



**2015/2222(INI)**

6.4.2016

# **AMENDMENTS**

## **1 - 282**

**Draft report**  
**Thomas Händel**  
(PE578.508v01-00)

Workers representation on board level in Europe  
(2015/2222(INI))



**Amendment 1**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Title**

*Motion for a resolution*

on workers representation *on board* level  
in Europe

*Amendment*

on workers representation *at corporate*  
level in Europe

Or. es

**Amendment 2**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Citation 2 a (new)**

*Motion for a resolution*

*Amendment*

*- having regard to Article 5(1) TEU,*

Or. nl

**Amendment 3**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Citation 2 b (new)**

*Motion for a resolution*

*Amendment*

*- having regard to Article 7 of the Treaty  
on the Functioning of the European  
Union,*

Or. nl

**Amendment 4**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Citation 18**

*Motion for a resolution*

*Amendment*

*- having regard to the resolution of the European Trade Union Congress of 22 October 2014 'Towards a new framework for more democracy at work'<sup>12</sup>,*

*deleted*

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<sup>12</sup>

*[https://www.etuc.org/sites/www.etuc.org/files/document/files/resolution\\_democracy\\_in\\_the\\_workplace\\_en.pdf](https://www.etuc.org/sites/www.etuc.org/files/document/files/resolution_democracy_in_the_workplace_en.pdf)*

Or. nl

**Amendment 5**  
**Edouard Martin**

**Motion for a resolution**  
**Citation 19 a (new)**

*Motion for a resolution*

*Amendment*

*- having regard to the statement of July 2011 by the European Women's Lobby concerning EU Legislation for the Equal Representation of Women and Men on Corporate Boards,*

Or. fr

**Amendment 6**  
**Thomas Händel**

**Motion for a resolution**  
**Citation 20 a (new)**

*Motion for a resolution*

*Amendment*

*- having regard to Europfound's report on Third European Company Survey - Direct and indirect employee*

*participation;*

Or. en

**Amendment 7**  
**Thomas Händel**

**Motion for a resolution**  
**Citation 20 b (new)**

*Motion for a resolution*

*Amendment*

*- having regard to Eurofound's report  
Board-level employee representation in  
Europe;*

Or. en

**Amendment 8**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital A**

*Motion for a resolution*

*Amendment*

A. whereas the development of the European Union and the European social model require a strengthening of *democracy, including economic democracy;*

A. whereas the development of the European Union and the European social model require a strengthening of *a highly competitive social market economy geared to full employment and social progress, in which the social partners should play an important part;*

Or. nl

**Amendment 9**  
**Amjad Bashir**

**Motion for a resolution**  
**Recital A**

*Motion for a resolution*

A. whereas the *development of the European Union and the European social model require a strengthening of democracy, including economic democracy*;

*Amendment*

A. whereas the European Union *would benefit from* a strengthening of democracy;

Or. en

**Amendment 10**

**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**

**Recital A**

*Motion for a resolution*

A. whereas the development of the European Union and the European social model require *a strengthening of democracy, including economic democracy*;

*Amendment*

A. whereas the development of the European Union and the European social model require *respect for democratic values in all fields*;

Or. es

**Amendment 11**

**Terry Reintke**

on behalf of the Verts/ALE Group

**Motion for a resolution**

**Recital A**

*Motion for a resolution*

A. whereas the development of the European Union and the European social model require a strengthening of democracy, including economic democracy;

*Amendment*

A. whereas the development of the European Union and the European social model require a strengthening of democracy *towards a socially just, more sustainable and inclusive society*, including economic democracy;

Or. en

**Amendment 12**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Recital A**

*Motion for a resolution*

A. whereas the development of the European Union and the European social model require a strengthening of democracy, including economic democracy;

*Amendment*

A. whereas the development of the European Union and the European social model ***and the preservation of a strong social market economy in the European Union*** require a strengthening of democracy, including economic ***and social*** democracy;

Or. fr

**Amendment 13**  
**Terry Reintke**  
on behalf of the Verts/ALE Group

**Motion for a resolution**  
**Recital A a (new)**

*Motion for a resolution*

*Amendment*

***Aa. whereas only 21% of European listed companies guarantee workers' representation on board level and there are still 10 Member States with no or very limited participation rights;***

Or. en

**Amendment 14**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital B**

*Motion for a resolution*

B. whereas the involvement of employees in supervisory boards is ***a crucial step in the further democratisation of the economy, whereby this is not a matter of legislative burdens which may be tackled by cutting red tape and by deregulation;***

*Amendment*

B. whereas the involvement of employees in supervisory boards is ***not linked to any of the EU's areas of exclusive competence set out in Article 3 TFEU, whereas this matter therefore falls within the scope of the national legislation of the Member States, and whereas the European Union should therefore confine itself to establishing framework provisions and/or non-binding guidelines;***

Or. fr

**Amendment 15**

**Amjad Bashir**

**Motion for a resolution**

**Recital B**

*Motion for a resolution*

B. whereas the involvement of employees in supervisory boards is ***a crucial step in the further democratisation of the economy, whereby this is not a matter of legislative burdens which may be tackled by cutting red tape and by deregulation;***

*Amendment*

B. whereas the involvement of employees in supervisory boards ***can bring benefits to both employers and employees;***

Or. en

**Amendment 16**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Recital B**

*Motion for a resolution*

B. whereas the involvement of employees in supervisory boards is ***a crucial step in the further democratisation of the economy, whereby this is not a matter of***

*Amendment*

B. whereas the involvement of employees in supervisory boards is ***a possible step towards good corporate governance, but this step must not result in any additional***



*legislative burdens which may be tackled by cutting red tape and by deregulation;*

*regulatory burden on the competitiveness of businesses;*

Or. nl

**Amendment 17**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Recital B**

*Motion for a resolution*

B. whereas *the* involvement of employees in supervisory boards is *a crucial step in the further democratisation of the economy, whereby this is not a matter of legislative burdens which may be tackled by cutting red tape and by deregulation;*

*Amendment*

B. whereas, *depending on the context, an appropriate level of* involvement of employees *at corporate level may prove beneficial for good economic governance provided this does not limit the freedom of businesses to organise themselves;*

Or. es

**Amendment 18**  
**Anne Sander**

**Motion for a resolution**  
**Recital B**

*Motion for a resolution*

B. whereas the involvement of employees in supervisory boards is *a crucial* step *in the further democratisation of the economy, whereby this is not a matter of legislative burdens which may be tackled by cutting red tape and by deregulation;*

*Amendment*

B. whereas the involvement of employees in supervisory boards is *an important* step *towards more democratic governance of undertakings;*

Or. fr

**Amendment 19**  
**Claude Rolin, Ivo Belet, Georges Bach**

## Motion for a resolution

### Recital B

*Motion for a resolution*

B. whereas the involvement of employees in supervisory boards *is a crucial step in the further democratisation of the economy, whereby this is not a matter of legislative burdens which may be tackled by cutting red tape and by deregulation;*

*Amendment*

B. whereas the involvement of employees in *the* supervisory boards *of the various types of European undertakings should be the subject of discussions between the Commission and the social partners with a view to reaching an agreement which represents a real step forward in workplace democracy;*

Or. fr

## Amendment 20

Edouard Martin

## Motion for a resolution

### Recital B a (new)

*Motion for a resolution*

*Amendment*

*Ba. whereas a supervisory board is a decision-making body of an undertaking with a particular legal form;*

Or. fr

## Amendment 21

Terry Reintke

on behalf of the Verts/ALE Group

## Motion for a resolution

### Recital B a (new)

*Motion for a resolution*

*Amendment*

*Ba. whereas diversity in supervisory and administrative bodies, including through the participation of women and young people, brings along more diversity in experiences and ideas which generates a greater variety of possible answers to*

*different challenges such as fluctuating markets and costumer demands;*

Or. en

**Amendment 22**

**Terry Reintke**

on behalf of the Verts/ALE Group

**Motion for a resolution**

**Recital B b (new)**

*Motion for a resolution*

*Amendment*

*Bb. whereas workers' participation strengthens European democracy and decision-making in diversity in practice, and whereas female workers' participation is one of the key elements that enhances productivity and economic growth;*

Or. en

**Amendment 23**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Recital C**

*Motion for a resolution*

*Amendment*

C. whereas, under the present conditions of global division of labour, internationalisation, *accelerated corporate change and the upcoming transformation through digitisation, i.e. the so-called '4th Industrial Revolution'*, prosperity for the maximum number of people can be achieved only by the pre-emptive framing of the economy and industrial relations;

C. whereas, under the present conditions of global division of labour *and internationalisation, it is important to preserve national legislation, which is the fruit of social and historical developments peculiar to each Member State and is therefore the best fitted to each state's social structures, and better placed to meet the needs of their respective populations;*

Or. fr

**Amendment 24**  
**Amjad Bashir**

**Motion for a resolution**  
**Recital C**

*Motion for a resolution*

C. whereas, under the present conditions of global division of labour, internationalisation, accelerated corporate change and the upcoming transformation through digitisation, i.e. the so-called ‘4th Industrial Revolution’, prosperity for the maximum number of people can be achieved *only by the pre-emptive framing of the economy and industrial relations*;

*Amendment*

C. whereas, under the present conditions of global division of labour, internationalisation, accelerated corporate change and the upcoming transformation through digitisation, i.e. the so-called ‘4th Industrial Revolution’, prosperity for the maximum number of people can be achieved *by fully embracing new opportunities and ensuring that the regulatory environment is conducive to economic growth and job creation*;

