Evi, Laura Agea

Proposal for a directive

Recital 4

Text proposed by the Commission

(4) Due to the differences in national accessibility requirements, individual professionals, SMEs and micro-enterprises in particular are discouraged from entering into business ventures outside their own domestic markets. The national, or even regional or local, accessibility requirements that Member States have put in place currently differ as regards both coverage and level of detail. Those differences negatively affect competitiveness and ***growth***, due to the additional costs incurred in the development and marketing of accessible products and services for each national market.

Amendment

(4) Due to the differences in national accessibility requirements, individual professionals, SMEs and micro-enterprises in particular are discouraged from entering into business ventures outside their own domestic markets. The national, or even regional or local, accessibility requirements that Member States have put in place currently differ as regards both coverage and level of detail. Those differences negatively affect competitiveness and ***economic development***, due to the additional costs incurred in the development and marketing of accessible products and services for each national market.

Or. it

Amendment 171

Eleftherios Synadinos

Proposal for a directive

Recital 5

Text proposed by the Commission

(5) Consumers of accessible products and recipients of accessible services are faced with high prices due to limited competition among suppliers. Fragmentation among national regulations reduces potential benefits from sharing

Amendment

(5) Consumers of accessible products and recipients of accessible services are faced with high prices due to limited competition among suppliers ***and an artificial restriction on the maximum number of suppliers***. Fragmentation

experiences with national and international peers in responding to societal and technological developments.

among national regulations reduces potential benefits from sharing experiences with national and international peers in responding to societal and technological developments.

Or. el

Amendment 172

Notis Marias

Proposal for a directive

Recital 6

Text proposed by the Commission

(6) The approximation of national measures at Union level is therefore necessary for the proper functioning of the internal market in order to put an end to fragmentation in the market of accessible products and services, to create economies of scale, to facilitate cross-border trade and mobility, as well as to help economic operators to concentrate resources on innovation instead of using those resources for complying with fragmented legal requirements across the Union.

Amendment

(6) The approximation of national measures at Union level is therefore necessary for the proper functioning of the internal market in order to put an end to fragmentation in the market of accessible products and services, to create economies of scale, to facilitate cross-border trade and mobility, ***to reduce and prevent cross-border barriers***, as well as to help economic operators to concentrate resources on innovation instead of using those resources for complying with fragmented legal requirements across the Union.

Or. el

Amendment 173

Eleftherios Synadinos

Proposal for a directive

Recital 6

Text proposed by the Commission

(6) The approximation of national measures at Union level is therefore necessary for the ***proper*** functioning of the internal market in order to put an end to

Amendment

(6) The approximation of national measures at Union level is therefore necessary for the ***full and healthy*** functioning ***and development*** of the

fragmentation in the market of accessible products and services, to create economies of scale, to facilitate cross-border trade and mobility, as well as to help economic operators to concentrate resources on innovation instead of using those resources for complying with fragmented legal requirements across the Union.

internal market in order to put an end to fragmentation in the market of accessible products and services, to create economies of scale, to facilitate cross-border trade and mobility, as well as to help economic operators to concentrate resources on innovation instead of using those resources for complying with fragmented legal requirements across the Union.

Or. el

Amendment 174
Eleftherios Synadinos

Proposal for a directive
Recital 9

Text proposed by the Commission

(9) This Directive respects the fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union. In particular, this Directive seeks to ensure **full** respect for the rights of persons with disabilities to benefit from measures designed to ensure their independence, social and occupational integration **and** participation in the life of the community **and to promote the application of Article 26 of the Charter of Fundamental Rights of the European Union.**

Amendment

(9) This Directive respects the fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union. In particular, this Directive seeks to ***promote the application of Article 26 of the Charter of Fundamental Rights of the European Union and in particular measures to*** ensure respect for ***and to safeguard*** the rights of persons with disabilities to benefit from measures designed to ensure their independence, social and occupational integration, participation in the ***social and economic*** life of the community ***and support in the field of education and family life.***

Or. el

Amendment 175
Eleftherios Synadinos

Proposal for a directive
Recital 10

Text proposed by the Commission

(10) The overall aim of the ‘Digital Single Market Strategy’, is to deliver sustainable economic and social benefits from a connected digital single market. Union consumers still do not enjoy the full benefits of prices and choice that the single market can offer, because cross-border online transactions are still very limited. Fragmentation also limits demand for cross-border *e-commerce* transactions. There is also a need for concerted action to make sure that new electronic content is also fully available to persons with disabilities. It is therefore necessary to harmonise accessibility requirements across the digital single market and to ensure that all Union citizens regardless of their abilities can enjoy its benefits.

Amendment

(10) The overall aim of the ‘Digital Single Market Strategy’, is to deliver sustainable economic and social benefits from a connected digital single market. Union consumers still do not enjoy the full benefits of prices and choice that the single market can offer, because cross-border online transactions are still very limited, ***because of not only limited consumer confidence but also restrictions affecting remote customer servicing, partly attributable to postal services and language barriers***. Fragmentation also limits demand for cross-border transactions. There is also a need for concerted action to make sure that new electronic content is also fully available to persons with disabilities. It is therefore necessary to harmonise accessibility requirements across the digital single market and to ensure that all Union citizens regardless of their abilities can enjoy its benefits.

Or. el

Amendment 176

Notis Marias

Proposal for a directive

Recital 10

Text proposed by the Commission

(10) The overall aim of the ‘Digital Single Market Strategy’, is to deliver sustainable economic and social benefits from a connected digital single market. Union consumers still do not enjoy the full benefits of prices and choice that the single market can offer, because cross-border online transactions are still very limited. Fragmentation also limits demand for cross-border e-commerce transactions.

Amendment

(10) The overall aim of the ‘Digital Single Market Strategy’, is to deliver sustainable economic and social benefits from a connected digital single market, ***facilitating trade and promoting employment within the Union***. Union consumers still do not enjoy the full benefits of prices and choice that the single market can offer, because cross-border online transactions are still very limited.

There is also a need for concerted action to make sure that new electronic content is also fully available to persons with disabilities. It is therefore necessary to harmonise accessibility requirements across the digital single market and to ensure that all Union citizens regardless of their abilities can enjoy its benefits.

Fragmentation also limits demand for cross-border e-commerce transactions. There is also a need for concerted action to make sure that new electronic content is also fully available to persons with disabilities. It is therefore necessary to harmonise accessibility requirements across the digital single market and to ensure that all Union citizens regardless of their abilities can enjoy its benefits.

Or. el

Amendment 177 **Notis Marias**

Proposal for a directive **Recital 12**

Text proposed by the Commission

(12) In its Article 9, the Convention requires its parties to the Convention to take appropriate measures to ensure that persons with disabilities have access to the physical environment, to transportation, to information and communications, including information and communications technologies and systems, and to other facilities and services open or provided to the public, both in urban and in rural areas, on an equal basis with others. The United Nations Committee on the Rights of Persons with Disabilities has indicated the need to create a legislative framework with concrete, enforceable and time-bound benchmarks for monitoring the gradual implementation of accessibility.

Amendment

(12) In its Article 9, the Convention requires its parties to the Convention to take appropriate measures to ensure that persons with disabilities have ***the same*** access ***as others*** to the physical environment, to transportation, to information and communications, including information and communications technologies and systems, and to other facilities and services open or provided to the public, both in urban and in rural areas, on an equal basis with others. The United Nations Committee on the Rights of Persons with Disabilities has indicated the need to create a legislative framework with concrete, enforceable and time-bound benchmarks for monitoring the gradual implementation of accessibility.

Or. el

Amendment 178 **Eleftherios Synadinos**

Proposal for a directive
Recital 14

Text proposed by the Commission

(14) It is therefore necessary to facilitate the implementation of the Convention by providing common Union rules.

Amendment

(14) It is therefore necessary to facilitate the implementation of the Convention by providing common Union rules ***based on proportionality and subsidiarity***.

Or. el

Amendment 179
Notis Marias

Proposal for a directive
Recital 15

Text proposed by the Commission

(15) The European Disability Strategy 2010-2020 – A Renewed Commitment to a Barrier-Free Europe – in line with the Convention, establishes accessibility as one of the eight areas of action, and aims at ensuring accessibility of products and services.

Amendment

(15) The European Disability Strategy 2010-2020 – A Renewed Commitment to a Barrier-Free Europe – in line with the Convention, establishes accessibility as one of the eight areas of action, ***which is a basic precondition for participation in society*** and aims at ensuring accessibility of products and services.

³³ COM(2010) 636.

³³ COM(2010) 636.

Or. el

Amendment 180
Eleftherios Synadinos

Proposal for a directive
Recital 16

Text proposed by the Commission

(16) Products and services falling within the scope of this Directive are the result of a screening exercise, carried out during the

Amendment

(16) Products and services falling within the scope of this Directive are the ***necessary*** result of an ***in-depth*** screening

preparation of the Impact Assessment that identified those relevant products and services for persons with functional limitations, including persons with disabilities and older persons, for which Member States have adopted or are likely to adopt diverging national accessibility requirements.

exercise, carried out during the preparation of the Impact Assessment that identified those relevant products and services for persons with functional limitations, including persons with disabilities and older persons, for which Member States have adopted or are likely to adopt diverging national accessibility requirements.

Or. el

Amendment 181
Eleftherios Synadinos

Proposal for a directive
Recital 18

Text proposed by the Commission

(18) It is necessary to introduce the accessibility requirements in the least burdensome manner for the economic operators and the Member States, notably by only including in the scope the products and services which have been thoroughly selected.

Amendment

(18) It is necessary to introduce the accessibility requirements in the least burdensome manner for the economic operators and the Member States, notably by only including in the scope the products and services which have been thoroughly selected ***based on the principle of necessity***.

Or. el

Amendment 182
Rosa Estaràs Ferragut

Proposal for a directive
Recital 18

Text proposed by the Commission

(18) It is necessary to introduce the accessibility requirements in the least burdensome manner for the economic operators and the Member States, notably by only including in the scope the products and services which have been thoroughly

Amendment

(18) It is necessary to introduce the accessibility requirements in the ***most effective and*** least burdensome manner for the economic operators and the Member States, notably by only including in the scope the products and services which have

selected.

been thoroughly selected.

Or. en

Amendment 183
Eleftherios Synadinos

Proposal for a directive
Recital 20

Text proposed by the Commission

(20) This Directive should make compulsory the use of functional accessibility requirements in terms of general objectives. These should be precise enough to create legally binding obligations and sufficiently detailed so as to make it possible to assess conformity in order to ensure the good functioning of the internal market for the products and services covered.

Amendment

(20) This Directive should make compulsory the use of functional accessibility requirements in terms of general objectives. These should be precise enough to create legally binding obligations and sufficiently detailed so as to make it possible to assess conformity in order to ensure **and promote** the **proper** functioning of the internal market for the products and services covered.

Or. el

Amendment 184
Eleftherios Synadinos

Proposal for a directive
Recital 22

Text proposed by the Commission

(22) Member States shall take all appropriate measures to ensure that, where the products and services covered by this Directive comply with the relevant **accessibility** requirements, their free movement within the Union is not impeded due to reasons of accessibility.

