



EUROPEAN PARLIAMENT

2009 - 2014

Committee on Transport and Tourism

2013/0092(COD)

28.6.2013

AMENDMENTS

12 - 39

Draft report
Keith Taylor
(PE513.009v01-00)

on multiannual funding for the action of the European Maritime Safety Agency in the field of response to pollution caused by ships and to marine pollution caused by oil and gas installations

Proposal for a regulation
(COM(2013)0174 – C7-XXXX/XXXX – 2013/0092(COD))

AM\941943EN.doc

PE514.792v01-00

EN

United in diversity

EN

AM_Com_LegReport

Amendment 12
Philip Bradbourn

Proposal for a regulation
Recital 4 a (new)

Text proposed by the Commission

Amendment

(4a) The Agency's work on the prevention of pollution and on pollution response preparedness is not just financially beneficial but also adds non-monetary value. Given the risk of the devastating ecological impact and huge economic costs of possible pollution incidents, as well as the socio-economic impact of such incidents on other sectors, such as tourism and fisheries, sufficient investment in the Agency is crucial, provided the above criteria are manifestly justifiable.

Or. en

Amendment 13
Dominique Vlasto

Proposal for a regulation
Recital 9

Text proposed by the Commission

Amendment

(9) The Agency should play an active role in maintaining and developing further the satellite imagery service for surveillance, the early detection of pollution and identification of the responsible ships or oil and gas installations. This system should improve the availability of data and the effectiveness of the response to pollution.

(9) The Agency should play an active role in maintaining and developing further the satellite imagery service for surveillance, the early detection of pollution and identification of the responsible ships or oil and gas installations. This system should improve the availability of data and the effectiveness of the response to pollution, ***and should speed up both the initial response and the provision of appropriate support facilities.***

Or. fr

Justification

Being effective also means shorter response times and swifter provision of the relevant resources, in order to minimise the pollution and its repercussions.

Amendment 14
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) In order to ensure thorough implementation, the Agency should be provided with a viable and cost-effective system for financing, in particular, its operational assistance to the affected States.

Amendment

(11) In order to ensure thorough implementation ***and drafting of the action plans incorporating the new tasks***, the Agency should be provided with a viable and cost-effective system for financing, in particular, its operational assistance to the affected States.

Or. es

Amendment 15
Philip Bradbourn

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) In order to ensure thorough implementation, the Agency should be provided with a viable and cost-effective system for financing, in particular, ***its*** operational assistance to the affected States.

Amendment

(11) In order to ensure thorough implementation ***of the Action Plans***, the Agency should be provided with a viable and cost-effective system for financing, in particular, ***where appropriate, the provision of*** operational assistance to the affected States.

Or. en

Amendment 16
Dominique Vlasto

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Financial security should therefore be provided for the funding of the tasks entrusted to the Agency in the field of pollution response and associated actions on the basis of a multiannual commitment. The annual amounts of the Union contribution should be determined by the Budgetary Authority in accordance with the annual budgetary procedure.

Amendment

(12) Financial security should therefore be provided for the funding of the tasks entrusted to the Agency in the field of pollution response and associated actions on the basis of a multiannual commitment. ***The size of that multiannual commitment needs to take account of the expansion of the Agency's remit and the extension of the geographical scope of its response activities.*** The annual amounts of the Union contribution should be determined by the Budgetary Authority in accordance with the annual budgetary procedure.

Or. fr

Justification

The Agency's multiannual budget needs to be large enough for it to be able to meet its responsibilities, which were extended by Regulation (EU) No 100/2013. The budget therefore needs to reflect the real needs and challenges.

Amendment 17
Izaskun Bilbao Barandica

Proposal for a regulation
Recital 13

Text proposed by the Commission

(13) The amounts to be committed for the funding of pollution response should cover the period from 1 January 2014 to 31 December 2020, in line with the new multiannual financial framework. A financial envelope covering the same period should therefore be provided.

