



EUROPEAN PARLIAMENT

2009 - 2014

Committee on the Internal Market and Consumer Protection

2011/2087(INI)

14.9.2011

AMENDMENTS

1 - 50

Draft opinion
Eija-Riitta Korhola
(PE469.833v01-00)

The European Dimension in sport
(2011/2087(INI))

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EN

United in diversity

EN

AM_Com_NonLegOpinion

Amendment 1
Christel Schaldemose

Draft opinion
Recital A

Draft opinion

A. whereas sport has a very important social **and** financial impact in the EU, and whereas gambling services are excluded from the scope of the Services Directive (2006/123/EC) and the new Consumer Rights Directive (approved by the European Parliament on 23 June 2011), due to their specificity,

Amendment

A. whereas sport has a very important social, financial **and health** impact in the EU, and whereas gambling services are excluded from the scope of the Services Directive (2006/123/EC) and the new Consumer Rights Directive (approved by the European Parliament on 23 June 2011), due to their specificity,

Or. da

Amendment 2
Damien Abad, Sophie Auconie

Draft opinion
Recital A

Draft opinion

A. whereas sport **has a very important social and financial impact in the EU**, and whereas gambling services are excluded from the scope of the Services Directive (2006/123/EC) and the new Consumer Rights Directive (approved by the European Parliament on 23 June 2011), due to their specificity,

Amendment

A. whereas sport **is a dynamic growth sector and constitutes a real instrument of social cohesion**, and whereas gambling services are excluded from the scope of the Services Directive (2006/123/EC) and the new Consumer Rights Directive (approved by the European Parliament on 23 June 2011), due to their specificity,

Or. fr

Amendment 3
Rafał Trzaskowski, Piotr Borys

Draft opinion
Recital A

Draft opinion

A. whereas sport has a very important social and financial impact in the EU, and whereas gambling services are excluded from the scope of the Services Directive (2006/123/EC) and the new Consumer Rights Directive (approved by the European Parliament on 23 June 2011), due to their specificity,

Amendment

A. whereas sport has a very important social and financial impact in the EU ***and its regions, where it can greatly contribute to local development of both infrastructure and economy and serve as a major tourist attraction;*** whereas gambling services are excluded from the scope of the Services Directive (2006/123/EC) and the new Consumer Rights Directive (approved by the European Parliament on 23 June 2011), due to their specificity,

Or. en

**Amendment 4
Toine Manders**

**Draft opinion
Recital A a (new)**

Draft opinion

Aa. Whereas the values embodied by sport are faced with excessive commercial pressures exerted against a background of legal uncertainty, such as match-fixing;

Or. en

**Amendment 5
Emma McClarkin**

**Draft opinion
Recital B**

Draft opinion

B. whereas funding for sport is ***only*** secured if holders of the necessary national gambling licences, who pay taxes and

Amendment

B. whereas funding for sport is ***more likely to be*** secured if holders of the necessary national gambling licences, who pay taxes

finance other public interest objectives in Member States, are effectively protected against illegal competition,

and finance other public interest objectives in Member States, are effectively protected against illegal competition,

Or. en

Amendment 6
Andreas Schwab

Draft opinion
Recital B

Draft opinion

B. whereas funding for sport is only secured if holders of the necessary national gambling licences, who pay taxes and finance other public interest objectives in Member States, are effectively protected against illegal competition,

Amendment

B. whereas funding for **grassroots** sport is only secured if holders of the necessary national gambling licences, who pay taxes and finance other public interest objectives in Member States, are **legally obliged to pay 'public interest' levies and are** effectively protected against illegal competition;

Or. de

Amendment 7
Morten Løkkegaard

Draft opinion
Recital B

Draft opinion

B. whereas funding for sport is only secured if holders of the necessary national gambling licences, who pay taxes and finance other public interest objectives in Member States, are effectively protected against illegal competition,