Amendment

(22) Member States shall take all appropriate measures to ensure that, where the products and services covered by this Directive comply with the relevant **minimum** requirements **regarding measures to improve accessibility**, their free movement within the Union is not impeded due to reasons of accessibility.

Or. el

Amendment 185
Notis Marias

Proposal for a directive
Recital 22

Text proposed by the Commission

(22) Member States *shall* take all appropriate measures to ensure that, where the products and services covered by this Directive comply with the relevant accessibility requirements, their free movement within the Union is not impeded due to reasons of accessibility.

Amendment

(22) Member States *must* take all appropriate measures to ensure that, where the products and services covered by this Directive comply with the relevant accessibility requirements, their free movement within the Union is not impeded due to reasons of accessibility.

Or. el

Amendment 186
Eleonora Evi, Laura Agea

Proposal for a directive
Recital 23

Text proposed by the Commission

(23) In some situations, common accessibility requirements of the built environment would facilitate the free movement of the related services and of persons with disabilities. Therefore, this Directive *enables Member States to include* the built environment used in the provision of the services under the scope of this Directive, ensuring compliance with the accessibility requirements set in Annex X.

Amendment

(23) In some situations, *the accessibility of the built environment is a prerequisite for persons with disabilities, to enable them to actually be able to use the related services.* Common accessibility requirements of the built environment would facilitate the free movement of the related services and of persons with disabilities. Therefore, this Directive *includes* the built environment used in the provision of the services under the scope of this Directive, ensuring compliance with the accessibility requirements set in Annex X.

Or. it

Amendment 187
Notis Marias

Proposal for a directive
Recital 23

Text proposed by the Commission

(23) In some situations, common accessibility requirements of the built environment **would** facilitate the free movement of the related services and of persons with disabilities. Therefore, this Directive enables Member States to include the built environment used in the provision of the services under the scope of this Directive, ensuring compliance with the accessibility requirements set in Annex X.

Amendment

(23) In some situations, common accessibility requirements of the built environment **are expected to** facilitate the free movement of the related services and of persons with disabilities. Therefore, this Directive enables Member States to include the built environment used in the provision of the services under the scope of this Directive, ensuring compliance with the accessibility requirements set in Annex X.

Or. el

Amendment 188
Tatjana Ždanoka

Proposal for a directive
Recital 23

Text proposed by the Commission

(23) In some situations, common accessibility requirements of the built environment would facilitate the free movement of the related services and of persons with disabilities. Therefore, this Directive **enables** Member States to include the built environment used in the provision of the services under the scope of this Directive, ensuring compliance with the accessibility requirements set in Annex X.

Amendment

(23) In some situations, common accessibility requirements of the built environment would facilitate the free movement of the related services and of persons with disabilities. Therefore, this Directive **encourages** Member States to include the built environment used in the provision of the services under the scope of this Directive, ensuring compliance with the accessibility requirements set in Annex X.

Or. en

Amendment 189
Eleftherios Synadinos

Proposal for a directive
Recital 26

Text proposed by the Commission

(26) Most jobs in the Union are provided by SMEs and micro-enterprises. They have a crucial importance for future growth, **but** very often face hurdles and obstacles in developing their products or services, notably in the cross-border context. It is therefore necessary to facilitate the work of the SMEs and micro-enterprises by harmonising the national provisions on accessibility while maintaining the necessary safeguards.

Amendment

(26) Most jobs in the Union are provided by SMEs and micro-enterprises. They have a crucial importance for future growth **and must be supported, since it is acknowledged that they**, very often face **excessive** hurdles and **asymmetrical** obstacles in developing their products or services, notably in the cross-border context. It is therefore necessary to facilitate **and support** the work of the SMEs and micro-enterprises by harmonising the national provisions on accessibility while maintaining the necessary safeguards.

Or. el

Amendment 190
Notis Marias

Proposal for a directive
Recital 26

Text proposed by the Commission

(26) Most jobs in the Union are provided by SMEs and micro-enterprises. They have a crucial importance for future growth, but very often face hurdles and obstacles in developing their products or services, notably in the cross-border context. It is therefore necessary to facilitate the work of the SMEs and micro-enterprises by harmonising the national provisions on accessibility while maintaining the necessary safeguards.

Amendment

(26) Most jobs in the Union are provided by SMEs and micro-enterprises. They have a crucial importance for future growth, but very often face hurdles and obstacles in developing their products or services, notably in the cross-border context. It is therefore necessary to facilitate the work of the SMEs and micro-enterprises, **especially on the southern European Member States such as Greece, Spain, Italy, etc.** by harmonising the national provisions on accessibility while maintaining the necessary safeguards.

Or. el

Amendment 191
Eleonora Evi, Laura Agea

Proposal for a directive
Recital 26

Text proposed by the Commission

(26) Most jobs in the Union are provided by SMEs and micro-enterprises. They have a crucial importance for future **growth**, but very often face hurdles and obstacles in developing their products or services, notably in the cross-border context. It is therefore necessary to facilitate the work of the SMEs and micro-enterprises by harmonising the national provisions on accessibility while maintaining the necessary safeguards.

Amendment

(26) Most jobs in the Union are provided by SMEs and micro-enterprises. They have a crucial importance for future **economic development**, but very often face hurdles and obstacles in developing their products or services, notably in the cross-border context. It is therefore necessary to facilitate the work of the SMEs and micro-enterprises by harmonising the national provisions on accessibility while maintaining the necessary safeguards.

Or. it

Amendment 192
Notis Marias

Proposal for a directive
Recital 29

Text proposed by the Commission

(29) Economic operators should be responsible for the compliance of products and services, in relation to their respective roles in the supply chain, so as to ensure a high level of protection of accessibility and to guarantee fair competition on the Union market.

Amendment

(29) Economic operators should be responsible for the compliance of products and services, in relation to their respective roles in the supply chain, **ensuring the necessary degree of accessibility**, so as to ensure a high level of protection of accessibility and to guarantee fair competition on the Union market.

Or. el

Amendment 193
Eleonora Evi, Laura Agea

Proposal for a directive
Recital 30

Text proposed by the Commission

(30) The manufacturer **having** detailed knowledge of the design and production process **is best placed to carry out** the complete conformity assessment procedure. The obligations for conformity assessment should rest with the **manufacturer**.

Amendment

(30) The manufacturer **supplies** detailed knowledge of the design and production process, **assisting in the implementation of** the complete conformity assessment procedure. The obligations for conformity assessment should rest with the **relevant market surveillance authority, in cooperation with the organisations representing persons with disabilities**.

Or. it

Amendment 194
Eleftherios Synadinos

Proposal for a directive
Recital 30

Text proposed by the Commission

(30) The manufacturer having detailed knowledge of the design and production process is best placed to carry out the **complete** conformity assessment procedure. The obligations for conformity assessment should rest with the manufacturer.

Amendment

(30) The manufacturer having detailed knowledge of the design and production process is best placed to **help** carry out the conformity assessment procedure. The obligations for **determining** conformity assessment should rest with the manufacturer, **who has binding consultative powers**.

Or. el

Amendment 195
Eleftherios Synadinos

Proposal for a directive
Recital 31

Text proposed by the Commission

(31) Distributors and importers should

Amendment

(31) Distributors and importers should

be involved in market surveillance tasks carried out by national authorities, and should participate actively, providing the competent authorities with all necessary information relating to the product concerned.

be involved in market surveillance tasks carried out by national authorities, and should participate actively, providing the competent authorities with all necessary information relating to the product concerned, *so as to ensure that this procedure does not excessively affect the ability of companies to fulfil their core functions.*

Or. el

Amendment 196
Eleftherios Synadinos

Proposal for a directive
Recital 32

Text proposed by the Commission

(32) Importers should ensure that products from third countries entering the Union market comply with the accessibility requirements of this Directive and in particular that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those products.

Amendment

(32) Importers should ensure that products from third countries entering the Union market comply with the accessibility requirements of this Directive and in particular that appropriate conformity assessment procedures have been carried out by manufacturers with regard to those products *either with regard to the final product or in the implementation of guidelines concerning good manufacturing practices.*

Or. el

Amendment 197
Eleonora Evi, Laura Agea

Proposal for a directive
Recital 32

Text proposed by the Commission

(32) Importers should ensure that products from third countries entering the Union market comply with the accessibility

Amendment

(32) Importers should ensure that products from third countries entering the Union market comply with the accessibility

requirements of this Directive ***and in particular that*** appropriate conformity assessment procedures ***have been*** carried out ***by manufacturers*** with regard to those products.

requirements of this Directive, ***providing all the necessary information to the relevant market surveillance authority to enable*** appropriate conformity assessment procedures ***to be*** carried out with regard to those products.

Or. it

Amendment 198
Eleftherios Synadinos

Proposal for a directive
Recital 33

Text proposed by the Commission

(33) When placing a product on the market, every importer should indicate, on the product, ***its name and the address at which the company can be contacted.***

Amendment

(33) When placing a product on the market, every importer should indicate on the product ***or packaging thereof, the name and contact details of the importing company, including at least its address and contact telephone number, identifying also the company it represents or from which it received the imported product.***

Or. el

Amendment 199
Eleftherios Synadinos

Proposal for a directive
Recital 35

Text proposed by the Commission

(35) Any economic operator that either places a product on the market under his own name or trademark or modifies a product in such a way that compliance with applicable requirements may be affected should be ***considered to be the manufacturer and should assume the obligations of the manufacturer.***

Amendment

(35) Any economic operator that either places a product on the market under his own name or trademark or modifies a product in such a way that compliance with applicable requirements may be affected ***should assume the obligations corresponding to those of the manufacturer.***

Amendment 200
Eleftherios Synadinos

Proposal for a directive
Recital 36

Text proposed by the Commission

(36) For reasons of proportionality, accessibility requirements should only apply to the extent that they do not impose a disproportionate burden on the economic operator concerned, or require a change in the products and services which would result in their fundamental alteration in accordance with the specified criteria.

Amendment

(36) For reasons of proportionality, accessibility requirements should only apply to the extent that they do not impose a disproportionate burden on the economic operator concerned, or require a change in the products and services which would result in their fundamental alteration *of the products or services offered or alterations affecting the sustainability and efficient operation of the company* in accordance with the specified criteria.

Amendment 201
Tatjana Ždanoka

Proposal for a directive
Recital 37

Text proposed by the Commission

(37) This Directive should *follow the principle of ‘think small first’ and should* take account of the administrative burdens that SMEs are faced with. It should set light rules in terms of conformity assessment and should establish safeguard clauses for economic operators, rather than providing for general exceptions and derogations for those enterprises. Consequently, when setting up the rules for the selection and implementation of the most appropriate conformity assessment procedures, the situation of SMEs should

Amendment

(37) This Directive should take account of the administrative burdens that SMEs are faced with. It should set light rules in terms of conformity assessment and should establish safeguard clauses for economic operators, rather than providing for general exceptions and derogations for those enterprises. Consequently, when setting up the rules for the selection and implementation of the most appropriate conformity assessment procedures, the situation of SMEs should be taken into account and the obligations to assess

be taken into account and the obligations to assess conformity of accessibility requirements should ***be limited to the extent that they do*** not pose a disproportionate burden on SMEs. In addition, market surveillance authorities should operate in a proportionate manner in relation to the ***size of undertakings and to the small*** serial or non-serial nature of the production concerned, ***without creating unnecessary obstacles for SMEs and*** without compromising the protection of public interests.

conformity of accessibility requirements should not pose a disproportionate burden on SMEs. In addition, market surveillance authorities should operate in a proportionate manner in relation to the serial or non-serial nature of the production concerned, without compromising the protection of public interests.

