



EUROPEAN PARLIAMENT

2009 - 2014

Committee on the Internal Market and Consumer Protection

2013/2125(INI)

13.9.2013

AMENDMENTS

1 - 33

Draft opinion
Ildikó Gáll-Pelcz
(PE516.616v01-00)

European Defence Technological and Industrial Base
(2013/2125(INI))

AM_Com_NonLegOpinion

Amendment 1
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 1

Draft opinion

1. Points out that the recent economic downturn has led to a number of reductions in the defence budgets of *the majority of* Member States;

Amendment

1. Points out that the recent economic downturn has led to a number of reductions in the defence budgets of *many* Member States; *considers that the current crisis can be used as an opportunity for the development of an integrated Union defence policy, as it can provide the impetus for implementing ambitious and outstanding reforms and for better benefitting from synergies;*

Or. en

Amendment 2
Olle Schmidt

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. Believes that the Union should provide security for its citizens and support democracy, human rights and the rule of law in its neighbourhood and beyond; however, considers that this can be done without expanding the common defence policy

Or. en

Amendment 3
Evelyne Gebhardt

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

Draft opinion

Amendment

1a. Urges the Member States to increase transparency levels with regard to state aid and procurement practices in the defence sector, towards European authorities and agencies as well as towards the general public;

Or. en

**Amendment 4
Evelyne Gebhardt**

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

Draft opinion

Amendment

1b. Recalls the tradition of the Union as a civilian power in global affairs; reiterates therefore that the European defence industry should first and foremost focus on the demand from the internal market; deplores in this context the increase in trade in arms and defence equipment emanating from the Union with autocratic regimes in unstable world regions; notes that these trade practices might not be conducive to the security of citizens in regions receiving arms and defence equipment from the Union as well as to European and global security considerations; urges the Member States to act in international fora in favour of more transparency in international defence procurement markets in order to increase the controllability of global trade flows in armament;

Or. en

Amendment 5
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 2

Draft opinion

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to **increase** the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector;

Amendment

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to **improve** the transparency and **increase the** openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector;

Or. en

Amendment 6
Andreas Schwab

Draft opinion
Paragraph 2

Draft opinion

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector;

Amendment

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector **where appropriate, while taking into consideration the increasing complexity of defence procurement in relation to international missions resulting in optimized specifications;**

Amendment 7
Olle Schmidt

Draft opinion
Paragraph 2

Draft opinion

2. Recalls that, ***in order to increase the competitiveness of the European defence industry***, Member States ***urgently need to increase the transparency and openness of their defence markets; considers that*** Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector;

Amendment

2. Recalls that ***great effort has already been made to encourage intra-Union trade in the defence sector; therefore calls on*** Members States to ***fully implement*** Directive 2009/81/EC on defence and sensitive security procurement ***in order to strengthen*** the single market by reducing the complexity of procurement rules in the defence sector ***and to increase the competitiveness of the European defence industry; emphasises that a transparent and open single market for defence procurement is vital not only to ensure best available products but also to ensure best value for taxpayers money;***

Or. en

Amendment 8
Evelyne Gebhardt

Draft opinion
Paragraph 2

Draft opinion

2. Recalls that, ***in order to increase the competitiveness of the European defence industry***, Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the

Amendment

2. Recalls that Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector;

complexity of procurement rules in the defence sector;

Or. en

Amendment 9
Barbara Weiler

Draft opinion
Paragraph 2

Draft opinion

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector;

Amendment

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens the single market by reducing the complexity of procurement rules in the defence sector; ***calls on the Member States to correctly implement Directive 2009/81/EC (deadline for transposition on 21 August 2011).***

Or. en

Amendment 10
Franz Obermayr

Draft opinion
Paragraph 2

Draft opinion

2. Recalls that, in order to increase the competitiveness of the European defence industry, Member States urgently need to increase the transparency and openness of their defence markets; considers that Directive 2009/81/EC on defence and sensitive security procurement strengthens