Or. en

**Amendment 25**  
**Anne Sander**

**Motion for a resolution**  
**Recital C**

*Motion for a resolution*

C. whereas, *under the present conditions of global division of labour*, internationalisation, *accelerated corporate change and the upcoming transformation through digitisation*, i.e. the so-called ‘4th Industrial Revolution’, *prosperity for the maximum number of people can be achieved only by the pre-emptive framing* of the economy and industrial relations;

*Amendment*

C. whereas internationalisation *and digitalisation are bringing about changes with an impact on the functioning of undertakings, so that there is now a need to rethink* the *organisation* of the economy and industrial relations;

Or. fr

**Amendment 26**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital C**

*Motion for a resolution*

C. whereas, **under** the present conditions of global division of labour, internationalisation, accelerated corporate change and the upcoming transformation through digitisation, i.e. the so-called ‘4th Industrial Revolution’, **prosperity for the maximum number of people can be achieved only by the pre-emptive framing of the economy and industrial relations;**

*Amendment*

C. whereas the present conditions of global division of labour, internationalisation, accelerated corporate change and the upcoming transformation through digitisation, i.e. the so-called ‘4th Industrial Revolution’, **present new opportunities for participation by employees in undertakings;**

Or. nl

**Amendment 27**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital D**

*Motion for a resolution*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, **but they** differ enormously owing to their respective economic and social historical development<sup>15</sup>;

*Amendment*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, **and** differ enormously owing to their respective economic and social historical development<sup>15</sup>;

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<sup>15</sup> <http://fr.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2> Aline Conchon (2015) La voix des travailleurs dans la gouvernance d’entreprise: <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

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<sup>15</sup> <http://fr.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2> Aline Conchon (2015) La voix des travailleurs dans la gouvernance d’entreprise: <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

**Amendment 28**  
**Edouard Martin**

**Motion for a resolution**  
**Recital D**

*Motion for a resolution*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social historical development<sup>15</sup>;

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<sup>15</sup> <http://fr.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2> Aline Conchon (2015) La voix des travailleurs dans la gouvernance d'entreprise: <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

*Amendment*

D. whereas forms of worker **representation and** participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social historical development<sup>15</sup>;

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<sup>15</sup> <http://fr.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2> Aline Conchon (2015) La voix des travailleurs dans la gouvernance d'entreprise: <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

**Amendment 29**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Recital D**

*Motion for a resolution*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social

*Amendment*

D. whereas forms of worker participation at company **supervisory board** level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective

historical development<sup>15</sup>;

economic and social historical development<sup>15</sup>; ***whereas other forms of participation exist in the European Union and it is important to take account of national preferences regarding social dialogue;***

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<sup>15</sup> <http://fr.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2> Aline Conchon (2015) La voix des travailleurs dans la gouvernance d'entreprise: <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

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<sup>15</sup> <http://fr.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2> Aline Conchon (2015) La voix des travailleurs dans la gouvernance d'entreprise: <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

Or. fr

### **Amendment 30** **Enrico Gasbarra**

#### **Motion for a resolution** **Recital D**

##### *Motion for a resolution*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social historical development;<sup>15</sup>

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<sup>15</sup> <http://de.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic->

##### *Amendment*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social historical development;<sup>15</sup> ***whereas, therefore, it is important to respect the subsidiarity principle, in an appropriate manner, also in the field of industrial relations;***

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<sup>15</sup> <http://de.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic->

Area2;Conchon Aline (2015) Workers' voice in corporate governance: A European perspective, <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

Area2;Conchon Aline (2015) Workers' voice in corporate governance: A European perspective, <https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective>

Or. it

## **Amendment 31** **Thomas Händel**

### **Motion for a resolution** **Recital D**

#### *Motion for a resolution*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social historical development<sup>15</sup>;

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<sup>15</sup> [http://de.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2;Conchon Aline \(2015\) Workers' voice in corporate governance: A European perspective, https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective](http://de.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2;Conchon Aline (2015) Workers' voice in corporate governance: A European perspective, https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective)

#### *Amendment*

D. whereas forms of worker participation at company level exist in 18 Member States of the European Union and in Norway, but they differ enormously owing to their respective economic and social historical development<sup>15</sup>;

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<sup>15</sup> [http://de.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2;Conchon Aline \(2015\) Workers' voice in corporate governance: A European perspective, https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective; \*\*Aline Chonchon, Norbert Kluge and Michael Stollt\(EGI\) Worker board-level participation in the 31 European Economic Area countries \(August 2015 update\) http://www.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/TABLE-Worker-board-level-participation-in-the-31-European-Economic-Area-countries\*\*](http://de.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/MAP-Board-level-representation-in-the-European-Economic-Area2;Conchon Aline (2015) Workers' voice in corporate governance: A European perspective, https://www.etui.org/Publications2/Reports/Workers-voice-in-corporate-governance.-A-European-perspective; Aline Chonchon, Norbert Kluge and Michael Stollt(EGI) Worker board-level participation in the 31 European Economic Area countries (August 2015 update) http://www.worker-participation.eu/National-Industrial-Relations/Across-Europe/Board-level-Representation2/TABLE-Worker-board-level-participation-in-the-31-European-Economic-Area-countries)



**Amendment 32**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital D a (new)**

*Motion for a resolution*

*Amendment*

*Da. whereas this diversity of national legislation and forms of worker representation makes it impossible to create uniformity among these national bodies of legislation by means of European company law;*

Or. fr

**Amendment 33**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital E**

*Motion for a resolution*

*Amendment*

E. whereas the scope and intensity of worker participation vary greatly, **but** it has proved effective, and whereas the countries concerned are essentially economically successful ones<sup>16</sup>;

E. whereas the scope and intensity of worker participation vary greatly **owing to the diversity of national legislation, and whereas** it has proved effective, and whereas the countries concerned are essentially economically successful ones<sup>16</sup>;

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

Or. fr

**Amendment 34**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Recital E**

*Motion for a resolution*

E. whereas the scope and intensity of worker participation vary greatly, **but it has proved effective, and whereas the countries concerned are essentially economically successful ones**<sup>16</sup>;

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

*Amendment*

E. whereas the scope and intensity of worker participation vary greatly **owing to differences in business and trade union structure and how workers are represented, all of which may have a positive effect on company management**;

Or. es

**Amendment 35**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Recital E**

*Motion for a resolution*

E. whereas the scope and intensity of worker participation vary greatly, **but it has proved effective, and whereas the countries concerned are essentially economically successful ones**;<sup>16</sup>

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

*Amendment*

E. whereas the scope and intensity of **social dialogue and** worker participation vary greatly **between the Member States, effective social dialogue on all levels has proved key to balancing competitiveness and fairness during the past years**;

Or. en

**Amendment 36**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital E**

*Motion for a resolution*

E. whereas the scope and intensity of worker participation vary greatly, **but it has proved effective, and whereas the countries concerned are essentially economically successful ones**<sup>16</sup>;

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

*Amendment*

E. whereas the scope and intensity of worker participation vary greatly, **and this situation has developed historically in each Member State**;

Or. nl

**Amendment 37**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Recital E**

*Motion for a resolution*

E. whereas the scope and intensity of worker participation vary greatly, but it has proved effective, and **whereas the countries concerned are essentially economically successful ones**<sup>16</sup>;

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

*Amendment*

E. whereas the scope and intensity of worker participation vary greatly, but it has proved effective and **has boosted growth**;

Or. it

**Amendment 38**  
**Terry Reintke**  
on behalf of the Verts/ALE Group

**Motion for a resolution**  
**Recital E**

*Motion for a resolution*

E. whereas the scope and intensity of worker participation vary greatly, but it has proved effective, and whereas the countries concerned are essentially economically successful ones;<sup>16</sup> ;

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

*Amendment*

E. whereas the scope and intensity of worker participation vary greatly, but it has proved **fruitful and** effective, and whereas the countries concerned are essentially economically successful ones<sup>16</sup> ;

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<sup>16</sup> <http://www.worker-participation.eu/About-WP/European-Participation-Index-EPI>

Or. en

**Amendment 39**  
**Edouard Martin**

**Motion for a resolution**  
**Recital E a (new)**

*Motion for a resolution*

*Amendment*

***Ea. whereas equality between men and women is a founding principle of the European Union enshrined in European primary law, and whereas gender-balanced representation and diversity of representation of workers on supervisory boards are essential democratic principles with many beneficial economic effects;***

Or. fr

**Amendment 40**  
**Edouard Martin**

**Motion for a resolution**  
**Recital E b (new)**

*Motion for a resolution*

*Amendment*

***Eb. whereas, owing to the existence of a de facto glass ceiling and a ‘male quota’***

*of 80-90% on companies' supervisory boards, a large number of women are under-represented in economic decision-making, which has a substantial impact on their working lives, including a lower level of pay and savings than men;*

Or. fr

**Amendment 41**  
**Edouard Martin**

**Motion for a resolution**  
**Recital E c (new)**

*Motion for a resolution*

*Amendment*

*Ec. whereas the causes of women's under-representation in the economic decision-making of undertakings are linked to the problems of balancing work with personal life, which vary considerably within Europe;*

Or. fr

**Amendment 42**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital F**

*Motion for a resolution*

*Amendment*

*F. whereas companies with worker participation have tended to weather the crisis better than others<sup>17</sup>;*

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<sup>17</sup> Kleinknecht R. (2015) *Employee participation in corporate governance: implications for company resilience*, <http://ejd.sagepub.com/content/21/1/57.abstract>

**Amendment 43**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Recital F**

*Motion for a resolution*

*Amendment*

*F. whereas companies with employee participation have tended to weather the crisis better than others<sup>17</sup>;*