Or. en

Amendment 202

Notis Marias

Proposal for a directive

Recital 37

Text proposed by the Commission

(37) This Directive should follow the principle of ‘think small first’ and should take account of the administrative burdens that SMEs are faced with. It should set light rules in terms of conformity assessment and should establish safeguard clauses for economic operators, rather than providing for general exceptions and derogations for those enterprises. Consequently, when setting up the rules for the selection and implementation of the most appropriate conformity assessment procedures, the situation of SMEs should be taken into account and the obligations to assess conformity of accessibility requirements should be limited to the extent that they do not pose a disproportionate burden on SMEs. In addition, market surveillance authorities should operate in a proportionate manner in relation to the size of undertakings and to the small serial or non-serial nature of the production concerned, without creating

Amendment

(37) This Directive should follow the principle of ‘think small first’ and should take account of the administrative burdens ***and difficulties*** that SMEs are faced with. It should set light rules in terms of conformity assessment and should establish safeguard clauses for economic operators, rather than providing for general exceptions and derogations for those enterprises. Consequently, when setting up the rules for the selection and implementation of the most appropriate conformity assessment procedures, the situation of SMEs should be taken into account and the obligations to assess conformity of accessibility requirements should be limited to the extent that they do not pose a disproportionate burden on SMEs. In addition, market surveillance authorities should operate in a proportionate manner in relation to the size of undertakings and to the small serial or non-serial nature of the production

unnecessary obstacles for SMEs and without compromising the protection of public interests.

concerned, without creating unnecessary obstacles for SMEs and without compromising the protection of public interests.

Or. el

Amendment 203
Jude Kirton-Darling

Proposal for a directive
Recital 37 a (new)

Text proposed by the Commission

Amendment

(37 a) Where economic operators have used safeguard clauses for a specific product or service, they should inform consumers that the product or service in question does not comply, either fully or partially, with any of the accessibility requirements of this Directive and the reasons for the non-compliance or partial compliance. The information should be provided in a clear, accessible and easily understandable way to consumers.

Or. en

Amendment 204
Eleftherios Synadinos

Proposal for a directive
Recital 38

Text proposed by the Commission

Amendment

(38) All economic operators should act responsibly and in full accordance with the legal requirements applicable when placing or making products available on the market or providing services on the market.

(38) All economic operators should act responsibly, ***with due regard for consumers*** and in full accordance with the legal requirements applicable when placing or making products available on the market or providing services on the market.

Or. el

Amendment 205
Notis Marias

Proposal for a directive
Recital 39

Text proposed by the Commission

(39) In order to facilitate conformity assessment with applicable requirements it is necessary to provide for a presumption of conformity for products and services which are in conformity with voluntary harmonised standards that are adopted in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council for the purpose of expressing detailed technical specifications of those requirements. The Commission has already issued a number of standardisation requests to the European standardisation organisations on accessibility which would be relevant for the preparation of harmonised standards.

Regulation (EU) No 1025/2012 of 25 October 2012 of the European Parliament and of the Council on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12)

Amendment

(39) In order to facilitate conformity assessment with applicable **accessibility** requirements it is necessary to provide for a presumption of conformity for products and services which are in conformity with voluntary harmonised standards that are adopted in accordance with Regulation (EU) No 1025/2012 of the European Parliament and of the Council for the purpose of expressing detailed technical specifications of those requirements. The Commission has already issued a number of standardisation requests to the European standardisation organisations on accessibility which would be relevant for the preparation of harmonised standards.

Regulation (EU) No 1025/2012 of 25 October 2012 of the European Parliament and of the Council on European standardisation, amending Council Directives 89/686/EEC and 93/15/EEC and Directives 94/9/EC, 94/25/EC, 95/16/EC, 97/23/EC, 98/34/EC, 2004/22/EC, 2007/23/EC, 2009/23/EC and 2009/105/EC of the European Parliament and of the Council and repealing Council Decision 87/95/EEC and Decision No 1673/2006/EC of the European Parliament and of the Council (OJ L 316, 14.11.2012, p. 12)

Or. el

Amendment 206
Eleftherios Synadinos

Proposal for a directive
Recital 40

Text proposed by the Commission

(40) In the absence of harmonised standards and where needed for market harmonisation purposes, the Commission should be able adopt implementing acts establishing common technical specifications for the accessibility requirements set in this Directive.

Amendment

(40) In the absence of harmonised standards and where needed for market harmonisation purposes ***pending the formulation of suitable harmonised standards***, the Commission should, ***in the meantime***, be able adopt implementing acts establishing common technical specifications for the accessibility requirements set in this Directive.

Or. el

Amendment 207
Rosa Estaràs Ferragut

Proposal for a directive
Recital 42 a (new)

Text proposed by the Commission

Amendment

(42a) When carrying out market surveillance of products, market surveillance authorities should review the conformity assessment in cooperation with persons with disabilities and organisations of persons with disabilities.

Or. en

Amendment 208
Eleftherios Synadinos

Proposal for a directive
Recital 47

Text proposed by the Commission

Amendment

(47) Member States should check the compliance of services with the obligations

(47) Member States should check the compliance of services with the obligations

of this Directive and should *follow up* complaints or reports related to non-compliance in order to ensure that corrective action has been taken.

of this Directive and should *examine in a realistic and proportional manner* complaints or reports related to non-compliance in order to ensure that corrective action has been taken.

Or. el

Amendment 209
Rosa Estaràs Ferragut

Proposal for a directive
Recital 48

Text proposed by the Commission

(48) Member States are expected to ensure that market surveillance authorities check the compliance of the economic operators with the criteria referred to in Article 12 (3) in accordance with Chapter V.

Amendment

(48) Member States are expected to ensure that market surveillance authorities check the compliance of the economic operators with the criteria referred to in Article 12 (3) in accordance with Chapter V *and that they regularly consult organisations representing persons with disabilities.*

Or. en

Amendment 210
Rosa Estaràs Ferragut

Proposal for a directive
Recital 48 a (new)

Text proposed by the Commission

Amendment

(48a) National databases containing all relevant information on the degree of accessibility of the products and services listed in Article 1(1) and (2) should allow for a better inclusion of people with functional limitations, including people with disabilities and their organisations, in the market surveillance of products.

Or. en

Amendment 211
Eleonora Evi, Laura Agea

Proposal for a directive
Recital 50

Text proposed by the Commission

(50) A safeguard procedure should be set up which applies only in the event of disagreement between Member States over measures taken by a Member State under which interested parties are informed of measures intended to be taken with regard to products not complying with the accessibility requirements of this Directive. It should allow market surveillance authorities, in cooperation with the relevant economic operators, to act at an earlier stage in respect of such products.

Amendment

(50) A safeguard procedure should be set up which applies only in the event of disagreement between Member States over measures taken by a Member State under which interested parties are informed of measures intended to be taken with regard to products not complying with the accessibility requirements of this Directive. It should allow market surveillance authorities, in cooperation with ***organisations representing persons with disabilities and*** the relevant economic operators, to act at an earlier stage in respect of such products.

Or. it

Amendment 212
Rosa Estaràs Ferragut

Proposal for a directive
Recital 50

Text proposed by the Commission

(50) A safeguard procedure should be set up which applies only in the event of disagreement between Member States over measures taken by a Member State ***under which*** interested parties are informed of measures intended to be taken with regard to products not complying with the accessibility requirements of this Directive. It should allow market surveillance authorities, in cooperation with the relevant economic operators, to act at an earlier stage in respect of such products.

Amendment

(50) A safeguard procedure should be set up which applies only in the event of disagreement between Member States over measures taken by a Member State ***whereby*** interested parties are informed of measures intended to be taken with regard to products not complying with the accessibility requirements of this Directive. It should allow market surveillance authorities, in cooperation with ***organisations representing persons with disabilities and*** the relevant economic

operators, to act at an earlier stage in respect of such products.

Or. en

Amendment 213
Eleftherios Synadinos

Proposal for a directive
Recital 51

Text proposed by the Commission

(51) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required, except where non-compliance can be attributed to shortcomings of a harmonised standard.

Amendment

(51) Where the Member States and the Commission agree as to the justification of a measure taken by a Member State, no further involvement of the Commission should be required, except where non-compliance can be attributed to shortcomings of a harmonised standard ***or lead to excessive distortions of the market and of healthy competition.***

Or. el

Amendment 214
Eleftherios Synadinos

Proposal for a directive
Recital 52

Text proposed by the Commission

(52) In order to ensure uniform conditions for the implementation of chapter IV of this Directive, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment

(52) In order to ensure uniform, ***flexible, proportionate, sound effective and applicable*** conditions for the implementation of chapter IV of this Directive, ***specific*** implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

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, 28.02.2011, p. 13).

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, 28.02.2011, p. 13).

Or. el

Amendment 215

Notis Marias

Proposal for a directive

Recital 54

Text proposed by the Commission

(54) Since the objective of this Directive, namely, the elimination of barriers to the free movement of certain accessible products and services to contribute to the proper functioning of the internal market, cannot be sufficiently achieved by the Member States because it requires the harmonisation of different rules currently existing in their respective legal systems, but can rather, by reason of defining common accessibility requirements and rules for the functioning of the single market, 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,

Amendment

(54) Since the objective of this Directive, namely, the elimination of barriers to the free movement of certain accessible products and services to contribute to the proper functioning of the internal market ***and meet the needs of all consumers***, cannot be sufficiently achieved by the Member States because it requires the harmonisation of different rules currently existing in their respective legal systems, but can rather, by reason of defining common accessibility requirements and rules for the functioning of the single market, 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,

Or. el

Amendment 216
Jude Kirton-Darling

Proposal for a directive
Recital 54 a (new)

Text proposed by the Commission

Amendment

(54a) This Directive should apply to all forms of supply of goods and services, including distance selling.

Or. en

Amendment 217
Jude Kirton-Darling

Proposal for a directive
Article 1 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. Chapters I, II to V, and VII apply to the following products:

1. This Directive establishes a framework for the setting of Union accessibility requirements for products referred to in this paragraph and services referred to in paragraph 2 and subsequent, with the aim of ensuring the free movement of such products within the internal market while at the same time increasing the accessibility of such products and services for persons with functional limitations, including persons with disabilities and older persons.