Amendment

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the single market by reducing the complexity of procurement rules in the defence sector;

the single market by reducing the complexity of procurement rules in the defence sector; ***moreover points out that the common security and defence policy has to be further promoted and synchronised, in order to define the level of ambition for the European armed forces, deduce a corresponding composition of forces and allocate the capabilities among the Member States, thereby facilitating the standardisation of equipment and the specification of industrial foci;***

Or. en

Amendment 11
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 3

Draft opinion

3. Stresses that greater use of innovative procurement techniques – especially including those related to the aggregation of requirements, use of ICT and incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the ***administration*** and costs related to procurement procedures;

Amendment

3. Stresses that greater use of innovative procurement techniques – especially including those related to the aggregation of requirements, use of ICT and incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the ***administrative burden*** and costs related to procurement procedures;

Or. en

Amendment 12
Andreas Schwab

Draft opinion
Paragraph 3

Draft opinion

3. Stresses that greater use of innovative procurement techniques – especially including those related to the aggregation of requirements, use of ICT and incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the administration and costs related to procurement procedures;

Amendment

3. Stresses that greater use of innovative procurement techniques – especially including those related to the aggregation of requirements, use of ICT and incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the administration and costs related to procurement procedures, ***while at the same time the protection of intellectual property rights and know-how needs to be ensured***;

Or. en

Amendment 13
Malcolm Harbour

Draft opinion
Paragraph 3

Draft opinion

3. Stresses that greater use of innovative procurement techniques – especially ***including those related to the aggregation of requirements, use of ICT and*** incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the administration and costs related to procurement procedures;

Amendment

3. Stresses that greater use of innovative procurement techniques – especially ***e-procurement, and pre-commercial procurement, as well as*** incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the administration and costs related to procurement procedures;

Or. en

Amendment 14
Evelyne Gebhardt

Draft opinion
Paragraph 3

Draft opinion

3. Stresses that greater use of innovative procurement techniques – especially including those related to the aggregation of requirements, use of ICT and incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the administration and costs related to procurement procedures;

Amendment

3. Stresses that greater use of innovative procurement techniques – especially including those related to the aggregation of requirements, use of ICT and incentives-setting for R&D – should be encouraged in defence procurement, as they may be particularly suited to this field and can play a major role in reducing the administration and costs related to procurement procedures; ***urges the Member States to make strategic use of defence public procurement and implement innovative awarding principles based on the concept of the Most Economically Advantageous Tender encompassing environmental, social, ethical and quality aspects as well as a life-cycle approach;***

Or. en

Amendment 15
Malcolm Harbour

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3a. Considers that contracting authorities and entities in the fields of defence and security should have access to a specific procurement procedure in respect of contracts where there is a need for the development of an innovative product or service or innovative works and the subsequent purchase of the resulting supplies, services or works which cannot be met by solutions already available on the market; considers furthermore that such a procedure would improve the functioning of the internal market and the development of a European defence equipment market, a European defence

technological and industrial base and would drive growth for innovative SMEs; underlines that such a procedure has already been agreed in the revised Classic and Utilities Procurement Directives, allowing contracting authorities to establish a long-term innovation partnership for the development and subsequent purchase of new, innovative products, services or works, providing the necessary 'market-pull' and incentivising the development of an innovative solution without foreclosing the market; calls therefore on the European Commission to take these developments into account in its implementation report to the European Parliament and the Council under Defence Procurement Directive (Directive 2009/81/EC), which is due by 21 August 2016, and to accompany this report with a legislative proposal amending Directive 2009/81/EC, introducing the innovation partnerships procedure for those contracts;

Or. en

Amendment 16
Olle Schmidt

Draft opinion
Paragraph 4

Draft opinion

4. Urges the Member States to also take steps to abolish the duplication and excess capacity in the sector through boosting cooperation in the internal market; highlights the potential benefits of joint procurement in terms of economies of scale and interoperability;

Amendment

4. Urges the Member States to also take steps to abolish the duplication and excess capacity in the sector through boosting cooperation in the internal market; highlights the potential benefits of joint procurement in terms of economies of scale and interoperability; ***points out that shared projects will reduce costs and allow for long term investments;***