Amendment

(13) The amounts to be committed for the funding of pollution response should cover the period from 1 January 2014 to 31 December 2020, in line with the new multiannual financial framework. A financial envelope covering the same period ***and including the flexibility***

instruments should therefore be provided.

Or. es

Amendment 18
Luis de Grandes Pascual

Proposal for a regulation
Recital 13

Text proposed by the Commission

(13) The amounts to be committed for the funding of pollution response should cover the period from 1 January 2014 to 31 December 2020, in line with the new multiannual financial framework. *A financial envelope covering the same period should therefore be provided.*

Amendment

(13) The amounts to be committed for the funding of pollution response should cover the period from 1 January 2014 to 31 December 2020, in line with the new multiannual financial framework. *It is therefore necessary to allocate more resources to the agency to take account of its new tasks, but this must be done with due heed to the current economic context, in which the new multiannual financial framework is to be approved, in a manner consistent with it*

Or. es

Amendment 19
Philip Bradbourn

Proposal for a regulation
Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) Recognising the need for the Agency to be financially secure, and, independently of the Commission's multiannual financing, the Union and Member States should implement mechanisms whereby the financial costs borne by the Agency may be recovered from third parties in respect of goods, services or labour provided by the Agency.

Amendment 20
Dominique Vlasto

Proposal for a regulation
Recital 14 a (new)

Text proposed by the Commission

Amendment

(14a) Given the need for the Agency to be in a secure financial position, regardless of multiannual funding from the Commission, the Union and the Member States need to look into ways of having the costs incurred by the Agency in connection with the provision of goods and services and the performance of work refunded by third parties responsible for causing pollution or allowing it to spread.

Or. fr

Justification

The Agency ought to be able to make claims against third parties responsible for causing pollution or allowing it to spread, as part of a clear liability regime.

Amendment 21
Dominique Vlasto

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

Text proposed by the Commission

Amendment

(ba) ‘oil and gas installation’ means a stationary fixed or mobile facility, or a combination of facilities permanently interconnected by bridges or other structures, used for offshore oil or gas operations or in connection with those operations; this includes mobile offshore drilling units only if they are stationed in

offshore waters for drilling, production or other activities associated with offshore oil or gas operations, as well as infrastructure and facilities used to bring the oil and gas onshore and to onshore terminals.

Or. fr

Justification

The rapporteur's definition needs to be expanded to include the facilities used to bring the oil and gas onshore and to onshore oil and gas terminals.

Amendment 22

Izaskun Bilbao Barandica

Proposal for a regulation

Article 3 – paragraph 1 – point a

Text proposed by the Commission

(a) information, in particular the assemble, analysis and dissemination of best practices, techniques and innovations, such as instruments for monitoring ships' tank-emptying and for monitoring of offshore platforms for operational releases and accidental spills;

Amendment

(a) information, in particular the assemble, analysis and dissemination of best practices, *the techniques used in each action, together with an analysis of the outcome*, and innovations, such as instruments for monitoring ships' tank-emptying and for monitoring of offshore platforms for operational releases and accidental spills;

Or. es

Amendment 23

Izaskun Bilbao Barandica

Proposal for a regulation

Article 3 – paragraph 1 – point c

Text proposed by the Commission

(c) operational assistance and supporting,

Amendment

(c) operational assistance and supporting,

on request, with additional means, such as stand-by anti-pollution ships, satellite images and equipment, pollution response actions by the affected States in the event of accidental or deliberate pollution caused by ships or marine pollution caused by offshore oil and gas installations.

on request, with additional means, such as stand-by anti-pollution ships, satellite images and equipment, ***proposed actions and details of techniques and responsibilities in actions, as well as*** pollution response actions by the affected States in the event of accidental or deliberate pollution caused by ships or marine pollution caused by offshore oil and gas installations.

Or. es

Amendment 24
Izaskun Bilbao Barandica

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR ***160 500 000*** expressed in current prices.

Amendment

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR ***185 500 000*** expressed in current prices.

Or. es

Amendment 25
Philip Bradbourn

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be ***EUR 160.500.000 expressed in current prices.***

Amendment

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be ***financed from savings from other areas of the Budget.***

Amendment 26
Bogusław Liberadzki

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR **160.500.000** expressed in current prices.