Chapters I, II to V, and VII apply to the following products:

Or. en

Amendment 218
Tatjana Ždanoka

Proposal for a directive
Article 1 – paragraph 1 – introductory part

Text proposed by the Commission

1. Chapters I, II to V, and VII apply to the following products:

Amendment

1. Chapters I, II to V, and VII apply, ***on a non-exclusive basis***, to the following products:

Or. en

Amendment 219
Jude Kirton-Darling

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

Text proposed by the Commission

(i) Automatic Teller Machines;

Amendment

(i) Automatic Teller Machines ***and payment terminals***;

Or. en

Amendment 220
Eleftherios Synadinos

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

Text proposed by the Commission

(ii) ticketing machines;

Amendment

(ii) ticketing machines ***of all kinds***;

Or. el

Amendment 221
Eleonora Evi, Laura Agea

Proposal for a directive
Article 1 – paragraph 1 – point b – point iii a (new)

Text proposed by the Commission

Amendment

(iiia) payment terminals;

Amendment 222
Eleftherios Synadinos

Proposal for a directive
Article 1 – paragraph 1 – point d

Text proposed by the Commission

(d) consumer terminal equipment with advanced computing capability related to audio-visual media services.

Amendment

(d) consumer terminal equipment with advanced computing capability related to audio-visual media services ***and digital television.***

Or. el

Amendment 223
Jude Kirton-Darling

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

Text proposed by the Commission

Amendment

(da) household appliances.

Or. en

Amendment 224
Tatjana Ždanoka

Proposal for a directive
Article 1 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

2. Chapters I, II to V, and VII, apply to the following services:

2. Chapters I, II to V, and VII, apply ***on a non-exclusive basis*** to the following services:

Or. en

Amendment 225
Jude Kirton-Darling

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

Text proposed by the Commission

(a) telephony services and related consumer terminal equipment with advanced computing capability;

Amendment

(a) telephony services and related consumer terminal equipment with advanced computing capability, ***as well as the built environment used by clients of customer service centres and shops under the scope of telephony operators;***

Or. en

Amendment 226
Eleftherios Synadinos

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

Text proposed by the Commission

(b) audiovisual media services and related consumer equipment with advanced computing capability;

Amendment

(b) audiovisual media services, ***digital television*** and related consumer equipment with advanced computing capability;

Or. el

Amendment 227
Jude Kirton-Darling

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

Text proposed by the Commission

(c) air, bus, rail and waterborne passenger transport services;

Amendment

(c) air, bus, rail and waterborne passenger transport services, ***including the environment that is managed by service providers and by infrastructure operators;***

Amendment 228
Jude Kirton-Darling

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

Text proposed by the Commission

(d) banking services;

Amendment

(d) ***banking and payment services, as well as the built environment used by clients of banking services;***

Or. en

Amendment 229
Kostadinka Kuneva

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

Text proposed by the Commission

(1) “accessible products and services” are products and services that are perceptible, operable and understandable for persons with functional limitations, including persons with disabilities, on an equal basis with others;

Amendment

(1) “accessible products and services” are products and services that are perceptible, operable and understandable for persons with ***disabilities***, including persons ***handicapped by age or other factors***, on an equal basis with others;

Or. el

Amendment 230
Eleftherios Synadinos

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

Text proposed by the Commission

(2) “universal design” referred to also as “design for all” means the design of

Amendment

(2) “universal design” referred to also as “design for all” means the design of

products, environments, programmes and services to be usable by all people, to the greatest extent possible, without the need for adaptation or specialised design; “universal design” does not exclude assistive devices for particular groups of persons with functional limitations, including persons with disabilities where this is needed;

products, environments, programmes and services to be usable by all people, to the greatest extent possible, without the need for adaptation or specialised design; “universal design” does not exclude ***the parallel development of*** assistive devices for particular groups of persons with functional limitations, including persons with disabilities where this is needed ***and for special needs***;

Or. el

Amendment 231
Eleftherios Synadinos

Proposal for a directive
Article 2 – paragraph 1 – point 3

Text proposed by the Commission

(3) “persons with functional limitations” means persons who have any physical, mental, intellectual or sensory impairment, age related impairment, or other human body performance related causes, permanent or temporary, which in interaction with various barriers result in their reduced access to products and services, leading to a situation that requires adaptation to their particular needs of those products and services;

Amendment

(3) “persons with functional limitations” means persons who have any physical, mental, intellectual or sensory impairment, age related impairment, or other human body performance related causes, permanent or temporary, which in interaction with various barriers ***may, under certain circumstances,*** result in their reduced access to products and services, leading to a situation that requires adaptation to their particular needs of those products and services ***in order fully to meet their requirements***;

Or. el

Amendment 232
Eleftherios Synadinos

Proposal for a directive
Article 2 – paragraph 1 – point 4

Text proposed by the Commission

(4) “persons with disabilities” include persons who have long-term physical, mental, intellectual or sensory impairments which in interaction with various barriers may hinder their full and effective participation in society on an equal basis with others;

Amendment

(4) “persons with disabilities” include persons who have long-term physical, mental, intellectual or sensory impairments which in interaction with various barriers may ***affect their essential day-to-day activities and thereby*** hinder their full and effective participation in society on an equal basis with others;

Or. el

Amendment 233
Eleftherios Synadinos

Proposal for a directive
Article 2 – paragraph 1 – point 10

Text proposed by the Commission

(10) “manufacturer” means any natural or legal person who manufactures a product or has a product designed or manufactured, and markets that product under his name or trademark;

Amendment

(10) “manufacturer” means any natural or legal person who manufactures a product, ***modifies it in such a way as to fundamentally alter its nature and purpose*** or has a product designed or manufactured, and markets that product under his name or trademark;

Or. el

Amendment 234
Eleftherios Synadinos

Proposal for a directive
Article 2 – paragraph 1 – point 15

Text proposed by the Commission

(15) “consumer” means any natural person who purchases the relevant product or is a recipient of the relevant service for purposes which are outside his trade, business, craft or profession;

Amendment

(15) “consumer” means any natural person who purchases the relevant product or is ***the final user of a product or is*** a recipient of the relevant service ***at a personal or communal level and*** for purposes which are outside his trade,

business, craft or profession;

Or. el

Amendment 235
Eleftherios Synadinos

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

Text proposed by the Commission

(18) “common technical specifications” means a technical specification as defined in Article 2(4) of Regulation (EU) No 1025/2012 that provides a means to comply with the accessibility requirements applicable to a product or service;

Amendment

(18) “common technical specifications” means a technical specification as defined in Article 2(4) of Regulation (EU) No 1025/2012 that ***has been determined through a procedure recognised by the Member States and that*** provides a means to comply with the accessibility requirements applicable to a product or service ***with the aim of ensuring uniform implementation in all Member States;***

Or. el

Amendment 236
Eleftherios Synadinos

Proposal for a directive
Article 2 – paragraph 1 – point 21

Text proposed by the Commission

(21) “e-commerce” means the online sale of products and services.

Amendment

(21) “e-commerce” means the online sale, ***marketing or exchange*** of products and services.

Or. el

Amendment 237
Eleonora Evi, Laura Agea

Proposal for a directive
Article 3 – paragraph 3

Text proposed by the Commission

3. The following self-service terminals: Automatic Teller Machines, ticketing machines **and** check-in machines shall comply with the requirements set out in Section II of Annex I.

Amendment

3. The following self-service terminals: Automatic Teller Machines, ticketing machines, check-in machines **and payment terminals** shall comply with the requirements set out in Section II of Annex I.

Or. it

Amendment 238
Jude Kirton-Darling

Proposal for a directive
Article 3 – paragraph 3

Text proposed by the Commission

3. The following self-service terminals: Automatic Teller Machines, ticketing machines and check-in machines shall comply with the requirements set out in Section II of Annex I.

Amendment

3. The following **payment terminal** self-service terminals: Automatic Teller Machines, ticketing machines and check-in machines shall comply with the requirements set out in Section II of Annex I.

Or. en

Amendment 239
Yana Toom, Beatriz Becerra Basterrechea

Proposal for a directive
Article 3 – paragraph 5

Text proposed by the Commission

5. Audiovisual media services **and the** related consumer equipment with advanced computing capability shall comply with the requirements set out in Section IV of Annex I.

Amendment

5. Audiovisual media services and related consumer equipment with advanced computing capability shall comply with the requirements set out in Section IV of Annex I.

Member States shall facilitate the development of a code of conduct applicable to audiovisual media service providers under their jurisdiction to ensure that audiovisual media services are made accessible to persons with disabilities without undue delay.

Such codes of conduct may be a self-regulatory or a co-regulatory measure. The Commission and the European Regulators Group for Audiovisual Media Services shall support the exchange of best practices between audiovisual media service providers for the purpose referred to in the second subparagraph.

Such codes of conduct shall include a requirement that audiovisual media service providers report on an annual basis to their Member States about steps taken and progress made with regard to the purpose referred to in the second subparagraph.

Or. en

Amendment 240
Eleftherios Synadinos

Proposal for a directive
Article 3 – paragraph 5

Text proposed by the Commission

5. Audiovisual media services and the related consumer equipment with advanced computing capability shall comply with the requirements set out in Section IV of Annex I.

Amendment

5. Audiovisual media **and digital television** services and the related consumer equipment with advanced computing capability shall comply with the requirements set out in Section IV of Annex I.

Or. el

Amendment 241
Jude Kirton-Darling

Proposal for a directive
Article 3 – paragraph 7

Text proposed by the Commission

7. Banking services, the websites, the mobile device-based banking services, self-service terminals, including Automatic Teller machines used for provision of banking services shall comply with the requirements set out in Section VI of Annex I.

Amendment

7. Banking **and payment** services, the websites, the mobile device-based banking **and payment** services, self-service terminals, including **payment terminals** **and** Automatic Teller machines used for provision of banking **and payment** services shall comply with the requirements set out in Section VI of Annex I.

Or. en

Amendment 242
Jude Kirton-Darling

Proposal for a directive
Article 3 – paragraph 10

Text proposed by the Commission

10. Member States may decide, in the light of national conditions, that the built environment used by clients of passenger transport services including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services, and customer services centres and shops under the scope of telephony operators shall comply with the accessibility requirements of Annex I, section X, in order to maximise their use by persons with functional limitations, including persons with disabilities.

Amendment

deleted

Or. en

Amendment 243
Eleftherios Synadinos

Proposal for a directive
Article 3 – paragraph 10

Text proposed by the Commission

10. Member States may decide, in the light of national conditions, that the built environment used by clients of passenger transport services including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services, and customer services centres and shops under the scope of telephony operators shall comply with the accessibility requirements of Annex I, section X, in order to maximise their use by persons with functional limitations, including persons with disabilities.

Amendment

10. Member States may decide, in the light of national conditions, that the built environment used by clients of passenger transport services including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services, and customer services centres and shops under the scope of telephony operators shall comply with the accessibility requirements of Annex I, section X, in order to maximise their use by persons with functional limitations, including persons with disabilities **and the elderly**.

Or. el

Amendment 244
Eleonora Evi, Laura Agea

Proposal for a directive
Article 3 – paragraph 10

Text proposed by the Commission

10. Member States ***may decide, in the light of national conditions,*** that the built environment used by clients of passenger transport services including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services, and customer services centres and shops under the scope of telephony operators ***shall comply*** with the accessibility requirements of Annex I, section X, in order to maximise ***their*** use by persons with functional limitations, including persons with disabilities.

Amendment

10. Member States ***shall ensure*** that the built environment used by clients of passenger transport services, including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services and customer services centres and shops under the scope of telephony operators, ***complies*** with the accessibility requirements of Annex I, section X, in order to maximise ***its*** use by persons with functional limitations, including persons with disabilities.