Or. en

Amendment 17
Evelyne Gebhardt

Draft opinion
Paragraph 4 a (new)

Draft opinion

Amendment

4a. Highlights the importance of efficient public expenditure in the defence sector; encourages the Member States, against the background of the current social and economic crisis as well as strained public finances, to scrutinise public defence expenditure and reallocate savings potential in the defence sector in favour of public investments in social economies and civilian industries;

Or. en

Amendment 18
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 5

Draft opinion

Amendment

5. Recalls that the contracts awarded in the field of defence and security are often technically complex; stresses that in order to facilitate cross-border tendering there is a need to review ***incompatible or disproportionate*** technical requirements so as to minimise and, where possible, eliminate barriers to the ***internal*** market;

5. Recalls that the contracts awarded in the field of defence and security are often technically complex; stresses that in order to facilitate cross-border tendering there is a need to review technical requirements so as to minimise and, where possible, eliminate ***incompatible or disproportionate requirements constituting*** barriers to the ***Single*** Market;

Or. en

Amendment 19
Andreas Schwab

Draft opinion
Paragraph 5

Draft opinion

5. Recalls that the contracts awarded in the field of defence and security are often technically complex; stresses that in order to facilitate cross-border tendering there is a need to review incompatible or disproportionate technical requirements so as to minimise and, where possible, eliminate barriers to the internal market;

Amendment

5. Recalls that the contracts awarded in the field of defence and security are often technically complex; stresses that in order to facilitate cross-border tendering there is a need to review - ***where appropriate - unnecessary***, incompatible or disproportionate technical requirements so as to minimise and, where possible, eliminate barriers to the internal market;

Or. en

Amendment 20
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Stresses that promoting the European defence technological and industrial base is a further element towards to the completion of the Single Market and can create sustainable jobs for citizens employed in the defence industries;

Or. en

Amendment 21
Olle Schmidt

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5a. Stresses that liberalisation of non-sensitive national programmes not including nuclear power and weapons, complex weapons system, or complex communications, detection and stealth systems would increase competition and lower prices as defence companies across the Union could compete for contracts; points out that if Member States will not change the national procurement processes, the Commission will have to rely on case law for non-sensitive programmes;

Or. en

**Amendment 22
Barbara Weiler**

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

Draft opinion

Amendment

5a. Requests that costly military prestige projects be abandoned and calls on Member States to particularly support the development of products that ensure the protection and safety of the soldiers in the field.

Or. en

**Amendment 23
Franz Obermayr**

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

Draft opinion

Amendment

5a. Points out that specific, sometimes even useless, technical demands in invitations to tenders are particularly targeted to exclude foreign companies, in order to increase the financial and technical abilities of the national defence industry;

Or. en

**Amendment 24
Franz Obermayr**

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

Draft opinion

Amendment

5b. Emphasizes that so far additional formalities have not proven to diminish this effect in the defence industry sector, but rather to increase it as well as the associated costs and time for the contracting parties, therefore effectively reducing the competitiveness of the European defence industry;

Or. en

**Amendment 25
Franz Obermayr**

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

Draft opinion

Amendment

5c. Concludes that, based on developments in Lybia, Mali and Syria and despite the existing common security and defence policy, sovereign nations

clearly tend to have sovereign defence interests and hence keep their technological know-how and their defence industry also as sovereign as possible; calls on the Commission to take these important aspects into consideration for the proposal of new or the abolishment of existing formalities in order to effectively increase the competitiveness of the European defence industry;

Or. en

Amendment 26
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 7

Draft opinion

7. Notes that the fragmentation of the European defence market is an obstacle to small and medium-sized enterprises *increasing their share in this market*; emphasises the importance of possibilities for small and medium-sized enterprises to *take part in the process of creating* defence equipment sector products; urges the Commission, therefore, to *adopt* further proposals to facilitate their access to the European defence industry;