*deleted*

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<sup>17</sup> Kleinknecht R. (2015) *Employee participation in corporate governance: implications for company resilience*, <http://ejd.sagepub.com/content/21/1/57.abstract>

Or. es

**Amendment 44**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital F**

*Motion for a resolution*

*Amendment*

F. whereas companies with employee participation have tended to weather the crisis better than others<sup>17</sup>;

F. whereas, ***according to some studies (which differ from one Member State to another and must therefore be treated with caution)***, companies with employee participation have tended to weather the crisis better than others<sup>17</sup>;

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<sup>17</sup> Kleinknecht R. (2015): *Employee participation in corporate governance: implications for company resilience* <http://ejd.sagepub.com/content/21/1/57.abstract>

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<sup>17</sup> Kleinknecht R. (2015): *Employee participation in corporate governance: implications for company resilience* <http://ejd.sagepub.com/content/21/1/57.abstract>

**Amendment 45**

**Terry Reintke**

on behalf of the Verts/ALE Group

**Motion for a resolution**

**Recital F**

*Motion for a resolution*

F. whereas companies with worker participation have tended to weather the crisis better than others<sup>17</sup> ;

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<sup>17</sup> Kleinknecht R. (2015) Employee participation in corporate governance: implications for company resilience, <http://ejd.sagepub.com/content/21/1/57.abstract>

*Amendment*

F. whereas ***strong workers' rights contribute verifiably to achieving the Europe 2020 targets*** <sup>1a</sup> and companies with worker participation have tended to weather the crisis better than others<sup>17</sup> ;

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***<sup>1a</sup> ETUI (2016) Benchmarking Working Europe 2016***

<sup>17</sup> Kleinknecht R. (2015) Employee participation in corporate governance: implications for company resilience, <http://ejd.sagepub.com/content/21/1/57.abstract>

Or. en

**Amendment 46**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Recital F a (new)**

*Motion for a resolution*

*Amendment*

***Fa. whereas, on the other hand, some states have complex worker participation legislation, including different applicability thresholds according to the number of employees, and whereas such legislation may have an adverse economic impact, particularly by restricting the creation, growth and development of SMEs and micro-enterprises;***

**Amendment 47**  
**Thomas Händel**

**Motion for a resolution**  
**Recital F a (new)**

*Motion for a resolution*

*Amendment*

***Fa. whereas comparison between groups of Member States shows that the objectives of the EU 2020 strategy have been achieved more effectively by the group which has active worker participation at company level<sup>1a</sup>;***

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***<sup>1a</sup> <http://www.worker-participation.eu/About-WP/European-Participation.Index.EPI>***

Or. de

**Amendment 48**  
**Thomas Händel**

**Motion for a resolution**  
**Recital F b (new)**

*Motion for a resolution*

*Amendment*

***Fb. whereas the proportion of women on supervisory boards is relatively low, yet is in many countries higher amongst the workers' representatives than amongst other supervisory board members<sup>1a</sup>;***

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***<sup>1a</sup> Marion Weckes, *Geschlechterverteilung in Vorständen und Aufsichtsräten (Gender representation on management boards and supervisory boards)*, [http://www.boeckler.de/pdf/p\\_mbf\\_report\\_2015\\_10.pdf](http://www.boeckler.de/pdf/p_mbf_report_2015_10.pdf)***



**Amendment 49**  
**Thomas Händel**

**Motion for a resolution**  
**Recital F c (new)**

*Motion for a resolution*

*Amendment*

*Fc. whereas worker participation in supervisory boards of European corporate forms should also apply to SMEs<sup>1a</sup>;*

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*<sup>1a</sup> Up to 250 workers can be employed in SMEs.*

Or. de

**Amendment 50**  
**Thomas Händel**

**Motion for a resolution**  
**Recital F d (new)**

*Motion for a resolution*

*Amendment*

*Fd. whereas both the President of the European Commission and the President of the European Parliament have advocated the improvement of employee representation at supervisory board level<sup>1a</sup>;*

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*<sup>1a</sup> Jean-Claude Juncker and Martin Schulz, Die Mitbestimmung, 5/2014, p.16 ff.*

Or. de

**Amendment 51**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Recital G**

*Motion for a resolution*

*Amendment*

*G. whereas the economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis;* *deleted*

Or. es

**Amendment 52**  
**Amjad Bashir**

**Motion for a resolution**  
**Recital G**

*Motion for a resolution*

*Amendment*

*G. whereas the economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis;* *deleted*

Or. en

**Amendment 53**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital G**

*Motion for a resolution*

*Amendment*

*G. whereas the economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis;* *deleted*

Or. nl

**Amendment 54**  
**Anne Sander**

**Motion for a resolution**

**Recital G**

*Motion for a resolution*

G. whereas the *economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis;*

*Amendment*

G. whereas the *financial crisis has had a major impact on Europe’s economies and it is now essential to revive growth and employment in Europe;*

Or. fr

**Amendment 55**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Recital G**

*Motion for a resolution*

G. whereas the economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis;

*Amendment*

G. whereas the economic model based on the short-term ‘shareholder value’ principle has *sometimes* failed in the financial crisis;

Or. fr

**Amendment 56**

**Terry Reintke**

on behalf of the Verts/ALE Group

**Motion for a resolution**

**Recital G**

*Motion for a resolution*

G. whereas the economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis;

*Amendment*

G. whereas the economic model based on the short-term ‘shareholder value’ principle has failed in the financial crisis; *while the economic model based on worker ownership has proved a better resilience in terms of enterprises closing, job losses and level of indebtedness;*

Or. en

**Amendment 57**  
**Edouard Martin**

**Motion for a resolution**  
**Recital H a (new)**

*Motion for a resolution*

*Amendment*

*Ha. whereas the provision of information to workers, their consultation and their participation in the firm's decisions are three complementary dimensions of the involvement of workers' representatives in the firm's decision-making process;*

Or. fr

**Amendment 58**  
**Edouard Martin**

**Motion for a resolution**  
**Recital H b (new)**

*Motion for a resolution*

*Amendment*

*Hb. whereas the consultation of workers' representatives constitutes the expression of an opinion which is useful to decision-making and whereas, therefore, links between consultation and participation in decision-making should be fostered, on the basis of arrangements to be defined in line with the respective powers and areas of activity of the bodies on which the workers are represented;*

Or. fr

**Amendment 59**  
**Edouard Martin**

**Motion for a resolution**  
**Recital I**

*Motion for a resolution*

I. whereas relations between the European social partners at European level are becoming increasingly close, as evidenced by the steady increase in transnational company agreements (TCAs);

*Amendment*

I. whereas relations between the European social partners at European level are becoming increasingly close, as evidenced by the steady increase in transnational company agreements (TCAs), ***including more than 1 000 agreements setting up European Works Councils;***

Or. fr

**Amendment 60**

**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**

**Recital J**

*Motion for a resolution*

J. whereas future corporate management will ***only*** be successful with a long-term, sustainable approach which includes all stakeholders<sup>18</sup>;

*Amendment*

J. whereas future corporate management will be successful with a long-term, sustainable approach which includes all stakeholders;

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<sup>18</sup> <http://de.worker-participation.eu/Ueber-WP.eu/Publications/The-Sustainable-Company-a-new-approach-to-corporate-governance>

Or. es

**Amendment 61**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Recital J**

*Motion for a resolution*

J. whereas future corporate management will only be successful with a long-term, sustainable approach ***which includes*** all

*Amendment*

J. whereas future corporate management will only be successful with a long-term, sustainable approach ***involving*** all ***relevant***

stakeholders<sup>18</sup>;

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<sup>18</sup> <http://de.worker-participation.eu/Ueber-WP.eu/Publications/The-Sustainable-Company-a-new-approach-to-corporate-governance>

stakeholders, *such as the social partners*<sup>18</sup>;

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<sup>18</sup> <http://de.worker-participation.eu/Ueber-WP.eu/Publications/The-Sustainable-Company-a-new-approach-to-corporate-governance>

Or. nl

## **Amendment 62** **Enrico Gasbarra**

### **Motion for a resolution** **Recital J**

#### *Motion for a resolution*

J. whereas future corporate management will only be successful with a long-term, sustainable approach which includes all stakeholders<sup>18</sup>;

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<sup>18</sup> <http://de.worker-participation.eu/Ueber-WP.eu/Publications/The-Sustainable-Company-a-new-approach-to-corporate-governance>

#### *Amendment*

J. whereas future corporate management will only be successful with a long-term, sustainable *and participatory* approach which includes all stakeholders<sup>18</sup>;

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<sup>18</sup> <http://de.worker-participation.eu/Ueber-WP.eu/Publications/The-Sustainable-Company-a-new-approach-to-corporate-governance>

Or. it

## **Amendment 63** **Edouard Martin**

### **Motion for a resolution** **Recital J a (new)**

#### *Motion for a resolution*

*Ja. whereas the need to anticipate and assist with changes can only be met by means of a dialogue at the level at which transnational strategic guidelines are drawn up and by effective involvement of worker representatives;*

#### *Amendment*

**Amendment 64**

**Amjad Bashir**

**Motion for a resolution**

**Recital K**

*Motion for a resolution*

*K. whereas the existing form of the European Company (SE) is also used to avoid national forms of worker participation in companies;*

*Amendment*

*deleted*

Or. en

**Amendment 65**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Recital K**

*Motion for a resolution*

*K. whereas the existing form of the European Company (SE) is also used to avoid national forms of corporate co-determination;*