Amendment 245
Rosa Estaràs Ferragut

Proposal for a directive
Article 3 – paragraph 10

Text proposed by the Commission

10. Member States ***may decide, in the light of national conditions,*** that the built environment used by clients of passenger transport services including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services, and customer services centres and shops under the scope of telephony operators shall comply with the accessibility requirements of Annex I, section X, in order to maximise their use by persons with functional limitations, including persons with disabilities.

Amendment

10. Member States ***shall ensure*** that the built environment used by clients of passenger transport services including the environment that is managed by service providers and by infrastructure operators as well as the built environment used by clients of banking services, and customer services centres and shops under the scope of telephony operators shall comply with the accessibility requirements of Annex I, section X, in order to maximise their use by persons with functional limitations, including persons with disabilities.

Amendment 246
Eleftherios Synadinos

Proposal for a directive
Article 4 – paragraph 1

Text proposed by the Commission

Member States shall not impede the making available on the market in their territory of products and services that comply with this Directive for reasons related to accessibility requirements.

Amendment

Member States shall not impede the making available on the market in their territory of products and services that comply with this Directive for reasons related to accessibility requirements ***except after a reasoned opinion and an accompanying report or procedure which the Commission shall launch under its implementing powers.***

Amendment 247
Eleftherios Synadinos

Proposal for a directive
Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Where compliance of a product with the applicable accessibility requirements has been demonstrated by that procedure, manufacturers shall draw up an EU declaration of conformity and affix the CE marking.

Amendment

Where compliance of a product with the applicable accessibility requirements has been *satisfactorily* demonstrated by that procedure, manufacturers shall draw up an EU declaration of conformity and affix the CE marking *in line with usual practices*.

Or. el

Amendment 248
Eleftherios Synadinos

Proposal for a directive
Article 5 – paragraph 4

Text proposed by the Commission

4. Manufacturers shall keep a register of complaints, of non-conforming products and products recalls, and shall keep distributors informed of any such monitoring.

Amendment

4. Manufacturers shall keep a register of complaints, of non-conforming products and products recalls, and shall keep distributors informed of any such monitoring *and provide a summary of reports and a briefing following the collection and processing of such information*.

Or. el

Amendment 249
Eleftherios Synadinos

Proposal for a directive
Article 5 – paragraph 5

Text proposed by the Commission

5. Manufacturers shall ensure that their products bear a type, batch or serial number or other element allowing their identification, or, where the size or nature of the product does not allow it, that the required information is provided on the packaging or in a document accompanying the product.

Amendment

5. Manufacturers shall ensure that their products bear a type, batch or serial number or other element allowing their ***safe*** identification ***and traceability***, or, where the size or nature of the product does not allow it, that the required information is provided on the packaging or in a document accompanying the product.

Or. el

Amendment 250
Eleftherios Synadinos

Proposal for a directive
Article 5 – paragraph 6

Text proposed by the Commission

6. Manufacturers shall indicate their name, registered trade name or registered trade mark ***and*** the address at which they can be contacted on the product or, where that is not possible, on its packaging or in a document accompanying the product. The address must indicate a single point at which the manufacturer can be contacted.

Amendment

6. Manufacturers shall indicate their name, registered trade name or registered trade mark, the address at which they can be contacted ***and their telephone contact information at least*** on the product or, where that is not possible, on its packaging or in a document accompanying the product. The address must indicate a single point at which the manufacturer can be contacted.

Or. el

Amendment 251
Eleftherios Synadinos

Proposal for a directive
Article 5 – paragraph 7

Text proposed by the Commission

7. Manufacturers shall ensure that the

Amendment

7. Manufacturers shall ensure that the

product is accompanied by instructions and safety information in a language which can be easily understood by consumers and end-users, as determined by the Member State concerned.

product is accompanied by instructions and safety information in a language which can be easily understood by consumers and end-users, as determined by the Member State concerned ***and at least in an official language of the territory of the State in which it is being offered for use or consumption.***

Or. el

Amendment 252

Rosa Estaràs Ferragut

Proposal for a directive

Article 5 – paragraph 9

Text proposed by the Commission

9. Manufacturers shall, ***further to a reasoned request from a competent national authority***, provide it with all the information and documentation necessary to demonstrate the conformity of the product, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market and to ensure compliance with the requirements referred to in Article 3.

Amendment

9. Manufacturers shall provide it with all the information and documentation necessary to demonstrate the conformity of the product, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market and to ensure compliance with the requirements referred to in Article 3.

Or. en

Amendment 253

Eleonora Evi, Laura Agea

Proposal for a directive

Article 5 – paragraph 9

Text proposed by the Commission

9. Manufacturers shall, ***further to a reasoned request from a competent***

Amendment

9. Manufacturers shall ***provide the*** competent national authority with all the

national authority, **provide it** with all the information and documentation necessary to demonstrate the conformity of the product, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market and to ensure compliance with the requirements referred to in Article 3.

information and documentation necessary to demonstrate the conformity of the product, in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market and to ensure compliance with the requirements referred to in Article 3.

Or. it

Amendment 254
Eleftherios Synadinos

Proposal for a directive
Article 5 – paragraph 9

Text proposed by the Commission

9. Manufacturers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of the product, in **a** language which **can be easily understood** by **that** authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market and to ensure compliance with the requirements referred to in Article 3.

Amendment

9. Manufacturers shall, further to a reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of the product, in **an official language of the Member State in which the respective competent national authority is based, or as defined by national law and customary institutional practice, or as bilaterally to be agreed on a case-by-case basis by the competent national authority and the manufacturer upon the initiative of the national** authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market and to ensure compliance with the requirements referred to in Article 3.

Or. el

Amendment 255
Eleonora Evi, Laura Agea

Proposal for a directive
Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) *further to a reasoned request from* a competent national *authority, provide that* authority with all the information and documentation necessary to demonstrate the conformity of a product;

Amendment

(a) *provide* a competent national authority with all the information and documentation necessary to demonstrate the conformity of a product;

Or. it

Amendment 256
Eleftherios Synadinos

Proposal for a directive
Article 7 – paragraph 3

Text proposed by the Commission

3. Where an importer considers or has reason to believe that a product is not in conformity with the accessibility requirements referred to in Article 3, he shall not place the product on the market until it has been brought into conformity. Furthermore, where the product presents a risk, the importer shall inform the manufacturer and the market surveillance authorities to that effect.

Amendment

3. Where an importer considers or has reason to believe that a product is not in conformity with the accessibility requirements referred to in Article 3, he shall not place the product on the market until it has been brought into conformity. Furthermore, where the product presents a risk *to public health and safety or to the end user/consumer*, the importer shall inform the manufacturer and the market surveillance authorities to that effect.

Or. el

Amendment 257
Eleftherios Synadinos

Proposal for a directive
Article 7 – paragraph 4

Text proposed by the Commission

4. Importers shall indicate their name, registered trade name or registered trade mark and the address at which they can be contacted on the product or, where that is not possible, on its packaging or in a document accompanying the product.

Amendment

4. Importers shall indicate their name, registered trade name or registered trade mark and the address at which they can be contacted ***and other contact information*** on the product or, where that is not possible, on its ***external*** packaging or in a document accompanying the product.

Or. el

Amendment 258
Eleftherios Synadinos

Proposal for a directive
Article 7 – paragraph 5

Text proposed by the Commission

5. Importers shall ensure that the product is accompanied by instructions and information in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.

Amendment

5. Importers shall ensure that the product is accompanied by instructions and information in a language which can be easily understood by consumers and other end-users, ***in an official language of the territory of the Member State, as laid down by national legislation, and*** as determined by the Member State concerned.

Or. el

Amendment 259
Eleftherios Synadinos

Proposal for a directive
Article 7 – paragraph 7

Text proposed by the Commission

7. Importers shall keep a register of complaints, of non-conforming products and product recalls, and shall keep distributors informed of such monitoring.

Amendment

7. Importers shall keep a register of complaints, of non-conforming products and product recalls, and shall keep distributors informed of such monitoring,

while the record that is kept must be available and accessible both to the manufacturers and the competent national authorities.

Or. el

Amendment 260
Eleftherios Synadinos

Proposal for a directive
Article 7 – paragraph 8

Text proposed by the Commission

8. Importers who consider or have reason to believe that a product which they have placed on the market is not in conformity with the requirements referred to in Article 3 shall immediately take the necessary corrective measures to bring that product into conformity, to withdraw it or recall it, if appropriate. Furthermore where the product presents a risk, importers shall immediately inform the competent national authorities of the Member States in which they made the product available to that effect, giving details, in particular, of the non-compliance and of any corrective measures taken.

Amendment

8. Importers who consider or have reason to believe that a product which they have placed on the market is not in conformity with the requirements referred to in Article 3 shall immediately take the necessary corrective measures to bring that product into conformity, to withdraw it or recall it, if appropriate. Furthermore where the product presents a risk, importers shall immediately inform the competent national authorities of the Member States in which they made the product available to that effect, ***following the instructions and guidelines of the competent authorities and*** giving details, in particular, of the non-compliance and of any corrective measures taken.

Or. el

Amendment 261
Rosa Estaràs Ferragut

Proposal for a directive
Article 7 – paragraph 9

Text proposed by the Commission

9. Importers shall, ***further to a reasoned request from a competent***

Amendment

9. Importers shall provide it with all the information and documentation

national authority, provide it with all the information and documentation necessary to demonstrate the conformity of a product in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market.

necessary to demonstrate the conformity of a product in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market.

Or. en

Amendment 262
Eleonora Evi, Laura Agea

Proposal for a directive
Article 7 – paragraph 9

Text proposed by the Commission

9. Importers shall, **further to a reasoned request from a** competent national authority, **provide it** with all the information and documentation necessary to demonstrate the conformity of a product in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market.

Amendment

9. Importers shall **provide the** competent national authority with all the information and documentation necessary to demonstrate the conformity of a product in a language which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market.

Or. it

Amendment 263
Eleftherios Synadinos

Proposal for a directive
Article 7 – paragraph 9

Text proposed by the Commission

9. Importers shall, further to a reasoned request from a competent national authority, provide it with all the

Amendment

9. Importers shall, further to a reasoned request from a competent national authority, provide it with all the

information and documentation necessary to demonstrate the conformity of a product in *a* language ***which can be easily understood by that authority. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market.***

information and documentation necessary to demonstrate the conformity of a product in *an official language of the Member State in which the respective competent national authority is based or as determined by national legislation.* They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have placed on the market.

Or. el

Amendment 264
Eleftherios Synadinos

Proposal for a directive
Article 8 – paragraph 1

Text proposed by the Commission

1. When making a product available on the market distributors shall act ***with due care*** in ***relation to*** the requirements of this Directive.

Amendment

1. When making a product available on the market distributors shall act in ***accordance with*** the requirements of this Directive.

