



**2016/0149(COD)**

16.5.2017

# **AMENDMENTS**

## **79 - 424**

**Draft report**  
**Lucy Anderson**  
(PE602.930v02-00)

Cross-border parcel delivery services

Proposal for a regulation  
(COM(2016)0285 – C8-0195/2016 – 2016/0149(COD))



## Amendment 79

Markus Ferber, Markus Pieper, Georges Bach

### Proposal for a regulation

—

*Proposal for rejection*

***The European Parliament rejects the Commission proposal.***

Or. de

## Amendment 80

Markus Ferber, Georges Bach, Markus Pieper

### Draft legislative resolution

#### Paragraph 2

*Draft legislative resolution*

2. Calls on the Commission to ***refer the matter to Parliament again if it replaces, substantially amends or intends to*** substantially amend *its* proposal;

*Amendment*

2. Calls on the Commission to ***revise and*** substantially amend *the* proposal;

Or. de

## Amendment 81

Tania González Peñas, Jill Evans

### Proposal for a regulation

#### Recital 1

*Text proposed by the Commission*

(1) The tariffs applicable to low volume senders of cross-border parcels ***and other postal items***, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on users seeking cross-border parcel delivery services, ***especially***

*Amendment*

(1) The tariffs applicable to low volume senders of cross-border parcels, particularly small and medium-sized enterprises and individuals, are ***in some cases*** still relatively high. ***Users still report quality of service issues when sending, receiving or returning cross-border parcels and, very specially, severe***

*in the context of e-commerce.*

*problems related to consumer protection and enterprise liability in the occurrence of loss or damage of the cross-border parcel. This has a direct negative impact on users seeking cross-border parcel delivery services. Further improvements in interoperability, efficiency and environmental footprint reduction are equally needed.*

Or. en

**Amendment 82**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) The tariffs applicable to low volume senders of cross-border parcels and other postal items, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on users *seeking* cross-border parcel *delivery services, especially in the context of e-commerce.*

*Amendment*

(1) The tariffs applicable to low volume senders of cross-border parcels and other postal items, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on *these* users, *particularly in the context of cross-border e-commerce in the EU, reducing the number of small parcel deliveries. In addition, users often report quality of service issues when sending, receiving or returning cross-border parcels, which means that greater consistency is needed in respect of the relevant technical standards, in environmental terms for example.*

Or. ro

**Amendment 83**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) The tariffs applicable to low volume **senders** of cross-border **parcels and other postal items**, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on users **seeking cross-border parcel delivery services, especially in the context of e-commerce.**

*Amendment*

(1) The tariffs applicable to low volume **users** of cross-border **parcel delivery services**, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on **those** users, **especially in the context of e-commerce. In addition, users often report quality of service issues when sending, receiving or returning cross-border parcels.**

Or. es

*Justification*

*According to the Commission proposal, only 10% of tariffs are problematic, and this amendment therefore seeks to place the problem in its proper proportion. In addition, using technical standards to improve interoperability may not be the best method, given that this may place a brake on innovation and jeopardise the investments made, and involves a slow and cumbersome procedure controlled by large corporate groups.*

**Amendment 84**

**Markus Ferber, Markus Pieper, Georges Bach**

**Proposal for a regulation**

**Recital 1**

*Text proposed by the Commission*

(1) The tariffs applicable to low volume senders of cross-border parcels and other postal items, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on users **seeking** cross-border parcel delivery services, **especially** in the **context of e-commerce.**

*Amendment*

(1) The tariffs applicable to low volume senders of cross-border parcels and other postal items, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on **consumers and** users **of** cross-border parcel delivery services **and on online trade** in the **EU single market**

Or. de

**Amendment 85**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) *The* tariffs applicable to low volume senders of cross-border parcels **and other postal items**, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on users seeking cross-border parcel delivery services, especially in the context of e-commerce.

*Amendment*

(1) ***In a small number of cases*** the tariffs applicable to low volume senders of cross-border parcels, particularly small and medium-sized enterprises and individuals, are still relatively high. This has a direct negative impact on users seeking cross-border parcel delivery services, especially in the context of e-commerce.

Or. en

**Amendment 86**  
**Markus Ferber, Markus Pieper, Georges Bach**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) There are fundamental differences between Member States when it comes to competences conferred on national regulatory authorities with regard to market monitoring and regulatory oversight of parcel delivery providers. This has been confirmed by a joint report<sup>48</sup> prepared by the European Regulators Group for Postal Services and the Body of European Regulators for Electronic Communications, ***who concluded that national regulatory authorities need the appropriate regulatory powers to intervene and that such powers do not seem to be present in all Member States. Those differences result in*** additional administrative burdens and compliance costs for parcel delivery service providers who operate cross-border. ***Those differences therefore constitute an obstacle to the cross-border***

*Amendment*

(2) There are fundamental differences between Member States when it comes to competences conferred on national regulatory authorities with regard to market monitoring and regulatory oversight of parcel delivery providers. This has been confirmed by a joint report<sup>48</sup> prepared by the European Regulators Group for Postal Services and the Body of European Regulators for Electronic Communications. ***Where cross-border parcel delivery prices are found to be unreasonably high, national regulatory authorities can require the parcel delivery services to supply relevant price information without this entailing*** additional administrative burdens and compliance costs for parcel delivery service providers who operate cross-border.

*provision of parcel delivery services and thus have a direct effect on the functioning of the internal market.*

---

<sup>48</sup> BoR (15) 214/ERGP PL (15) 32.

---

<sup>48</sup> BoR (15) 214/ERGP PL (15) 32.

Or. de

**Amendment 87**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) There are fundamental differences between Member States when it comes to competences conferred on national regulatory authorities with regard to market monitoring and regulatory oversight of parcel delivery providers. This has been confirmed by a joint report<sup>48</sup> prepared by the European Regulators Group for Postal Services and the Body of European Regulators for Electronic Communications, who concluded that national regulatory authorities need the appropriate regulatory powers to intervene and that such powers do not seem to be present in all Member States. Those differences result in additional administrative burdens and compliance costs for parcel delivery service providers who operate cross-border. Those differences therefore constitute an obstacle to the cross-border provision of parcel delivery services and thus have a direct effect on the functioning of the internal market.

---

<sup>48</sup> BoR (15) 214/ERGP PL (15) 32.

*Amendment*

(2) There are fundamental differences between Member States when it comes to competences conferred on national regulatory authorities with regard to market monitoring and regulatory oversight of parcel delivery providers. This has been confirmed by a joint report<sup>48</sup> prepared by the European Regulators Group for Postal Services and the Body of European Regulators for Electronic Communications, who concluded that national regulatory authorities need the appropriate regulatory powers to intervene and that such powers do not seem to be present in all Member States. Those differences result in additional administrative burdens and compliance costs for parcel delivery service providers who operate cross-border. Those differences therefore constitute an obstacle to the cross-border provision of parcel delivery services, ***preventing more purchases or sales being made throughout the EU***, and thus have a direct effect on the functioning of the internal market.

**Amendment 88**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Recital 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***(2a) Article 14 of the Treaty on the Functioning of the European Union stipulates that the Member States and the Union, each within their respective powers and within the scope of application of the Treaties, must take care to ensure that services of general economic interest operate on the basis of principles and conditions, particularly economic and financial conditions, which enable them to fulfil their missions, in view of the importance of these services in terms of the shared values of the Union as well as their role in promoting social and territorial cohesion. This Regulation, in full compliance with Article 14 TFEU and Directive 97/67/EC on postal services, seeks to strike a balance between interests that are equally important and deserving of protection: the interest in not interfering with universal service providers which provide a service of general economic interest within the meaning of Article 14 TFEU, such as postal service providers, and the interest in promoting competition and non-discriminatory market access also for small and medium-sized enterprises, as defined in Commission Recommendation 2003/361/EC. Therefore, this Regulation does not have a negative impact on the service of general economic interest provided by universal service providers, including the postal service.***



### *Justification*

*This regulation aims to strike a delicate balance between requirements that are equally deserving of protection, in the light of Article 14 TFEU and Directive 97/67/EC on postal services. In striking such a delicate balance, it should be noted that providers of a universal service, such as postal services, often do not have a dominant position, as defined under Article 102 TFEU, in the reference market; on the contrary, they have a relatively small share of the market.*

#### **Amendment 89**

**Lucy Anderson, Maria Grapini, István Ujhelyi, Olga Sehnalová, Claudia Țapardel, Miltiadis Kyrkos**

#### **Proposal for a regulation**

##### **Recital 2 a (new)**

*Text proposed by the Commission*

*Amendment*

***(2 a) Due to the international nature of postal and parcel sector, the further development of European and international technical standards is important for the benefit of users and the environment, and to broaden market opportunities for businesses.***

Or. en

#### **Amendment 90**

**Lucy Anderson, Maria Grapini, István Ujhelyi, Olga Sehnalová, Claudia Țapardel, Miltiadis Kyrkos**

#### **Proposal for a regulation**

##### **Recital 2 b (new)**

*Text proposed by the Commission*

*Amendment*

***(2 b) Article 47 of the Charter of Fundamental Rights of the European Union provides that everyone whose rights under Union law are violated shall have the right to an effective remedy and Article 16 of the Charter recognises the freedom to run a business in accordance with Union and national law and***

*practices;*

Or. en

## **Amendment 91**

**Markus Ferber, Georges Bach, Markus Pieper**

### **Proposal for a regulation**

#### **Recital 3**

*Text proposed by the Commission*

(3) The market for cross-border parcel delivery services is diverse and complex, with different providers offering different services and prices depending on weight, size and format of the items sent as well as destination, added value features, such as traceability solutions, and the number of items sent. That diversity makes ***parcel delivery services hard*** to compare between different providers, ***both*** in terms of quality and price. ***Furthermore, low volume senders, such as small and medium-sized enterprises and individuals*** are often not aware of the existence of different parcel delivery services ***offered***.

*Amendment*

(3) The market for cross-border parcel delivery services is diverse and complex, with different providers offering different services and prices depending on weight, size and format of the items sent as well as destination, added value features, such as traceability solutions, and the number of items sent. That diversity makes ***it hard for consumers and users*** to compare ***parcel delivery services as*** between different providers, in terms of quality and price, ***because they*** are often not aware of the existence of different parcel delivery ***options for similar*** services ***in cross-border online trade. It should be made easier, in particular, for small and medium-sized enterprises and individuals to access the relevant information.***

Or. de

## **Amendment 92**

**Markus Ferber, Georges Bach, Markus Pieper**

### **Proposal for a regulation**

#### **Recital 4**

*Text proposed by the Commission*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for users in

*Amendment*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for ***consumers***

remote or sparsely populated areas, *it is necessary to improve the transparency of public lists of tariffs for a limited set of cross-border* parcel delivery services offered by universal service providers, *which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary* to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

*and* users in remote or sparsely populated areas, parcel delivery services offered by universal service providers *must comply with the Universal Service Obligation affordability criteria, so as* to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

Or. de

### Amendment 93 Marie-Christine Arnautu

#### Proposal for a regulation Recital 4

*Text proposed by the Commission*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency of public lists of tariffs for a limited set of cross-border parcel delivery services offered by *universal* service providers, which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border *delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel* delivery services.

*Amendment*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency of public lists of tariffs for a limited set of cross-border parcel delivery services offered by *all* service providers, which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services.

Or. fr

### Amendment 94

Roberts Zile

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) In order to improve the ***affordability of*** cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency ***of public lists*** of tariffs for a limited set of cross-border parcel delivery services offered by ***universal*** service providers, which are mostly used by small and medium-sized enterprises and individuals. ***Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.***

*Amendment*

(4) In order to improve the cross-border parcel delivery services, especially for users in remote or sparsely populated areas it is necessary to improve the transparency of tariffs for a limited set of cross-border parcel delivery services offered by ***parcel delivery*** service providers, which are mostly used by small and medium-sized enterprises and individuals. ***Making cross-border prices more transparent and easily comparable across the Union should encourage the reduction of unreasonable high tariffs.***

Or. en

**Amendment 95**  
**Tania González Peñas**

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) In order to improve ***the affordability of*** cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency of ***public lists of tariffs for a limited set of cross-border parcel delivery services offered by universal service providers,*** which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also

*Amendment*

(4) In order to improve cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency of tariffs which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and

necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

cross-border parcel delivery services.

Or. en

## **Amendment 96**

**Pavel Telička, Gesine Meissner**

### **Proposal for a regulation**

#### **Recital 4**

*Text proposed by the Commission*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for *users* in remote or sparsely populated areas, it is necessary to improve the transparency of public lists of tariffs for a limited set of cross-border parcel delivery services offered by *universal* service providers, which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

*Amendment*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for *individuals and small businesses, including* in remote or sparsely populated areas, it is necessary to improve the transparency of public lists of *single piece* tariffs for a limited set of cross-border parcel delivery services offered by *parcel delivery* service providers, which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

Or. en

## **Amendment 97**

**Jill Evans**

### **Proposal for a regulation**

#### **Recital 4**

*Text proposed by the Commission*

*Amendment*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency of **public lists of** tariffs for a limited set of cross-border parcel delivery services **offered by universal service providers**, which are mostly used by small and medium-sized enterprises and individuals. **Transparency of** public lists **is** also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

(4) In order to improve the affordability of cross-border parcel delivery services, especially for users in remote, **mountainous, island** or sparsely populated areas **and for those who are disabled or with reduced mobility**, it is necessary to improve the transparency of tariffs for a limited set of cross-border parcel delivery services, which are mostly used by **micro**, small and medium-sized enterprises and individuals. **Transparent and easily accessible** public lists **are** also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

Or. en

## Amendment 98

Markus Ferber, Markus Pieper, Georges Bach

### Proposal for a regulation

#### Recital 4

##### *Text proposed by the Commission*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for **users** in remote or sparsely populated areas, it is necessary to improve the **transparency** of public lists of tariffs for a limited set of cross-border parcel delivery services **offered by universal service providers**, which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

##### *Amendment*

(4) In order to improve the affordability of cross-border parcel delivery services, especially for **consumers** in remote or sparsely populated areas **and also for small and medium-sized enterprises and other users**, it is necessary to improve the **accessibility** of public lists of tariffs for a limited set of cross-border parcel delivery services, which are mostly used by small and medium-sized enterprises and individuals. Transparency of public lists is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between national and cross-border parcel delivery services.

**Amendment 99**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) In order to improve the **affordability** of cross-border parcel delivery services, especially for users in remote or sparsely populated areas, it is necessary to improve the transparency of **public lists of** tariffs for a limited set of cross-border parcel delivery services offered by **universal** service providers, which are mostly used by small and medium-sized enterprises and individuals. Transparency **of public lists** is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between **national** and cross-border parcel delivery services.

*Amendment*

(4) In order to improve the **evaluation** of cross-border parcel delivery services, especially for users in remote or sparsely populated areas **and for those who are disabled or with reduced mobility**, it is necessary to improve the transparency of tariffs for a limited set of cross-border parcel delivery services offered by **parcel delivery** service providers, which are mostly used by small and medium-sized enterprises and individuals. Transparency is also necessary to address the issue of high tariffs of cross-border delivery services and to reduce, where applicable, unjustified tariff differences between **domestic** and cross-border parcel delivery services.

**Amendment 100**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Recital 4 a (new)**

*Text proposed by the Commission*

*Amendment*

**(4 a) Standard single piece parcel is part of the universal service in every Member State and is also the service the most frequently used by individuals and small businesses. Improving the transparency and the affordability of single piece tariffs is necessary for the further development**

*of e-commerce.*

Or. en

#### **Amendment 101**

**Markus Ferber, Georges Bach, Markus Pieper**

#### **Proposal for a regulation**

##### **Recital 5**

*Text proposed by the Commission*

*Amendment*

(5) *In most Member States there are several providers who provide domestic parcel delivery services, while only a few of those providers also provide cross-border parcel delivery services. In this context, it is essential to ensure, in order to safeguard and promote effective competition and to protect users, transparent and non-discriminatory access to the services and infrastructure necessary for the provision of cross-border parcel delivery services.* *deleted*

Or. de

#### **Amendment 102**

**Tania González Peñas**

#### **Proposal for a regulation**

##### **Recital 5**

*Text proposed by the Commission*

*Amendment*

(5) *In most Member States there are several providers who provide domestic parcel delivery services, while only a few of those providers also provide cross-border parcel delivery services. In this context, it is essential to ensure, in order to safeguard and promote effective competition and to protect users, transparent and non-discriminatory* *deleted*



*access to the services and infrastructure necessary for the provision of cross-border parcel delivery services.*

Or. en

**Amendment 103**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Recital 5**

*Text proposed by the Commission*

(5) In most Member States there are several providers who provide domestic parcel delivery services, while only a few of those providers also provide cross-border parcel delivery services. In this context, it is essential to *ensure, in order to safeguard and promote effective competition and to protect users, transparent* and non-discriminatory access to the services and infrastructure necessary for the provision of cross-border parcel delivery services.

*Amendment*

(5) In most Member States there are several providers who provide domestic parcel delivery services, while only a few of those providers also provide cross-border parcel delivery services. In this context, it is essential to ***underline the applicability of Union competition law in respect of open*** and non-discriminatory access to the services and infrastructure necessary for the provision of cross-border parcel delivery services.

Or. en

**Amendment 104**  
**Markus Ferber, Markus Pieper, Georges Bach**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. It focuses primarily, *but not*

*Amendment*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. It focuses primarily on national

*exclusively*, on national universal services *and does not address regulatory oversight of parcel delivery service providers, transparency of tariffs and terminal rates for certain* cross-border parcel delivery services, *the assessment of the affordability of tariffs for certain cross-border parcel delivery services and transparent and non-discriminatory access to certain cross-border* parcel delivery services *and/or infrastructure*. This Regulation *therefore complements*, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC.

universal services. ***Regulators' oversight within their own territory must be independent. Tariffs for*** cross-border parcel delivery services ***should be evaluated by the national regulatory authorities in accordance with uniform criteria so as to make it easier for consumers and other users to compare*** parcel delivery services. This Regulation ***strengthens***, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC.

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

Or. de

## Amendment 105 Kosma Zlotowski

### Proposal for a regulation Recital 6

#### *Text proposed by the Commission*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. It focuses primarily, but not exclusively, on national universal services and does not address regulatory oversight of parcel delivery service providers, transparency of tariffs ***and terminal rates***

#### *Amendment*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. It focuses primarily, but not exclusively, on national universal services and does not address regulatory oversight of parcel delivery service providers ***and*** transparency of tariffs, for certain

for certain cross-border parcel delivery services, the assessment of the affordability of tariffs for certain cross-border parcel delivery services **and transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure**. This Regulation therefore complements, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC.

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

cross-border parcel delivery services **and** the assessment of the affordability of tariffs for certain cross-border parcel delivery services. This Regulation therefore complements, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC.

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

Or. en

## Amendment 106

Markus Ferber, Georges Bach, Markus Pieper

### Proposal for a regulation

#### Recital 6

*Text proposed by the Commission*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. ***It focuses primarily, but not exclusively, on national universal services and does not address regulatory oversight of parcel delivery service providers, transparency of tariffs and terminal rates for certain cross-border parcel delivery services, the assessment of the affordability of tariffs for certain cross-border parcel delivery services and***

*Amendment*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. ***Compliance with the minimum universal service requirements laid down in the directive is ensured by national regulatory authorities appointed by the Member States. Where universal service providers' parcel delivery prices are considered not to be affordable, the regulatory authority takes measures in respect of the universal service providers***

*transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure. This Regulation therefore complements, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC.*

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

*in line with Directive 97/67/EC . The Commission ensures that compensation for the provision of universal services in the Member States is proportionate and reasonable and that competition rules are adhered to.*

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

Or. de

#### **Amendment 107** **David-Maria Sassoli**

#### **Proposal for a regulation** **Recital 6**

##### *Text proposed by the Commission*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. It focuses primarily, but not exclusively, on national universal services and does not address regulatory oversight of parcel delivery service providers, transparency of tariffs **and terminal rates** for certain cross-border parcel delivery services, the assessment of the affordability of tariffs for certain cross-border parcel delivery services and transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure. This Regulation **therefore** complements, insofar as cross-border

##### *Amendment*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. It focuses primarily, but not exclusively, on national universal services and does not address regulatory oversight of parcel delivery service providers **and** transparency of tariffs for certain cross-border parcel delivery services, the assessment of the affordability of tariffs for certain cross-border parcel delivery services and transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure. This Regulation **complies in full with Directive 97/67/EC and**

parcel delivery services are concerned, the rules set out *in Directive 97/67/EC*.