*Amendment*

*K. whereas the creation of the internal market has resulted in increased competition between the Member States of the European Union, which has been particularly reflected in social legislation;*

Or. fr

**Amendment 66**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Recital K**

*Motion for a resolution*

*K. whereas the existing form of the European Company (SE) is also used to*

*Amendment*

*K. whereas, when registering a European Company (SE), an agreement must be*

*avoid national forms of worker participation in companies;*

*reached with the staff, permitting them a say in the supervision of the company's business;*

Or. nl

**Amendment 67**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Recital K**

*Motion for a resolution*

K. whereas the existing form of the European Company (SE) *is also used to avoid national* forms of worker participation in companies;

*Amendment*

K. whereas the existing form of the European Company (SE) *enables different* forms of worker participation in companies, *in line with the management system in force and the company's freedom to establish its own statutes;*

Or. es

**Amendment 68**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Recital K**

*Motion for a resolution*

K. whereas the existing form of the European Company (SE) is also used to avoid national forms of worker participation in companies;

*Amendment*

K. whereas *there have been cases in which* the existing form of the European Company (SE) is also used to avoid national forms of worker participation in companies;

Or. it

**Amendment 69**  
**Dominique Martin, Mara Bizzotto**



**Motion for a resolution**  
**Recital K a (new)**

*Motion for a resolution*

*Amendment*

*Ka. whereas the freedom of establishment within the European Union makes it easier for transnational companies to choose the site of their headquarters on the basis of opportunist criteria relating in particular to Member States' social and tax legislation;*

Or. fr

**Amendment 70**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital K b (new)**

*Motion for a resolution*

*Amendment*

*Kb. whereas, furthermore, the European directives referred to here, relating in particular to European and transnational companies, have aggravated the phenomenon of playing off different Member States' legislations – in this case on worker participation – against each other; whereas, in particular, the existing form of the European Company (SE) has enabled some transnational companies to avoid national forms of corporate co-determination which are more favourable to workers;*

Or. fr

**Amendment 71**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital L**

*Motion for a resolution*

*Amendment*

***L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015<sup>20</sup>;***

***deleted***

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<sup>19</sup> COM(2014) 0212.

<sup>20</sup> PE549.466v02-00.

Or. nl

## **Amendment 72**

**Enrique Calvet Chambon**

### **Motion for a resolution**

#### **Recital L**

*Motion for a resolution*

*Amendment*

***L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015<sup>20</sup>;***

***deleted***

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<sup>19</sup> COM(2014)0212.

<sup>20</sup> PE549.466v02-00.

Or. es

**Amendment 73**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Recital L**

*Motion for a resolution*

*L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015<sup>20</sup>;*

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<sup>19</sup> COM(2014)0212.

<sup>20</sup> PE549.466v02-00.

*Amendment*

*deleted*

Or. fr

**Amendment 74**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital L**

*Motion for a resolution*

L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015<sup>20</sup>;

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<sup>19</sup> COM(2014)0212.

<sup>20</sup> PE549.466v02-00.

*Amendment*

L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can *also* be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015<sup>20</sup>;

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<sup>19</sup> COM(2014)0212.

<sup>20</sup> PE549.466v02-00.

**Amendment 75**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Recital L**

*Motion for a resolution*

L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> **can** be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015;<sup>20</sup>

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<sup>19</sup> COM(2014) 212.

<sup>20</sup> PE549.466v02-00.

*Amendment*

L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> **might** be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment therefore rejected this proposal in its opinion of 29 June 2015;<sup>20</sup>

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<sup>19</sup> COM(2014) 212.

<sup>20</sup> PE549.466v02-00.

Or. it

**Amendment 76**  
**Amjad Bashir**

**Motion for a resolution**  
**Recital L**

*Motion for a resolution*

L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment **therefore** rejected this proposal in its opinion of 29 June 2015<sup>20</sup> ;

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PE578.721v01-00

*Amendment*

L. whereas the proposal for a directive of the European Parliament and of the Council on single-member private limited liability companies (SUP)<sup>19</sup> can be used to circumvent existing national forms of worker representation on supervisory boards, and the Committee on Employment rejected this proposal in its opinion of 29 June 2015<sup>20</sup> ;

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36/131

AM\1088847EN.doc

<sup>19</sup> COM(2014)0212.

<sup>19</sup> COM(2014)0212.

<sup>20</sup> PE549.466v02-00.

<sup>20</sup> PE549.466v02-00.

Or. en

**Amendment 77**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital M**

*Motion for a resolution*

*Amendment*

*M. whereas company law legislative acts at European level and / or such acts applied cross-border are often drawn up without taking into account labour law;*

*deleted*

Or. nl

**Amendment 78**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Recital M**

*Motion for a resolution*

*Amendment*

M. whereas company law legislative acts at European level and / or such acts applied cross-border *are often drawn up without taking into account* labour law;

M. whereas company law legislative acts at European level and / or such acts applied cross-border *must also take into account the Community acquis in the field of* labour law;

Or. it

**Amendment 79**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Recital M**

*Motion for a resolution*

M. whereas company law legislative acts at European level and / or such acts applied cross-border ***are often drawn up without taking into account*** labour law;

*Amendment*

M. whereas company law legislative acts at European level and / or such acts applied cross-border ***have to comply with*** labour law;

Or. es

**Amendment 80**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Recital M**

*Motion for a resolution*

M. whereas company law legislative acts at European level and / or such acts applied cross-border are often drawn up without taking into account labour law;

*Amendment*

M. whereas company law legislative acts at European level and / or such acts applied cross-border are often drawn up without taking into account labour law, ***and often have adverse repercussions on the social rights of Member State workers;***

Or. fr

**Amendment 81**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Recital N**

*Motion for a resolution*

***N. whereas giving priority to the fundamental economic freedoms in the European Union often leads to the erosion of the national worker representation, not only at supervisory board level;***

*Amendment*

***deleted***

Or. nl

## Amendment 82

Amjad Bashir

### Motion for a resolution

#### Recital N

*Motion for a resolution*

*N. whereas giving priority to the fundamental economic freedoms in the European Union often leads to the erosion of the national worker representation, not only at supervisory board level;*

*Amendment*

*deleted*

Or. en

## Amendment 83

Enrique Calvet Chambon, Marian Harkin

### Motion for a resolution

#### Recital N

*Motion for a resolution*

*N. whereas giving priority to the fundamental economic freedoms in the European Union often leads to the erosion of the national worker representation, not only at supervisory board level;*

*Amendment*

*N. whereas the freedom of businesses to act and the right to worker representation must be respected and brought up to date, so they co-exist in the framework of good corporate governance;*

Or. es

## Amendment 84

Claude Rolin, Ivo Belet, Georges Bach

### Motion for a resolution

#### Recital N

*Motion for a resolution*

*N. whereas giving priority to the fundamental economic freedoms in the European Union often leads to the erosion*

*Amendment*

*N. whereas the fundamental economic freedoms of the European Union must not adversely affect worker representation*

*of the national* worker representation, **not only at supervisory board level;**

*within undertakings;*

Or. fr

#### **Amendment 85**

**Anne Sander**

#### **Motion for a resolution**

##### **Recital N**

##### *Motion for a resolution*

N. whereas *giving priority to* the fundamental *economic freedoms in the European Union often leads to the erosion of the national* worker representation, **not only at supervisory board level;**

##### *Amendment*

N. whereas *the priorities of the EU must be respect for* fundamental *rights and economic freedom with a view to facilitating active* worker participation in *the functioning of the undertaking;*

Or. fr

#### **Amendment 86**

**Enrico Gasbarra**

#### **Motion for a resolution**

##### **Recital N**

##### *Motion for a resolution*

N. whereas *giving priority to* the fundamental economic freedoms in the European Union *often leads to the erosion of the national* worker representation, **not only at supervisory board level;**

##### *Amendment*

N. whereas *the promotion of the internal market and of the principles of competition and* fundamental economic freedoms in the European Union **must not lead** to the erosion of the national worker representation, **not only at supervisory board level;**

Or. it

#### **Amendment 87**

**Terry Reintke**

on behalf of the Verts/ALE Group



## Motion for a resolution

### Recital N

#### *Motion for a resolution*

N. whereas giving priority to the fundamental economic freedoms in the European Union often leads to the erosion of the national worker representation, not only at supervisory board level;

#### *Amendment*

N. whereas giving priority to the fundamental economic freedoms in the European Union ***over employment and social rights*** often leads to the erosion of the national worker representation, not only at supervisory board level;

Or. en

## Amendment 88

Edouard Martin

## Motion for a resolution

### Recital N

#### *Motion for a resolution*

N. whereas giving priority to the fundamental economic freedoms in the European Union often leads to the erosion of the national worker representation, not only at supervisory board level;

#### *Amendment*

N. whereas giving priority to the fundamental economic freedoms in the European Union, ***in particular the right to property***, often leads to the erosion of the national worker representation, not only at supervisory board level;

Or. fr

## Amendment 89

Dominique Martin, Mara Bizzotto

## Motion for a resolution

### Recital O

#### *Motion for a resolution*

O. whereas there ***do not yet*** exist at EU level ***any*** general ***standards*** for ***employee representation on supervisory boards***;

#### *Amendment*

O. whereas there exist at EU level ***framework rules governing employees' right to information, in particular Directive 2002/14/EC of 11 March 2002 establishing a general framework for informing and consulting employees in***

*the European Community;*

Or. fr

**Amendment 90**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital O**

*Motion for a resolution*

O. *whereas* there do not *yet* exist at EU level any general standards for employee representation on supervisory boards;