Or. el

Amendment 265
Eleftherios Synadinos

Proposal for a directive
Article 8 – paragraph 2

Text proposed by the Commission

2. Before making a product available on the market distributors shall verify that the product bears the CE marking, that it is accompanied by the required documents and by instructions and information in a language which can be easily understood by consumers and other end-users in the Member State in which the product is to be made available on the market and ***that the***

Amendment

2. Before making a product available on the market distributors shall verify that the ***manufacturer and the importer have complied with the requirements set out in Article 5(5) and (6) and Article 7(4), that the*** product bears the CE marking ***and*** that it is accompanied by the required documents and by instructions and information in a language which can be

manufacturer and the importer have complied with the requirements set out in Article 5(5) and (6) and Article 7(4).

easily understood by consumers and other end-users in the Member State in which the product is to be made available on the market and *at least in an official language of the territory of the Member State as determined by national legislation.*

Or. el

Amendment 266
Eleftherios Synadinos

Proposal for a directive
Article 8 – paragraph 5

Text proposed by the Commission

5. Distributors who consider or have reason to believe that a product which they have made available on the market is not in conformity with this Directive shall make sure that the necessary corrective measures are taken to bring that product into conformity, to withdraw it or recall it, if appropriate. Furthermore, where the product presents a risk, distributors shall immediately inform the competent national authorities of the Member States in which they made the product available to that effect giving details, in particular, of the non-compliance and of any corrective measures taken.

Amendment

5. Distributors who consider or have reason to believe that a product which they have made available on the market is not in conformity with this Directive shall make sure that the necessary corrective measures are taken *as swiftly as possible* to bring that product into conformity, to withdraw it or recall it, if appropriate. Furthermore, where the product presents a risk, distributors shall immediately inform the competent national authorities of the Member States in which they made the product available to that effect giving details, in particular, of the non-compliance and of any corrective measures taken *while awaiting other institutional instructions.*

Or. el

Amendment 267
Rosa Estaràs Ferragut

Proposal for a directive
Article 8 – paragraph 6

Text proposed by the Commission

6. Distributors shall, *further to a*

Amendment

6. Distributors shall provide it with all

reasoned request from a competent national authority, provide it with all the information and documentation necessary to demonstrate the conformity of a product. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have made available on the market.

the information and documentation necessary to demonstrate the conformity of a product. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have made available on the market.

Or. en

Amendment 268
Eleonora Evi, Laura Agea

Proposal for a directive
Article 8 – paragraph 6

Text proposed by the Commission

6. Distributors shall, ***further to a reasoned request from a*** competent national authority, ***provide it*** with all the information and documentation necessary to demonstrate the conformity of a product. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have made available on the market.

Amendment

6. Distributors shall ***provide the*** competent national authority with all the information and documentation necessary to demonstrate the conformity of a product. They shall cooperate with that authority, at its request, on any action taken to eliminate the risks posed by products which they have made available on the market.

Or. it

Amendment 269
Eleftherios Synadinos

Proposal for a directive
Article 10 – paragraph 1 – introductory part

Text proposed by the Commission

1. Economic operators shall, ***on request***, identify the following to the market surveillance authorities:

Amendment

1. Economic operators shall, ***if institutionally requested***, identify the following to the ***competent national*** market surveillance authorities:

Or. el

Amendment 270
Eleftherios Synadinos

Proposal for a directive
Article 10 – paragraph 2

Text proposed by the Commission

2. Economic operators shall be able to present the information referred to in paragraph 1 for a period of 10 years after they have been supplied with the product and for a period of 10 years after they have supplied the product.

Amendment

2. Economic operators shall ***keep a physical or electronic record and*** be able to present the information referred to in paragraph 1 for a period of ***at least*** 10 years after they have been supplied with the product and for a period of ***at least*** 10 years after they have supplied the product.

Or. el

Amendment 271
Eleftherios Synadinos

Proposal for a directive
Article 11 – paragraph 2

Text proposed by the Commission

2. Service providers shall prepare the necessary information in accordance with Annex III explaining how the services meet the accessibility requirements referred to in Article 3. The information shall be made available to the public in written and oral format, including in a manner which is accessible to persons with functional limitations and persons with disabilities. Service providers shall keep the information as long as the service is in operation.

Amendment

2. Service providers shall prepare the necessary information in accordance with Annex III explaining how the services meet the accessibility requirements referred to in Article 3. The information shall be made available to the public in written and oral format, including in a manner which is accessible to persons with functional limitations and persons with disabilities. Service providers shall keep the information as long as the service is ***in operation, or shall, to a proportionate and realistic degree, make available the specific information even if the provider should cease in so far as the service itself remains*** in operation.

Or. el

Amendment 272
Kostadinka Kuneva

Proposal for a directive
Article 11 – paragraph 2

Text proposed by the Commission

2. Service providers shall prepare the necessary information in accordance with Annex III explaining how the services meet the accessibility requirements referred to in Article 3. The information shall be made available to the public in written and oral format, including in a manner which is accessible to persons with **functional limitations** and persons **with disabilities**. Service providers shall keep the information as long as the service is in operation.

Amendment

2. Service providers shall prepare the necessary information in accordance with Annex III explaining how the services meet the accessibility requirements referred to in Article 3. The information shall be made available to the public in written and oral format, including in a manner which is accessible to persons with **disabilities** and persons **incapacitated by age or any other factor**. Service providers shall keep the information as long as the service is in operation.

Or. el

Amendment 273
Rosa Estaràs Ferragut

Proposal for a directive
Article 11 – paragraph 4

Text proposed by the Commission

4. Service providers shall, **further to a reasoned request from a competent authority**, provide it with all information necessary to demonstrate the conformity of the service with the accessibility requirements referred to in Article 3. They shall cooperate with those authorities, at their request, on any action taken to bring the service in conformity with those requirements.

Amendment

4. Service providers shall provide it with all information necessary to demonstrate the conformity of the service with the accessibility requirements referred to in Article 3. They shall cooperate with those authorities, at their request, on any action taken to bring the service in conformity with those requirements.

Or. en

Amendment 274
Eleonora Evi, Laura Agea

Proposal for a directive
Article 11 – paragraph 4

Text proposed by the Commission

4. Service providers shall, ***further to a reasoned request from a*** competent authority, ***provide it*** with all information necessary to demonstrate the conformity of the service with the accessibility requirements referred to in Article 3. They shall cooperate with ***those authorities***, at ***their*** request, on any action taken to bring the service in conformity with those requirements.

Amendment

4. Service providers shall ***provide the*** competent ***national*** authority with all information necessary to demonstrate the conformity of the service with the accessibility requirements referred to in Article 3. They shall cooperate with ***that authority***, at ***its*** request, on any action taken to bring the service in conformity with those requirements.

Or. it

Amendment 275
Jude Kirton-Darling

Proposal for a directive
Article 12 – paragraph 1

Text proposed by the Commission

1. The accessibility requirements referred to in Article 3 apply to the extent that they do not introduce a significant change ***in an aspect or feature of*** a product or service that results in the alteration of the basic nature of the product or service.

Amendment

1. The accessibility requirements referred to in Article 3 apply to the extent that they do not introduce a significant change ***to*** a product or service that results in the alteration of the basic nature of the product or service.

Or. en

Amendment 276
Eleftherios Synadinos

Proposal for a directive
Article 12 – paragraph 2

Text proposed by the Commission

2. **Accessibility** requirements referred to in Article 3 **apply** to the extent that they do not **impose** a disproportionate burden **on the economic operators concerned**.

Amendment

2. **The accessibility** requirements referred to in Article 3 **shall be proportionately applied by the economic operators concerned** to the extent that they **are necessary and** do not **involve** a disproportionate **logistical or employment or any other type of financial** burden **or actions that require an excessive commitment of special means and resources**.

Or. el

Amendment 277
Tatjana Ždanoka

Proposal for a directive
Article 12 – paragraph 3 – point a

Text proposed by the Commission

(a) the **size, resources and** nature of the economic operators;

Amendment

(a) the nature of the economic operators;

Or. en

Amendment 278
Eleftherios Synadinos

Proposal for a directive
Article 12 – paragraph 3 – point b

Text proposed by the Commission

(b) the estimated costs **and benefits** for the economic operators in relation to the **estimated** benefit **for persons with disabilities**, taking into account the frequency and **duration** of use of the specific product or service.

Amendment

(b) the estimated costs for the economic operators in relation to the **potential compensatory** benefit, **economic or other**, taking into account the frequency, **duration** and **extent** of use of the specific product or service **by the overall number of final users or consumers with disabilities**.

Amendment 279
Jude Kirton-Darling

Proposal for a directive
Article 12 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the significance of the volume of sales and trade within the Union according to the most recently available figures.

Or. en

Amendment 280
Jude Kirton-Darling

Proposal for a directive
Article 12 – paragraph 3 – point b b (new)

Text proposed by the Commission

Amendment

(bb) no significant negative impact on consumers in particular as regards the availability of similar products and services.

Or. en

Amendment 281
Jude Kirton-Darling

Proposal for a directive
Article 12 – paragraph 3 – point b c (new)

Text proposed by the Commission

Amendment

(bc) the accessibility of products and services available in similar international markets.

Amendment 282
Jude Kirton-Darling

Proposal for a directive
Article 12 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. In the context of programmes from which small and medium-sized enterprises (SMEs) and very small firms can benefit, the Commission shall take into account initiatives which help SMEs and very small firms to integrate accessibility aspects when designing their products or providing their services.

Guidelines covering specificities of SMEs active in the product and service sector affected may be developed. If necessary, and in accordance with paragraph 3, further specialised material may be produced by the Commission for facilitating the application of this Directive by SMEs.

Member States shall ensure, in particular by strengthening support networks and structures, that they encourage SMEs and very small firms to adopt a sound approach to accessibility as early as at the product design stage and the provision of the service.

Or. en

Amendment 283
Eleftherios Synadinos

Proposal for a directive
Article 12 – paragraph 4

Text proposed by the Commission

4. The burden shall not be deemed disproportionate where it is compensated by funding from other sources than the economic ***operator's own resources***, whether public or private.

Amendment

4. The burden shall not be deemed disproportionate where it is ***fully*** compensated ***or otherwise balanced*** by funding from other sources than the ***own resources of the economic operator, or associated companies under common management or ownership***, whether public or private.

Or. el

Amendment 284

Eleonora Evi, Laura Agea

Proposal for a directive

Article 12 – paragraph 5

Text proposed by the Commission

5. The assessment of whether compliance with accessibility requirements regarding products or services imposes a fundamental alteration or disproportionate burden shall be performed by the ***economic operator***.

Amendment

5. The assessment of whether compliance with accessibility requirements regarding products or services imposes a fundamental alteration or disproportionate burden shall be performed by the ***relevant market surveillance authority, which, in cooperation with organisations representing people with disabilities, shall apply a time-bound procedure and clear-cut benchmarks for the assessment***.