Amendment

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR **170.000.000** expressed in current prices.

Or. en

Amendment 27
Knut Fleckenstein

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR **160.500.000** expressed in current prices.

Amendment

The financial envelope for the implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR **190.000.000** expressed in current prices.

Or. de

Amendment 28
Luis de Grandes Pascual

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

The financial envelope for the

Amendment

The financial envelope for the

implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR **160 500 000** expressed in current prices.

implementation of the tasks referred to in Article 3 for the period from 1 January 2014 to 31 December 2020 shall be EUR **185 500 000** expressed in current prices.

Or. es

Justification

The amount allocated by the Commission is clearly insufficient to cover EMSA's new tasks. The Agency is of the opinion that properly carrying out these tasks, such as providing two support vessels in areas that are currently not covered (e.g. the Canary Islands and southern Portugal), would cost a further EUR 5.15 billion. EMSA thus requires a larger budget.

Amendment 29

Izaskun Bilbao Barandica

Proposal for a regulation

Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

In the event that EMSA's budget for this period is reduced, it shall draw up a memorandum explaining that this will affect its ability to carry out the tasks it has been assigned.

Or. es

Amendment 30

Philip Bradbourn

Proposal for a regulation

Article 4 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

The Union and Member States shall establish mechanisms whereby the financial costs borne by the Agency in carrying out its functions pursuant to this Regulation may be recovered from third

parties in respect of goods, services or labour provided by the Agency.

Or. en

Amendment 31
Dominique Vlasto

Proposal for a regulation
Article 4 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

The Union and the Member States may introduce arrangements under which costs incurred by the Agency in the performance of its duties under this Regulation, as regards the provision of goods and services and the performance of work, may be refunded by third parties responsible for causing pollution or allowing it to spread.

Or. fr

Justification

The Agency ought to be able to make claims against third parties responsible for causing pollution or allowing it to spread, as part of a clear liability regime.

Amendment 32
Izaskun Bilbao Barandica

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

Amendment

In order to define the requirements for the provision of operational assistance by the Agency, such as additional anti-pollution vessels, the Agency shall set up on a regular basis a list of the public and, where

In order to define the requirements for the provision of operational assistance by the Agency, such as additional anti-pollution vessels, the Agency shall set up on a regular basis a list of the public and, where

available, private pollution response mechanisms and associated response capabilities in the various regions of the Union.

available, private pollution response mechanisms and associated response capabilities in the various regions of the Union. ***It shall also draw up a list of requirements that have not been met, and the implications thereof.***

Or. es

Amendment 33
Bogusław Liberadzki

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

In order to define the requirements for the provision of operational assistance by the Agency, such as additional anti-pollution vessels, the Agency shall set up on a regular basis a list of the public and, ***where available***, private pollution response mechanisms and associated response capabilities in the various regions of the Union.

Amendment

In order to define the requirements for the provision of operational assistance by the Agency, such as additional anti-pollution vessels, the Agency shall set up on a regular basis a list of the public and private pollution response mechanisms and associated response capabilities in the various regions of the Union.

Or. en

Amendment 34
Dominique Vlasto

Proposal for a regulation
Article 5 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

In accordance with the principle of mutual assistance and in view of the expansion of the Agency's remit to cover the countries coming under the enlargement policy and the European Neighbourhood Policy, countries bordering on Europe's sea basins shall

also facilitate the pooling of information and cooperate in setting up this list.

Or. fr

Justification

The extension of the Agency's remit and activities to cover third countries bordering on Europe's sea basins means that those countries should provide various details of their public and/or private mechanisms. Such pooling of information should be voluntary and be based on mutual assistance.

Amendment 35
Izaskun Bilbao Barandica

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

The Commission shall submit to the European Parliament and the Council, on the basis of information provided by the Agency, a report on the implementation of this Regulation no later than 31 December 2017. The report, which shall be established without prejudice to the role of the Administrative Board of the Agency, shall set out the results of the utilisation of the Union contribution referred to in Article 4 as regards commitments and expenditure covering the period between 1 January 2014 and 31 December 2016.