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L *1*, 21.1.1998, p 14 - 25).

complements, insofar as cross-border parcel delivery services are concerned, the rules set out *therein*.

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L *15*, 21.1.1998, p. 14).

Or. it

## **Amendment 108**

**Maria Grapini**

### **Proposal for a regulation**

**Recital 6**

#### *Text proposed by the Commission*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. *It focuses primarily, but not exclusively, on national universal services and does not address regulatory oversight of parcel delivery service providers, transparency of tariffs and terminal rates for certain cross-border parcel delivery services, the assessment of the affordability of tariffs for certain cross-border parcel delivery services and transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure. This Regulation therefore complements, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC.*

#### *Amendment*

(6) Currently, postal services are regulated by Directive 97/67/EC of the European Parliament and of the Council<sup>49</sup>. This Directive establishes common rules governing the provision of postal services and the universal postal service in the Union. *The introduction of clearer rules could make cross-border parcel delivery more affordable and make it easier for consumers and companies, especially SMEs, to make the most of the EU Single Market and cross-border e-commerce. This Regulation therefore complements, insofar as cross-border parcel delivery services are concerned, the rules set out in Directive 97/67/EC. However, the provisions of this Regulation are without prejudice to the rights and guarantees set out in that Directive, including in particular the continued provision of a universal postal service to users.*

---

<sup>49</sup> Directive 97/67/EC of the European Parliament and of the Council of 15 December 1997 on common rules for the development of the internal market of Community postal services and the improvement of quality of service (OJ L 1, 21.1.1998, p 14 - 25).

Or. ro

**Amendment 109**  
**Tania González Peñas**

**Proposal for a regulation**  
**Recital 6 a (new)**

*Text proposed by the Commission*

*Amendment*

***(6 a) The parcel delivery sector shows high rates of atypical, precarious and low-paid forms of employment all along the EU. The monitoring of the working force and working conditions in the sector is therefore of key importance to ensure both quality and transparency of the parcel services. Further supply of reliable data by all operators present in the market is in need of improvement.***

Or. en

**Amendment 110**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

*Amendment*

(7) An estimated 80 % of ***addressed postal items*** generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail

(7) An estimated 80 % of ***parcels*** generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail stream,

stream. It is important that those postal items are subject to this Regulation, notably to the requirements on transparency of tariffs and the assessment of their **affordability**.

***although no information is available on the weight of parcels delivered by other operators***. It is important that those postal items are subject to this Regulation, notably to the requirements on transparency of tariffs and the assessment of their ***excessively high tariffs***.

Or. es

#### *Justification*

*The term affordability is too vague and there is no mechanism with which to measure and compare it. Moreover, little is known about the overall volume of parcels in the EU beyond those dealt with by designated postal operators, and consequently this regulation should also help to provide a more sweeping view of this market, encompassing all parcel delivery operators.*

#### **Amendment 111** **Tania González Peñas**

#### **Proposal for a regulation** **Recital 7**

##### *Text proposed by the Commission*

(7) An estimated 80 % of addressed ***postal*** items generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail stream. It is important that those ***postal*** items are subject to this Regulation, notably to the requirements on transparency of tariffs and the assessment of ***their affordability***.

##### *Amendment*

(7) An estimated 80 % of addressed items generated by e-commerce today weigh less than two kilograms and are often processed in the letter-post mail stream. ***There is little information on the average weight of parcels delivered by other means and operators***. It is important that those items are subject to this Regulation, notably to the requirements on transparency of tariffs and the assessment of ***unreasonable high prices***.

Or. en

#### *Justification*

*In the interest of efficiency and effectiveness, assessments must only address transparency issues on the one hand and specific situations showing indices of unreasonable high prices on the other.*

**Amendment 112**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

(7) An estimated 80 % of addressed postal items generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail stream. It is important that those postal items are subject to this Regulation, notably to the requirements on transparency of tariffs and the assessment of their affordability.

*Amendment*

(7) An estimated 80 % of addressed postal items generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail stream. It is important that those postal items are subject to this Regulation, notably to the requirements on transparency of tariffs, ***measures to encourage competition for cross-border parcel delivery services*** and the assessment of their affordability.

Or. ro

**Amendment 113**  
**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

(7) An estimated 80 % of addressed postal items generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail stream. ***It is important that*** those postal items ***are*** subject to this Regulation, ***notably to the requirements on transparency of tariffs and the assessment of their affordability.***

*Amendment*

(7) An estimated 80 % of addressed postal items generated by e-commerce today weigh less than two kilograms, and are often processed in the letter-post mail stream. ***In order to prevent unfair competitive practices,*** those postal items ***must be*** subject to this Regulation.

Or. de



**Amendment 114**  
**Roberts Zile**

**Proposal for a regulation**  
**Recital 8**

*Text proposed by the Commission*

(8) ***Therefore***, it is important to provide a clear definition of parcel delivery services and to specify which postal items are covered by ***that definition***. This concerns in particular postal items, other than ***items of*** correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, ***postal items*** weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. ***In line with current practice and Directive 97/67/EC, each step*** in the postal chain, *i.e.* clearance, sorting and delivery should ***be considered*** parcel delivery ***services***. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as it ***can*** in this case be assumed that this activity is part of the transport sector.

*Amendment*

(8) ***There is a lack of exact definition, what is essential difference between „postal“, „express“ or „courier“ services. Taking into account, that for e-commerce purposes universal service providers offer also additional options, such as track-and-trace, electronic notifications of delivery, choice of delivery at the home or other premises, that to a certain extent are similar to the services offered by other parcel delivery companies, for the purpose of implementing this Regulation***, it is important to provide a clear definition of ***parcels and*** parcel delivery services and to specify which postal items are covered by ***these definitions***. This concerns in particular postal items, other than correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, ***parcels*** weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids ***and are subjects of the freight transport and logistics sector regulation***. ***Providers of parcel delivery services using alternative business models, for example those drawing on the collaborative economy and e-commerce platforms can involve other contractual undertakings to provide some steps in the postal delivery chain such as clearance, sorting and delivery of parcel. The latters should not be subject to this Regulation, if they provide these services as subcontractors of other parcel delivery service providers.*** Transport alone that is not undertaken in conjunction with one of those steps should

fall outside the scope of parcel delivery services as it *should* in this case be assumed that this activity is part of the transport sector.

Or. en

## Amendment 115

Pavel Telička, Gesine Meissner, Dominique Riquet

### Proposal for a regulation

#### Recital 8

##### *Text proposed by the Commission*

(8) Therefore, it is important to provide a clear definition of parcel delivery services and to specify which postal items are covered by *that definition*. This concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, postal items weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting and delivery should be considered parcel delivery services. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as it can in this case be assumed that this activity is part of the transport sector.

##### *Amendment*

(8) Therefore, it is important to provide a clear definition of parcel, *parcel* delivery services and *parcel delivery service provider and* to specify which postal items are covered by *those definitions*. This concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, postal items weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting and delivery should be considered parcel delivery services. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as it can in this case be assumed that this activity is part of the transport sector. *Undertakings involved only in the self provision of services which forms part of the sales contract as defined by point 5, Article 2 of Directive 2011/83/EU should fall outside the scope of parcel delivery service provider.*

Or. en

### *Justification*

*Small e-retailers who are storing their merchandises before shipping them should not be considered to be parcel delivery service providers.*

#### **Amendment 116**

**Tania González Peñas**

#### **Proposal for a regulation**

##### **Recital 8**

###### *Text proposed by the Commission*

(8) Therefore, it is important to provide a clear definition of parcel delivery services and to specify which **postal** items are covered by **that definition**. This concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, **postal items** weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting **and delivery** should be considered parcel delivery services. ***Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as it can in this case be assumed that this activity is part of the transport sector.***

###### *Amendment*

(8) Therefore, it is important to provide a clear definition of **parcels and** parcel delivery services and to specify which items are covered by **those definitions**. This concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, **parcels with or without commercial value** weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting, **transport and distribution** should be considered parcel delivery services.

Or. en

#### **Amendment 117**

**Inés Ayala Sender**

#### **Proposal for a regulation**

##### **Recital 8**

*Text proposed by the Commission*

(8) Therefore, it is important to provide a clear definition of parcel delivery services and to specify which **postal** items are covered by that definition. This concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, postal items weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting and delivery should be considered parcel delivery services. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as it can in this case be assumed that this activity is part of the transport sector.

*Amendment*

(8) Therefore, it is important to provide a clear definition of **parcels and** parcel delivery services and to specify which items are covered by that definition. This concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, postal items **or any item with or without commercial value** weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting and delivery should be considered parcel delivery services. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as it can in this case be assumed that this activity is part of the transport sector.

Or. es

*Justification*

*It should be specified that the regulation is to apply not only to postal directive operators but to any parcel delivery operator.*

**Amendment 118**

**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Recital 8**

*Text proposed by the Commission*

(8) Therefore, it is important to provide a clear definition of parcel delivery services and to specify which postal items are covered by that definition. This

*Amendment*

(8) Therefore, it is important to provide a clear definition of parcel delivery services and to specify which postal items are covered by that definition. This

concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, postal items weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting and delivery should be considered parcel delivery services. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as *it can in this case be assumed that* this activity is part of the transport sector.

concerns in particular postal items, other than items of correspondence, which because of their weight are commonly used for sending goods and merchandise. This Regulation should therefore cover, in line with consistent practice, postal items weighing up to 31.5 kg, as heavier items cannot be handled by a single average individual without mechanical aids. In line with current practice and Directive 97/67/EC, each step in the postal chain, i.e. clearance, sorting and delivery should be considered parcel delivery services. Transport alone that is not undertaken in conjunction with one of those steps should fall outside the scope of parcel delivery services as this activity is part of the transport sector.

Or. de

**Amendment 119**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 8 a (new)**

*Text proposed by the Commission*

*Amendment*

**(8a) The minimum confidential information that must be forwarded to the national authorities and procedures followed by the authorities to ensure compliance with the commercial nature of national operators must be defined and secure channels established for the communication thereof.**

Or. ro

**Amendment 120**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

*Amendment*

(9) *Terminal rates are based on multilateral and bilateral agreements between universal service providers and ensure that the destination universal service provider is remunerated for the costs of the service provided to the originating universal service provider. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.*

*deleted*

Or. it

**Amendment 121**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

*Amendment*

(9) Terminal rates are based on multilateral and bilateral agreements between **universal** service providers and ensure that the destination **universal** service provider is remunerated for the costs of the service provided to the originating **universal** service provider. Terminal rates should be defined in such a way that **it includes** both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

(9) Terminal rates are based on multilateral and bilateral agreements between **parcel delivery** service providers and ensure that the destination **parcel delivery** service provider is remunerated for the costs of the service provided to the originating **parcel delivery** service provider. Terminal rates should be defined in such a way that **they include** both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels, **as well as the transfer costs, understood as payments performed by a parcel delivery service provider in the originating Member State to its subsidiaries in the**

*Justification*

*If order to have a clear picture of the cross-border parcel sector and the different elements of the cross border tariffs, there is a need to include all the payments that take place between the different operators, whether the USP or not, from the country of origin and the country of destination.*

**Amendment 122**

**Tania González Peñas**

**Proposal for a regulation**

**Recital 9**

*Text proposed by the Commission*

(9) Terminal rates are based on multilateral and bilateral agreements between **universal** service providers and ensure that the destination **universal** service provider is remunerated for the costs of the service provided to the originating **universal service provider**. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

*Amendment*

(9) Terminal rates are ***an important part of the total cost of delivery services. They are*** based on multilateral and bilateral agreements between ***parcel*** service providers and ensure that the destination service provider is remunerated for the costs of the service provided to the originating ***one***. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels. ***In a similar way, trans-national enterprises delivering in several countries often use internal transfer costs instead.***

**Amendment 123**

**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Recital 9**

*Text proposed by the Commission*

(9) Terminal rates are based on multilateral and bilateral agreements between universal service providers and ensure that the destination universal service provider is remunerated for the costs of the service provided to the originating universal service provider. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

*Amendment*

(9) Terminal rates are based on multilateral and bilateral agreements between universal service providers and ensure that the destination universal service provider is remunerated ***proportionately and reasonably*** for the costs of the service provided to the originating universal service provider. ***Compliance with competition rules is monitored by the Commission.*** Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

Or. de

**Amendment 124**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

(9) Terminal rates are based on multilateral and bilateral agreements between universal service providers and ensure that the destination universal service provider is remunerated for the costs of the service provided to the originating universal service provider. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

*Amendment*

(9) Terminal rates are based on multilateral and bilateral agreements between ***Member States of the Universal Postal Union or*** universal service providers and ensure that the destination universal service provider is remunerated for the costs of the service provided to the originating universal service provider. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

Or. en



**Amendment 125**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

(9) Terminal rates are based on multilateral and bilateral agreements between **universal** service providers and ensure that the destination **universal** service provider is remunerated for the costs of the service provided to the originating **universal** service provider. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

*Amendment*

(9) Terminal rates are based on multilateral and bilateral agreements between **parcel delivery** service providers and ensure that the destination **parcel delivery** service provider is remunerated for the costs of the service provided to the originating **parcel delivery** service provider. Terminal rates should be defined in such a way that it includes both terminal dues, as defined in point 15 of Article 2 of Directive 97/67/EC that are applied for letter mail items and inward land rates that are applied to parcels.

Or. en

**Amendment 126**  
**Roberts Zile**

**Proposal for a regulation**  
**Recital 10**

*Text proposed by the Commission*

(10) It is necessary that national regulatory authorities have knowledge and information for statistical purposes about parcel delivery service providers active on the market. However, in order to limit the administrative burden for small parcel delivery service providers who are only active on a national or regional market, a threshold should be applied, based on the number of persons working for the service provider and involved in the provision of parcel delivery services.

*Amendment*

(10) It is necessary that national regulatory authorities have knowledge and information for statistical purposes about parcel delivery service providers active on the market ***on the basis of appropriate authorisations procedures or other legal requirements. New business models are widespread, especially in the parcel and express industry, non-standard employment contracts are commonly used by parcel operators, who also use contract service subcontractors and self-employed staff to carry out the delivery tasks.*** However, in order to limit the

administrative burden for small parcel delivery service providers who are only active on a national or regional market a threshold ***of 10 persons*** should be applied, based on the number of persons working ***over the previous calendar year*** for the service provider ***including subcontractors*** and involved in the provision of parcel delivery services ***unless that provider is established in more than one Member State. This threshold is in line with Commission Recommendation 2003/361 of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises, reflects the labour intensive nature of the sector and captures most of the parcel delivery market and level of market share, especially in countries with low volumes of parcels flows. The average number of persons should include full-time, part-time and temporary employees as well as self-employed workers persons and employees of subcontractors involved.***

Or. en

#### Amendment 127

Markus Ferber, Georges Bach, Markus Pieper

#### Proposal for a regulation

##### Recital 10

*Text proposed by the Commission*

(10) It is necessary that national regulatory authorities have knowledge and information for statistical purposes about parcel delivery service providers active on the market. ***However, in order to limit the administrative burden for small parcel delivery service providers who are only active on a national or regional market, a threshold should be applied, based on the number of persons working for the service provider and involved in the provision of parcel delivery services.***

*Amendment*

(10) It is necessary that national regulatory authorities have knowledge and information for statistical purposes about parcel delivery service providers active on the market. ***Data collected in respect of terminal dues should be processed under conditions of strict secrecy because they include trade secrets, in accordance with free-market principles. The administrative burden on parcel delivery services should not be unduly increased. A threshold should be applied so as not to impose an***

*undue administrative burden on smaller parcel delivery service providers active only on a national or regional market.*

Or. de

## Amendment 128

Kosma Zlotowski, Roberts Zile

### Proposal for a regulation

#### Recital 12

##### *Text proposed by the Commission*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by **universal** service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage **and should, together with the confidential regular provision of the underlying terminal rates, constitute the basis for the national regulatory authorities to assess the affordability of tariffs for cross-border parcel delivery services. Parcel delivery service providers other than universal service providers may voluntarily provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.**

##### *Amendment*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by **cross-border parcel delivery** service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage.

Or. en

**Amendment 129**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Recital 12**

*Text proposed by the Commission*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by **universal** service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage and should, together with the confidential regular provision of the underlying terminal rates, constitute the basis for the national regulatory authorities to assess the affordability of tariffs for cross-border parcel delivery services. ***Parcel delivery service providers other than universal service providers may voluntarily provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.***

*Amendment*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by ***parcel delivery*** service providers ***operating cross-border*** should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage and should, together with the confidential regular provision of the underlying terminal rates, constitute the basis for the national regulatory authorities to ***objectively*** assess the affordability of tariffs for cross-border parcel delivery services.

Or. en

**Amendment 130**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Recital 12**

*Text proposed by the Commission*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by universal service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage and should, ***together with the confidential regular provision of the underlying terminal rates***, constitute the basis for the national regulatory authorities to assess the affordability of tariffs for cross-border parcel delivery services. Parcel delivery service providers other than universal service providers may voluntarily provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.

*Amendment*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by universal service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage and should constitute the basis for the national regulatory authorities to assess the affordability of tariffs for cross-border parcel delivery services. Parcel delivery service providers other than universal service providers may voluntarily provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.

Or. it

**Amendment 131**

**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Recital 12**

*Text proposed by the Commission*

(12) ***When providing information to the national regulatory authority, it should be taken into account*** that parcel delivery service providers ***may*** have already ***provided certain*** information ***to the same***

*Amendment*

(12) ***National regulatory authorities must, in order to avoid duplication and the imposition of unnecessary additional administration and costs, ensure*** that parcel delivery service providers ***which***

***national regulatory authority***. Parcel delivery services are important for small and medium-sized enterprises and ***individuals*** and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by universal service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage ***and should, together with the confidential regular provision of the underlying terminal rates***, constitute the basis for ***the national regulatory authorities*** to assess the affordability of tariffs ***for cross-border parcel delivery services***. Parcel delivery service providers other than universal service providers may voluntarily provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.

have already ***supplied their*** information ***are not required to supply it a second time***. Parcel delivery services are important for small and medium-sized enterprises and ***consumers*** and they should be able to compare easily between different providers. Therefore, the services for which tariffs should be provided by universal service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage; ***the data collected about terminal dues, to be provided confidentially and regularly to the national regulatory authorities***, constitute the basis for ***those*** authorities to assess the affordability of tariffs. Parcel delivery service providers other than universal service providers may voluntarily provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.

Or. de

## **Amendment 132** **Marie-Christine Arnautu**

### **Proposal for a regulation** **Recital 12**

#### *Text proposed by the Commission*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for

#### *Amendment*

(12) When providing information to the national regulatory authority, it should be taken into account that parcel delivery service providers may have already provided certain information to the same national regulatory authority. Parcel delivery services are important for small and medium-sized enterprises and individuals and they should be able to compare easily between different providers. Therefore, the services for

which tariffs should be provided by universal service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage and should, together with the confidential regular provision of the underlying terminal rates, constitute the basis for the national regulatory authorities to assess the affordability of tariffs for cross-border parcel delivery services. Parcel delivery service providers other than universal service providers *may voluntarily* provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.

which tariffs should be provided by universal service providers should be clearly defined. Those tariffs should be published by the Commission on a dedicated webpage and should, together with the confidential regular provision of the underlying terminal rates, constitute the basis for the national regulatory authorities to assess the affordability of tariffs for cross-border parcel delivery services. Parcel delivery service providers other than universal service providers *shall* provide, in a comparable form, their national regulatory authority with the tariffs for the same items provided that such items are delivered at the home or the premises of the addressee.

Or. fr

#### **Amendment 133**

**Markus Ferber, Markus Pieper, Georges Bach**

#### **Proposal for a regulation**

##### **Recital 13**

###### *Text proposed by the Commission*

(13) Because of their small size and dimensions, certain postal items should not be subject to *the* obligations *set out with regard to transparency of tariffs*. The postal items subject to those obligations should therefore have a minimum width of 20 mm.