*Amendment*

O. *noting that* there do not exist at EU level any general standards for employee representation on supervisory boards, *and that such standards have so far been adopted at Member State level;*

Or. nl

**Amendment 91**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Recital O**

*Motion for a resolution*

O. whereas there do not yet exist at EU level any general standards for employee representation *on supervisory boards;*

*Amendment*

O. whereas there do not yet exist at EU level any general standards for employee representation *at corporate level;*

Or. es

**Amendment 92**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital O a (new)**

*Motion for a resolution*

*Amendment*

*Oa. whereas the following directives,*

*among others:*

*(i) 2001/86/EC of 8 October 2001 supplementing the Statute for a European Company with regard to the involvement of employees;*

*(ii) 2003/72/EC of 22 July 2003 supplementing the Statute for a European Cooperative Society with regard to the involvement of employees;*

*(iii) 2005/56/EC of 26 October 2005 on cross-border mergers of limited liability companies; and*

*(iv) 94/45/EC of 22 September 1994 and 2009/38/EC of 6 May 2009 on the establishment of a European Works Council or a procedure in Community-scale undertakings and Community-scale groups of undertakings for the purposes of informing and consulting employees*

*have already established reference frameworks governing informing and consulting employees and their participation for European companies, European cooperative societies and transnational companies in particular;*

Or. fr

**Amendment 93**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Recital O b (new)**

*Motion for a resolution*

*Amendment*

*Ob. whereas these directives rightly refer the determination of the details of employee consultation and participation to negotiations between social partners and national law in the Member States;*

Or. fr

**Amendment 94**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Recital P**

*Motion for a resolution*

*Amendment*

*P. whereas the adoption of any further legislative acts in European company law without the regulation of worker participation will lead to a further erosion of national rules;*

*deleted*

Or. nl

**Amendment 95**  
**Amjad Bashir**

**Motion for a resolution**  
**Recital P**

*Motion for a resolution*

*Amendment*

*P. whereas the adoption of any further legislative acts in European company law without the regulation of worker participation will lead to a further erosion of national rules;*

*deleted*

Or. en

**Amendment 96**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Recital P**

*Motion for a resolution*

*Amendment*

P. whereas *the adoption* of any further legislative acts in European company law without the regulation of worker participation will lead to a further erosion of national rules;

P. whereas *any regulation* of worker participation at board level in the various kinds of European companies must not aim to replace the existing rules concerning information and consultation;

**Amendment 97**

**Anne Sander**

**Motion for a resolution**

**Recital P**

*Motion for a resolution*

P. whereas the adoption of any further legislative acts in European company law ***without the regulation of worker participation will lead to a further erosion of national rules;***

*Amendment*

P. whereas the adoption of any further legislative acts in European company law ***should take into account national rules on employee participation;***

**Amendment 98**

**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**

**Recital P**

*Motion for a resolution*

P. whereas ***the adoption of*** any further legislative acts in European company law ***without the regulation of*** worker participation ***will lead to a further erosion of national rules;***

*Amendment*

P. whereas any further legislative acts in European company law ***shall where pertinent take*** worker participation ***into account;***

**Amendment 99**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Recital P**

*Motion for a resolution*

P. whereas the adoption of any further

*Amendment*

P. whereas the adoption of any further

legislative acts in European company law without the regulation of worker participation will lead to a further erosion of national rules;

legislative acts in European company law will lead to a further erosion of national rules;

Or. fr

**Amendment 100**  
**Thomas Händel**

**Motion for a resolution**  
**Recital P a (new)**

*Motion for a resolution*

*Amendment*

*Pa. whereas an undertaking may choose any form of legal organisation of another Member State in order to avoid worker participation in the Member State in which it is actually located<sup>1a</sup>;*

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*1a*

*[http://www.boeckler.de/pdf/p\\_mbf\\_report\\_2015\\_8.pdf](http://www.boeckler.de/pdf/p_mbf_report_2015_8.pdf)*

Or. de

**Amendment 101**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Subheading 1**

*Motion for a resolution*

*Amendment*

Worker representation *on supervisory boards* – general *requirements*

Worker representation *at corporate level* – general *observations*

Or. es

**Amendment 102**  
**Edouard Martin**

**Motion for a resolution**  
**Subheading 1**

*Motion for a resolution*

Worker representation on supervisory boards – general requirements

*Amendment*

Worker representation **and participation** on supervisory boards – general requirements

Or. fr

**Amendment 103**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 1**

*Motion for a resolution*

1. ***Calls on*** the Commission and its agencies ***on a regular basis and systematically*** to gather, evaluate and publish data and good examples relating to worker representation at supervisory board level;

*Amendment*

1. ***Encourages*** the Commission and its agencies to gather, evaluate and publish data and good examples relating to worker representation at supervisory board level;

Or. fr

**Amendment 104**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Paragraph 1**

*Motion for a resolution*

1. Calls on the Commission and its agencies on a regular basis and systematically to gather, evaluate and publish data and good examples relating to worker representation at ***supervisory board*** level;

*Amendment*

1. Calls on the Commission and its agencies on a regular basis and systematically to gather, evaluate and publish data and good examples relating to worker representation at ***corporate*** level;

Or. es

**Amendment 105**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 1**

*Motion for a resolution*

1. Calls on the Commission and its agencies on a regular basis and systematically to gather, evaluate and publish data and *good* examples relating to worker representation at supervisory board level;

*Amendment*

1. Calls on the Commission and its agencies on a regular basis and systematically to gather, evaluate and publish data and *different* examples relating to worker representation at supervisory board level;

Or. nl

**Amendment 106**  
**Terry Reintke**  
on behalf of the Verts/ALE Group

**Motion for a resolution**  
**Paragraph 1**

*Motion for a resolution*

1. Calls on the Commission and its agencies on a regular basis and systematically to gather, evaluate and publish data and good examples relating to worker representation at supervisory board level;

*Amendment*

1. Calls on the Commission and its agencies on a regular basis and systematically to gather, evaluate and publish data and good examples relating to worker representation at supervisory board level, *and to monitor its overall development in the EU*;

Or. en

**Amendment 107**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 1 a (new)**



*Motion for a resolution*

*Amendment*

***1a. Regrets that the Commission in its annex to the first preliminary outline of a European Pillar of Social Rights did not, under 'Social dialogue and involvement of workers', mention any of the existing forms of European worker participation at supervisory board level for which a specific legal basis is provided in Article 153(f) TFEU;***

Or. de

**Amendment 108**

**Laura Agea, Tiziana Beghin**

**Motion for a resolution**

**Paragraph 1 a (new)**

*Motion for a resolution*

*Amendment*

***1a. Urges the Commission and its agencies, at the same time, to gather, update and disclose the practices adopted to circumvent legislation on worker representation, and on the independence of the latter, at supervisory board level;***

Or. it

**Amendment 109**

**Thomas Händel**

**Motion for a resolution**

**Paragraph 1 b (new)**

*Motion for a resolution*

*Amendment*

***1b. Calls on the EU agency Eurofound to take account in its 2018 work programme of studies examining the cooperation between European and national stakeholders in multinational companies:***

*firstly, the cooperation between European Works Councils and national works councils, and secondly, the forms of cooperation between employee representatives at supervisory board level and national works councils; and thirdly, where agreements have been reached, how these agreements have been implemented in the parts of the companies located in the various Member States; account should also be taken in this project of the extent to which worker participation influences company strategy;*

Or. de

**Amendment 110**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Paragraph 2**

*Motion for a resolution*

2. Calls on the Commission to establish permanent *joint* expert groups of the social partners tasked with gathering over a lengthy period of time information on the development and good examples concerning employee representation *on supervisory boards*; points out that they should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European *supervisory board levels*;

*Amendment*

2. Calls on the Commission to establish permanent expert groups of the social partners tasked with gathering over a lengthy period of time information on the development and good examples concerning employee representation *at corporate level*; points out that they should examine in particular *corporate level* employee representation at enterprise, local, regional and national levels, as well as at transnational and European *level, assessing in turn to what extent the working, business and trade union culture of each Member State may affect the efficiency thereof*;

Or. es

**Amendment 111**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 2**

*Motion for a resolution*

2. Calls on the Commission to **establish permanent joint expert groups of the social partners tasked with gathering over a lengthy period of time information on the development and** good examples concerning employee representation on supervisory boards; points out that **they** should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European supervisory board levels;

*Amendment*

2. Calls on the Commission to **gather** good examples concerning employee representation on supervisory boards; points out that **it** should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European supervisory board levels;

Or. nl

**Amendment 112**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 2**

*Motion for a resolution*

2. **Calls on** the Commission **to establish permanent joint expert groups of the social partners tasked with gathering over a lengthy period of time information on the development and good examples concerning employee representation on supervisory boards**; points out that they should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European supervisory board levels;

*Amendment*

2. **Encourages** the Commission **to gather information on the development of employee representation on supervisory boards and examples of good practice in this area**; points out that they should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European supervisory board levels;

Or. fr

## **Amendment 113**

**Anne Sander**

### **Motion for a resolution**

#### **Paragraph 2**

##### *Motion for a resolution*

2. ***Calls on*** the Commission to ***establish permanent joint expert groups of the social partners tasked with gathering*** over a lengthy period of time ***information*** on the development ***and good examples concerning*** employee representation on supervisory boards; points out that they should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European supervisory board levels;

##### *Amendment*

2. ***Encourages*** the Commission to ***gather information*** over a lengthy period of time on the development ***of*** employee representation on supervisory boards ***and examples of good practice in this area***; points out that they should examine in particular employee representation at enterprise, local, regional and national levels, as well as at transnational and European supervisory board levels;