Amendment

B. whereas funding for sport is only secured if holders of the necessary national gambling licences, who pay taxes and finance other public interest objectives in Member States, are effectively protected against illegal competition, ***underlines at the same time the importance of an open market, that can lead to increased competition, for the benefit of consumers***

Or. en

Amendment 8
Toine Manders

Draft opinion
Recital B a (new)

Draft opinion

Amendment

Ba. Whereas infringements of intellectual property rights constitute a real threat to the long-term funding of European sport;

Or. en

Amendment 9
Toine Manders

Draft opinion
Recital C a (new)

Draft opinion

Amendment

Ca. Whereas only the economic dimension of sport is subject to EU law and the rules inherent in the organisation of sporting competitions must remain outside its scope;

Or. en

Amendment 10
Emma McClarkin

Draft opinion
Paragraph 1

Draft opinion

Amendment

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for ***a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial***

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for the ***sport federations to take in account the distribution of funding for grassroots***

solidarity mechanisms;

sport;

Or. en

Amendment 11
Christel Schaldemose

Draft opinion
Paragraph 1

Draft opinion

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial solidarity mechanisms;

Amendment

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial solidarity mechanisms; ***stresses that it is particularly important for non-commercial and grassroots sport that the internal market rules do not undermine the continued provision of public-sector support for sport;***

Or. da

Amendment 12
Damien Abad, Sophie Auconie

Draft opinion
Paragraph 1

Draft opinion

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial solidarity mechanisms;

Amendment

1. Notes that the risk of fraud in sports competitions – although present since the outset – is exacerbated by the growth of the online sport betting sector, and therefore constitutes a proven danger to the integrity of sport, which is a value that needs to be secured;

Or. fr

Amendment 13
Andreas Mølzer

Draft opinion
Paragraph 1

Draft opinion

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for *a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial solidarity mechanisms*;

Amendment

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for *the Member States where necessary to support sports with an unsteady funding basis*;

Or. de

Amendment 14
Rolandas Paksas

Draft opinion
Paragraph 1

Draft opinion

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial solidarity mechanisms;

Amendment

1. Welcomes the Commission study on the implications of internal market policies on the funding of grassroots sports and calls for a bridging of the gap between ‘rich’ and ‘poor’ sports by means of financial solidarity mechanisms; *calls for the development of a European dimension of the integrity of sport with the initial focus on the fight against match-fixing*;

Or. It

Amendment 15
Eija-Riitta Korhola

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Calls on the Commission to also examine the so-called "sports events organisers' right", the impact that the creation of such a right at the EU level would have on the funding of less commercialised sports and especially amateur and grassroots sport;

Or. en

**Amendment 16
Marc Tarabella**

**Draft opinion
Paragraph 1 a (new)**

Draft opinion

Amendment

1a. Calls on the Commission and on the Member States to create a system for the recognition of qualifications gained by volunteers and of qualifications required for regulated sport-related professions;

Or. fr

**Amendment 17
Louis Grech**

**Draft opinion
Paragraph 1 a (new)**

Draft opinion

Amendment

1a. Believes that in the constantly evolving economic dimension of the sport industry, immediate improvements on sport related issues are needed in crucial areas such as free movement of workers and services, freedom of establishment, recognition of professional qualification,

intellectual property rights and state aid rules in order to guarantee that the sport industry draws full advantage of the benefits of the Internal Market;

Or. en

Amendment 18
Rolandas Paksas

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Calls for better recognition of the contribution of sport to the overall goals of the Europe 2020 Strategy given the sector's strong potential to contribute to smart, sustainable and inclusive growth and new jobs and considering its positive effects on social inclusion, education and training as well as public health and active ageing;

Or. It

Amendment 19
Toine Manders

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Asks the Commission and the Member States to redouble their efforts to protect sports organisations' intellectual property rights;

Or. en

Amendment 20
Damien Abad, Sophie Auconie

Draft opinion
Paragraph 2

Draft opinion

2. Insists that the right to grant exclusive rights for lottery and other *number* games remain with the Member States, given that umbrella sports organisations in the EU consider the contributions made by national lotteries to the financing of sport and especially grassroots sports to be indispensable;