###### *Amendment*

(13) Because of their small size and dimensions, certain postal items should not be subject to *these* obligations. The postal items subject to those obligations should therefore have a minimum width of 20 mm.

Or. de

#### **Amendment 134**

**Jill Evans**

#### **Proposal for a regulation**

##### **Recital 14**

(14) When national regulatory authorities annually assess the affordability of tariffs, they should ***base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers and the destination universal service providers and the level of terminal rates. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.***

(14) When national regulatory authorities annually assess the affordability of tariffs, they should ***particularly take into account the situation of individual as well as micro, small and medium-size enterprise users living or situated in remote, mountainous, island or sparsely populated areas, as well as disabled users, users with reduced mobility, users that regularly use parcel delivery services and individual users with little disposable income. In this respect, the European Parliament in its resolution of 15 September 2016 on the application of the Postal Services Directive considered that geographical coverage and accessibility to universal services for parcel deliveries can and must be improved, especially for citizens with disabilities and reduced mobility and those in remote areas, and stressed the importance of ensuring barrier-free accessibility to postal services.***

Or. en

## **Amendment 135**

**Markus Ferber, Georges Bach, Markus Pieper**

### **Proposal for a regulation**

#### **Recital 14**

(14) When national regulatory authorities annually assess the affordability of tariffs, they should base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers and the destination universal service providers and the level of terminal rates. Those common criteria may be complemented by other criteria of particular relevance ***for explaining the tariffs in question, such as specific***

(14) When national regulatory authorities annually assess the affordability of tariffs, they should base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers and the destination universal service providers and the level of terminal rates. Those common criteria may be complemented by other criteria of particular relevance, such as transportation or handling costs and bilateral volumes



transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

between different cross-border parcel delivery service providers.

Or. de

**Amendment 136**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Recital 14**

*Text proposed by the Commission*

(14) When national regulatory authorities ***annually*** assess the affordability of tariffs, they should base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers ***and the destination universal service providers and the level of terminal rates***. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

*Amendment*

(14) When national regulatory authorities ***deem it necessary to*** assess the affordability of tariffs, they should base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

Or. en

**Amendment 137**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Recital 14**

*Text proposed by the Commission*

(14) When national regulatory authorities annually assess the affordability of tariffs, they should base themselves on objective criteria, such as the domestic

*Amendment*

(14) When national regulatory authorities annually assess the affordability of tariffs, they should base themselves on objective criteria, such as the domestic

tariffs of the originating universal service providers and the destination universal service providers **and the level of terminal rates**. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

tariffs of the originating universal service providers and the destination universal service providers. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

Or. it

### **Amendment 138**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

#### **Proposal for a regulation**

##### **Recital 14**

###### *Text proposed by the Commission*

(14) When national regulatory authorities annually assess **the affordability of tariffs**, they should base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers and the destination universal service providers and the level of terminal rates. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

###### *Amendment*

(14) When national regulatory authorities annually assess **that tariffs are affordable**, they should base themselves on objective criteria, such as the domestic tariffs of the originating universal service providers and the destination universal service providers and the level of terminal rates. Those common criteria may be complemented by other criteria of particular relevance for explaining the tariffs in question, such as specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.

Or. en

### **Amendment 139**

**Markus Ferber, Georges Bach, Markus Pieper**

#### **Proposal for a regulation**

##### **Recital 15**

*Text proposed by the Commission*

(15) Uniform tariffs for cross-border deliveries to two or more Member States may be important in the interest of protecting regional and social cohesion. In this context *it* should be ***considered that e-commerce offers new opportunities for sparsely populated areas to participate in the economic life***. It is therefore necessary to take any uniform tariffs fully into account when assessing the affordability of parcel delivery services.

*Amendment*

(15) Uniform tariffs for cross-border deliveries to two or more Member States may be important in the interest of protecting regional and social cohesion. In this context, ***consideration*** should be ***given to the need to promote e-commerce in sparsely populated areas so as to enable consumers in such areas to participate in online trade and to boost their regional economies***. It is therefore necessary to take any uniform tariffs fully into account when assessing the affordability of parcel delivery services.

Or. de

**Amendment 140**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 15**

*Text proposed by the Commission*

(15) Uniform tariffs for cross-border deliveries to two or more Member States may be important in the interest of protecting regional and social cohesion. In this context it should be considered that e-commerce offers new opportunities for sparsely populated areas to participate in the economic life. It is therefore necessary to take any uniform tariffs fully into account when assessing the affordability of parcel delivery services.

*Amendment*

(15) Uniform tariffs for cross-border deliveries to two or more Member States may be important in the interest of protecting regional and social cohesion. In this context it should be considered that e-commerce offers new opportunities for sparsely populated ***and remote*** areas to participate in the economic life. It is therefore necessary to take any uniform tariffs fully into account when assessing the affordability of parcel delivery services.

Or. es

**Amendment 141**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Recital 15**

*Text proposed by the Commission*

(15) Uniform tariffs for cross-border deliveries to two or more Member States may be important in the interest of protecting regional and social cohesion. In this context it should be considered that e-commerce offers new opportunities for sparsely populated areas to participate in the economic life. It is therefore necessary to take any uniform tariffs fully into account when assessing the *affordability* of parcel delivery services.

*Amendment*

(15) Uniform tariffs for cross-border deliveries to two or more Member States may be important in the interest of protecting regional and social cohesion. In this context it should be considered that e-commerce offers new opportunities for sparsely populated areas to participate in the economic life. It is therefore necessary to take any uniform tariffs fully into account when assessing the *tariffs* of parcel delivery services.

Or. en

**Amendment 142**  
**Maria Grapini**

**Proposal for a regulation**  
**Recital 16**

*Text proposed by the Commission*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. *Universal service providers providing parcel delivery services* should be required to provide such justification without delay.

*Amendment*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. *High cross-border delivery charges prevent more purchases or sales being made throughout the EU. Prices charged by postal operators to deliver small parcels from one Member State to another are much higher than domestic prices and bear no clear relation to actual costs. Service providers* should *therefore* be required to provide such justification without delay.

Or. ro

**Amendment 143**  
**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Recital 16**

*Text proposed by the Commission*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. ***Universal service providers providing parcel delivery services should be required to provide such justification without delay.***

*Amendment*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin.

Or. en

**Amendment 144**  
**Tania González Peñas**

**Proposal for a regulation**  
**Recital 16**

*Text proposed by the Commission*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. ***Universal service providers providing parcel delivery services should be required to provide such justification without delay.***

*Amendment*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin.

Or. en

*Justification*

*Transparency obligations must apply to all relevant parcel delivery operators present in the market.*

**Amendment 145**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Recital 16**

*Text proposed by the Commission*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. *Universal* service providers ***providing parcel delivery services should be required to provide such justification without delay.***

*Amendment*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. ***Parcel delivery*** service providers ***shall provide such justification without delay whenever it is requested by the National Regulatory Authority.***

Or. en

**Amendment 146**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 16**

*Text proposed by the Commission*

(16) ***Significant differences between domestic and*** cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. Universal service providers providing parcel delivery services should be required to provide such justification without delay.

*Amendment*

(16) ***Unreasonable high*** cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. Universal service providers providing parcel delivery services should be required to provide such justification without delay.

Or. en

**Amendment 147**  
**Marie-Christine Arnautu**

## Proposal for a regulation

### Recital 16

*Text proposed by the Commission*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. Universal service providers providing parcel delivery services ***should*** be required to provide such justification ***without delay***.

*Amendment*

(16) Significant differences between domestic and cross-border tariffs for parcel delivery services should be justified by objective criteria, such as additional costs for transport and a reasonable profit margin. Universal service providers providing parcel delivery services ***could*** be required to provide such justification.

Or. fr

## Amendment 148

Inés Ayala Sender

## Proposal for a regulation

### Recital 17

*Text proposed by the Commission*

(17) In order to ensure transparency across the Union, the analysis of a national regulatory authority should be submitted ***to the national regulatory authorities of the other Member States and to the Commission***. Confidentiality is to be ensured by the national regulatory authorities and the Commission. The Commission may also request the European Regulators Group for Postal Services to provide a Union-wide analysis on the basis of the national contributions.

*Amendment*

(17) In order to ensure transparency across the Union, the analysis of a national regulatory authority should be submitted. Confidentiality is to be ensured by the national regulatory authorities and the Commission. The Commission may also request the European Regulators Group for Postal Services to provide a Union-wide analysis on the basis of the national contributions.

Or. en

*Justification*

*The information to be presented to the RNA is highly sensitive and should not be shared with other RNAs.*

**Amendment 149**  
**Tania González Peñas**

**Proposal for a regulation**  
**Recital 17**

*Text proposed by the Commission*

(17) In order to ensure transparency across the Union, the analysis of a national regulatory authority should be submitted to the ***national regulatory authorities of the other Member States and to the*** Commission. Confidentiality is to be ensured by the national regulatory authorities and the Commission. The Commission may also request the European Regulators Group for Postal Services to provide a Union-wide analysis on the basis of the national contributions.

*Amendment*

(17) In order to ensure transparency across the Union, the analysis of a national regulatory authority should be submitted to the Commission. Confidentiality is to be ensured by the national regulatory authorities and the Commission. The Commission may also request the European Regulators Group for Postal Services to provide a Union-wide analysis on the basis of the national contributions.

Or. en

**Amendment 150**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Recital 17**

*Text proposed by the Commission*

(17) In order to ensure transparency across the Union, the analysis of a national regulatory authority should be submitted to the ***national regulatory authorities of the other Member States and to the*** Commission. Confidentiality is to be ensured by the national regulatory authorities and the Commission. The Commission may also request the European Regulators Group for Postal Services to provide a Union-wide analysis on the basis of the national contributions.

*Amendment*

(17) In order to ensure transparency across the Union, ***a non-confidential version of*** the analysis of a national regulatory authority should be submitted to the Commission. Confidentiality is to be ensured by the national regulatory authorities and the Commission, ***in accordance with article 22a (4) of Directive 97/67/EC***. The Commission may also request the European Regulators Group for Postal Services to provide a Union-wide analysis on the basis of the national contributions.



**Amendment 151**

**Roberts Zile**

**Proposal for a regulation**

**Recital 18**

*Text proposed by the Commission*

*Amendment*

*(18) Universal service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks. For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral agreements. It may be justified that terminal rates payable by third-party parcel delivery service providers, in some cases, exceed those payable by universal service providers that are parties to such agreements. This may be the case where the parties to a multilateral agreement on terminal rates are able to demonstrate that the cost of setting up, operating and administering the agreement, the extra cost incurred by accepting and handling items from non-designated parcel delivery service providers and other such costs are not covered by the terminal rates payable by the third-party service provider in the originating Member State.*

*deleted*

**Amendment 152**

**David-Maria Sassoli**

**Proposal for a regulation**

## Recital 18

*Text proposed by the Commission*

(18) Universal service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks. *For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral agreements. It may be justified that terminal rates payable by third-party parcel delivery service providers, in some cases, exceed those payable by universal service providers that are parties to such agreements. This may be the case where the parties to a multilateral agreement on terminal rates are able to demonstrate that the cost of setting up, operating and administering the agreement, the extra cost incurred by accepting and handling items from non-designated parcel delivery service providers and other such costs are not covered by the terminal rates payable by the third-party service provider in the originating Member State.*

*Amendment*

(18) Universal service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks, *in full compliance with Union competition law and with Directive 97/67/EC.*

Or. it

**Amendment 153**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Recital 18**

*Text proposed by the Commission*

(18) *Universal* service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set

*Amendment*

(18) *Parcel delivery* service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set

up other programmes to facilitate the interconnectivity of their delivery networks. For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral agreements. *It may be justified that terminal rates payable by third-party parcel delivery service providers, in some cases, exceed those payable by universal service providers that are parties to such agreements. This may be the case where the parties to a multilateral agreement on terminal rates are able to demonstrate that the cost of setting up, operating and administering the agreement, the extra cost incurred by accepting and handling items from non-designated parcel delivery service providers and other such costs are not covered by the terminal rates payable by the third-party service provider in the originating Member State.*

up other programmes to facilitate the interconnectivity of their delivery networks. For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral agreements, *under and subject to the conditions of Union competition law.*

Or. en

**Amendment 154**  
**Tania González Peñas**

**Proposal for a regulation**  
**Recital 18**

*Text proposed by the Commission*

(18) *Universal* service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks. *For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral agreements. It may be justified that*

*Amendment*

(18) *Parcel delivery* service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks. *It is important that any practices in this respect that might be in breach of principles of Union competition law and of the provisions of Directive 97/67/EC are properly investigated and addressed by Member States, national*

*terminal rates payable by third-party parcel delivery service providers, in some cases, exceed those payable by universal service providers that are parties to such agreements. This may be the case where the parties to a multilateral agreement on terminal rates are able to demonstrate that the cost of setting up, operating and administering the agreement, the extra cost incurred by accepting and handling items from non-designated parcel delivery service providers and other such costs are not covered by the terminal rates payable by the third-party service provider in the originating Member State.*

*regulatory authorities and by the European Commission in a timely and effective manner.*

Or. en

#### **Amendment 155**

**Pavel Telička, Gesine Meissner**

#### **Proposal for a regulation**

##### **Recital 18**

*Text proposed by the Commission*

(18) Universal service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks. For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral agreements. It may be justified that terminal rates payable by third-party parcel delivery service providers, in some cases, exceed those payable by universal service providers that are parties to such agreements. This may be the case where the parties to a multilateral agreement on terminal rates are able to demonstrate that the cost of setting up, operating and

*Amendment*

(18) Universal service providers providing parcel delivery services may conclude multilateral and bilateral agreements on terminal rates and may set up other programmes to facilitate the interconnectivity of their delivery networks. For reasons of non-discrimination, competing parcel delivery service providers shall be granted equal access to the terminal rates applicable between parties under multilateral ***or bilateral*** agreements. ***Universal service providers may refuse or limit the access. In this case they must notify the National Regulatory Authority and justify their decision based on objective criteria in order for the National Regulatory Authority to assess it.*** It may be justified that terminal rates payable by third-party parcel delivery service providers, in some

administering the agreement, the extra cost incurred by accepting and handling items from non-designated parcel delivery service providers and other such costs are not covered by the terminal rates payable by the third-party service provider in the originating Member State.

cases, exceed those payable by universal service providers that are parties to such agreements. This may be the case where the parties to a multilateral *or bilateral* agreement on terminal rates are able to demonstrate that the cost of setting up, operating and administering the agreement, the extra cost incurred by accepting and handling items from non-designated parcel delivery service providers and other such costs are not covered by the terminal rates payable by the third-party service provider in the originating Member State.

Or. en

#### **Amendment 156**

**Kosma Zlotowski, Roberts Zile**

#### **Proposal for a regulation**

##### **Recital 19**

*Text proposed by the Commission*

*Amendment*

**(19) In practice and for operational reasons, the point at which access should be provided is the inward office of exchange, which is an office or a facility determined by universal service providers in the destination Member State for handing over postal items other than items of correspondence.**

**deleted**

Or. en

#### **Amendment 157**

**Tania González Peñas**

#### **Proposal for a regulation**

##### **Recital 19**

*Text proposed by the Commission*

*Amendment*

**(19) In practice and for operational**

**deleted**

*reasons, the point at which access should be provided is the inward office of exchange, which is an office or a facility determined by universal service providers in the destination Member State for handing over postal items other than items of correspondence.*

Or. en

**Amendment 158**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Recital 19 a (new)**

*Text proposed by the Commission*

*Amendment*

*(19 a) Despite pending formal requests, the development of quality of service for cross-border parcel deliveries has been slow and requires further active promotion. This work should take into account in particular the interests of users, and efficiency and environmental considerations.*

Or. en

*Justification*

*Standards are only a mean to improve interoperability, but they are not the only possible solution. They are an alternative whose application is not very flexible and, therefore, it is not the most suitable to reach the aim pursued (harmonization). Instead of ruling the introduction of standards, the Regulation should focus on the promotion of interoperability by all possible means.*

**Amendment 159**  
**Jill Evans, Tania González Peñas**

**Proposal for a regulation**  
**Recital 21**

*Text proposed by the Commission*

*Amendment*

(21) As markets for parcel delivery services are changing fast, the Commission should re-assess the efficiency and effectiveness of this Regulation and submit a regular report to the European Parliament and the Council. That report should be accompanied, where appropriate, by proposals for review to the European Parliament and the Council.

(21) As markets for parcel delivery services are changing fast, the Commission should re-assess the efficiency and effectiveness of this Regulation and submit a regular report to the European Parliament and the Council. That report should be accompanied, where appropriate, by **legislative** proposals for review to the European Parliament and the Council. ***That report should be produced following consultation with all appropriate stakeholders and users, also including the European Social Dialogue committee for the postal sector.***

Or. en

**Amendment 160**  
**Marie-Christine Arnautu**

**Proposal for a regulation**  
**Recital 21**

*Text proposed by the Commission*

(21) As markets for parcel delivery services are changing fast, the Commission should re-assess the efficiency and effectiveness of this Regulation and submit **a regular** report to the European Parliament and the **Council**. That report should be accompanied, where appropriate, by proposals for review to the European Parliament and the Council.

*Amendment*

(21) As markets for parcel delivery services are changing fast, the Commission should re-assess the efficiency and effectiveness of this Regulation and submit **an annual** report to the European Parliament, **the Council** and the **national regulatory authorities**. That report should be accompanied, where appropriate, by proposals for review to the European Parliament and the Council.

Or. fr

**Amendment 161**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Recital 22**

(22) In order to ***ensure uniform conditions for the implementation of the obligation for parcel delivery providers to submit*** information to national regulatory authorities, ***implementing powers*** should be ***conferred on*** the Commission ***to establish a*** form for the submission of ***such*** information. ***Those powers should be exercised*** in accordance with ***Regulation (EU) No 182/2011 of the European Parliament and of the Council***<sup>50</sup>.

(22) In order to ***establish the specific obligations for all parcel delivery service providers with regard to the provision of*** information to ***the*** national regulatory authorities, ***the power to adopt acts in accordance with Article 290 TFEU*** should be ***delegated to*** the Commission ***in respect of the*** form for the submission of ***the*** information ***provided by parcel delivery service providers to the national regulatory authorities. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted*** in accordance with ***the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making\****. ***In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.***

---

<sup>50</sup> ***Regulation (EU) 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13 - 18).***

Or. en

**Amendment 162**  
**Marie-Christine Arnautu**

**Proposal for a regulation**



## Recital 25

*Text proposed by the Commission*

*Amendment*

(25) *Since the objectives of this Regulation, namely to establish the regulatory principles and rules necessary to improve regulatory oversight, to improve transparency of prices and establish certain principles as regards cross-border parcel delivery services that should support competition, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.*

*deleted*

Or. fr

## Amendment 163 Inés Ayala Sender

### Proposal for a regulation Recital 25

*Text proposed by the Commission*

*Amendment*

(25) Since the objectives of this Regulation, namely to **establish the regulatory principles and rules necessary to improve regulatory oversight, to improve transparency of prices and establish certain principles as regards** cross-border parcel delivery services **that should support competition**, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union

(25) Since the objectives of this Regulation, namely to **achieve better accessibility for users to efficient and affordable transparent** cross-border parcel delivery services, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European

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 Regulation does not go beyond what is necessary in order to achieve *that objective*.

Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve *those objectives*.

Or. en

#### **Amendment 164**

**Maria Grapini**

#### **Proposal for a regulation**

##### **Recital 25**

*Text proposed by the Commission*

(25) Since the objectives of this Regulation, namely to *establish the regulatory principles and rules necessary to improve regulatory oversight, to improve transparency of prices and establish certain principles as regards* cross-border parcel delivery services *that should support competition*, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve *that objective*.

*Amendment*

(25) Since the objectives of this Regulation, namely to *achieve better accessibility for users to efficient and affordable* cross-border parcel delivery services *and increase consumer confidence in e-commerce*, cannot be sufficiently achieved by the Member States and can therefore, by reason of its scale and effects, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve *those objectives*.