Or. fr

## **Amendment 114**

**Terry Reintke**

on behalf of the Verts/ALE Group

### **Motion for a resolution**

#### **Paragraph 2 a (new)**

##### *Motion for a resolution*

***2a. Calls on the Commission, the Member States and the social partners to promote gender equality in workers' representation in supervisory and administrative bodies and to closely monitor and follow up the progress made;***

##### *Amendment*

Or. en

## **Amendment 115**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 2 a (new)**

*Motion for a resolution*

*Amendment*

***2a. Underlines that, when gathering this information, the various kinds of employee participation and trade union representation in the Member States should be studied and taken into account;***

Or. fr

**Amendment 116**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Paragraph 2 a (new)**

*Motion for a resolution*

*Amendment*

***2a. Calls on the Commission, in accordance with Article 154 TFEU, to consult social partners on the contents of any proposal on employee participation on supervisory boards in the various kinds of European companies and reiterates that social partners can inform the Commission of their willingness to engage in dialogue on this, as set out in Article 155 TFEU;***

Or. fr

**Amendment 117**  
**Terry Reintke**  
on behalf of the Verts/ALE Group

**Motion for a resolution**  
**Paragraph 2 b (new)**

*Motion for a resolution*

*Amendment*

***2b. Calls on the Commission, the Member States and the social partners to promote***

*the participation of young workers in supervisory and administrative bodies by providing information on workers' representation and by working towards their participation proportionate to their share of the company's workforce;*

Or. en

**Amendment 118**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 2 b (new)**

*Motion for a resolution*

*Amendment*

*2b. Underlines that, when gathering this information, the thresholds for the applicability of national legislation on worker participation and the economic impact of this legislation, particularly on very small businesses and SMEs, should be studied and taken into account;*

Or. fr

**Amendment 119**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 2 c (new)**

*Motion for a resolution*

*Amendment*

*2c. Underlines that this kind of information gathering would help merely to determine non-binding guidelines or examples of good practice and could not form all or part of legally-binding acts, and that each Member State would have full authority to decide how to use the outcome of the information gathering and these non-binding guidelines or examples of good practice, depending on the*

*requirements of its national legislation;*

Or. fr

**Amendment 120**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

*Amendment*

**3. Calls on the Commission to ensure that provision is made for employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;**

**deleted**

Or. fr

**Amendment 121**  
**Anne Sander**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

*Amendment*

**3. Calls on the Commission to ensure that provision is made for employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;**

**3. Encourages the Commission to recommend the Member States to ensure that provision is made for employee representation at supervisory board level in their companies;**

Or. fr

**Amendment 122**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

3. Calls on the Commission to ***ensure that provision is made for employee representation*** at supervisory board level ***in*** drafting ***all*** new EU legislative acts ***or revising existing ones*** in the context of European company law;

*Amendment*

3. Calls on the Commission to ***take into account the representation of stakeholders*** at supervisory board level ***when*** drafting new EU legislative acts in the context of European company law;

Or. en

**Amendment 123**

**Tom Vandenkendelaere**

**Motion for a resolution  
Paragraph 3**

*Motion for a resolution*

3. ***Calls on*** the Commission ***to ensure that provision is made for*** employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

*Amendment*

3. ***Suggests that*** the Commission ***should respect the specific character and diversity of*** employee representation at supervisory board level ***in each Member State*** in drafting all new EU legislative acts or revising existing ones in the context of European company law;

Or. nl

**Amendment 124**

**Enrique Calvet Chambon**

**Motion for a resolution  
Paragraph 3**

*Motion for a resolution*

3. Calls on the Commission to ***ensure that provision is made for*** employee representation at ***supervisory board*** level ***in*** drafting all new EU legislative acts or revising existing ones in the context of European company law;

*Amendment*

3. Calls on the Commission to ***take into account findings from studies and evaluations of*** employee representation at ***corporate*** level ***when*** drafting all new EU legislative acts or revising existing ones in the context of European company law ***in order to further corporate governance***;



**Amendment 125**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

3. Calls on the Commission to ensure that provision is made for employee **representation** at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

*Amendment*

3. Calls on the Commission to ensure that provision is made for **consulting** employee **representatives** at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

Or. it

**Amendment 126**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

3. Calls on the Commission to **ensure** that provision is made for employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

*Amendment*

3. Calls on the Commission to **consult the European social partners on the possibility of ensuring** that provision is made for employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law **for the various kinds of European companies**;

Or. fr

**Amendment 127**  
**Jérôme Lavrilleux**

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

3. Calls on the Commission to ensure that provision is made for **employee** representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

*Amendment*

3. Calls on the Commission to ensure that provision is made for **balanced** representation **of male and female employees** at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

Or. fr

**Amendment 128**

**Terry Reintke**

on behalf of the Verts/ALE Group

**Motion for a resolution**  
**Paragraph 3**

*Motion for a resolution*

3. Calls on the Commission to ensure that provision is made for employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law;

*Amendment*

3. Calls on the Commission to ensure that provision is made for employee representation at supervisory board level in drafting all new EU legislative acts or revising existing ones in the context of European company law **that aim at enhancing information, participation and consultation of workers**;

Or. en

**Amendment 129**

**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

**4. Calls on the Council, the Member States and the Commission to respect and**

*Amendment*

**deleted**

*protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by making appropriate changes in the relevant European Treaties or legislative acts;*

Or. es

**Amendment 130**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

*Amendment*

**4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by making appropriate changes in the relevant European Treaties or legislative acts;**

*deleted*

Or. de

**Amendment 131**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

*Amendment*

4. Calls on the **Council, the** Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU **and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by an appropriate by**

4. Calls on the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU;

*making appropriate changes in the underlying European Treaties or acts;*

Or. fr

**Amendment 132**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements *by making appropriate changes in the relevant European Treaties or legislative acts;*

*Amendment*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements;

Or. nl

**Amendment 133**  
**Anne Sander**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements *by an appropriate by making appropriate changes in the underlying European Treaties or acts;*

*Amendment*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements;

Or. fr

**Amendment 134**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements *by making appropriate changes in the relevant European Treaties or legislative acts*;

*Amendment*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements;

Or. en

**Amendment 135**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by making appropriate changes in the relevant European Treaties or legislative acts;

*Amendment*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU, *in accordance with the subsidiarity principle*, and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by making appropriate changes in the relevant European Treaties or legislative acts;

Or. it

**Amendment 136**  
**Terry Reintke**

on behalf of the Verts/ALE Group

### **Motion for a resolution**

#### **Paragraph 4**

##### *Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by making appropriate changes in the relevant European Treaties or legislative acts;

##### *Amendment*

4. Calls on the Council, the Member States and the Commission to ***promote***, respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by ***establishing a strong basis for workers' representation at EU level***; ***calls on the Commission to examine the possibility of*** making appropriate changes in the relevant European Treaties or legislative acts;

Or. en

### **Amendment 137**

**Edouard Martin**

### **Motion for a resolution**

#### **Paragraph 4**

##### *Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the ***EU*** and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by an appropriate by making appropriate changes in the underlying European Treaties or acts;

##### *Amendment*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the ***Member States*** and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by an appropriate by making appropriate changes in the underlying European Treaties or acts;

Or. fr

### **Amendment 138**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 4**

*Motion for a resolution*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by ***an appropriate by*** making appropriate changes in the underlying European Treaties or acts;

*Amendment*

4. Calls on the Council, the Member States and the Commission to respect and protect existing national forms of worker representation at supervisory board level in the EU and to counter any attempt to use existing EU law to circumvent or abuse such arrangements by making appropriate changes in the underlying European Treaties or acts ***and, in particular, the above-mentioned directives, especially where these concern European and transnational companies;***

Or. fr

**Amendment 139**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Paragraph 4 a (new)**

*Motion for a resolution*

*Amendment*

***4a. Calls on the Member States and the Commission to identify and address shortcomings in the existing European legislative framework in order to prevent potential circumventions of existing national forms of worker representation at supervisory board level;***

Or. en

**Amendment 140**  
**Laura Agea, Tiziana Beghin**

**Motion for a resolution**  
**Paragraph 4 a (new)**

*Motion for a resolution*

*Amendment*

***4a. Urges the Council, the Commission and the Member States to protect and ensure the independence and impartiality of workers' representatives at supervisory board level in order to prevent instances of corruption and illegal behaviour; condemns the use of trade unions as a springboard for political careers;***

Or. it

**Amendment 141**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Paragraph 5**

*Motion for a resolution*

*Amendment*

***5. Calls on the Commission and the Council, in the event of new legislative acts, particularly in the area of European company law, to determine and publicise the impact on European and national forms of worker participation through an appropriate impact assessment procedure and take appropriate measures to counter any adverse consequences;***

Or. nl

**Amendment 142**

**Enrique Calvet Chambon**

**Motion for a resolution**

**Paragraph 5**

*Motion for a resolution*

*Amendment*

***5. Calls on the Commission and the Council, in the event of new legislative acts, particularly in the area of European***

***deleted***



*company law, to determine and publicise the impact on European and national forms of worker participation through an appropriate impact assessment procedure and take appropriate measures to counter any adverse consequences;*

Or. es

#### **Amendment 143**

**Anne Sander**

#### **Motion for a resolution**

##### **Paragraph 5**

###### *Motion for a resolution*

5. Calls on the Commission and the Council, in the event of new legislative acts, particularly in the area of European company law, **to determine and publicise the impact on** European and national forms of worker participation **through an appropriate impact assessment procedure and take appropriate measures to counter any adverse consequences;**