Amendment

7. Notes that the fragmentation of the European defence market is an obstacle to small and medium-sized enterprises *to market their products*; emphasises the importance of possibilities for small and medium-sized enterprises to *contribute to the creation of* defence equipment sector products; urges the Commission, therefore, to *present* further proposals to facilitate their access to the European defence industry;

Or. en

Amendment 27
Olle Schmidt

Draft opinion
Paragraph 7

Draft opinion

7. Notes that the fragmentation of the European defence market is an obstacle to small and medium-sized enterprises increasing their share in this market; emphasises the importance of possibilities for small and medium-sized enterprises to take part in the process of creating defence equipment sector products; urges the Commission, therefore, to adopt further proposals to facilitate their access to the European defence industry;

Amendment

7. Notes that the fragmentation of the European defence market is an obstacle to small and medium-sized enterprises increasing their share in this market; emphasises the importance of possibilities for small and medium-sized enterprises to take part in the process of creating defence equipment sector products, ***both military equipment and intangibles such as software and technology***; urges the Commission, therefore, to adopt further proposals to facilitate their access to the European defence industry;

Or. en

Amendment 28
Franz Obermayr

Draft opinion
Paragraph 7

Draft opinion

7. Notes that the fragmentation of the European defence market is an obstacle to small and medium-sized enterprises increasing their share in this market; emphasises the importance of possibilities for small and medium-sized enterprises to take part in the process of creating defence equipment sector products; urges the Commission, therefore, to adopt further proposals to facilitate their access to the European defence industry;

Amendment

7. Notes that the fragmentation of the European defence market is an obstacle to small and medium-sized enterprises increasing their share in this market; emphasises the importance of possibilities for small and medium-sized enterprises to take part in the process of creating defence equipment sector products; urges the Commission, therefore, to adopt further proposals to facilitate their access to the European defence industry; ***emphasizes that the creation of additional Union standards and certifications might be detrimental for the competitiveness of small and medium-sized enterprises as they often do not have the ability to invest upfront for years and the costs for qualification and certification already tend to constitute a considerable amount***

of the overall development costs for new defence products;

Or. en

Amendment 29
Ildikó Gáll-Pelcz

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Urges the Member States to inspire cooperation between major defence companies and universities; emphasises that the knowledge base of universities can be widened through this cooperation;

Or. en

Amendment 30
Evelyne Gebhardt

Draft opinion
Paragraph 7 a (new)

Draft opinion

Amendment

7a. Calls on the Member States and the Commission to facilitate efforts of exploiting technologies and innovation emanating from the defence industry for non-military purposes and the production of civilian products and applications in order to strengthen high-technology industries within the internal market;

Or. en

Amendment 31
Adam Bielan

**Draft opinion
Paragraph 7 a (new)**

Draft opinion

Amendment

7a. Stresses the need for greater funding for R&D in Member States to successfully compete with third countries' manufacturers in defence sector; notes that innovation and technological developments can lead to improvements in other areas of life;

Or. en

**Amendment 32
Evelyne Gebhardt**

**Draft opinion
Paragraph 7 b (new)**

Draft opinion

Amendment

7b. Deplores the strong emphasis in Commission Communication of 24 July 2013 'Towards a more competitive and efficient defence and security sector'¹ on labour flexibility schemes as the appropriate response to structural changes within the defence industry; instead draws attention to the assessment of potential economic incentives for the conversion of military-industrial overcapacities into civilian production;

¹COM(2013) 542 final.

Or. en

**Amendment 33
Adam Bielan**

Draft opinion
Paragraph 8

Draft opinion

8. Calls on the Commission and Member States to cooperate with one another to ensure cyber-security, as ***an integral part of the defence sector***.

Amendment

8. Calls on the Commission and Member States to cooperate with one another to ensure cyber-security, as ***one of the major pillars of the defence and security strategy; recalls at the same time that, given the global dimension of the internet, the digital internal market faces growing security risks and a strong and coordinated approach could contribute to combating threats such as to the security of transactions, which seriously undermine consumers' confidence in the digital market.***

Or. en