Or. ro

#### **Amendment 165**

**Roberts Zile**

**Proposal for a regulation**  
**Chapter 1 – title**

*Text proposed by the Commission*

*Amendment*

***Subject matter and definitions***

***Objectives and scope***

Or. en

**Amendment 166**  
**Jill Evans**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

*This* Regulation establishes specific rules, in addition to the rules set out in Directive 97/67/EC, concerning:

***In order to foster better user accessibility to efficient and affordable cross-border parcel delivery, including for vulnerable users, those in remote or sparsely populated areas and persons with disabilities,*** this Regulation establishes specific rules, in addition to the rules set out in Directive 97/67/EC, concerning:

Or. en

**Amendment 167**  
**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

*This* Regulation establishes specific rules, in addition to the rules set out in Directive 97/67/EC, concerning:

***In order to achieve better accessibility for users to efficient and transparent cross-border parcel delivery services,*** this Regulation establishes specific rules, in addition to the rules set out in Directive 97/67/EC, concerning:

Or. en

**Amendment 168**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – introductory part**

*Text proposed by the Commission*

This Regulation establishes specific rules, in addition to the rules set out in Directive 97/67/EC, concerning:

*Amendment*

This Regulation establishes specific rules, in addition to the rules set out in Directive 97/67/EC *for the provision of parcel delivery services*, concerning:

Or. en

**Amendment 169**  
**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) the transparency of tariffs and terminal rates for *certain* cross-border parcel delivery services and the assessment of the affordability of *certain* cross-border tariffs;

*Amendment*

(b) the transparency of tariffs and terminal rates for *universal-service* cross-border parcel delivery services and the assessment of the affordability of *such* cross-border tariffs;

Or. de

**Amendment 170**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) the transparency of tariffs *and terminal rates for certain* cross-border parcel delivery services and the assessment of *the affordability of certain cross-border*

*Amendment*

(b) the transparency of tariffs *of* cross-border parcel delivery services and the assessment of *those tariffs which are*

*tariffs;*

*unreasonable high;*

Or. en

*Justification*

*In the interest of efficiency and effectiveness, assessments must only address transparency issues on the one hand and specific situations showing indices of unreasonable high prices on the other.*

**Amendment 171**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) the transparency of tariffs ***and terminal rates*** for certain cross-border parcel delivery services and the assessment of the affordability of certain cross-border tariffs;

*Amendment*

(b) the transparency of tariffs for certain cross-border parcel delivery services and the assessment of the affordability of certain cross-border tariffs;

Or. it

**Amendment 172**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point b**

*Text proposed by the Commission*

(b) the transparency of tariffs ***and terminal rates*** for certain cross-border parcel delivery services and the assessment of the affordability of certain cross-border tariffs;

*Amendment*

(b) the transparency of tariffs for certain cross-border parcel delivery services and the assessment of the affordability of certain cross-border tariffs;

Or. en

**Amendment 173**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point b a (new)**

*Text proposed by the Commission*

*Amendment*

*(ba) promotion of further  
harmonisation of interoperability and  
quality of service.*

Or. es

*Justification*

*As indicated by the rapporteur in her amendment 33, the directive should also seek to ensure further harmonisation and quality of service, but doing so through technical standards might be an excessively rigid method in a quickly changing environment, and this could place a brake on innovation and jeopardise the progress already made. Furthermore, the standardisation process is slow and cumbersome and in practice excludes SMEs, and it may not provide the desired results in time.*

**Amendment 174**  
**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

*(c) transparent and non-  
discriminatory access to certain cross-  
border parcel delivery services and/or  
infrastructure.* *deleted*

Or. de

**Amendment 175**  
**Christine Revault D'Allonnes Bonnefoy**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) *transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure.*

*deleted*

Or. fr

**Amendment 176**

**Kosma Złotowski, Roberts Zile**

**Proposal for a regulation**

**Article 1 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) *transparent and non-discriminatory access to certain cross-border parcel delivery services and/or infrastructure.*

*deleted*

Or. en

**Amendment 177**

**Tania González Peñas**

**Proposal for a regulation**

**Article 1 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) transparent and non-discriminatory access to certain cross-border parcel delivery services *and/or infrastructure*.

(c) transparent and non-discriminatory access to certain cross-border parcel delivery services.

Or. en

**Amendment 178**

**Jill Evans, Tania González Peñas**

**Proposal for a regulation**

**Article 1 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***This Regulation is without prejudice to the full application by all parcel delivery providers of all legal and contractual provisions concerning employment, working and social security conditions and the exercise of fundamental rights, including the right to negotiate, conclude and enforce collective bargaining agreements and to take industrial action.***

Or. en

**Amendment 179**

**Roberts Zile**

**Proposal for a regulation**

**Article 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***Article 1 a***

***Scope***

***1. For the purposes of this Regulation parcel delivery services referred to in Article 2 of this Regulation are considered as postal services<sup>1</sup> and are divided into:***

***- parcel delivery services under universal service obligation;***

***- services, which comprise courier, express and other parcel delivery services with or without value added features.***

***[1] by the means of Statistical classification of economic activities in the European Community (NACE <http://ec.europa.eu/eurostat/documents/3859598/5902521/KS-RA-07-015-EN.PDF/dd5443f5-b886-40e4-920d-9df03590ff91?version=1.0>)***

Or. en



### *Justification*

*This Regulation should have a broader vertical scope than Postal Services Directive (PSD) and should include also providers other than traditional postal service providers, as well as new business models. This Regulation should complement the PSD. Therefore the scope of this regulation should be clarified in order to avoid contradictions with the provisions in the PSD.*

#### **Amendment 180**

**Tania González Peñas, Jill Evans**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 2 – point -a (new)**

*Text proposed by the Commission*

*Amendment*

**(-a) “parcel” means any item other than an item of correspondence delivered by any delivery service provider with a weight not exceeding 31,5 kg;**

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

Or. en

### *Justification*

*In order to avoid legal uncertainty, a definition of “parcel “ is strongly needed.*

#### **Amendment 181**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 2 – point -a (new)**

*Text proposed by the Commission*

*Amendment*

**(-a) “parcel” means a postal item other than an item of correspondence with a weight not exceeding 31,5 kg;**

Or. en

**Amendment 182**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point a a (new)**

*Text proposed by the Commission*

*Amendment*

*(aa) “parcel” means a packet containing goods with or without a commercial value and undergoing a shipment process including clearance, sorting, transport and distribution with a weight not exceeding 31,5kg”.*

Or. en

**Amendment 183**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point a a (new)**

*Text proposed by the Commission*

*Amendment*

*(aa) “parcel” means a postal item or shipment with or without commercial value, other than an item of correspondence, with a weight not exceeding 31,5 kg;*

Or. en

*Justification*

*It is important that in the definition of parcel does not exclusively make a reference to postal items as this could be interpreted that this regulation only applies to USP, while the aim of the rapporteur ( AM 35) and of this amendment is to include other parcel service providers who do not use the traditional postal chain for delivery.*

**Amendment 184**  
**David-Maria Sassoli**

**Proposal for a regulation**

**Article 2 – paragraph 2 – point a a (new)**

*Text proposed by the Commission*

*Amendment*

**(aa) “parcel” means a postal item other than an item of correspondence with a weight not exceeding 31.5 kg;**

Or. it

*Justification*

*This regulation should include a specific definition of ‘parcel’, to settle from the outset any possible doubts regarding interpretation. The definition in question should not conflict, and should fully comply, with the definitions laid down in Directive 97/67/EC.*

**Amendment 185**

**Roberts Zile**

**Proposal for a regulation**

**Article 2 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

(b) “parcel delivery service provider” means an undertaking that provides one or more parcel delivery services;

(b) “parcel delivery service provider” means an undertaking that provides one or more parcel delivery services **and which has appropriate authorization for the provision of parcel delivery services relevant to the national legislation of country where services referred to in paragraph 2 (a) are provided; undertaking that only provides domestic parcel delivery services as part of a sales contract as defined by point 5 of Article 2.5 of Directive 2011/83/EU and as part of that contract the undertaking personally delivers those goods to the consumer, or undertaking that provides the clearance, sorting, transport or distribution of parcels and other subcontracting companies that provides services for the parcel delivery service provider on contractual basis shall not be considered as parcel delivery service provider;**

### *Justification*

*Regulatory authorities can regulate and request information only from undertakings registered in registers of national regulatory authorities. If parcel delivery service providers, which are not regarded postal operators, will not be registered in national registers, it is unclear how the regulatory authorities will operate in regard to these undertakings. Also, this amendment avoids discriminatory scope, where different requirements are applied to service providers providing the same services.*

## **Amendment 186** **David-Maria Sassoli**

### **Proposal for a regulation** **Article 2 – paragraph 2 – point a**

#### *Text proposed by the Commission*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of postal items other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

#### *Amendment*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of postal items other than items of correspondence; transport alone **and the shipment of goods** shall not be considered a parcel delivery service **where they are not carried out as part of a postal service, but rather as part of the business of the haulage company and of the international freight company**; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

Or. it

### *Justification*

*The proposed amendment is designed to clarify the scope of the regulation, and in particular to clarify the exclusion of small freight logistics-related activities carried out by international road haulage and freight companies. In incorporating Directive 97/67/EC into national legislation, the Italian legislator has not delimited and identified the scope and perimeter of postal services; in other Member States, ‘postal services’ means services which have specific characteristics that set them apart, such as the guarantee of service, its standardisation and widespread provision. In this regard, the antitrust authority has often included as a postal service pursuant to Directive 97/67/EC also the activity of shipping and transport companies that carry out small freight logistics-related activities. The regulation at issue, with the wording proposed by the Commission, would be likely to increase confusion over this matter,*

*and could give rise to considerable administrative disputes before the European Court of Justice, as is already the case in Italy.*

#### **Amendment 187**

**Tania González Peñas, Jill Evans**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 2 – point a**

##### *Text proposed by the Commission*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *postal items other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;*

##### *Amendment*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *parcels*;

Or. en

#### **Amendment 188**

**Kosma Zlotowski, Roberts Zile**

#### **Proposal for a regulation**

#### **Article 2 – paragraph 2 – point a**

##### *Text proposed by the Commission*

(a) “parcel delivery services” means services involving the clearance, sorting, transport *or* distribution of *postal items other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;*

##### *Amendment*

(a) “parcel delivery services” means services involving the clearance, sorting, transport *and* distribution of *parcels*;

Or. en

#### **Amendment 189**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

## Proposal for a regulation

### Article 2 – paragraph 2 – point a

*Text proposed by the Commission*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *postal items other than items of correspondence*; transport alone shall not be considered a parcel delivery service; *delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service*;

*Amendment*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *parcels*; transport alone shall not be considered a parcel delivery service;

Or. en

## Amendment 190

Renaud Muselier, Franck Proust

## Proposal for a regulation

### Article 2 – paragraph 2 – point a

*Text proposed by the Commission*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *postal items other than items of correspondence*; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

*Amendment*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *parcels*; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

Or. fr

## Amendment 191

Wim van de Camp, Markus Ferber

## Proposal for a regulation

### Article 2 – paragraph 2 – point a

*Text proposed by the Commission*

(a) “parcel delivery services” means

*Amendment*

(a) “parcel delivery services” means

services involving the clearance, sorting, transport *or* distribution of postal items other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

services involving the clearance, sorting, transport *and* distribution of postal items other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

Or. en

*Justification*

*inconsistent translation between the english and german version of the text. While in the german text the wording is identical to the definition on Directive 97/67/EC*

**Amendment 192**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *postal items* other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

*Amendment*

(a) “parcel delivery services” means services involving the clearance, sorting, transport or distribution of *parcels* other than items of correspondence; transport alone shall not be considered a parcel delivery service; delivery of such items exceeding 31,5 kg shall not be considered a parcel delivery service;

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

Or. es

*Justification*

*To replace the term ‘postal item’, which could suggest that the regulation applies exclusively to designated operators in accordance with Directive 97/67/EC. The aim is to define parcel services provided by all operators who transport parcels and not just those designated operators.*

**Amendment 193**  
**Renaud Muselier, Franck Proust**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point a – point 1 (new)**

*Text proposed by the Commission*

*Amendment*

**(1) “parcel” means a set of goods with or without a commercial value;**

Or. fr

**Amendment 194**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point a a (new)**

*Text proposed by the Commission*

*Amendment*

**(aa) (-a) “parcel” means a postal item with a weight not exceeding 31,5 kg excluding items of correspondence;**

Or. en

*Justification*

*It is necessary to include a more precise definition of “parcel”, in order to give operators, especially those dealing with the sorting of postal items, precise margins (particularly in relation to the lower limit) while avoiding increased costs and administrative burden.*

**Amendment 195**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

**(b) “parcel delivery service provider” means an undertaking that provides one or more parcel delivery services;**

**(b) “parcel delivery service provider” means an undertaking that provides one or more parcel delivery services, *with the exception of undertakings involved only***



*in the self provision of services which forms part of the sales contract as defined in point 5 of Article 2 of Directive 2011/83/EU;*

Or. en

*Justification*

*Small e-retailers who are storing their merchandises before shipping them should not be considered to be parcel delivery service providers.*

**Amendment 196**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point b**

*Text proposed by the Commission*

(b) “parcel delivery service provider” means an undertaking that provides one or more parcel delivery services;

*Amendment*

(b) “parcel delivery service provider” means an undertaking that provides one or more parcel delivery services; *sub-contractors shall not be regarded as parcel delivery providers;*

Or. en

**Amendment 197**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) “terminal rates” means payments from the originating universal service provider to the destination universal service provider for the costs of cross-border parcel delivery services in the destination Member State.

*Amendment*

*deleted*

Or. it

**Amendment 198**  
**Isabella De Monte**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c**

*Text proposed by the Commission*

*Amendment*

(c) “terminal rates” means payments *deleted*  
from the originating universal service  
provider to the destination universal  
service provider for the costs of cross-  
border parcel delivery services in the  
destination Member State.

Or. en

**Amendment 199**  
**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c**

*Text proposed by the Commission*

*Amendment*

(c) “terminal rates” means payments *deleted*  
from the originating universal service  
provider to the destination universal  
service provider for the costs of cross-  
border parcel delivery services in the  
destination Member State.

Or. en

**Amendment 200**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c**

*Text proposed by the Commission*

*Amendment*

(c) “terminal rates” means payments (c) “terminal rates” means payments

from the originating **universal** service provider to the destination **universal** service provider for the costs of cross-border parcel delivery services in the destination Member State.

from the originating **parcel delivery** service provider to the destination **parcel delivery** service provider **or to intermediaries where applicable** for the costs of cross-border parcel delivery services in the destination Member State, **being either terminal dues, inward land rates or transfer prices;**

Or. en

**Amendment 201**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c**

*Text proposed by the Commission*

(c) “terminal rates” means payments from the originating **universal** service provider to the destination **universal** service provider for the costs of cross-border parcel delivery services in the destination Member State.

*Amendment*

(c) “terminal rates” means payments from the originating **parcel delivery** service provider to the destination **parcel delivery** service provider, **to intermediaries or to its subsidiaries in the destination Member State where applicable**, for the costs of cross-border parcel delivery services in the destination Member State;

Or. en

*Justification*

*In order to have a clear picture of the cross-border parcel sector and the different elements of the cross border tariffs, there is a need to include all the payments that take place between the different operators, whether the USP or not, from the country of origin and the country of destination.*

**Amendment 202**  
**Wim van de Camp**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c**

*Text proposed by the Commission*

*Amendment*

(c) “terminal rates” means *payments from the originating universal service provider to the destination universal service provider* for the *costs of cross-border parcel delivery services in the destination Member State*.

(c) “terminal rates” means *the remuneration of universal service providers for the distribution of incoming cross-border postal items from another Member State or from a third country*.

Or. en

*Justification*

*In line with Directive 97/67/EC*

**Amendment 203**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 2 – paragraph 2 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

(ca) “Express delivery service” means *services featuring, in addition to greater speed and reliability in the collection, distribution, and delivery of items, all or some of the following supplementary facilities: guarantee of delivery by a fixed date; collection from point of origin; personal delivery to addressee; possibility of changing the destination and address in transit; confirmation to sender of receipt of the item dispatched; monitoring and tracking of items dispatched; personalised service for customers and provision of an à la carte service, as and when required*.

Or. en

*Justification*

*Amendment is linked with proposed Article 1a, clarifying the scope of this regulation.*

**Amendment 204**  
**Roberts Zile**

**Proposal for a regulation**

**Article 2 – paragraph 2 – point c b (new)**

*Text proposed by the Commission*

*Amendment*

**(cb) “Courier services” means postal services in which the item is always under the permanent responsibility of the same person from collection till delivery to addressee.**

Or. en

*Justification*

*Amendment is linked with proposed Article 1a, clarifying the scope of this regulation*

**Amendment 205**

**Inés Ayala Sender**

**Proposal for a regulation**

**Article 2 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 2a**

**Level of harmonisation**

**The requirements laid down in this Regulation are minimum requirements and shall not prevent any Member State from maintaining measures which predate the entry into force of this Regulation, in order to achieve better accessibility for users to efficient and transparent cross-border parcel delivery services. Such measures shall be compatible with Union law.**

Or. es

*Justification*

*It would not make sense if a regulation whose aim is to standardise and harmonise, and thus make it easier to compare different cross-border parcel delivery services, were to allow the subsequent development of national legislation. This would make it very difficult to compare*

*and demonstrate that there is a competition problem, and it would also represent a disproportionate bureaucratic exercise for regulators, who would be unable to carry out a comparative assessment.*

#### **Amendment 206**

**Markus Ferber, Georges Bach, Markus Pieper**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 1 – introductory part**

##### *Text proposed by the Commission*

1. *All* parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established:

##### *Amendment*

1. *If they have not already been requested to do so by the Member State national regulatory authority, all* parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established:

Or. de

#### **Amendment 207**

**Markus Ferber, Georges Bach, Markus Pieper**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 1 – point a**

##### *Text proposed by the Commission*

(a) the name of the *provider*, its legal status and form, registration number in a trade or similar register, VAT number, the address of the establishment and a contact person;

##### *Amendment*

(a) the name of the *parcel delivery service*, its legal status and form, registration number in a trade or similar register, VAT number, the address of the establishment and a contact person;

Or. de

#### **Amendment 208**

**Maria Grapini**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) *the nature of the* services offered by the provider;

(b) *detailed description of parcel delivery* services offered by the provider, *including precise information on the options available to users so that consumers can be confident of receiving their order easily and without excessive delay or damage.*

Or. ro

**Amendment 209**

**Markus Ferber, Markus Pieper, Georges Bach**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) the nature of the services offered by the *provider*;

(b) the nature of the services offered by the *parcel delivery service*;

Or. de

**Amendment 210**

**Tania González Peñas**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

(c) the provider's general conditions of sale, including a detailed description of the complaints procedure.

(c) the provider's general conditions of sale, including a detailed description of the complaints procedure *and clear information of the liability arrangements with subcontractors and other enterprises involved in the cross-border parcel delivery services in the event of loss or damage of the parcel.*

Or. en

**Amendment 211**  
**Maria Grapini**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) the provider's general conditions *of sale*, including a detailed description of the complaints procedure.

*Amendment*

(c) the provider's general ***terms and conditions for parcel delivery services***, including ***currencies accepted for settlement and*** a detailed description of the complaints procedure ***for users***.

Or. ro

**Amendment 212**  
**Jill Evans**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) the provider's ***general*** conditions of ***sale***, including a detailed description of the complaints procedure.

*Amendment*

(c) the provider's ***terms and*** conditions of ***parcel delivery***, including a detailed description of the complaints procedure.

Or. en

**Amendment 213**  
**Markus Ferber, Markus Pieper, Georges Bach**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point c**

*Text proposed by the Commission*

(c) the ***provider's*** general conditions of sale, including a detailed description of the complaints procedure.

*Amendment*

(c) the ***parcel delivery service's*** general conditions of sale, including a detailed description of the complaints procedure.



**Amendment 214**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**

**Article 3 – paragraph 2**

*Text proposed by the Commission*

2. In case of any change concerning information referred to in *the first subparagraph*, parcel delivery service providers shall inform the national regulatory authority of this change within 30 days.

*Amendment*

2. In case of any change concerning information referred to in *paragraph 1*, parcel delivery service providers shall inform the national regulatory authority of this change within 30 days.