###### *Amendment*

5. Calls on the Commission and the Council, in the event of new legislative acts, particularly in the area of European company law, **to respect** European and national forms of worker participation;

Or. fr

#### **Amendment 144**

**Claude Rolin, Ivo Belet, Georges Bach**

#### **Motion for a resolution**

##### **Paragraph 5**

###### *Motion for a resolution*

5. Calls on the Commission and the Council, **in the event of** new legislative acts, particularly in the area of European company law, **to determine and publicise the impact on** European and national forms of worker participation **through an appropriate** impact assessment procedure and take appropriate measures to counter any adverse consequences;

###### *Amendment*

5. Calls on the Commission and the Council **to take into account the potential impact** of new legislative **initiatives**, particularly in the area of European company law, on European and national forms of worker participation **during the** impact assessment procedure **and to** take appropriate measures to counter any adverse consequences;

**Amendment 145**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Paragraph 5**

*Motion for a resolution*

5. Calls on the Commission and the Council, in the event of *new* legislative acts, *particularly* in the area of European company law, to determine *and publicise* the impact on *European and* national forms of worker participation through an *appropriate* impact assessment procedure and *take appropriate measures to counter any adverse consequences*;

*Amendment*

5. Calls on the Commission and the Council, in the event of *a revision of* legislative acts in the area of European company law, to determine the impact on national forms of worker participation through an impact assessment procedure and *publish the results*;

Or. fr

**Amendment 146**

**Edouard Martin**

**Motion for a resolution**

**Paragraph 5**

*Motion for a resolution*

5. Calls on the Commission and the Council, in the event of new legislative acts, particularly in the area of European company law, to determine and publicise the impact on European and national forms of worker participation through an appropriate impact assessment procedure and take appropriate measures to counter any adverse consequences;

*Amendment*

5. Calls on the Commission and the Council, in the event of new legislative acts, particularly in the area of European company law, to determine and publicise the impact on European and national forms of worker *representation and* participation through an appropriate impact assessment procedure and take appropriate measures to counter any adverse consequences;

Or. fr

**Amendment 147**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 5 a (new)**

*Motion for a resolution*

*Amendment*

***5a. Underlines that, in the context of the current economic tensions in Europe, any additional administrative, legal or financial burdens should be avoided if these might hinder economic activity and, in particular, the creation, development and growth of very small businesses and SMEs;***

Or. fr

**Amendment 148**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 6**

*Motion for a resolution*

*Amendment*

***6. Encourages the Commission, the European Parliament and the Council, in the area of company law to seek at an early stage enhanced cooperation with the bodes responsible for employment because frequently ignored until it is too late or not sufficiently taken into account;***

*deleted*

Or. es

**Amendment 149**  
**Anne Sander**

**Motion for a resolution**  
**Paragraph 6**

*Motion for a resolution*

6. Encourages the Commission, the European Parliament and the Council, *in the area of company law to seek at an early stage enhanced cooperation with the bodies responsible for employment because frequently ignored until it is too late or not sufficiently taken into account;*

*Amendment*

6. Encourages the Commission, the European Parliament and the Council *to take into account the opinions of actors such as public employment services and social partners in order to produce recommendations or formulate rules which are in line with the situation on the ground and take into account national employment and employee representation legislation;*

Or. fr

**Amendment 150**

**Amjad Bashir**

**Motion for a resolution**

**Paragraph 6**

*Motion for a resolution*

6. Encourages the Commission, the European Parliament and the Council, in the area of company law to seek at an early stage enhanced cooperation with the *bodies* responsible for employment *because their opinions are frequently ignored until it is too late or not sufficiently taken into account;*

*Amendment*

6. Encourages the Commission, the European Parliament and the Council, in the area of company law to seek at an early stage enhanced cooperation, *where appropriate*, with the *bodies* responsible for employment;

Or. en

**Amendment 151**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Paragraph 6**

*Motion for a resolution*

6. Encourages the Commission, the European Parliament and the Council, in

*Amendment*

6. Encourages the Commission, the European Parliament and the Council, in

the area of company law to seek at an early stage enhanced cooperation with the *bodes* responsible for employment *because their opinions are frequently ignored until it is too late or not sufficiently taken into account*;

the area of company law, to seek at an early stage enhanced cooperation with the *bodies* responsible for employment *and with the social partners*;

Or. nl

**Amendment 152**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 6**

*Motion for a resolution*

6. Encourages the Commission, the European Parliament and the Council, in the area of company law to seek at an early stage enhanced cooperation with the bodes responsible for employment *because their opinions are frequently ignored until it is too late or not sufficiently taken into account*;

*Amendment*

6. Encourages the Commission, the European Parliament and the Council, in the area of company law, to seek at an early stage enhanced cooperation with the bodes responsible for employment;

Or. it

**Amendment 153**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 6**

*Motion for a resolution*

6. Encourages the Commission, the European Parliament and the Council, in the area of company law to seek at an early stage enhanced cooperation with the bodes responsible for employment because their opinions are frequently ignored until it is too late or not sufficiently taken into account;

*Amendment*

6. Encourages the Commission, the European Parliament and the Council, in the area of *European* company law to seek at an early stage enhanced cooperation with the bodes responsible for employment because their opinions are frequently ignored until it is too late or not sufficiently taken into account;

**Amendment 154**

**Terry Reintke**

on behalf of the Verts/ALE Group

**Motion for a resolution**

**Paragraph 6 a (new)**

*Motion for a resolution*

*Amendment*

***6a. Calls on the Commission and the Member States to promote the establishment and the development of worker cooperatives since by their own nature and legal requirements defining them they ensure workers participation in supervisory and administrative bodies but also workers' financial participation and control over the enterprise;***

Or. en

**Amendment 155**

**Amjad Bashir**

**Motion for a resolution**

**Paragraph 6 a (new)**

*Motion for a resolution*

*Amendment*

***6a. Strongly believes that the role of the European Commission in this area should be to broker the exchange of best practice between the Member States and to focus their attention on the need for action, particularly in certain Member States;***

Or. en

**Amendment 156**

**Enrique Calvet Chambon**

**Motion for a resolution**  
**Subheading 2**

*Motion for a resolution*

**Requirements** in respect of existing directives regarding employee representation *on supervisory boards*

*Amendment*

**Suggestions** in respect of *how to update* existing directives regarding employee representation *in corporate bodies*

Or. es

**Amendment 157**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Subheading 2**

*Motion for a resolution*

**Requirements** in respect of existing directives regarding employee representation on supervisory boards

*Amendment*

**Possible suggestions** in respect of existing directives regarding employee representation on supervisory boards

Or. nl

**Amendment 158**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 7**

*Motion for a resolution*

**7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number**

*Amendment*

*deleted*

*of employees;*

Or. de

### **Amendment 159**

**Amjad Bashir**

#### **Motion for a resolution**

##### **Paragraph 7**

*Motion for a resolution*

*Amendment*

***7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;***

***deleted***

Or. en

### **Amendment 160**

**Enrique Calvet Chambon**

#### **Motion for a resolution**

##### **Paragraph 7**

*Motion for a resolution*

*Amendment*

***7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a***

***7. Recommends that the Commission takes account of the results of studies and assessments of the socioeconomic effects and consequences of employee representation in corporate bodies of companies in any amendment to existing directives affecting this issue and which can help improve corporate governance;***



*company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;*

Or. es

**Amendment 161**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 7**

*Motion for a resolution*

**7. Calls on** the Commission **to introduce in** the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, **rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;**

*Amendment*

**7. Reminds** the Commission **that** the Directive on the European Company (SE) **imposes** minimum EU rules governing employee representation on supervisory boards, **permitting Member States to opt for a model which best suits their national traditions of employee representation, and permits employees' representatives and the founders of a European Company to opt for the model most appropriate to their social environment;**

Or. nl

**Amendment 162**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 7**

*Motion for a resolution*

**7. Calls on** the Commission to introduce in the Directive on the European Company (SE) **minimum EU rules** governing employee representation on supervisory boards, **rather than referring to national law or revising the Directive so that the involvement of workers in supervisory**

*Amendment*

**7. Encourages** the Commission to introduce in the Directive on the European Company (SE) **non-binding European guidelines** governing employee representation on supervisory boards **and to refer to the national law of each Member State the question of whether or**

*boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;*

not the *guidelines are amended*;

Or. fr

### **Amendment 163**

**Claude Rolin, Ivo Belet, Georges Bach**

#### **Motion for a resolution**

##### **Paragraph 7**

###### *Motion for a resolution*

7. Calls on the Commission to **introduce** in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

###### *Amendment*

7. Calls on the Commission to **consider, together with European social partners, introducing** in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

Or. fr

### **Amendment 164**

**Thomas Händel**

#### **Motion for a resolution**

##### **Paragraph 7**

###### *Motion for a resolution*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory

###### *Amendment*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) **adequate** minimum EU rules governing employee representation on

boards, *rather than referring to national law or revising* the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

supervisory boards *or to revise* the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

Or. de

**Amendment 165**  
**Jutta Steinruck, Evelyn Regner**

**Motion for a resolution**  
**Paragraph 7**

*Motion for a resolution*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, *rather than referring to national law* or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

*Amendment*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

Or. en

**Amendment 166**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 7**

*Motion for a resolution*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing

*Amendment*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing

employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments, *of the necessary safeguard of equal gender representation* and, in particular, changes in the number of employees;

Or. it

**Amendment 167**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 7**

*Motion for a resolution*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees;