Amendment

2. Considers the contributions made by lotteries and other *money* games and sports bets to the financing of sport and especially grassroots sports to be indispensable;

Or. fr

Amendment 21
Eija-Riitta Korhola

Draft opinion
Paragraph 2 a (new)

Draft opinion

2a. Calls on the Commission to propose concrete measures to secure the funding of sport generated by lotteries;

Amendment

Or. en

Amendment 22
Damien Abad, Sophie Auconie

Draft opinion
Paragraph 2 a (new)

Draft opinion

2a. Stresses that sport can make a worthwhile contribution to achieving the objectives of the Europe 2020 strategy for smart, sustainable and inclusive growth;

Amendment

adds that, as such, it must be fully incorporated into that strategy;

Or. fr

Amendment 23
Toine Manders

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2a. Recommends Member States and sports federations to introduce, where not already applicable, the centralised sale of media rights, whose compatibility with EU law has been recognised on several occasions by the Commission;

Or. en

Amendment 24
Emma McClarkin

Draft opinion
Paragraph 3

Draft opinion

Amendment

3. Respects the right of Member States to draw up penalising measures to repress illegal online gambling; calls for a regulatory principle whereby a gambling company can only operate (or bid for the necessary national licence) in a Member State if it does not contravene the law in any other EU Member State;

3. Notes that contributions from gambling can help to finance sport and respects the right of Member States to draw up penalising measures to repress illegal online gambling, notes that an increase in revenue for sport from online gambling could be secured if the market were to be liberalised;

Or. en

Amendment 25
Damien Abad, Sophie Auconie

Draft opinion
Paragraph 3

Draft opinion

3. Respects the right of Member States to ***draw up penalising measures*** to repress illegal online gambling; calls for a regulatory principle whereby a gambling company can only operate (or bid for the necessary national licence) in a Member State if it does not contravene the law in any other EU Member State;

Amendment

3. Respects the right of Member States to ***put in place penal sanctions*** to repress illegal online gambling; calls for a regulatory principle whereby a gambling company can only operate (or bid for the necessary national licence) in a Member State if it does not contravene the law in any other EU Member State;

Or. fr

Amendment 26
Morten Løkkegaard

Draft opinion
Paragraph 3

Draft opinion

3. Respects the right of Member States to draw up penalising measures to repress illegal online gambling; ***calls for a regulatory principle whereby a gambling company can only operate (or bid for the necessary national licence) in a Member State if it does not contravene the law in any other EU Member State;***

Amendment

3. Respects the right of Member States to draw up penalising measures to repress illegal online gambling;

Or. en

Amendment 27
Andreas Mølzer

Draft opinion
Paragraph 3

Draft opinion

3. Respects the right of Member States to draw up penalising measures to repress illegal online gambling; calls for a regulatory principle whereby a gambling company can only operate (or bid for the necessary national licence) in a Member State if it does not contravene the law in any other EU Member State;

Amendment

3. Respects the right of Member States to draw up penalising measures to repress illegal online gambling; calls for a regulatory principle whereby a gambling company can only operate (or bid for the necessary national licence) in a Member State if it does not contravene the law in any other EU Member State ***in which it also accepts bets***;

Or. de

Amendment 28

Damien Abad, Sophie Auconie

Draft opinion

Paragraph 3 a (new)

Draft opinion

Amendment

3a. Stresses the importance of education in sport, and encourages initiatives by sporting organisations and games operators to teach sportspeople good sport betting practice;

Or. fr

Amendment 29

Rafał Trzaskowski, Piotr Borys

Draft opinion

Paragraph 3 a (new)

Draft opinion

Amendment

3a. Welcomes the introduction in the European football of the Financial Fair Play concept as a major step forward in achieving financial stability and preventing unfair competition in sport;