**Amendment 215**

**Kosma Zlotowski**

**Proposal for a regulation**

**Article 3 – paragraph 3 – introductory part**

*Text proposed by the Commission*

3. By 31 March of each calendar year, all parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established:

*Amendment*

3. By 31 March of each calendar year, all parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established *unless the national regulatory authority has already requested and received such information*:

**Amendment 216**

**Markus Ferber, Markus Pieper, Georges Bach**

**Proposal for a regulation**

**Article 3 – paragraph 3 – introductory part**

*Text proposed by the Commission*

3. By 31 **March** of each calendar year, all parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established:

*Amendment*

3. By 31 **May** of each calendar year, all parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established ***unless the national regulatory authority has already requested such information:***

Or. de

**Amendment 217**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 3 – paragraph 3 – introductory part**

*Text proposed by the Commission*

3. By **31 March** of each calendar year, all parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established:

*Amendment*

3. By **30 June** of each calendar year, all parcel delivery service providers shall submit the following information to the national regulatory authority of the Member State in which they are established:

Or. en

*Justification*

*In several Member States the deadline for preparation and submission of annual financial reports is 30 June, it would be reasonable to align the date in this Regulation, in order to obtain precise financial data and information from undertakings.*

**Amendment 218**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 3 – paragraph 3 – point a**

*Text proposed by the Commission*

*Amendment*

(a) the annual turnover in parcel delivery services for the previous calendar year in the Member State in which the provider is established, broken down in parcel delivery services relating to national, incoming and outgoing cross-border postal items;

(a) the annual turnover in parcel delivery services for the previous calendar year in the Member State **or Member States** in which the provider is established, broken down in parcel delivery services relating to national, incoming and outgoing cross-border postal items;

Or. en

#### **Amendment 219**

**Kosma Zlotowski, Roberts Zile**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 3 – point a**

*Text proposed by the Commission*

(a) the annual turnover in parcel delivery services for the previous calendar year in the Member State in which the provider is established, broken down in parcel delivery services relating to national, incoming and outgoing cross-border **postal items**;

*Amendment*

(a) the annual turnover in parcel delivery services for the previous calendar year in the Member State in which the provider is established, broken down in parcel delivery services relating to national, incoming and outgoing cross-border **parcels**;

Or. en

#### **Amendment 220**

**Tania González Peñas**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the number of persons working for the provider **and** involved in the provision of parcel delivery services in the Member State in which the provider is established in the previous calendar year

*Amendment*

(b) the number of persons working **both directly and indirectly** for the **parcel delivery services** provider **who are** involved in the provision of parcel delivery services in the Member State in which the provider is established in the previous calendar year. **This shall include breakdowns by reference to employment**

*status and salary, including whether full-time, part-time, temporary, on a non-guaranteed hours basis or self-employed and shall also cover persons working for subcontractors or companies to which the parcel delivery services provider outsources clearance, sorting, transport or distribution of parcels*

Or. en

**Amendment 221**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 3 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the number of persons working for the provider and involved in the provision of parcel delivery services in the Member State in which *the* provider is established *in the previous calendar year*

*Amendment*

(b) the *average* number of persons working for the *parcel delivery service* provider and involved in the provision of parcel delivery services *over the previous calendar year* in the Member State in which *that* provider is established. *The average number of persons shall include full-time, part-time, temporary employees, self-employed persons and persons of subcontracting companies working for this parcel delivery services provider, where applicable.*

Or. en

*Justification*

*Various business models often are used, including when parcel delivery service provider to provide its services, involves subcontractors or self-employed persons. In such cases several persons/entities are involved in service provision process on behalf of one parcel delivery service provider. Information shall be requested about all these persons involved in parcel delivery services.*

**Amendment 222**  
**Kosma Zlotowski**

**Proposal for a regulation**

**Article 3 – paragraph 3 – point b**

*Text proposed by the Commission*

(b) the number of persons ***working for*** the provider and involved in the provision of parcel delivery services in the Member State in which the provider is established in the previous calendar year

*Amendment*

(b) the number of persons ***employed by*** the provider and involved in the provision of parcel delivery services in the Member State in which the provider is established in the previous calendar year

Or. en

**Amendment 223**

**Kosma Złotowski**

**Proposal for a regulation**

**Article 3 – paragraph 3 – point b a (new)**

*Text proposed by the Commission*

*Amendment*

***(ba) the names of their sub-contractors that employ at least 50 persons, including full-time, part-time, temporary employees and self-employed;***

Or. en

**Amendment 224**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**

**Article 3 – paragraph 3 – point c**

*Text proposed by the Commission*

*Amendment*

(c) the number of ***postal items other than items of correspondence and not exceeding 31,5 kg*** handled in the Member State in which the provider is established in the previous calendar year, broken down into national, incoming and outgoing cross-border postal items.

(c) the number of ***parcels*** handled in the Member State in which the provider is established in the previous calendar year, broken down into national, incoming and outgoing cross-border postal items.

**Amendment 225**  
**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 3 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) the number of *postal items other than items of correspondence and not exceeding 31,5 kg* handled in the Member State in which the provider is established in the previous calendar year, broken down into national, incoming and outgoing cross-border *postal items*.

*Amendment*

(c) the number of *parcels* handled in the Member State in which the *parcel delivery service* provider is established in the previous calendar year, broken down into national, incoming and outgoing cross-border *parcels*.

**Amendment 226**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 3 – paragraph 3 – point c**

*Text proposed by the Commission*

(c) the number of *postal items other than items of correspondence and not exceeding 31,5 kg handled* in the Member State in which the provider is established *in the previous calendar year*, broken down into *national*, incoming and outgoing cross-border *postal items*.

*Amendment*

(c) the number of *parcels handled over the previous calendar year* in the Member State *or Member States* in which the *service* provider is established, broken down into *domestic*, incoming and outgoing cross-border *parcels*.

**Amendment 227**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Article 3 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

4. The Commission shall, ***by means of an implementing act, establish*** a form for the submission of the information referred to in ***paragraph 1 of this Article. Those implementing acts shall be adopted in accordance with the examination procedure referred to in*** Article 9.

4. The Commission shall ***adopt delegated acts in accordance with Article 9a establishing*** a form for the submission of the information referred to in ***paragraphs 1, 2 and 3 of this*** Article.

Or. en

**Amendment 228**

**Renaud Muselier, Franck Proust**

**Proposal for a regulation**

**Article 3 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. ***The national regulatory authorities may impose information requirements additional to those referred to in paragraphs 1 and 2 where they are necessary to ensure conformity with this Regulation.***

***deleted***

Or. fr

*Justification*

*In order to reduce the additional administrative burden, there should be no requirement for information to be provided repeatedly.*

**Amendment 229**

**Inés Ayala Sender**

**Proposal for a regulation**

**Article 3 – paragraph 5**

*Text proposed by the Commission*

*Amendment*

5. ***The national regulatory authorities may impose information***

***deleted***

*requirements additional to those referred to in paragraphs 1 and 2 where they are necessary to ensure conformity with this Regulation.*

Or. en

*Justification*

*All operators should present the same information under no difference among Member States. The possibility of additional requirements only applied in certain countries would lead to an unfair competition between parcels operators. The Commission has not proven the need of a Member State to require additional information, in addition it will create additional administrative burden for cross border operators that operate in more than one country having to report differently in each country*

**Amendment 230**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 3 – paragraph 5**

*Text proposed by the Commission*

5. The national regulatory authorities may impose information requirements additional to those referred to in paragraphs 1 *and* 2 where they are necessary to ensure conformity with this Regulation.

*Amendment*

5. The national regulatory authorities may impose information requirements additional to those referred to in paragraphs 1, *2 and* 3 where they are necessary to ensure conformity with this Regulation *provided that those requirements are necessary, proportionate and non-discriminatory.*

Or. en

**Amendment 231**  
**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**  
**Article 3 – paragraph 5**

*Text proposed by the Commission*

5. The national regulatory authorities may impose information requirements

*Amendment*

5. The national regulatory authorities may impose, *in line with article 22 of*



additional to those referred to in paragraphs 1 and 2 where they are necessary to ensure conformity with this Regulation.

**Directive 97/67/EC**, information requirements additional to those referred to in paragraphs 1 and 2 where they are necessary to ensure conformity with this Regulation.

Or. en

#### **Amendment 232**

**Pavel Telička, Gesine Meissner**

#### **Proposal for a regulation**

##### **Article 3 – paragraph 5**

###### *Text proposed by the Commission*

5. The national regulatory authorities may impose information requirements additional to those referred to in paragraphs 1 **and 2** where they are necessary to ensure conformity with this Regulation.

###### *Amendment*

5. The national regulatory authorities may impose information requirements additional to those referred to in paragraphs 1, **2 and 3** where they are necessary to ensure conformity with this Regulation.

Or. en

#### **Amendment 233**

**Roberts Zile**

#### **Proposal for a regulation**

##### **Article 3 – paragraph 6**

###### *Text proposed by the Commission*

6. A parcel delivery service provider which employs ***fewer than 50*** persons ***shall not be subject to the obligations under paragraph 1 and 2***, unless that provider is established in more than one Member State.

###### *Amendment*

6. ***This Article shall not apply to*** a parcel delivery service provider which employs ***themselves and together with other involved persons in the clearance, sorting, transport or distribution of parcels for this parcel delivery services provider over the previous calendar year, on average fewer than 10 persons***, unless that provider is established in more than one Member State. ***The average number of persons shall include all those working***

*for parcel delivery services provider on a full-time, part-time, temporary, non-guaranteed hours and self-employed basis, as well employees of any subsidiaries and linked subcontracting undertakings.*

Or. en

*Justification*

*The threshold should be lower than 50 persons - it should be 10 persons, as this is the number indicated in the decision of the European Commission on the definition of SME, as a criteria for microenterprise. Secondly, his number shall include these persons and sub-contractors involved in parcel delivery services.*

**Amendment 234**  
**Claudia Schmidt**

**Proposal for a regulation**  
**Article 3 – paragraph 6**

*Text proposed by the Commission*

6. A parcel delivery service provider which *employs fewer than 50 persons* shall not be subject to the obligations under paragraph 1 and 2, unless that provider is established in more than one Member State.

*Amendment*

6. A parcel delivery service provider which *is a micro-enterprise or small or medium-sized enterprise within the meaning of the Commission Recommendation of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises (notified under document number C(2003) 1422), as amended*, shall not be subject to the obligations under paragraph 1 and 2, unless that provider is established in more than one Member State.

Or. de

**Amendment 235**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Article 3 – paragraph 6**

*Text proposed by the Commission*

6. A parcel delivery service provider which employs fewer than 50 persons shall not be subject to the obligations under paragraph 1 and 2, unless that provider is established in more than one Member State.

*Amendment*

6. A parcel delivery service provider which employs fewer than 50 persons ***and whose annual turnover and/or annual balance sheet total does not exceed EUR 10 million<sup>1a</sup>*** shall not be subject to the obligations under paragraph 1 and 2, unless that provider is established in more than one Member State. ***The number of persons employed by parcel delivery service provider shall include full-time, part-time, temporary employees and self-employed.***

---

***<sup>1a</sup> Article 2 (2) of COMMISSION RECOMMENDATION of 6 May 2003 concerning the definition of micro, small and medium-sized enterprises***

Or. en

**Amendment 236**

**Maria Grapini**

**Proposal for a regulation**

**Article 3 – paragraph 6 a (new)**

*Text proposed by the Commission*

*Amendment*

***6a. It is necessary to re-examine the obligation for national postal operators to grant full access to their own distribution networks, so as to establish clearly conditions of access that do not affect the trade performance of the national operators which, inter alia, also provides services of general economic interest and contribute to national resilience systems.***

Or. ro

**Amendment 237**

**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**

**Article 3 – paragraph 6 a (new)**

*Text proposed by the Commission*

*Amendment*

**6a. Where information is considered confidential by a national regulatory authority, in accordance with Community and national business confidentiality rules, the Commission and the national regulatory authorities concerned shall preserve such confidentiality.**

Or. en

*Justification*

*Same as in art 22a (4) Directive 97/67/EC*

**Amendment 238**

**Roberts Zile**

**Proposal for a regulation**

**Article 3 – paragraph 6 a (new)**

*Text proposed by the Commission*

*Amendment*

**6a. Provisions referred to in point 6 are applied without prejudice to the national legislative procedures and obligations to submit information requested by the competent national regulatory authorities from parcel delivery services providers.**

Or. en

*Justification*

*In several Member States scale of parcel delivery services is notably smaller than the average EU. These Member States shall be allowed to lay down additional national requirements and criteria for obligations to submit information, in line with particular characteristics of domestic markets of parcel delivery services.*

**Amendment 239**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 3 – paragraph 6 b (new)**

*Text proposed by the Commission*

*Amendment*

***6b. For the purposes of preventing duplication of information to be submitted to the national regulatory authorities and getting accurate data of parcel market, parcel delivery service providers, when subcontracting other undertakings with an aim to ensure a part of parcel delivery services chain, shall submit information requested under this Article, taking into account the following criteria:***

***(a) the number of domestic parcels handled shall include total number of parcels collected from senders together with those collected by all undertakings working for this parcel delivery service provider;***

***(b) the number of incoming cross-border parcels shall include the number of parcels which this parcel delivery service provider, together with all undertakings working for this parcel delivery service provider, directly receives from the parcel delivery service provider of origin Member State;***

***(c) the number of outgoing cross-border parcels shall include total number of parcels that this parcel delivery service provider directly sent to the parcel delivery services provider of destination Member State;***

***(d) the information on annual turnover of the parcel delivery service provider shall be submitted only by those parcel delivery service providers directly collecting charges from senders (or addressee if applicable) for the parcel delivery services.***

**Amendment 240**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 4 – title**

*Text proposed by the Commission*

*Amendment*

Transparency of *tariffs and terminal rates*

Transparency of *cross-border tariffs*

Or. it

*Justification*

*La formulazione proposta dell'Articolo 4 vede la rimozione di ogni riferimento alle quote-parti terminali, per un triplice ordine di ragioni: le informazioni relative alle quote-parti terminali sono classificate come informazioni commerciali altamente confidenziali che per loro natura non dovrebbero essere soggette ad alcun obbligo di "trasparenza". Ove risultasse necessario, queste possono già essere richieste dall'Autorità Nazionale di Regolamentazione ai sensi della Direttiva 97/67/CE. Infine, queste non sono necessarie ai fini dell'analisi di accessibilità economica prevista all'Articolo 5 in un mercato altamente competitivo come quello considerato: l'accessibilità economica di un servizio è legata alla capacità di spesa del consumatore e non alla struttura dei costi. Alla luce di queste argomentazioni, l'assoggettamento delle quote-parti terminali all'obbligo di trasparenza non comporterebbe alcun vantaggio per i consumatori, ma si ridurrebbe ad un onere irragionevole per i fornitori di servizio considerati.*

**Amendment 241**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Article 4 – title**

*Text proposed by the Commission*

*Amendment*

Transparency of tariffs and terminal rates

Transparency of *single piece* tariffs and terminal rates

Or. en

**Amendment 242**

**Isabella De Monte**

**Proposal for a regulation**  
**Article 4 – title**

*Text proposed by the Commission*

*Amendment*

Transparency of *tariffs and terminal rates*

Transparency of *cross-border tariffs*

Or. en

**Amendment 243**

**Renaud Muselier, Franck Proust**

**Proposal for a regulation**  
**Article 4 – title**

*Text proposed by the Commission*

*Amendment*

Transparency of tariffs *and terminal rates*

Transparency of tariffs

Or. fr

**Amendment 244**

**Tania González Peñas**

**Proposal for a regulation**  
**Article 4 – title**

*Text proposed by the Commission*

*Amendment*

Transparency of tariffs *and terminal rates*

Transparency of tariffs

Or. en

**Amendment 245**

**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 4 – title**

*Text proposed by the Commission*

*Amendment*

**Amendment 246**  
**Wim van de Camp**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

**1. Universal service providers providing parcel delivery services shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.**

**deleted**

**Amendment 247**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

1. Universal service providers providing parcel delivery services shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

1. Universal service providers providing parcel delivery services **and cross-border parcel delivery service providers which have a dominant position on the reference market, with a network covering at least a substantial portion of the territory of a Member State**, shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs



applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

Or. it

#### *Justification*

*The extension of the scope of Articles 4 and 5 to cover providers other than universal service providers aims to (i) ensure a balanced approach which includes all the major operators in the sector without creating distortions; (ii) avoid causing any harm to universal service providers which provide a service of general economic interest, in keeping with Directive 97/67/EC and Article 14 TFEU, and (iii) ensure that the national regulatory authorities have a true and full picture of the reference market.*

#### **Amendment 248**

**Pavel Telička, Gesine Meissner**

#### **Proposal for a regulation**

#### **Article 4 – paragraph 1**

##### *Text proposed by the Commission*

1. **Universal** service providers providing parcel delivery services shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

##### *Amendment*

1. **All parcel delivery** service providers providing **cross-border** parcel delivery services shall provide the national regulatory authority of the Member State in which they are established with the public list of **single piece** tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

Or. en

#### **Amendment 249**

**Christine Revault D'Allonnes Bonnefoy**

#### **Proposal for a regulation**

#### **Article 4 – paragraph 1**

*Text proposed by the Commission*

1. **Universal** service providers **providing parcel delivery services** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

*Amendment*

1. **All cross-border parcel delivery** service providers **falling within the scope of this Regulation** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

Or. fr

**Amendment 250**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

1. **Universal** service providers **providing parcel delivery services** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of **postal** items falling within the categories listed in the Annex. That information shall be provided by **31 January** of each calendar year at the latest.

*Amendment*

1. **All cross-border parcel** service **delivery** providers **falling within the scope of Article 3** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of items falling within the categories listed in the Annex. That information shall be provided by **28 February** of each calendar year at the latest.

Or. en

*Justification*

*This amendments takes the basis of AM of the rapporteur but enlarges the scope m to all parcels and not only to the “postal” ones.*

**Amendment 251**

Luis de Grandes Pascual, Cláudia Monteiro de Aguiar

**Proposal for a regulation**

**Article 4 – paragraph 1**

*Text proposed by the Commission*

1. **Universal** service providers **providing parcel delivery services** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of **postal** items falling within the categories listed in the Annex. That information shall be provided by **31 January** of each calendar year at the latest.

*Amendment*

1. **All cross-border parcel** service **delivery** providers **falling within the scope of Article 3** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of items falling within the categories listed in the Annex. That information shall be provided by **28 February** of each calendar year at the latest.

Or. en

**Amendment 252**

**Maria Grapini**

**Proposal for a regulation**

**Article 4 – paragraph 1**

*Text proposed by the Commission*

1. Universal **service providers** **providing** parcel delivery **services** shall **provide** the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

*Amendment*

1. Universal **cross-border** parcel delivery **service providers** shall **furnish** the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of postal items falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

Or. ro

**Amendment 253**

**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

1. ***Universal service providers*** ***providing*** parcel delivery ***services*** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of ***postal items*** falling within the categories listed in the Annex. That information shall be provided by ***31 January*** of each calendar year at the latest.

*Amendment*

1. ***Cross-border*** parcel delivery ***service providers*** shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of ***parcels*** falling within the categories listed in the Annex. That information shall be provided by ***28February*** of each calendar year at the latest.

Or. en

**Amendment 254**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 4 – paragraph 1**

*Text proposed by the Commission*

1. ***Universal*** service providers providing parcel delivery services shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of ***postal items*** falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

*Amendment*

1. ***All*** service providers providing parcel delivery services shall provide the national regulatory authority of the Member State in which they are established with the public list of tariffs applicable on 1 January of each calendar year for the delivery of ***parcels*** falling within the categories listed in the Annex. That information shall be provided by 31 January of each calendar year at the latest.

Or. en

**Amendment 255**  
**Kosma Złotowski, Roberts Zile**

**Proposal for a regulation**

## Article 4 – paragraph 2

*Text proposed by the Commission*

2. The national regulatory authorities shall without delay and by **28 February** of each calendar year at the latest submit the public lists of tariffs obtained in accordance with paragraph 1 to the Commission. The Commission shall publish them on a dedicated website by 30 April of each calendar year at the latest.