Or. it

Amendment 285

Eleftherios Synadinos

Proposal for a directive

Article 12 – paragraph 5

Text proposed by the Commission

5. The assessment of whether compliance with accessibility requirements

Amendment

5. The assessment of whether compliance with accessibility requirements

regarding products or services imposes a fundamental alteration or disproportionate burden shall be performed by the economic operator.

regarding products or services imposes a fundamental alteration or disproportionate burden shall be performed by the economic operator ***with the option of requesting support from the competent national authority acting in a consultative capacity.***

Or. el

Amendment 286
Eleftherios Synadinos

Proposal for a directive
Article 12 – paragraph 6

Text proposed by the Commission

6. Where the economic operators have used the exception provided for in paragraphs 1 to 5 for a specific product or service they shall notify the relevant market surveillance authority of the Member State in the market of which the product or service is placed or made available. The notification shall include the assessment referred to in paragraph 3. Microenterprises are exempted from this notification requirement but must be able to supply the relevant documentation upon request from a relevant market surveillance authority.

Amendment

6. Where the economic operators have used the exception provided for in paragraphs 1 to 5 for a specific product or service they shall notify ***in a prompt and detailed manner*** the relevant market surveillance authority of the Member State in the market of which the product or service is placed or made available. The notification shall include the assessment referred to in paragraph 3. Microenterprises ***employing fewer than 10 persons and whose annual turnover or total annual balance sheet total does not exceed EUR 2 million*** are exempted from this notification requirement but must be able to supply the relevant documentation upon request from a relevant market surveillance authority ***and fully keep the relevant record for at least five years after they have supplied or otherwise transmitted the product or service.***

Or. el

Amendment 287
Tatjana Ždanoka

Proposal for a directive
Article 12 – paragraph 6

Text proposed by the Commission

6. Where the economic operators have used the exception provided for in paragraphs 1 to 5 for a specific product or service they shall notify the relevant market surveillance authority of the Member State in the market of which the product or service is placed or made available. Notification shall include the assessment referred to in paragraph 3. ***Microenterprises are exempted from this notification requirement but must be able to supply the relevant documentation upon request from a relevant market surveillance authority.***

Amendment

6. Where the economic operators have used the exception provided for in paragraphs 1 to 5 for a specific product or service they shall notify the relevant market surveillance authority of the Member State in the market of which the product or service is placed or made available. Notification shall include the assessment referred to in paragraph 3. ***The final decision as to whether to grant an exception shall be made by the market surveillance authority of the Member State on a case-by-case basis.***

Or. en

Amendment 288
Jude Kirton-Darling

Proposal for a directive
Article 12 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. Where the economic operators have used the exception provided for in paragraph 1 to 5 for a specific product or service, they shall inform consumers that the product or service in question does not comply, either fully or partially, with any of the accessibility requirements of this Directive and the reasons for the non-compliance or partial compliance.

The information shall be provided in a clear, accessible and easily understandable way to consumers. Information, along with possible additional accessibility information, shall be given on the product itself wherever possible and at the point or moment of sale or the provision of the service in

order to allow consumers to make an informed choice.

Or. en

Amendment 289
Eleftherios Synadinos

Proposal for a directive
Article 14 – paragraph 1

Text proposed by the Commission

1. Where no reference to harmonised standards has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012, and where further detail for the accessibility requirements of certain products and services would be needed for harmonisation of the market, the Commission may adopt implementing acts establishing common technical specifications ('CTS') for the accessibility requirements set out in Annex I to this Directive. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2) of this Directive.

Amendment

1. Where no reference to harmonised standards has been published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012, and where further detail for the accessibility requirements of certain products and services would be needed for harmonisation of the market, the Commission may adopt implementing acts establishing common technical specifications ('CTS') for the accessibility requirements set out in Annex I to this Directive. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 24(2) of this Directive ***under the guidance of the competent committee and with the possibility of Member States participating and intervening at all stages of the procedure before the implementing acts are issued.***

Or. el

Amendment 290
Tatjana Ždanoka

Proposal for a directive
Article 14 – paragraph 2 a (new)

2a. Relevant stakeholders, including persons with disabilities and their representative organisations, may be consulted as part of the procedure for the adoption of implementing acts.

Or. en

Amendment 291
Eleftherios Synadinos

Proposal for a directive
Article 15 – paragraph 2

Text proposed by the Commission

2. The EU declaration of conformity shall have the model structure set out in Annex III to Decision No 768/2008/EC. It shall contain the elements specified in Annex II to this Directive and shall be continuously updated. The requirements concerning the technical documentation shall avoid imposing any disproportionate burden for micro, small and medium-sized enterprises. It shall be translated into the language or languages **required** by the **Member State in** the market of **which** the product is placed or made available.

Amendment

2. The EU declaration of conformity shall have the model structure set out in Annex III to Decision No 768/2008/EC. It shall contain the elements specified in Annex II to this Directive and shall be continuously updated. The requirements concerning the technical documentation shall avoid imposing any disproportionate burden for micro, small and medium-sized enterprises. It shall be translated into the language or languages **according to the rules and requirements set** by the **competent national authority that controls** the market **within the territory of the Member State where** the product is placed or made available **in accordance with the jurisprudence and the institutional and formal procedures in force**.

Or. el

Amendment 292
Eleftherios Synadinos

Proposal for a directive
Article 17 – paragraph 2

Text proposed by the Commission

2. When carrying out market surveillance of products market surveillance authorities shall review the assessment referred to in Article 12.

Amendment

2. When carrying out market surveillance of products market surveillance authorities shall ***periodically*** review the assessment referred to in Article 12 ***and publish annually a comprehensive report thereon within the framework of institutional accountability and with due respect for sensitive corporate data and without such a publication leading to a direct or indirect distortion of competition.***

Or. el

Amendment 293

Rosa Estaràs Ferragut

Proposal for a directive

Article 17 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that information held by market surveillance authorities concerning the compliance of economic operators with the applicable accessibility requirements set out in Article 3 and the assessment of the exceptions provided for in Article 12, is made available to consumers ***upon request and*** in an accessible format, except where that information cannot be provided for reasons of confidentiality as provided for in Article 19(5) of Regulation (EC) No 765/2008.

Amendment

3. Member States shall ensure that information held by market surveillance authorities concerning the compliance of economic operators with the applicable accessibility requirements set out in Article 3 and the assessment of the exceptions provided for in Article 12, is made available to consumers in an accessible format, except where that information cannot be provided for reasons of confidentiality as provided for in Article 19(5) of Regulation (EC) No 765/2008.

Or. en

Amendment 294

Eleftherios Synadinos

Proposal for a directive

Article 17 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that information held by market surveillance authorities concerning the compliance of economic operators with the applicable accessibility requirements set out in Article 3 and the assessment of the exceptions provided for in Article 12, is made available to consumers upon request and in an accessible format, except where that information cannot be provided for reasons of confidentiality as provided for in Article 19(5) of Regulation (EC) No 765/2008.

Amendment

3. Member States shall ensure that information held by market surveillance authorities concerning the compliance of economic operators with the applicable accessibility requirements set out in Article 3 and the assessment of the exceptions provided for in Article 12, is made available to consumers upon request and in an accessible format, except where that information cannot be provided for reasons of confidentiality as provided for in Article 19(5) of Regulation (EC) No 765/2008.
The information shall be made available within a reasonable period of time not exceeding 4 weeks and, if this results in a significant burden for the competent authority, the submission of a request may be accompanied by a commensurate tax, which in total shall not exceed the corresponding service costs, following a decision by the competent authority based on an actuarial explanatory memorandum.

Or. el

Amendment 295
Tatjana Ždanoka

Proposal for a directive
Article 17 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. A structured dialogue may be established between relevant stakeholders, including persons with disabilities and their representative organisations, and the market surveillance authorities to ensure that adequate and coherent principles are established for assessing requests for exceptions in the compliance with accessibility requirements regarding products and services.

Amendment 296

Eleonora Evi, Laura Agea

Proposal for a directive

Article 18 – paragraph 1 – introductory part

Text proposed by the Commission

1. Member States shall establish, implement and periodically update adequate procedures in order to:

Amendment

1. Member States, ***in cooperation with organisations representing people with disabilities***, shall establish, implement and periodically update adequate procedures in order to:

Or. it

Amendment 297

Eleftherios Synadinos

Proposal for a directive

Article 18 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Member States shall ensure that the public is informed of the existence, responsibilities and identity of the authorities referred to in the first subparagraph. Those authorities shall make the information available in accessible formats upon request.

Amendment

Member States shall ensure that the public is informed of the existence, responsibilities and identity of the authorities referred to in the first subparagraph. Those authorities shall make the information available in accessible formats upon request ***and should be entitled to promote their role and to provide information about it.***

Or. el

Amendment 298

Rosa Estaràs Ferragut

Proposal for a directive

Article 18 a (new)

Article 18 a

Member States shall create and update regularly a national database containing all relevant information on the degree of accessibility of the products and services listed in Article 1(1) and (2). National databases shall be accessible to all citizens and stake holders.

Or. en

Amendment 299
Eleftherios Synadinos

Proposal for a directive
Article 19 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Where, in the course of that evaluation, the market surveillance authorities find that the product does not comply with the requirements laid down in this Directive, they shall without delay require the relevant economic operator to take all appropriate corrective action to bring the product into compliance with those requirements, to withdraw the product from the market, or to recall it within a reasonable period, commensurate with the nature of the risk, as they may prescribe.

Amendment

Where, in the course of that evaluation, the market surveillance authorities find that the product does not comply with the requirements laid down in this Directive, they shall without delay require the relevant economic operator to take all appropriate corrective action to bring the product into compliance with those requirements, to withdraw the product from the market, or to recall it within a reasonable period, commensurate with the nature of the risk, as they may prescribe, ***unless the economic operator reaches a compromise with the supervisory authority or can objectively prove by sound reasoning beyond any doubt that the product does indeed comply with the requirements of the Directive or is exempted from its rules.***

Or. el

Amendment 300
Eleftherios Synadinos

Proposal for a directive
Article 19 – paragraph 2

Text proposed by the Commission

2. Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the evaluation and of the actions which they have required the economic operator to take.

Amendment

2. Where the market surveillance authorities consider that non-compliance is not restricted to their national territory, they shall inform the Commission and the other Member States of the results of the evaluation and of the actions which they have required the economic operator to take. ***Any communication to and from the economic operator may be realised between the national supervisory authorities in order to serve their regulatory and supervisory powers.***

Or. el

Amendment 301
Eleftherios Synadinos

Proposal for a directive
Article 19 – paragraph 3

Text proposed by the Commission

3. The economic operator shall ensure that all appropriate corrective action is taken in respect of all the products concerned that it has made available on the market throughout the Union.

Amendment

3. The economic operator shall ensure that all appropriate corrective action is taken in respect of all the products concerned that it has made available on the market throughout the Union ***within a reasonable period of time and following a corresponding communication with the supervisory authorities.***

Or. el

Amendment 302
Eleftherios Synadinos

Proposal for a directive
Article 19 – paragraph 4

Text proposed by the Commission

4. Where the relevant economic operator does not take adequate corrective action within the period referred to in the second subparagraph of paragraph 1, the market surveillance authorities shall take all appropriate provisional measures to prohibit or restrict products being made available on their national markets, to withdraw the product from that market or to recall it. The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures.