Amendment 30
Louis Grech

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3a. Stresses that in an increasingly competitive global sports market , sufficient monitoring and proper enforcement of intellectual property rights at an EU level related to media, trademarks, commercial communications and others would ultimately enhance the quality of sport services and protect consumers by guaranteeing them access to sport events across the EU;

Or. en

Amendment 31
Toine Manders

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3a. Expresses its concern about the broadcasting of sporting events in public places on channels broadcasting in the territory of a Member State for which they do not have retransmission rights;

Or. en

Amendment 32
Damien Abad, Marielle Gallo, Sophie Auconie

**Draft opinion
Paragraph 4**

Draft opinion

4. ***Calls on*** the Commission and Member States ***to ensure that*** intellectual property rights, ***such as the partial redistribution of revenue derived from the exploitation of IPR in sports and merchandising, are taken into account;***

Amendment

4. ***Reiterates its position that sports bets are a form of commercial use of sporting competitions, and recommends that the Commission and the Member States protect sporting competitions from any unauthorised commercial use, notably by the introduction of a system for acquiring betting rights and the recognition of sports bodies' intellectual property rights over the competitions they organise, not only in order to secure a fair financial return for their sectors, but also to combat match-fixing;***

Or. fr

**Amendment 33
Emma McClarkin**

**Draft opinion
Paragraph 4**

Draft opinion

4. Calls on the Commission and Member States to ensure that intellectual property rights, ***such as the partial redistribution of revenue derived from the exploitation of IPR in sports and merchandising, are taken into account;***

Amendment

4. Calls on the Commission and Member States to ensure that intellectual property rights ***in the area of sport are rigorously protected and to take into account the importance of this revenue for the funding of grassroots sport;***

Or. en

**Amendment 34
Andreas Schwab**

**Draft opinion
Paragraph 4**

Draft opinion

4. Calls on the Commission and Member States to ensure that intellectual property rights, ***such as the partial*** redistribution of revenue derived from the exploitation of IPR in sports ***and merchandising, are taken into account;***

Amendment

4. Calls on the Commission and Member States to ensure that ***the*** intellectual property rights ***of sports organisers are respected, since*** the redistribution of revenue derived from the exploitation of IPR in sports ***can benefit grassroots sport and recruitment and can help improve protection of the integrity of sport;***

Or. de

Amendment 35
Morten Løkkegaard

Draft opinion
Paragraph 4

Draft opinion

4. Calls on the Commission and Member States to ensure that intellectual property rights, such as the partial redistribution of revenue derived from the exploitation of IPR in sports and merchandising, are taken into account;

Amendment

4. Calls on the Commission and Member States to ensure that intellectual property rights, such as the partial redistribution of revenue derived from the exploitation of IPR in sports and merchandising, are taken into account; ***as this in turn enables professional clubs to engage in charity work for the benefit of local communities and grassroots sports***

Or. en

Amendment 36
Toine Manders

Draft opinion
Paragraph 4 a (new)

Draft opinion

Amendment

4a. Reaffirms its position that sports bets are a form of commercial use of sporting

competitions, and recommends that the European Commission and the Member States protect sporting competitions from any unauthorised commercial use, notably by recognition of sports bodies' property rights over the competitions they organise;

Or. en

Amendment 37
Emma McClarkin

Draft opinion
Paragraph 5

Draft opinion

Amendment

5. Calls on the Commission and Member States to ensure the effective implementation of Article 20(2) of the Services Directive with regard to cross-border ticket sales for sports events;

deleted

Or. en

Amendment 38
Eija-Riitta Korhola

Draft opinion
Paragraph 5

Draft opinion

Amendment

5. Calls on the Commission and Member States to ensure the effective implementation of Article 20(2) of the Services Directive with regard to cross-border ticket sales for sports events;

5. Calls on the Commission and Member States to ensure the effective implementation of Article 20(2) of the Services Directive, ***as well as the proper enforcement by national authorities and courts of the national provisions implementing the non-discrimination rule in the legal systems of Member States,*** with regard to cross-border ticket sales for sports events;