*Amendment*

2. The national regulatory authorities shall without delay and by **31 March** of each calendar year at the latest submit the public lists of tariffs obtained in accordance with paragraph 1 to the Commission. The Commission shall publish them on a dedicated **neutral** website by 30 April of each calendar year at the latest. ***This website site should not carry out any commercial activities.***

Or. en

## Amendment 256

Renaud Muselier, Franck Proust

### Proposal for a regulation

#### Article 4 – paragraph 2

*Text proposed by the Commission*

2. The national regulatory authorities shall without delay and by 28 February of each calendar year at the latest submit the public lists of tariffs obtained in accordance with paragraph 1 to the Commission. The Commission shall publish them on a dedicated website by 30 April of each calendar year at the latest.

*Amendment*

2. The national regulatory authorities shall without delay and by 28 February of each calendar year at the latest submit the public lists of tariffs obtained in accordance with paragraph 1 to the Commission. The Commission shall publish them on a dedicated website by 30 April of each calendar year at the latest. ***That website shall be neutral and shall not carry on any form of commercial activity.***

Or. fr

## Amendment 257

Christine Revault D'Allonnes Bonnefoy

### Proposal for a regulation

#### Article 4 – paragraph 3

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** *deleted*  
*providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. fr

**Amendment 258**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 4 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** *deleted*  
*providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. it

**Amendment 259**  
**Markus Ferber, Massimiliano Salini, Georges Bach, Markus Pieper**

**Proposal for a regulation**  
**Article 4 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** *deleted*  
*providing parcel delivery services shall*

*provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. de

**Amendment 260**  
**Jacqueline Foster**

**Proposal for a regulation**  
**Article 4 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** **deleted**  
*providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. en

*Justification*

*Terminal dues are highly confidential and commercially sensitive. Article 4(3) and (4) on the provision of terminal dues should be deleted.*

**Amendment 261**  
**Isabella De Monte**

**Proposal for a regulation**  
**Article 4 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** **deleted**  
*providing parcel delivery services shall*

*provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. en

**Amendment 262**

**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**

**Article 4 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** *deleted*  
*providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. en

**Amendment 263**

**Claudia Tapardel**

**Proposal for a regulation**

**Article 4 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

**3. Universal service providers** *deleted*  
*providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member*



*States. That information shall be provided by 31 January of each calendar year at the latest.*

Or. en

#### Amendment 264

Luis de Grandes Pascual, Cláudia Monteiro de Aguiar

#### Proposal for a regulation

#### Article 4 – paragraph 3

*Text proposed by the Commission*

*Amendment*

3. *Universal service providers providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.*

*deleted*

Or. en

#### Amendment 265

Tania González Peñas

#### Proposal for a regulation

#### Article 4 – paragraph 3

*Text proposed by the Commission*

*Amendment*

3. *Universal* service providers providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to *postal items originating from other Member States*. That information shall be provided by 31 January of each calendar year at the latest.

3. *All* service providers providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to *cross-border parcels, being either terminal dues, inward land rates or transfer prices*. That information shall be provided by 31 January of each calendar year at the latest.

**Amendment 266**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Article 4 – paragraph 3**

*Text proposed by the Commission*

3. ***Universal*** service providers providing parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.

*Amendment*

3. ***All parcel delivery*** service providers providing ***cross-border*** parcel delivery services shall provide the national regulatory authority with the terminal rates applicable on 1 January of each calendar year to postal items originating from other Member States. That information shall be provided by 31 January of each calendar year at the latest.

**Amendment 267**  
**Christine Revault D’Allonnes Bonnefoy**

**Proposal for a regulation**  
**Article 4 – paragraph 4**

*Text proposed by the Commission*

4. ***The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.***

*Amendment*

***deleted***

**Amendment 268**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 4 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.** *deleted*

Or. it

**Amendment 269**  
**Isabella De Monte**

**Proposal for a regulation**  
**Article 4 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.** *deleted*

Or. en

*Justification*

*Terminal rates are highly confidential and commercially sensitive business data which shouldn't be subject to any "transparency" obligation and, where needed, can already be required by NRAs under the postal service directive.*

*Furthermore, terminal rates cannot be considered relevant for the evaluation of "affordability" going under article 5 in a highly competitive market.*

**Amendment 270**  
**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

**Proposal for a regulation**  
**Article 4 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.**

*deleted*

Or. en

**Amendment 271**  
**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**  
**Article 4 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.**

*deleted*

Or. en

**Amendment 272**  
**Jacqueline Foster**

**Proposal for a regulation**  
**Article 4 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national**

*deleted*

Or, en

*Terminal dues are highly confidential and commercially sensitive. Article 4(3) and (4) on the provision of terminal dues should be deleted.*

**Kosma Złotowski, Roberts Zīle**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.** *deleted*

Or, en

## Claudia Tapardel

*Text proposed by the Commission*

### *Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.** **deleted**

**Amendment 275**

**Markus Ferber, Massimiliano Salini, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Article 4 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

**4. The national regulatory authorities shall submit the terminal rates obtained in accordance with paragraph 3 to the Commission and the national regulatory authorities of the originating Member States by 28 of February of each calendar year at the latest.**

**deleted**

**Amendment 276**

**David-Maria Sassoli**

**Proposal for a regulation**

**Article 5 – title**

*Text proposed by the Commission*

*Amendment*

Assessing affordability of tariffs

Assessing affordability of **cross-border** tariffs

**Amendment 277**

**Roberts Zile**

**Proposal for a regulation**

**Article 5 – title**

*Text proposed by the Commission*

*Amendment*

Assessing **affordability of** tariffs

Assessing **of certain cross-border** tariffs

**Amendment 278**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**

**Article 5 – title**

*Text proposed by the Commission*

*Amendment*

Assessing *affordability* of tariffs

Assessing *single piece* tariffs

**Amendment 279**

**Inés Ayala Sender**

**Proposal for a regulation**

**Article 5 – title**

*Text proposed by the Commission*

*Amendment*

Assessing *affordability* of tariffs

Assessing of tariffs

**Amendment 280**

**Inés Ayala Sender**

**Proposal for a regulation**

**Article 5 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

1. The national regulatory authority shall *assess the affordability* of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. *In that assessment, in particular the following elements shall be taken into account:*

1. The national regulatory authority shall *make an initial assessment* of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within *three* months of receipt of that information. *The purpose of that assessment shall be to assess anomalies, disproportionate tariffs and whether the cost to individuals and small and medium*

*sized enterprises is reasonable compare to the costs of the service and to what extent the uptake of cross-border parcel delivery services is affected by the applicable cross-border tariffs.*

Or. en

#### *Justification*

*The term affordability it is extremely imprecise and its calculation it is not included in this regulation making very difficult to implement by regulators. This amendments introduces terms like “disproportionate tariffs” or “anomalies” which can be comparable and measurable, also with other Member States. There is also a need to put in relation the price with the costs incurred by the operators.*

#### **Amendment 281**

**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 1 – introductory part**

##### *Text proposed by the Commission*

1. The national regulatory authority shall *assess the affordability* of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. *In* that assessment, *in particular the following elements shall be taken into account:*

##### *Amendment*

1. The national regulatory authority shall *make an initial assessment* of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within *three* months of receipt of that information. *The purpose of* that assessment *shall be to assess whether the cost to individuals and small and medium sized enterprises is reasonable and to what extent the uptake of cross-border parcel delivery services is affected by the applicable cross-border tariffs.*

Or. en

#### **Amendment 282**

**Kosma Zlotowski, Roberts Zile**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 1 – introductory part**



*Text proposed by the Commission*

1. **The** national regulatory authority shall assess the affordability of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. ***In that assessment, in particular the following elements shall be taken into account:***

*Amendment*

1. ***If*** the national regulatory authority ***deems it necessary, it*** shall assess the affordability of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. ***The assessment shall apply only to tariffs related to services that are part of the universal service obligation and should be lead in accordance with article 12 of the Postal Services Directive (97/67/EC).***

Or. en

**Amendment 283**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The national regulatory authority shall assess the ***affordability*** of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. ***In that assessment, in particular the following elements shall be taken into account:***

*Amendment*

1. The national regulatory authority shall assess the ***transparency*** of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. ***This assessment shall cover all service provider present in the market in a non-discriminatory way.*** In particular the following elements shall be taken into account:

Or. en

*Justification*

*The assessment shall apply to every operator present in the market in a non-discriminatory way.*

**Amendment 284**

David-Maria Sassoli

**Proposal for a regulation**

**Article 5 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The national regulatory authority shall *assess the affordability of cross-border tariffs* included in the *public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information*. *In that assessment, in particular the following elements shall be taken into account:*

*Amendment*

1. The national regulatory authority shall *identify, for the postal items referred to in the Annex to this Regulation* included in the *universal service obligation for the relevant Member State, the cross-border delivery tariffs provided under Article 4 that should be subjected to an affordability assessment, setting out the reasons for its choice, based on objective criteria*.

Or. it

**Amendment 285**

Markus Ferber, Georges Bach, Markus Pieper

**Proposal for a regulation**

**Article 5 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The national regulatory authority shall assess the affordability of cross-border tariffs *included in the public lists of tariffs* obtained in accordance with Article 4(1) *within 3 months of receipt of that information*. In that assessment, in particular the following elements shall be taken into account:

*Amendment*

1. The national regulatory authority shall assess the affordability of *universal services with reference to* cross-border tariffs *on the basis of the information* obtained in accordance with Article 4(1), *in order to ensure the affordability of universal services in their own territory*. In that assessment, in particular the following elements shall be taken into account:

Or. de

**Amendment 286**

Wim van de Camp

## Proposal for a regulation

### Article 5 – paragraph 1 – introductory part

*Text proposed by the Commission*

1. The national regulatory authority ***shall*** assess the affordability of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. ***In that assessment, in particular the following elements shall be taken into account:***

*Amendment*

1. The national regulatory authority ***may, if deemed necessary,*** assess the affordability of cross-border tariffs ***applied by universal service providers*** included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information ***in accordance with article 12 of Directive 97/67EC.***

Or. en

## Amendment 287

Jacqueline Foster

## Proposal for a regulation

### Article 5 – paragraph 1 – introductory part

*Text proposed by the Commission*

1. The national regulatory authority ***shall*** assess the affordability of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. ***In that assessment, in particular the following elements shall be taken into account:***

*Amendment*

1. The national regulatory authority ***may*** assess the affordability ***for users*** of cross-border tariffs ***forming part of the universal service and*** included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information ***in accordance with article 12 of Directive 97/67/EC.***

Or. en

### *Justification*

*There may be justification for individual, ad-hoc assessments on the affordability of public list prices in cases of manifest and unreasonable anomalies. However, this should be done in strict compliance with the principle of proportionality. Universal service providers should not need to commit significant resources and costs to justify their prices every year.*

## Amendment 288

Pavel Telička, Gesine Meissner, Dominique Riquet

**Proposal for a regulation**

**Article 5 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The national regulatory authority ***shall assess the affordability of*** cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) ***within 3 months of receipt of that information***. In that assessment, in particular the following elements shall be taken into account:

*Amendment*

1. The national regulatory authority, ***within 3 months of receipt of that information, shall objectively assess that*** cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) ***are affordable***. In that assessment, in particular the following elements shall be taken into account:

Or. en

**Amendment 289**

**Christine Revault D'Allonnes Bonnefoy**

**Proposal for a regulation**

**Article 5 – paragraph 1 – introductory part**

*Text proposed by the Commission*

1. The national regulatory authority shall assess the affordability of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) within 3 months of receipt of that information. In that assessment, in particular the following elements shall be taken into account:

*Amendment*

1. The national regulatory authority shall assess the affordability of cross-border tariffs included in the public lists of tariffs obtained in accordance with Article 4(1) ***and (2)*** within 3 months of receipt of that information. In that assessment, in particular the following elements shall be taken into account:

Or. fr

**Amendment 290**

**Jacqueline Foster**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) *the domestic tariffs of the comparable parcel delivery services in the originating Member State and in the destination Member State;* *deleted*

Or. en

**Amendment 291**  
**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) *the domestic tariffs of the comparable parcel delivery services in the originating Member State and in the destination Member State;* *deleted*

Or. en

**Amendment 292**  
**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) *the domestic tariffs of the comparable parcel delivery services in the originating Member State and in the destination Member State;* *deleted*

Or. en

**Amendment 293**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) *the domestic tariffs of the comparable parcel delivery services in the originating Member State and in the destination Member State;* *deleted*

Or. it

**Amendment 294**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) *the terminal rates obtained in accordance with Article 4(3);* *deleted*

Or. it

**Amendment 295**  
**Christine Revault D'Allonnes Bonnefoy**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) *the terminal rates obtained in accordance with Article 4(3);* *deleted*

Or. fr

**Amendment 296**  
**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the terminal rates obtained in accordance with Article 4(3);* *deleted*

Or. en

**Amendment 297**

**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the terminal rates obtained in accordance with Article 4(3);* *deleted*

Or. en

**Amendment 298**

**Jacqueline Foster**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the terminal rates obtained in accordance with Article 4(3);* *deleted*

Or. en

**Amendment 299**

**Markus Ferber, Massimiliano Salini, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the terminal rates obtained in* *deleted*

*accordance with Article 4(3);*

Or. de

**Amendment 300**

**Kosma Złotowski, Roberts Zile**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the terminal rates obtained in accordance with Article 4(3);* *deleted*

Or. en

**Amendment 301**

**David-Maria Sassoli**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

*(c) any application of a uniform tariff to two or more Member States.* *deleted*

Or. it

**Amendment 302**

**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

*(c) any application of a uniform tariff to two or more Member States.* *deleted*

Or. en



**Amendment 303**  
**Jacqueline Foster**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

**(c) any application of a uniform tariff  
to two or more Member States.** **deleted**

Or. en

**Amendment 304**  
**Kosma Złotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – point c**

*Text proposed by the Commission*

*Amendment*

**(c) any application of a uniform tariff  
to two or more Member States.** **deleted**

Or. en

**Amendment 305**  
**Kosma Złotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 1 – subparagraph 1 (new)**

*Text proposed by the Commission*

*Amendment*

***The assessment shall not be deemed  
necessary in particular where:***

***(a) The tariffs are subject to price  
regulation under national legislation or***

***(b) Similar services are offered by another  
parcel delivery service provider***

**Amendment 306**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1a. The national regulatory authority shall conduct the assessment referred to in paragraph 1 on the basis of its own experience and market knowledge.***

***The assessment shall not be necessary where:***

***(a) the tariffs are already subject to price regulation under national legislation or***

***(b) similar services are offered by another parcel delivery service provider.***

Or. it

*Justification*

*In order to minimise red tape and reduce excessive costs, affordability assessments should only be conducted if the national regulatory deems it necessary, based on its own experience and market knowledge. With respect to tariffs that are already subject to price regulation it can be assumed that affordability is respected, conducting a further assessment only implies duplication. Likewise, where competitive services are available, it is presumed they are affordable.*

**Amendment 307**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

***2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further***

***2. In carrying out its initial assessment referred to in paragraph 1, the national regulatory authority shall in particular take into account the following***

*necessary information and/or justification in relation to the level of those tariffs* from the universal service provider.

*elements: terms of geographic scope, service characteristics, including added value features, their intended use and pricing, other relevant cost criteria such as labour costs, transportation costs, specific handling costs and service quality standards.*

*For this purpose the national regulatory authority may request any relevant evidence* from the universal service provider.

Or. en

#### *Justification*

*Cross-border tariffs are based on the costs, that include labour costs, transportation costs, processing costs and others, therefore terminal rates and domestic tariffs of the USP in the country of destination is not only criteria for examination of cross-border tariffs.*

#### **Amendment 308**

**Christine Revault D'Allonnes Bonnefoy**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 2**

##### *Text proposed by the Commission*

2. Where the national regulatory authority ***concludes that*** cross-border tariffs referred to in paragraph 1 are ***not*** affordable, it ***shall*** request further necessary information and/or justification in relation to the level of those tariffs ***from the universal service provider.***

##### *Amendment*

2. Where the national regulatory authority ***considers that the information provided is not sufficient to evaluate whether the*** cross-border tariffs referred to in paragraph 1 are affordable, it ***may*** request ***the service provider in question to provide the terminal rates in effect on 1 January each year for postal items from other Member States and*** further necessary information and/or justification in relation to the level of those tariffs.

Or. fr

#### **Amendment 309**

**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. Where the national regulatory authority ***concludes that*** cross-border tariffs ***referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.***

*Amendment*

2. Where the national regulatory authority ***deems it necessary to carry out an affordability assessment, it shall take into account the possible impact of the cross-border tariffs in question on:***  
***(a) individual users with little disposable income;***  
***(b) individual users and small and medium-sized enterprises living or situated in remote or sparsely populated areas;***  
***(c) individual users and small and medium-sized enterprises that regularly use parcel delivery services.***

Or. it

**Amendment 310**  
**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. ***Where*** the national regulatory authority ***concludes that*** cross-border tariffs ***referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.***

*Amendment*

2. ***In carrying out its initial assessment referred to in paragraph 1, the national regulatory authority shall in particular take into account the likely impact of the applicable cross-border tariffs on the following: (a) individual users who are people with disabilities or those with reduced mobility; (b) individual and small and medium-sized enterprise users living or situated in remote or sparsely populated areas; and***

Or. en

**Amendment 311**  
**Claudia Tapardel**

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.

*Amendment*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further necessary information, ***including on terminal rates***, and/or justification in relation to the level of those tariffs from the universal service provider.

Or. en

**Amendment 312**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are ***not affordable***, it shall request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.

*Amendment*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are ***disproportionate or represent anomalies***, it shall request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.

Or. en

*Justification*

*The term affordability it is extremely imprecise and its calculation it is not included in this regulation making very difficult to implement by regulators. This amendments introduces terms like “disproportionate tariffs” or “anomalies” which can be comparable and measurable and help to build a benchmark to compare with other Member States.*

### Amendment 313

Pavel Telička, Gesine Meissner, Dominique Riquet

#### Proposal for a regulation

##### Article 5 – paragraph 2

*Text proposed by the Commission*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the *universal service provider*.

*Amendment*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the *provider referred to in Article 4(1)*.

Or. en

### Amendment 314

Tania González Peñas

#### Proposal for a regulation

##### Article 5 – paragraph 2

*Text proposed by the Commission*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are *not affordable*, it shall request further necessary information and/or justification in relation to the level of those tariffs from the *universal* service provider.

*Amendment*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are *unreasonably high*, it shall request further necessary information and/or justification in relation to the level of those tariffs from the *parcel delivery* service provider.

Or. en

*Justification*

*In the interest of efficiency and effectiveness, assessments must only address transparency issues on the one hand and specific situations showing indices of unreasonable high prices on the other. This obligation shall apply to every operator present in the market in a non-discriminatory way.*

### Amendment 315

Maria Grapini

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the **universal** service provider.

*Amendment*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it shall request further necessary information and/or justification in relation to the level of those tariffs from the **cross-border parcel delivery** service provider.

Or. ro

**Amendment 316**  
**Wim van de Camp, Markus Ferber**

**Proposal for a regulation**  
**Article 5 – paragraph 2**

*Text proposed by the Commission*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it **shall** request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.

*Amendment*

2. Where the national regulatory authority concludes that cross-border tariffs referred to in paragraph 1 are not affordable, it **may** request further necessary information and/or justification in relation to the level of those tariffs from the universal service provider.

Or. en

**Amendment 317**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 2 a (new)**

*Text proposed by the Commission*

*Amendment*

**2a. Where the national regulatory authority reaches the conclusion that the**

*cross-border tariffs assessed under paragraph 2 are not affordable, it shall request from the universal service provider and/or the cross-border parcel delivery service provider which has a dominant position on the reference market, with a network covering at least a substantial portion of the territory of a Member State, the necessary additional information and/or justification in relation to the level of those tariffs, such as the specific transportation or handling costs and bilateral volumes between different cross-border parcel delivery service providers.*

Or. it

**Amendment 318**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 2 b (new)**

*Text proposed by the Commission*

*Amendment*

**2b.** *The authority shall assess the affordability of the tariffs for users within three months of receiving the information obtained under Article 4.*

Or. it

**Amendment 319**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. The universal service provider shall provide the national regulatory authority with the information and/or justification

3. The universal service provider **and the cross-border parcel delivery service providers which have a dominant position**



referred to in paragraph 2 within **15** working days of receipt of the request.