Amendment

The Commission shall submit to the European Parliament and the Council, on the basis of information provided by the Agency, a report on the implementation of this Regulation no later than 31 December 2017.

The report shall include a list of all actions taken and their outcomes, as well as requirements that have been identified in terms of training, staffing, coordination and funding.

The report, which shall be established without prejudice to the role of the Administrative Board of the Agency, shall set out the results of the utilisation of the Union contribution referred to in Article 4 as regards commitments and expenditure

covering the period between 1 January 2014 and 31 December 2016.

Or. es

Amendment 36
Bogusław Liberadzki

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

The Commission shall submit to the European Parliament and the Council, on the basis of information provided by the Agency, a report on the implementation of this Regulation no later than **31 December 2017**. The report, which shall be established without prejudice to the role of the Administrative Board of the Agency, shall set out the results of the utilisation of the Union contribution referred to in Article 4 as regards commitments and expenditure covering the period between 1 January 2014 and 31 December 2016.

Amendment

The Commission shall submit to the European Parliament and the Council, on the basis of information provided by the Agency, a report on the implementation of this Regulation no later than **30 June 2017**. The report, which shall be established without prejudice to the role of the Administrative Board of the Agency, shall set out the results of the utilisation of the Union contribution referred to in Article 4 as regards commitments and expenditure covering the period between 1 January 2014 and 31 December 2016.

Or. en

Amendment 37
Silvia-Adriana Țicău

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

The Commission shall submit to the European Parliament and the Council, on the basis of information provided by the Agency, a report on the implementation of this Regulation no later than 31 December **2017**. The report, which shall be established without prejudice to the role of the Administrative Board of the Agency,

Amendment

The Commission shall submit to the European Parliament and the Council, on the basis of information provided by the Agency, a report on the implementation of this Regulation no later than 31 December **2016**. The report, which shall be established without prejudice to the role of the Administrative Board of the Agency,

shall set out the results of the utilisation of the Union contribution referred to in Article 4 as regards commitments and expenditure covering the period between 1 January 2014 and 31 December **2016**.

shall set out the results of the utilisation of the Union contribution referred to in Article 4 as regards commitments and expenditure covering the period between 1 January 2014 and 31 December **2015**.

Or. ro

Amendment 38
Bogusław Liberadzki

Proposal for a regulation
Article 7 – paragraph 2

Text proposed by the Commission

On the basis of this report, the Commission **may**, if appropriate, propose amendments to this Regulation in particular in order to take account of scientific progress in the field of combating pollution caused by ships and marine pollution caused by oil and gas installations, especially pollution caused by oil or hazardous and noxious substances.

Amendment

On the basis of this report, the Commission **should**, if appropriate, propose amendments to this Regulation in particular in order to take account of scientific progress in the field of combating pollution caused by ships and marine pollution caused by oil and gas installations, especially pollution caused by oil or hazardous and noxious substances.

Or. en

Amendment 39
Dominique Vlasto

Proposal for a regulation
Article 7 – paragraph 2

Text proposed by the Commission

On the basis of this report, the Commission may, if appropriate, propose amendments to this Regulation in particular in order to take account of scientific progress in the field of combating pollution caused by ships and marine pollution caused by oil and gas installations, especially pollution caused by oil or hazardous and noxious substances.

Amendment

On the basis of this report, the Commission may, if appropriate, propose amendments to this Regulation in particular in order to take account of scientific progress in the field of combating pollution caused by ships and marine pollution caused by oil and gas installations, especially pollution caused by oil or hazardous and noxious substances, ***as well as of changes to the regional and international commitments***

entered into by the Union in this area.

Or. fr

Justification

Technical progress is not the only factor needing to be taken into account during the mid-term evaluation of the Agency's performance and activities. Given that the Union belongs to various regional and international organisations, account also needs to be taken of any changes to the commitments it has entered into as a member of those organisations.