Amendment 39
Marc Tarabella

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Supports the Commission's move to carry out a study into the economic and legal aspects of player transfers and their impact on sports competitions, and in particular on training policy for young players in clubs;

Or. fr

Amendment 40
Damien Abad, Sophie Auconie

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Recalls that, under the terms of Article 165 of the TFEU, the European Union has a duty to promote fairness and protect the integrity of sport; takes the view, therefore, that the European Union should establish structural cooperation at European level to coordinate the fight against fraud and corruption in sport; calls, furthermore, on the Commission to study the desirability of a legislative instrument based on Article 114 of the TFEU seeking to secure harmonised rules on sound financial management for European professional sports clubs;

Or. fr

Amendment 41
Louis Grech

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Considers that European citizens and in particular young people should be given more information related to the availability of sport programmes, projects, scholarships and trainings; Calls on the Commission, Member States and Sport Organisations to consolidate easily accessible information mechanisms which will help people make full use of the opportunities offered by community programmes in the internal market;

Or. en

Amendment 42
Louis Grech

Draft opinion
Paragraph 5 b (new)

Draft opinion

Amendment

5b. Believes that one of the key aims to securing dynamic, good healthy living for European consumers and citizens is to ensure that citizens are actively involved in health-enhancing sport and recreational activities across Europe, particularly in the case of children considering that obesity and other health related illnesses are on the rise in younger age groups; Calls on the Commission to allocated more health related incentives and funds for projects, in particular those involving cross-boarder sport activities;

Amendment 43
Toine Manders

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Urges the Member States to ensure that the fraudulent manipulation of results for financial or other advantage is prohibited by establishing as a criminal offence any threat to the integrity of competitions, including those linked to betting operations;

Or. en

Amendment 44
Toine Manders

Draft opinion
Paragraph 5 b (new)

Draft opinion

Amendment

5b. Stresses that training players at local level is necessary for the lasting development of European sport; asks the Commission to recognise the legality of measures fostering the promotion of locally-trained players;

Or. en

Amendment 45
Toine Manders

Draft opinion
Paragraph 5 c (new)

Draft opinion

Amendment

5c. Clearly marks its support for licensing systems and Financial Fair Play; considers such measures to be proportionate;

Or. en

**Amendment 46
Toine Manders**

**Draft opinion
Paragraph 5 d (new)**

Draft opinion

Amendment

5d. Calls on the Commission to clarify the acquis communautaire in the field of sport through guidelines while basing itself on the Communication on sport;

Or. en

**Amendment 47
Toine Manders**

**Draft opinion
Paragraph 5 e (new)**

Draft opinion

Amendment

5e. Recognises the expertise and legitimacy of specialised sport tribunals for the resolution of disputes in the field of sport in so far as they respect citizens' right to a fair trial;

Or. en

**Amendment 48
Toine Manders**

Draft opinion
Paragraph 5 f (new)

Draft opinion

Amendment

5f. Considers that a minimum level of qualifications should be laid down for football agents, with transparency ensured by a register of agents including a list of all the athletes represented by each agent and the salaries they receive.

Or. en

Amendment 49
Toine Manders

Draft opinion
Paragraph 5 g (new)

Draft opinion

Amendment

5g. Calls the Commission to come up with proposals whereby organisers of sports competitions will receive from betting companies a fair share of the revenues when their competitions are subject to betting;

Or. en

Amendment 50
Toine Manders

Draft opinion
Paragraph 5 h (new)

Draft opinion

Amendment

5h. Calls the Commission to start a dialogue with all European professional sport organisations to create equal treatment by setting up a national taxation scheme for professional sportsmen and -women, uniform rules regarding state aid, financial fair play, a

minimum age to sign a work contract, a maximum number of players to use the whole season and one transfer window per annum before the start of the competition, so that competition regulations in professional sport in Europe will become more homogeneous, whether national or international;

Or. en