***on the reference market, with a network covering at least a substantial portion of the territory of a Member State***, shall provide the national regulatory authority with the information and/or justification referred to in paragraph **2a** within **30** working days of receipt of the request.

Or. it

**Amendment 320**  
**Maria Grapini**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The ***universal*** service provider shall ***provide*** the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

*Amendment*

3. The ***cross-border parcel delivery*** service provider shall ***furnish*** the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

Or. ro

**Amendment 321**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The ***universal service provider*** shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

*Amendment*

3. The ***provider referred to in Article 4(1)*** shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

Or. en

**Amendment 322**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The ***universal*** service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

*Amendment*

3. The ***parcel delivery*** service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

Or. en

**Amendment 323**  
**Christine Revault D’Allonnes Bonnefoy**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The ***universal*** service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within ***15 working days*** of receipt of the request.

*Amendment*

3. The service provider ***referred to in paragraph 2*** shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within ***one month*** of receipt of the request.

Or. fr

**Amendment 324**  
**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The universal service provider shall

*Amendment*

3. The universal service provider shall

provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within **15** working days of receipt of the request.

provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within **30** working days of receipt of the request.

Or. en

**Amendment 325**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. ***The universal*** service ***provider*** shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

*Amendment*

3. ***Postal*** service ***providers*** shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within 15 working days of receipt of the request.

Or. en

**Amendment 326**  
**Marie-Christine Arnautu**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The universal service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within **15 working days** of receipt of the request.

*Amendment*

3. The universal service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within **two months** of receipt of the request.

Or. fr

**Amendment 327**  
**Christine Revault D'Allonnes Bonnefoy**

**Proposal for a regulation**  
**Article 5 – paragraph 3**

*Text proposed by the Commission*

3. The ***universal*** service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within ***15 working days*** of receipt of the request.

*Amendment*

3. The service provider shall provide the national regulatory authority with the information and/or justification referred to in paragraph 2 within ***one month*** of receipt of the request.

Or. fr

**Amendment 328**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

***3a. Where the national regulatory authority in its initial assessment considers that cross-border tariffs referred to in paragraph 1 are unreasonable high, it may request additional information from the universal service provider in relation to detailed assessment of the level of those tariffs and evaluate whether these tariffs meet conformity with the principles referred to in Directive 97/67/EC set for the tariffs of the services fall into the scope of the universal service obligation.***

Or. en

**Amendment 329**  
**Roberts Zile**

**Proposal for a regulation**  
**Article 5 – paragraph 3 b (new)**

*Text proposed by the Commission*

*Amendment*

**3b.** *The national regulatory authorities shall in accordance with national and Union law ensure the confidentiality and data protection of the assessment and evidence provided in accordance with paragraphs 2 and 3a.*

Or. en

**Amendment 330**

**Kosma Zlotowski, Roberts Zile**

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

*Amendment*

4. The national regulatory authority shall submit *its assessment, including any information and/or justification provided in accordance with paragraph 3*, to the Commission, the national regulatory authorities of the other Member States *and the national authorities within the Member State of the submitting national regulatory authority entrusted with the implementation of competition law. A non-confidential version of that assessment shall also be provided to the Commission*. That information shall be provided by 31 *March* of each calendar year at the latest.

4. The national regulatory authority shall submit *a non-confidential version of its assessment*, to the Commission *and* the national regulatory authorities of the other Member States. That information shall be provided by 31 *June* of each calendar year at the latest.

Or. en

**Amendment 331**

**David-Maria Sassoli**

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

4. The national regulatory authority shall submit ***its assessment, including any information and/or justification provided in accordance with paragraph 3,*** to the Commission, the national regulatory authorities of the other Member States ***and the national authorities within the Member State of the submitting national regulatory authority entrusted with the implementation of competition law. A non-confidential version of that assessment shall also be provided to the Commission.*** That information shall be provided by 31 March of each calendar year at the latest.

*Amendment*

4. The national regulatory authority shall submit ***a non-confidential version of its own assessment*** to the Commission ***and*** the national regulatory authorities of the other Member States. That information shall be provided by 31 March of each calendar year at the latest.

Or. it

*Justification*

*Requirements to protect commercially sensitive data make it advisable to share only non-confidential versions of the assessments.*

**Amendment 332**

**Tania González Peñas**

**Proposal for a regulation**

**Article 5 – paragraph 4**

*Text proposed by the Commission*

4. The national regulatory authority shall submit its assessment, including any information and/or justification provided in accordance with paragraph 3, to the Commission, ***the national regulatory authorities of the other Member States and the national authorities within the Member State of the submitting national regulatory authority entrusted with the implementation of competition law.*** A non-confidential version of that assessment shall also be provided to the Commission. That information shall be provided by 31

*Amendment*

4. The national regulatory authority shall submit its assessment, including any information and/or justification provided in accordance with paragraph 3, to the Commission. A non-confidential version of that assessment shall also be provided to the Commission. That information shall be provided by 31 March of each calendar year at the latest.

March of each calendar year at the latest.

Or. en

### **Amendment 333**

**Markus Ferber, Georges Bach, Markus Pieper**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 4**

##### *Text proposed by the Commission*

4. The national regulatory authority shall submit its assessment, ***including any*** information and/or justification provided in accordance with paragraph 3, to the Commission, the national regulatory authorities of the other Member States and the national authorities within the Member State of the submitting national regulatory authority entrusted with the implementation of competition law. A non-confidential version of that assessment shall ***also*** be provided to the Commission. That information shall be provided by 31 March of each calendar year at the latest.

##### *Amendment*

4. The national regulatory authority shall submit its assessment, ***and any requisite non-confidential*** information and/or justification provided in accordance with paragraph 3, to the Commission, the national regulatory authorities of the other Member States and the national authorities within the Member State of the submitting national regulatory authority entrusted with the implementation of competition law. A non-confidential version of that assessment shall be provided to the Commission. That information shall be provided by 31 March of each calendar year at the latest.

Or. de

### **Amendment 334**

**Kosma Zlotowski, Roberts Zile**

#### **Proposal for a regulation**

#### **Article 5 – paragraph 5**

##### *Text proposed by the Commission*

5. The Commission shall publish the non-confidential version of the assessment provided by the national regulatory authorities in accordance with paragraph 4 on the dedicated website by 30 ***April*** of each calendar year at the latest.

##### *Amendment*

5. The Commission shall publish the non-confidential version of the assessment provided by the national regulatory authorities in accordance with paragraph 4 on the dedicated website by 30 ***July*** of each calendar year at the latest.

**Amendment 335**

**Maria Grapini**

**Proposal for a regulation**

**Article 6**

*Text proposed by the Commission*

*Amendment*

**Article 6**

**deleted**

***Transparent and non-discriminatory  
cross-border access***

***1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.***

***2. The point at which access should be provided shall be the inward office of exchange in the destination Member State***

***3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.***

***4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.***

***5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations***



*set out in this Regulation.*

***6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.***

***7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.***

***8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.***

Or. ro

#### **Amendment 336**

**Renaud Muselier, Franck Proust**

#### **Proposal for a regulation**

#### **Article 6**

*Text proposed by the Commission*

*Amendment*

#### **Article 6**

***deleted***

***Transparent and non-discriminatory  
cross-border access***

***1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all***

*reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.*

*2.The point at which access should be provided shall be the inward office of exchange in the destination Member State*

*3.Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.*

*4.The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.*

*5.Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.*

*6.Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.*

*7.When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory*

*authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

*8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.*

Or. fr

#### *Justification*

*The content of the proposed article is already covered in Article 11 of the Postal Services Directive, which provides for access to networks and services within the scope of the universal service under conditions which are transparent and non-discriminatory.*

*It must also be recalled that multilateral agreements cover only the universal postal service and are based on a reciprocity principle that justifies preferential conditions between universal service providers.*

#### **Amendment 337**

**Christine Revault D'Allonnes Bonnefoy**

#### **Proposal for a regulation**

#### **Article 6**

*Text proposed by the Commission*

*Amendment*

#### **Article 6**

*deleted*

#### **Transparent and non-discriminatory cross-border access**

*1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.*

*2. The point at which access should be provided shall be the inward office of*

*exchange in the destination Member State*

*3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.*

*4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.*

*5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.*

*6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.*

*7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

*8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.*

**Amendment 338**

**Markus Ferber, Wim van de Camp, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Article 6**

*Text proposed by the Commission*

*Amendment*

**Article 6**

**deleted**

***Transparent and non-discriminatory  
cross-border access***

***1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.***

***2. The point at which access should be provided shall be the inward office of exchange in the destination Member State***

***3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.***

***4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.***

***5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations***

*set out in this Regulation.*

***6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.***

***7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.***

***8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.***

Or. de

#### *Justification*

*There is no identifiable market failure to justify sector-specific arrangements for general network access. Moreover, unrestricted, non-discriminatory network access carries with it the risk of parcel delivery services covering only the most attractive segments of the market, leaving the less attractive ones to others.*

**Amendment 339**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 6**

*Text proposed by the Commission*

*Amendment*

***Article 6***

***deleted***

***Transparent and non-discriminatory  
cross-border access***

- 1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.***
- 2. The point at which access should be provided shall be the inward office of exchange in the destination Member State***
- 3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.***
- 4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.***
- 5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.***
- 6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.***

*7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

*8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.*

Or. en

#### **Amendment 340**

**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

#### **Proposal for a regulation**

#### **Article 6**

*Text proposed by the Commission*

*Amendment*

#### **Article 6**

*deleted*

#### **Transparent and non-discriminatory cross-border access**

*1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.*

*2. The point at which access should be provided shall be the inward office of exchange in the destination Member State*

*3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all*



*the relevant associated terms and conditions, including prices.*

*4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.*

*5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.*

*6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.*

*7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

*8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.*

Or. en

**Amendment 341**  
**Kosma Złotowski, Roberts Zile**

**Proposal for a regulation**  
**Article 6**

*Text proposed by the Commission*

*Amendment*

**Article 6**

*deleted*

***Transparent and non-discriminatory  
cross-border access***

- 1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.***
- 2. The point at which access should be provided shall be the inward office of exchange in the destination Member State***
- 3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.***
- 4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.***
- 5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.***
- 6. Universal service providers referred to in paragraph 1 shall upon request, and***

*based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.*

*7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

*8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.*

Or. en

#### **Amendment 342**

**Tania González Peñas, Jill Evans**

#### **Proposal for a regulation**

#### **Article 6**

*Text proposed by the Commission*

*Amendment*

#### **Article 6**

*deleted*

***Transparent and non-discriminatory  
cross-border access***

***1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and***

*information systems, necessary for the provision of cross-border parcel delivery services.*

*2. The point at which access should be provided shall be the inward office of exchange in the destination Member State*

*3. Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.*

*4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.*

*5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.*

*6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.*

*7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the*

*obligations laid down in this Article.*

**8. The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.**

Or. en

**Amendment 343**  
**Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 – title**

*Text proposed by the Commission*

Transparent and non-discriminatory cross-border access

*Amendment*

Transparent and non-discriminatory cross-border access *for small and medium sized enterprises*

Or. en

**Amendment 344**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 6 – title**

*Text proposed by the Commission*

*Transparent and non-discriminatory cross-border access*

*Amendment*

*Cross-border access for small and medium-sized enterprises*

Or. it

**Amendment 345**  
**Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. Whenever **universal** service providers **providing parcel delivery services conclude multilateral agreements on terminal rates** they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.

*Amendment*

1. **Cross-border parcel** service delivery providers **having a dominant position within the relevant market and with a network covering at least the largest part of the territory of a Member State** shall meet all reasonable requests for **access that are made by parcel delivery service providers defined as small and medium sized enterprises, in accordance with the Commission Recommendation 2003/360/EC, and that concern** access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.

Or. en

**Amendment 346**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. Whenever **universal service providers providing** parcel delivery **services** conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to **all network elements and associated facilities as well as relevant** services and **information systems, necessary for the provision of cross-border parcel delivery services**.

*Amendment*

1. Whenever **cross-border** parcel delivery **service providers** conclude multilateral agreements on terminal rates, they shall, **in full compliance with EU competition law**, meet all reasonable requests for access to **those agreements, under non-discriminatory conditions, made by third-party cross-border parcel delivery services defined as small and medium-sized enterprises (SMEs) under Commission Recommendation 2003/361/EC**.

Or. it

**Amendment 347**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.

*Amendment*

1. Whenever universal service providers providing **cross border** parcel delivery services conclude multilateral **or bilateral** agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities as well as relevant services and information systems, necessary for the provision of cross-border parcel delivery services.

Or. en

**Amendment 348**  
**Claudia Tapardel**

**Proposal for a regulation**  
**Article 6 – paragraph 1**

*Text proposed by the Commission*

1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities **as well as relevant services and information systems**, necessary for the provision of cross-border parcel delivery services.

*Amendment*

1. Whenever universal service providers providing parcel delivery services conclude multilateral agreements on terminal rates they shall meet all reasonable requests for access to all network elements and associated facilities necessary for the provision of cross-border parcel delivery services, **subject to a clear agreement between the parties**.

Or. en

**Amendment 349**  
**Pavel Telička, Gesine Meissner**

**Proposal for a regulation**  
**Article 6 – paragraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1a. Any refusal or limitation of access by the universal service provider shall be expressly justified according to objective criteria, in order for the national regulatory authority to be able to review said refusal or limitation of access.***

Or. en

**Amendment 350**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 6 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

***2. The point at which access should be provided shall be the inward office of exchange in the destination Member State***

***2. Any refusal to grant access shall be justified clearly, on the basis of objective criteria, and shall be notified to the national regulatory authorities. Saturation of the network and the need to make considerable additional investments to enable access may constitute an objective justification to refuse access.***

Or. it

**Amendment 351**  
**Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

***2. The point at which access should be provided shall be the inward office of***

***2. The point at which access should be provided shall be the inward office of exchange in the destination Member State,***



exchange in the destination Member State

*unless the Parties agree on an alternative point in the network.*

Or. en

**Amendment 352**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 6 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. *Universal service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.*

*deleted*

Or. it

**Amendment 353**  
**Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. *Universal* service providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.

3. *Cross-border parcel* service *delivery* providers referred to in paragraph 1 shall publish a reference offer. The reference offer shall contain all the relevant associated terms and conditions, including prices.

Or. en

**Amendment 354**  
**David-Maria Sassoli**

**Proposal for a regulation**

## Article 6 – paragraph 4

*Text proposed by the Commission*

*Amendment*

**4. The reference offer shall include all components necessary for access as referred to in paragraph 1, including any conditions limiting access to and/or use of services where such conditions are allowed by Member States in conformity with Union law.** *deleted*

Or. it

### Amendment 355

David-Maria Sassoli

#### Proposal for a regulation

##### Article 6 – paragraph 5

*Text proposed by the Commission*

*Amendment*

**5. Before the reference offer is published, it shall be approved by the national regulatory authority. The national regulatory authority may, where necessary, impose changes to the reference offer to give effect to obligations set out in this Regulation.** *deleted*

Or. it

### Amendment 356

David-Maria Sassoli

#### Proposal for a regulation

##### Article 6 – paragraph 6

*Text proposed by the Commission*

*Amendment*

**6. Universal service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting** *deleted*

*access within the meaning of that paragraph at the latest one month after the receipt of the request. Universal service providers receiving an access request and providers requesting access shall negotiate in good faith.*

Or. it

**Amendment 357**  
**Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 – paragraph 6**

*Text proposed by the Commission*

6. *Universal* service providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. *Universal* service providers receiving an access request and providers requesting access shall negotiate in good faith.

*Amendment*

6. *Cross-border parcel* service *delivery* providers referred to in paragraph 1 shall upon request, and based on a reference offer, make an individual offer available to a parcel delivery service provider requesting access within the meaning of that paragraph at the latest one month after the receipt of the request. *Cross-border parcel* service *delivery* providers receiving an access request and providers requesting access shall negotiate in good faith.

Or. en

**Amendment 358**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 6 – paragraph 7**

*Text proposed by the Commission*

7. *When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the*

*Amendment*

*deleted*

*individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

Or. it

**Amendment 359**  
**Claudia Schmidt**

**Proposal for a regulation**  
**Article 6 – paragraph 7**

*Text proposed by the Commission*

7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may *submit the individual offer made by the universal service provider to the national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.*

*Amendment*

7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may *approach* the national regulatory authority *and apply for dispute settlement.*

Or. de

**Amendment 360**  
**Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 – paragraph 7**

*Text proposed by the Commission*

7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the *universal* service provider to the national regulatory

*Amendment*

7. When no agreement is reached on the basis of the individual offer referred to in paragraph 6, the parcel delivery service provider requesting access may submit the individual offer made by the *cross-border parcel* service *delivery* provider to the

authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.

national regulatory authority. If necessary, the national regulatory authority shall change the individual offer to give effect to the obligations laid down in this Article.

Or. en

**Amendment 361**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 6 – paragraph 8**

*Text proposed by the Commission*

*Amendment*

8. *The access shall be operationally ensured within a reasonable period of time, not exceeding three months from the conclusion of the contract.*

*deleted*

Or. it

**Amendment 362**  
**Marie-Christine Arnautu**

**Proposal for a regulation**  
**Article 6 – paragraph 8**

*Text proposed by the Commission*

*Amendment*

8. The access shall be operationally ensured within a reasonable period of time, not exceeding *three* months from the conclusion of the contract.

8. The access shall be operationally ensured within a reasonable period of time, not exceeding *six* months from the conclusion of the contract.

Or. fr

**Amendment 363**  
**Lucy Anderson, Maria Grapini, Olga Sehnalová, Miltiadis Kyrkos**

**Proposal for a regulation**  
**Article 6 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 6 a**

***Provision of information to users by traders***

***1. All traders concluding sales contracts with users that include the sending of cross-border parcels shall make available to users at the pre-contractual stage, the following information:***

***(a) Cross-border delivery options offered, including any choice of providers, track and trace, and mechanisms allowing the user to intervene throughout the delivery process, including to opt-out of non-attended delivery and to arrange redelivery or collection times where applicable;***

***(b) Details of their own and relevant parcel service provider complaints processes, of alternative dispute resolution mechanisms including the EU online platform established by Regulation 524/13/EU and of the European Consumer Centres Network;***

***(c) Prices charged by them to users for cross-border parcel delivery;***

***2. The information referred to in paragraph 1 shall form an integral part of the contract and shall not be altered unless the contracting parties expressly agree otherwise.***

Or. en

**Amendment 364**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 6 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 6a**

***Harmonisation of interoperability and quality of service***

***Quality of service and interoperability of cross-border parcel deliveries shall be prioritised further in accordance with the provisions of Directive 97/67/EC, taking into account in particular the interests of users, and efficiency and environmental considerations.***

Or. es

***Justification***

*This amendment incorporates part of the new article proposed by the rapporteur in her amendment 68. The directive should seek to ensure greater interoperability and quality of service, but doing so through technical standards is an excessively rigid method in a quickly changing environment, and this could place a brake on innovation and jeopardise the progress already made. Furthermore, the standardisation process is slow and cumbersome and in practice excludes SMEs, and it may not provide the desired results in time.*

**Amendment 365**

**Lucy Anderson, Maria Grapini, István Ujhelyi, Olga Sehnalová, Claudia Țapardel, Miltiadis Kyrkos**

**Proposal for a regulation**

**Article 7 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 7 a**

***Confidentiality provision***

***Any information regarding terminal rates provided in accordance with this Regulation to national regulatory authorities and to the Commission shall be treated in the strictest confidence as falling within the obligations of professional secrecy under Article 339 TFEU, and undertakings providing such information shall be entitled to require specific written guarantees to this effect in advance of its provision.***

**Amendment 366**  
**David-Maria Sassoli**

**Proposal for a regulation**  
**Article 8 – paragraph 1**

*Text proposed by the Commission*

Before XX/XX/2019, and thereafter every **four** years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee an evaluation report on the application of this Regulation accompanied where appropriate by a proposal for its review.