Amendment

4. Where the relevant economic operator does not take adequate corrective action within the period referred to in the second subparagraph of paragraph 1, the market surveillance authorities shall take all appropriate provisional measures to prohibit or restrict products being made available on their national markets, to withdraw the product from that market or to recall it. The market surveillance authorities shall inform the Commission and the other Member States, without delay, of those measures. ***The necessary restrictive or prohibitive measures shall constitute the maximum final means to which the supervisory authorities may resort after having exhausted the scope for consultation and cooperation with the economic operator. No provision is made for the possibility of imposing fines, while bearing in mind the provisions of existing legislation and the provisions on the civil and criminal liability of the economic operator.***

Or. el

Amendment 303
Eleftherios Synadinos

Proposal for a directive
Article 19 – paragraph 7

Text proposed by the Commission

7. Where, within three months of receipt of the information referred to in paragraph 4, no objection has been raised by either a Member State or the Commission in respect of a provisional measure taken by a Member State, that measure shall be deemed justified.

Amendment

7. Where, within three months of receipt of the information referred to in paragraph 4, no objection has been raised by either a Member State or the Commission in respect of a provisional measure taken by a Member State, that measure shall be deemed justified. ***Any***

procedure to challenge the measure by the economic operator shall take place in accordance with the procedures laid down by the national supervisory authority within three months of notification of the decision on the action taken.

Or. el

Amendment 304
Eleftherios Synadinos

Proposal for a directive
Article 19 – paragraph 8

Text proposed by the Commission

8. Member States shall ensure that appropriate restrictive measures are taken in respect of the product concerned, such as withdrawal of the ***product from their market***, without delay.

Amendment

8. Member States shall ensure that appropriate restrictive measures are taken in respect of the product concerned, such as ***the withdrawal from the market and the recall, prohibition or restriction of the marketing of the product***, without delay.

Or. el

Amendment 305
Tatjana Ždanoka

Proposal for a directive
Article 19 – paragraph 8 a (new)

Text proposed by the Commission

Amendment

8a. To facilitate the exchange of information and best practices amongst the market surveillance authorities and to ensure coherence in the application of the requirements set out in this Directive or where it is deemed necessary, following a request by the Commission, for an opinion to be expressed on exceptions to those requirements, the Commission may establish a working group composed of representatives of the national market

surveillance authorities and the representative organisations of the relevant stakeholders, including persons with disabilities.

Or. en

Amendment 306
Eleonora Evi, Laura Agea

Proposal for a directive
Article 20 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Where, on completion of the procedure set out in Article 19(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission considers a national measure to be contrary to Union legislation, the Commission shall without delay enter into consultation with the Member States and the relevant economic operator or operators and shall evaluate the national measure. On the basis of the results of that evaluation, the Commission shall decide whether the national measure is justified or not.

Amendment

Where, on completion of the procedure set out in Article 19(3) and (4), objections are raised against a measure taken by a Member State, or where the Commission considers a national measure to be contrary to Union legislation, the Commission shall without delay enter into consultation with the Member States, *organisations representing people with disabilities*, and the relevant economic operator or operators and shall evaluate the national measure. On the basis of the results of that evaluation, the Commission shall decide whether the national measure is justified or not.

Or. it

Amendment 307
Tatjana Ždanoka

Proposal for a directive
Article 22 – paragraph 1

Text proposed by the Commission

1. Accessibility requirements referred to in Article 21 apply to the extent that they do not impose a disproportionate burden on the competent authorities for the purposes of that Article.

Amendment

deleted

Amendment 308
Tatjana Ždanoka

Proposal for a directive
Article 22 – paragraph 2

Text proposed by the Commission

Amendment

- 2.** *In order to assess whether compliance with accessibility requirements referred to in Article 21 imposes a disproportionate burden, the competent authorities concerned shall take account, of the following:*
- (a) the size, resources and nature of the competent authorities concerned;*
- (b) the estimated costs and benefits for the competent authorities concerned in relation to the estimated benefit for persons with disabilities, taking into account the frequency and duration of use of the specific product or service;*
- deleted*

Or. en

Amendment 309
Tatjana Ždanoka

Proposal for a directive
Article 22 – paragraph 2 – point a

Text proposed by the Commission

Amendment

- (a) the size, resources and nature of the competent authorities concerned;*
- deleted*

Or. en

Amendment 310
Tatjana Ždanoka

Proposal for a directive
Article 22 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) *the estimated costs and benefits for the competent authorities concerned in relation to the estimated benefit for persons with disabilities, taking into account the frequency and duration of use of the specific product or service;* *deleted*

Or. en

Amendment 311
Eleftherios Synadinos

Proposal for a directive
Article 22 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) the estimated costs *and benefits* for the competent authorities concerned in relation to the *estimated* benefit for persons with disabilities, taking into account the frequency and *duration* of use of the specific product or service;

(b) the estimated costs for the competent authorities concerned in relation to the *potential essential* benefit for persons with disabilities, taking into account the frequency, *duration* and *extent* of *the* use of the specific product or service *by the estimated greatest overall number of final users or consumers with disabilities;*

Or. el

Amendment 312
Jude Kirton-Darling

Proposal for a directive
Article 22 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) *no significant negative impact on consumers in particular as regards the*

availability of similar products and services;

Or. en

Amendment 313
Jude Kirton-Darling

Proposal for a directive
Article 22 – paragraph 2 – point b b (new)

Text proposed by the Commission

Amendment

(bb) the accessibility of products and services available in similar international markets.

Or. en

Amendment 314
Eleftherios Synadinos

Proposal for a directive
Article 22 – paragraph 3

Text proposed by the Commission

Amendment

3. The assessment of whether compliance with accessibility requirements referred to in Article 21 imposes a disproportionate burden shall be performed by the competent authorities concerned.

3. The assessment of whether compliance with accessibility requirements referred to in Article 21 imposes a disproportionate burden shall be performed by the competent authorities concerned *with the participation of the relevant economic operator.*

Or. el

Amendment 315
Tatjana Ždanoka

Proposal for a directive
Article 22 – paragraph 4

Text proposed by the Commission

4. Where a competent authority has used *the* exception *provided for in paragraphs 1, 2 and 3* for a specific product or service it shall notify the Commission thereof. The notification shall include *the* assessment *referred to in paragraph 2*.

Amendment

4. Where a competent authority has used *an* exception for a specific product or service it shall notify the Commission thereof. The notification shall include *an* assessment *of the way in which compliance with accessibility requirements regarding products and services imposes a disproportionate burden*.

Or. en

Amendment 316
Jude Kirton-Darling

Proposal for a directive
Article 22 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Where the competent authority has used the exception provided for in paragraphs 1 to 3 for a specific product or service intended to be used by consumer, it shall inform consumers that the product or service in question does not comply, fully or partially, with any of the accessibility requirements of this Directive and the reasons for the non-compliance or partial compliance.

The information shall be provided in a clear, accessible and easily understandable way to consumers. Information, along with possible additional accessibility information, shall be given on the product itself wherever possible and at the point or moment of sale or the provision of the service in order to allow consumers to make an informed choice.

Or. en

Amendment 317
Rosa Estaràs Ferragut

Proposal for a directive
Article 25 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) provisions whereby a comprehensive resourced consumer complaints mechanism is established to complement a system of implementation and monitoring.

Or. en

Amendment 318
Rosa Estaràs Ferragut

Proposal for a directive
Article 26 – paragraph 2

Text proposed by the Commission

Amendment

2. The penalties provided for shall be effective, proportionate and dissuasive.

2. The penalties provided for shall be effective, proportionate and dissuasive **but shall not constitute an alternative for the economic actor as regards the fulfilment of its responsibilities to make its products or services accessible.**

Or. en

Amendment 319
Tatjana Ždanoka

Proposal for a directive
Article 26 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Member States shall allocate the necessary resources to ensure that

*penalties are imposed and collected.
Income deriving from penalties may be
re-invested in accessibility-related
measures.*

Or. en

Amendment 320
Rosa Estaràs Ferragut

Proposal for a directive
Article 26 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

**4a. Income deriving from penalties
shall be re-invested in accessibility-related
measures.**

Or. en

Amendment 321
Eleonora Evi, Laura Agea

Proposal for a directive
Article 27 – paragraph 2

Text proposed by the Commission

Amendment

2. They shall apply those provisions
*from [... insert date - six years after the
entry into force of this Directive].*

2. They shall apply those provisions
***progressively, in step with the life cycle of
a product or service, and, in any event, no
later than*** six years after the entry into
force of this Directive.

Or. it

Amendment 322
Jude Kirton-Darling

Proposal for a directive
Article 27 – paragraph 2

Text proposed by the Commission

2. They shall apply those provisions from [... insert date - **six** years after the entry into force of this Directive].

Amendment

2. They shall apply those provisions from [... insert date - **three** years after the entry into force of this Directive].

Or. en

Amendment 323
Rosa Estaràs Ferragut

Proposal for a directive
Article 27 – paragraph 2

Text proposed by the Commission

2. They shall apply those provisions from [... insert date - **six** years after the entry into force of this Directive].

Amendment

2. They shall apply those provisions from [... insert date - **five** years after the entry into force of this Directive].

Or. en

Amendment 324
Rosa Estaràs Ferragut

Proposal for a directive
Article 28 – paragraph 1

Text proposed by the Commission

By [...insert date - **five** years after the application of this Directive], and every **five** years thereafter, the Commission shall submit to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions a report on the application of this Directive.

Amendment

By [...insert date - **three** years after the application of this Directive], and every **three** years thereafter, the Commission shall submit to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions a report on the application of this Directive.

Or. en

Amendment 325
Eleftherios Synadinos

Proposal for a directive
Article 28 – paragraph 2

Text proposed by the Commission

2. Member States shall communicate to the Commission in due time all the information necessary for the Commission to draw up such a report.

Amendment

2. Member States shall communicate to the Commission ***periodically and*** in due time ***and after being instructed to do so by the latter*** all the information necessary for the Commission to draw up such a report.

Or. el

Amendment 326
Eleftherios Synadinos

Proposal for a directive
Annex I – point 1 – introductory part

Text proposed by the Commission

1. The design and production of products in order to maximise their foreseeable use by persons with functional limitations, including persons with disabilities and those with age related impairments, shall be achieved by making accessible the following:

Amendment

(Does not affect the English version.)

Or. el

Amendment 327
Eleftherios Synadinos

Proposal for a directive
Annex I – Section IX - Part C– introductory part

Text proposed by the Commission

1. The accessibility to persons with functional limitations, including persons with disabilities, of the built environment for its foreseeable use in an independent manner, shall include the following aspects

Amendment

1. The accessibility to persons with functional limitations, including persons with disabilities and persons with age-related disabilities, of the built environment for its foreseeable use in an

of areas intended for public access:

independent manner, shall include the following aspects of areas intended for public access:

Or. el

Amendment 328
Eleftherios Synadinos

Proposal for a directive
Annex I – Section X –introductory part

Text proposed by the Commission

The accessibility to persons with functional limitations, including persons with disabilities, of the built environment where the service is provided, referred to in Article 3(10) for its foreseeable use in an independent manner, shall include the following aspects of areas intended for public access:

Amendment

The accessibility to persons with functional limitations, including persons with disabilities ***and persons with age-related disabilities***, of the built environment where the service is provided, referred to in Article 3(10) for its foreseeable use in an independent manner, shall include the following aspects of areas intended for public access:

Or. el