*Amendment*

Before XX/XX/2019, and thereafter every **three** years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee an evaluation report on the application of this Regulation accompanied where appropriate by a proposal for its review.  
***The Commission report on the application of the Regulation shall be preceded by, and based on, wide-ranging consultations with all stakeholders.***

Or. it

*Justification*

*The reduced time frame for the evaluation report is being proposed in view of the fact that the sector in question is going through a major transition phase and is swiftly and constantly evolving. With the exponential growth of e-commerce and the gradual digitisation of the service, cross-border parcel delivery, as a means of goods transport, is, realistically speaking, destined to become a form of transport of prime importance.*

**Amendment 367**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Article 8 – paragraph 1**

*Text proposed by the Commission*

***Before XX/XX/2019***, and thereafter every **four** years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee an evaluation report on the application of this

*Amendment*

***By ... [two years after the entry into force of this Regulation]***, and thereafter every **two** years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee an



Regulation accompanied where appropriate by a proposal for its review.

evaluation report on the application of this Regulation accompanied where appropriate by a proposal for its review.

Or. en

**Amendment 368**  
**Maria Grapini**

**Proposal for a regulation**  
**Article 8 – paragraph 1**

*Text proposed by the Commission*

Before **XX/XX/2019**, and thereafter every four years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee an evaluation report on the application of this Regulation accompanied where appropriate by a proposal for its review.

*Amendment*

Before **XX/XX/2020** and thereafter every four years, the Commission shall submit to the European Parliament, the Council and the Economic and Social Committee an evaluation report on the application of this Regulation accompanied where appropriate by a proposal for its review.

Or. ro

**Amendment 369**  
**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) whether the affordability of cross-border parcel delivery services **has** improved, including for **users** located in remote or sparsely populated areas;

*Amendment*

(a) **(a)** whether the **transparency of cross-border tariffs and the** affordability of cross-border parcel delivery services **have** improved, including for **individuals and small businesses, especially for those** located in remote or sparsely populated areas;

Or. en

## **Amendment 370**

**Luis de Grandes Pascual, Cláudia Monteiro de Aguiar**

### **Proposal for a regulation**

#### **Article 8 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) whether the **affordability** of cross-border parcel delivery services has improved, including for users located in remote or sparsely populated areas;

*Amendment*

(a) whether the **efficiency and accessibility** of cross-border parcel delivery services has improved, including for users located in remote or sparsely populated areas;

Or. en

## **Amendment 371**

**Inés Ayala Sender**

### **Proposal for a regulation**

#### **Article 8 – paragraph 2 – point a**

*Text proposed by the Commission*

(a) whether the **affordability** of cross-border parcel delivery services has improved, including for users located in remote or sparsely populated areas;

*Amendment*

(a) whether the **efficiency and accessibility** of cross-border parcel delivery services has improved, including for users located in remote or sparsely populated areas;

Or. es

#### *Justification*

*The term affordability poses many problems owing to the lack of a standard method for calculating it, which could make it very difficult to implement this regulation and lead to disparities in implementation. The terms efficiency and accessibility are more in line with the objectives of the Commission proposal and provide greater legal certainty.*

## **Amendment 372**

**Tania González Peñas**

### **Proposal for a regulation**

#### **Article 8 – paragraph 2 – point a**

*Text proposed by the Commission*

*Amendment*

(a) whether the **affordability** of cross-border parcel delivery **services** has improved, including for users located in remote or sparsely populated areas;

(a) whether the **transparency** of cross-border parcel delivery **tariffs** has improved, including for users located in remote or sparsely populated areas;

Or. en

**Amendment 373**

**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**

**Article 8 – paragraph 2 – point a**

*Text proposed by the Commission*

*Amendment*

(a) whether **the affordability of** cross-border parcel delivery **services** has improved, including for **users** located in remote or sparsely populated areas;

(a) whether cross-border parcel delivery has improved **throughout the EU**, including for **consumers** located in remote or sparsely populated areas;

Or. de

**Amendment 374**

**Tania González Peñas**

**Proposal for a regulation**

**Article 8 – paragraph 2 – point a a (new)**

*Text proposed by the Commission*

*Amendment*

(aa) **the extent to which the level consumer protection is appropriate, specially with regard to the easy and clear identification of the liable enterprise in the event of loss or damage of the cross-border parcel and to the full accessibility of the appropriate complaints procedure;**

Or. en

**Amendment 375**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the extent to which transparent and non-discriminatory wholesale cross-border access as referred to in Article 6 has been granted by universal service providers providing parcel delivery services;* *deleted*

Or. en

**Amendment 376**  
**Tania González Peñas**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the extent to which transparent and non-discriminatory wholesale cross-border access as referred to in Article 6 has been granted by universal service providers providing parcel delivery services;* *deleted*

Or. en

**Amendment 377**  
**Markus Ferber, Georges Bach, Markus Pieper**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point b**

*Text proposed by the Commission*

*Amendment*

*(b) the extent to which transparent and non-discriminatory wholesale cross-border access as referred to in Article 6* *deleted*

*has been granted by universal service providers providing parcel delivery services;*

Or. de

**Amendment 378**  
**Inés Ayala Sender**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point b a (new)**

*Text proposed by the Commission*

*Amendment*

*(ba) progress on quality of service and on the development interoperability for cross-border parcel deliveries;*

Or. en

*Justification*

*The aim of the evaluation report should be to assess progress of the quality of service and interoperability between Member States. The number of technical standards developed a indicated in AM 73 should not be an objective on itself as standards are only a mean to improve interoperability, but they are not the only possible solution and they can sometime represent an obstacle to innovation and investments in the sector.*

**Amendment 379**  
**Marie-Christine Arnautu**

**Proposal for a regulation**  
**Article 8 – paragraph 2 – point d**

*Text proposed by the Commission*

*Amendment*

(d) progress on other initiatives for **completing** the single market for parcel delivery services.

(d) progress on other initiatives for **establishing** the single market for parcel delivery services.

Or. fr

**Amendment 380**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**

**Article 9 a (new)**

*Text proposed by the Commission*

*Amendment*

**Article 9 a**

***Exercise of the delegation***

- 1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.***
- 2. The power to adopt delegated acts referred to in Article 3(4) shall be conferred on the Commission for a period of five years from ... [date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.***
- 3. The delegation of power referred to in Article 3(4) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.***
- 4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13***

*April 2016 on Better Law-Making.*

*5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.*

*6. A delegated act adopted pursuant to Article 3(4) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of four months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.*

Or. en

**Amendment 381**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**

**Annex I – subheading 1**

*Text proposed by the Commission*

*Postal* items for which the public list of national and all cross-border tariffs to other Member States shall be notified to the national regulatory authorities:

*Amendment*

*Single piece* postal items for which the public list of national and all cross-border tariffs to other Member States shall be notified to the national regulatory authorities:

Or. en

**Amendment 382**

**Roberts Zile**

**Proposal for a regulation**

**Annex I – subheading 1**

*Text proposed by the Commission*

Postal items for which ***the public list of national and all*** cross-border ***tariffs to other Member States*** shall be notified to the national regulatory authorities:

*Amendment*

Postal items for which cross-border ***parcel delivery service provider's tariffs*** shall be notified to the national regulatory authorities.

Or. en

**Amendment 383**

**Kosma Zlotowski**

**Proposal for a regulation**

**Annex I – subheading 1**

*Text proposed by the Commission*

***Postal items*** for which the public list of national and all cross-border tariffs to other Member States shall be notified to the national regulatory authorities:

*Amendment*

***Parcels*** for which the public list of national and all cross-border tariffs to other Member States shall be notified to the national regulatory authorities:

Or. en

**Amendment 384**

**Inés Ayala Sender**

**Proposal for a regulation**

**Annex I – subheading 1**

*Text proposed by the Commission*

***Postal items*** for which the public list of national and all cross-border tariffs to other Member States shall be notified to the national regulatory authorities:

*Amendment*

***Parcels*** for which the public list of national and all cross-border tariffs to other Member States shall be notified to the national regulatory authorities:

Or. es

*Justification*

*The annex should also apply to all operators, both those designated under the postal directive and any other parcel delivery operator who does not use traditional channels for postal distribution. This would allow a better comparative assessment to be made of the cross-*



*border parcel delivery market, above all for SMEs and users who face difficulties when comparing tariffs and prices among different operators.*

**Amendment 385**

**Roberts Zile**

**Proposal for a regulation**

**Annex I – subheading 1 a (new)**

*Text proposed by the Commission*

*Amendment*

***1. List of the cross-border (intra Union) tariffs applied for the handling of following categories of postal items should be notified:***

- (a) a 500 gr standard letter;***
- (b) a 1 kg standard letter;***
- (c) a 2 kg standard letter;***
- (d) a 500gr registered letter;***
- (e) a 1 kg registered letter;***
- (f) a 2 kg registered letter;***
- (g) a 500gr track and trace letter;***
- (h) a 1 kg track and trace letter;***
- (i) a 2 kg track and trace letter;***
- (j) a 1 kg standard parcel;***
- (k) a 2 kg standard parcel;***
- (l) a 5 kg standard parcel;***
- (m) a 1 kg track and trace parcel;***
- (n) a 2 kg track and trace parcel;***
- (o) a 5 kg track and trace parcel.***

***2. Postal items listed in point 1 shall meet the following characteristics:***

- (a) For the purpose of this Regulation letters listed in point 1 mean postal items containing merchandises and treated in letter –post flows if applied;***
- (b) In addition to the definition of registered item given in Directive 97/67/EC the following criteria of services features should be taking into account in classification of postal items:***
  - i) „standard” - postal items are treated in standard (ordinary) way without possibility to choose additional quality features,***
  - ii) „track and trace” - the postal items are***

*treated with additional service, giving the possibility to electronically track items in every stage of postal item delivery chain from posting until delivery to addressee.*

Or. en

**Amendment 386**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point a**

*Text proposed by the Commission*

*Amendment*

*(a) a 500 gr (domestic and intra Union) standard letter;*

*deleted*

Or. en

**Amendment 387**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – point a**

*Text proposed by the Commission*

*Amendment*

*(a) a 500 gr (domestic and intra Union) standard letter;*

*(a) a 500 gr (domestic and intra Union) parcel, non-tracked;*

Or. en

**Amendment 388**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point b**

*Text proposed by the Commission*

*Amendment*

*(b) a 1 kg (domestic and intra Union)*

*deleted*

*standard letter;*

Or. en

**Amendment 389**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point b**

*Text proposed by the Commission*

*Amendment*

(b) a 1 kg (domestic and intra Union)  
*standard letter;*

(b) a 1 kg (domestic and intra Union)  
*parcel, non-tracked;*

Or. en

**Amendment 390**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point c**

*Text proposed by the Commission*

*Amendment*

(c) a 2 kg (domestic and intra Union)  
*standard letter;*

*deleted*

Or. en

**Amendment 391**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point c**

*Text proposed by the Commission*

*Amendment*

(c) a 2 kg (domestic and intra Union)  
*standard letter;*

(c) a 2 kg (domestic and intra Union)  
*parcel, non-tracked;*

Or. en

**Amendment 392**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point d**

*Text proposed by the Commission*

*Amendment*

*(d) a 500gr (domestic and intra Union) registered letter;*

*deleted*

Or. en

**Amendment 393**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point d**

*Text proposed by the Commission*

*Amendment*

*(d) a 500gr (domestic and intra Union) registered letter;*

*(d) a 500gr (domestic and intra Union) parcel, tracked;*

Or. en

**Amendment 394**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point e**

*Text proposed by the Commission*

*Amendment*

*(e) a 1 kg (domestic and intra Union) registered letter;*

*deleted*

Or. en

**Amendment 395**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point e**

*Text proposed by the Commission*

(e) a 1 kg (domestic and intra Union)  
*registered letter;*

*Amendment*

(e) a 1 kg (domestic and intra Union)  
*parcel, tracked;;*

Or. en

**Amendment 396**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point f**

*Text proposed by the Commission*

(f) a 2 kg (domestic and intra Union)  
*registered letter;*

*Amendment*

*deleted*

Or. en

**Amendment 397**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – point f**

*Text proposed by the Commission*

(f) a 2 kg (domestic and intra Union)  
*registered letter;*

*Amendment*

(f) a 2 kg (domestic and intra Union)  
*parcel, tracked;*

Or. en

**Amendment 398**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – point g**

*Text proposed by the Commission*

*Amendment*

(g) *a 500gr (domestic and intra Union) track and trace letter;* *deleted*

Or. en

**Amendment 399**

**Roberts Zile**

**Proposal for a regulation**

**Annex I – point g**

*Text proposed by the Commission*

*Amendment*

(g) *a 500gr (domestic and intra Union) track and trace letter;* *deleted*

Or. en

**Amendment 400**

**Roberts Zile**

**Proposal for a regulation**

**Annex I – point h**

*Text proposed by the Commission*

*Amendment*

(h) *a 1 kg (domestic and intra Union) track and trace letter;* *deleted*

Or. en

**Amendment 401**

**Kosma Zlotowski**

**Proposal for a regulation**

**Annex I – point h**

*Text proposed by the Commission*

*Amendment*

(h) *a 1 kg (domestic and intra Union)* *deleted*

*track and trace letter;*

Or. en

**Amendment 402**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point i**

*Text proposed by the Commission*

*Amendment*

(i) *a 2 kg (domestic and intra Union)* *deleted*  
*track and trace letter;*

Or. en

**Amendment 403**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point i**

*Text proposed by the Commission*

*Amendment*

(i) *a 2 kg (domestic and intra Union)* *deleted*  
*track and trace letter;*

Or. en

**Amendment 404**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point j**

*Text proposed by the Commission*

*Amendment*

(j) *a 1 kg (domestic and intra Union)* *deleted*  
*standard parcel;*

Or. en

**Amendment 405**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point j**

*Text proposed by the Commission*

*Amendment*

(j) *a 1 kg (domestic and intra Union)* *deleted*  
*standard parcel;*

Or. en

**Amendment 406**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point k**

*Text proposed by the Commission*

*Amendment*

(k) *a 2 kg (domestic and intra Union)* *deleted*  
*standard parcel;*

Or. en

**Amendment 407**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – point k**

*Text proposed by the Commission*

*Amendment*

(k) *a 2 kg (domestic and intra Union)* *deleted*  
*standard parcel;*

Or. en

**Amendment 408**  
**Roberts Zile**



**Proposal for a regulation**  
**Annex I – point l**

*Text proposed by the Commission*

*Amendment*

*(l) a 5 kg (domestic and intra Union)  
standard parcel;* *deleted*

Or. en

**Amendment 409**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – point m**

*Text proposed by the Commission*

*Amendment*

*(m) a 1 kg (domestic and intra Union)  
track and trace parcel;* *deleted*

Or. en

**Amendment 410**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point m**

*Text proposed by the Commission*

*Amendment*

*(m) a 1 kg (domestic and intra Union)  
track and trace parcel;* *deleted*

Or. en

**Amendment 411**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point n**

*Text proposed by the Commission*

*Amendment*

(n) a 2 kg (domestic and intra Union)  
track and trace parcel; *deleted*

Or. en

**Amendment 412**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – point n**

*Text proposed by the Commission*

*Amendment*

(n) a 2 kg (domestic and intra Union)  
track and trace parcel; *deleted*

Or. en

**Amendment 413**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – point o**

*Text proposed by the Commission*

*Amendment*

(o) a 5 kg (domestic and intra Union)  
track and trace parcel. *deleted*

Or. en

**Amendment 414**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

The postal items, as defined above, shall

**3.** The postal items, as defined above, shall  
meet the following criteria *of size and*

meet the following criteria:

***weight:***

Or. en

**Amendment 415**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – paragraph 1 – introductory part**

*Text proposed by the Commission*

The ***postal items***, as defined above, shall meet the following criteria:

*Amendment*

The ***parcels***, as defined above, shall meet the following criteria:

Or. en

**Amendment 416**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – paragraph 1 – point a**

*Text proposed by the Commission*

(a) The size limits of the postal items ***a-i*** (letter mail products) shall follow the following rule:  
Length, width and ***depth*** combined: 900 mm, the greatest dimension ***may*** not exceed 600 mm the smallest dimension shall exceed 20mm;

*Amendment*

(a) The size limits of the postal items ***listed in point 1 (a) to (i)*** (letter mail products ) shall follow the following rule:  
Length, width and ***thickness*** combined: 900 mm, the greatest dimension ***shall*** not exceed 600 mm the smallest dimension shall exceed 20mm, ***weight shall exceed 500 grams***;

Or. en

**Amendment 417**  
**Kosma Zlotowski**

**Proposal for a regulation**  
**Annex I – paragraph 1 – point a**

*Text proposed by the Commission*

(a) The size limits of the ***postal items*** a-i (letter mail products) shall follow the following rule:  
Length, width and depth combined: 900 mm, the greatest dimension may not exceed 600 mm the smallest dimension shall exceed 20mm;

*Amendment*

(a) The size limits of the ***parcels*** a-i (letter mail products) shall follow the following rule:  
Length, width and depth combined: 900 mm, the greatest dimension may not exceed 600 mm the smallest dimension shall exceed 20mm;

Or. en

**Amendment 418**  
**Kosma Złotowski**

**Proposal for a regulation**  
**Annex I – paragraph 1 – point b**

*Text proposed by the Commission*

(b) ***The parcels (items j-o) shall not be smaller than the size prescribed for letters (a-i)***

*Amendment*

***deleted***

Or. en

**Amendment 419**  
**Roberts Zile**

**Proposal for a regulation**  
**Annex I – paragraph 1 – point b**

*Text proposed by the Commission*

(b) The parcels (***items j-o***) shall not be smaller than the size prescribed for letters (***a-i***)

*Amendment*

(b) The ***size of*** parcels ***listed in point 1 (j) to (o)*** shall not be smaller than the size prescribed for letters ***listed in point 1 (a) to (i)***.

Or. en

**Amendment 420**

Roberts Zile

**Proposal for a regulation**  
**Annex I – paragraph 2**

*Text proposed by the Commission*

(\*) The tariffs *corresponding to the* postal items *shall not contain any special discounts on the basis of volumes or on any other special treatment.*

*Amendment*

**4. The tariffs of postal items listed in point 1 shall meet the following criteria:**

(a) The tariffs corresponding to the postal items shall ***be single piece tariffs and*** not contain any special discounts on the basis of volumes or on any other special treatment

Or. en

**Amendment 421**

**Pavel Telička, Gesine Meissner, Dominique Riquet**

**Proposal for a regulation**  
**Annex I – paragraph 2**

*Text proposed by the Commission*

(\*) The tariffs corresponding to the postal items shall not contain any special discounts on the basis of volumes or on any other special treatment.

*Amendment*

(\*) The tariffs corresponding to the postal items shall not contain any special discounts on the basis of volumes or on any other special treatment ***and shall be for single piece tariff.***

Or. en

**Amendment 422**

**Roberts Zile**

**Proposal for a regulation**  
**Annex I – paragraph 3**

*Text proposed by the Commission*

(\*\*) The value of the tariffs shall be

*Amendment*

(b) The value of the tariffs shall be

provided to the national regulatory authorities net of VAT.

provided to the national regulatory authorities net of VAT.

Or. en

#### **Amendment 423**

**Roberts Zile**

#### **Proposal for a regulation**

##### **Annex I – paragraph 4**

*Text proposed by the Commission*

(\*\*\*) **Providers** who offer more than one **product** meeting the criteria above should report the least expensive **price**.

*Amendment*

(c) **Parcel delivery services** providers who offer more than one **of postal items** meeting the criteria above should report the least expensive **tariff**.

Or. en

#### **Amendment 424**

**Roberts Zile**

#### **Proposal for a regulation**

##### **Annex I – paragraph 5**

*Text proposed by the Commission*

(\*\*\*\*) The tariffs **above** shall correspond to items delivered at the home or premises in the Member State **of destination**.

*Amendment*

(d) The tariffs **of postal items listed in point 1** shall correspond to items delivered at the home or **other** premises in the **destination** Member State **if tariff for certain postal item includes such option without additional charge**.

(e) **Parcel delivery services providers may establish tariffs for postal items listed in point 1 with weight witch differs from weights listed in this paragraph and falls into range between two directly following postal items ranges listed in point 1 (a) to (o). In such case parcel delivery service provider notifies for the national regulatory authority according to the Article 4(1) the tariffs of postal items with**

*weight which should not be lower than weight of item with smaller weight of certain range and should not exceed the weight of item with smaller weight of next range.*

Or. en