*Amendment*

7. Calls on the Commission to introduce in the Directive on the European Company (SE) minimum EU rules governing employee representation on supervisory boards, rather than referring to national law or revising the Directive so that the involvement of workers in supervisory boards is not solely determined by conditions when a company is established, but account is also taken of subsequent developments and, in particular, changes in the number of employees; *calls for employee representation in European company decision-making bodies to comprise a delegation which is recognised as representative of the countries represented;*

Or. fr

**Amendment 168**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 7 a (new)**

*Motion for a resolution*

*Amendment*

***7a. Highlights the differing social models and corporate governance structures across the EU; strongly believes that such disparities render legislative action at an EU level unfeasible;***

Or. en

**Amendment 169**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

*Amendment*

***8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;***

*deleted*

Or. nl

**Amendment 170**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

*Amendment*

***8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;***

*deleted*

Or. es

**Amendment 171**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

**8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies *minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;***

*Amendment*

*deleted*

Or. en

**Amendment 172**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies *minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;*

*Amendment*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies, *as well as in all the relevant European corporate law directives, in particular those referred to herein, European rules prohibiting that workers be subject to legislation less favourable to them than the applicable national legislation, in particular as regards the participation of workers;*

Or. fr

**Amendment 173**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

8. Calls on the Commission to **introduce** in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;

*Amendment*

8. Calls on the Commission to **envisage, in agreement with the social partners, the introduction** in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;

Or. fr

**Amendment 174**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, **rather than referring to national legislation**;

*Amendment*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies **adequate** minimum European rules for employee representation on supervisory boards;

Or. de

**Amendment 175**  
**Jutta Steinruck, Evelyn Regner**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, **rather than referring to national**

*Amendment*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards;

*legislation;*

Or. en

**Amendment 176**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 8**

*Motion for a resolution*

8. Calls on the Commission to introduce in the Directive on mergers of limited liability companies minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;

*Amendment*

8. Calls on the Commission to introduce in the Directive on ***transnational*** mergers of limited liability companies minimum European rules for employee representation on supervisory boards, rather than referring to national legislation;

Or. fr

**Amendment 177**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 8 a (new)**

*Motion for a resolution*

*Amendment*

***8a. Asks the Commission to provide that the disclosure of information to company boards should include transnational information and consultation procedures where draft decisions have a transnational impact and significantly affect workers' interests; takes the view, in this connection, that coordination between the transnational information and consultation body set up under Directive 2009/38/EC and worker representation in company boards - where it exists - is imperative;***

Or. fr



**Amendment 178**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 8 b (new)**

*Motion for a resolution*

*Amendment*

*8b. Asks that provision should be made to ensure that in transnational companies where workers' representatives are effectively represented (or have a real say) in the decision-making bodies, specific deliberations on the opinions adopted by the transnational information and consultation body should be placed on the agenda by workers' representatives who should then provide information on the feedback received;*

Or. fr

**Amendment 179**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 8 c (new)**

*Motion for a resolution*

*Amendment*

*8c. Provides that employee board members may have recourse to the services of the independent expert mandated by the institutions representing employees where such an independent expert exists;*

Or. fr

**Amendment 180**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 9**

*Motion for a resolution*

*Amendment*

**9. Calls on the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;**

*deleted*

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

Or. en

**Amendment 181**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 9**

*Motion for a resolution*

*Amendment*

**9. Calls on the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;**

*deleted*

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

Or. nl

**Amendment 182**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 9**

*Motion for a resolution*

*Amendment*

**9. Calls on the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;**

**deleted**

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

Or. es

**Amendment 183**

**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**

**Paragraph 9**

*Motion for a resolution*

*Amendment*

**9. Calls on** the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;

**9. Encourages** the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

Or. fr

**Amendment 184**

**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**

**Paragraph 9**

*Motion for a resolution*

9. Calls on the Commission to **revise** Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

*Amendment*

9. Calls on the Commission to **envisage, in conjunction with the social partners, revising** Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

Or. fr

**Amendment 185**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 9**

*Motion for a resolution*

9. Calls on the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid;

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

*Amendment*

9. Calls on the Commission to revise Directive 2004/25/EC of the European Parliament and of the Council of 21 April 2004<sup>21</sup> on takeover bids to ensure that the workers of a bidding company are also consulted, rather than just those of the company subject to the takeover bid, **and to improve fulfilment of commitments by companies by means of the threat of sanction mechanisms<sup>1a</sup>**;

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<sup>21</sup> OJ L 142, 30.4.2004, p. 12.

<sup>1a</sup> **2010 takeover of the UK firm Cadbury by Kraft, in which Kraft failed to honour its promise to keep open a key factory with 400 employees. <http://www.worker-participation.eu/About-WP/What-s-new/Benchmarking-Working-Europe-2015> Chapter 4, Articulating workers' participation, p.67**

**Amendment 186**

**Amjad Bashir**

**Motion for a resolution**

**Paragraph 10**

*Motion for a resolution*

*Amendment*

***10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup> ;***

***deleted***

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<sup>22</sup> *Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.*

**Amendment 187**

**Enrique Calvet Chambon**

**Motion for a resolution**

**Paragraph 10**

*Motion for a resolution*

*Amendment*

***10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's***

***deleted***

*registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>;*

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<sup>22</sup> *Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.*

Or. es

**Amendment 188**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 10**

*Motion for a resolution*

*Amendment*

*10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>;*

*deleted*

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<sup>22</sup> *Resolution of 10 March 2009 with*

*recommendations to the Commission on the cross-border transfer of the registered office of a company.*

Or. nl

**Amendment 189**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 10**

*Motion for a resolution*

10. ***Calls on*** the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), ***and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament;***

*Amendment*

10. ***Encourages*** the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP);

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<sup>22</sup>*Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company P6\_TA(2009)0086.*

Or. fr

**Amendment 190**  
**Evelyn Regner, Jutta Steinruck**

**Motion for a resolution**  
**Paragraph 10**

*Motion for a resolution*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), **and, instead of this proposal**, to submit a proposal for a directive on the cross-border transfer of **the registered office**, as decided by the European Parliament<sup>22</sup> ;

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<sup>22</sup> **Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.**

*Amendment*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), **to withdraw the proposal and** to submit a proposal for a directive on the cross-border transfer of **company seats, the so called "14th Company Law Directive"** as decided by the European Parliament ;

Or. en

**Amendment 191**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 10**

*Motion for a resolution*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to **prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under** the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the

*Amendment*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to **ensure that measures are not adopted within the framework of** the proposal for single-member private limited liability companies (SUP) **that do not include employee representation on supervisory boards**, and, instead of this proposal, to submit a proposal for a directive on the cross-border



cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>;

transfer of the registered office, as decided by the European Parliament<sup>22</sup>;

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<sup>22</sup> Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.

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<sup>22</sup> Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.

Or. it

## **Amendment 192**

**Terry Reintke**

on behalf of the Verts/ALE Group

### **Motion for a resolution**

#### **Paragraph 10**

##### *Motion for a resolution*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup> ;

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<sup>22</sup> Resolution of **10 March 2009** with recommendations to the Commission on ***the cross-border transfer of the registered office of a company.***

##### *Amendment*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup> ;

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<sup>22</sup> Resolution of **2 February 2012** with recommendations to the Commission on ***a 14th company law directive on the cross-border transfer of company seats.***

Or. en

**Amendment 193**  
**Evelyn Regner, Jutta Steinruck**

**Motion for a resolution**  
**Paragraph 10**

*Motion for a resolution*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup> ;

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<sup>22</sup> Resolution of **10 March 2009** with recommendations to the Commission on ***the cross-border transfer of the registered office of a company.***

*Amendment*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup> ;

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<sup>22</sup> ***European Parliament*** resolution of **2 February 2012** with recommendations to the Commission on ***a 14th company law directive on the cross-border transfer of company seats (2011/2046(INI)).***

Or. en

**Amendment 194**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 10**

*Motion for a resolution*

Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement

*Amendment*

Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement

regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>;

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<sup>22</sup> Resolution of **10 March 2009** with recommendations to the Commission on the cross-border transfer of ***the registered office of a company***, P7\_TA(2009)0086.

regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>;

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<sup>22</sup> Resolution of **2 February 2012** with recommendations to the Commission ***on a 14th company law directive*** on the cross-border transfer of ***company seats***, P7\_TA(2012)0019.

Or. de

## **Amendment 195** **Laura Agea, Tiziana Beghin**

### **Motion for a resolution** **Paragraph 10**

#### *Motion for a resolution*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>;

#### *Amendment*

10. Calls on the Commission in all legislative acts on European company law to provide that the place of a company's registered offices must be identical with its actual place of business so as to prevent the circumvention of the requirement regarding employee representation on supervisory boards, such as would be possible under the proposal for single-member private limited liability companies (SUP), and, instead of this proposal, to submit a proposal for a directive on the cross-border transfer of the registered office, as decided by the European Parliament<sup>22</sup>, ***considering that such transfers are not part of the more widespread phenomenon of relocation that leads on the one hand to job losses, and on the other hand to social dumping;***

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<sup>22</sup> Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.

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<sup>22</sup> Resolution of 10 March 2009 with recommendations to the Commission on the cross-border transfer of the registered office of a company.

Or. it

**Amendment 196**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 10 a (new)**

*Motion for a resolution*

*Amendment*

*10a. Believes that the freedom of establishment for companies is reasonably assured through a directive on the cross-border transfer of company seats; by contrast, the possibility of a splitting of seats would lead only to the establishment of letter box companies, money laundering and tax evasion and would thus create legal uncertainty for all creditors;*

Or. de

**Amendment 197**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Subheading 3**

*Motion for a resolution*

*Amendment*

*Requirements in respect of a directive on worker representation on supervisory boards applicable to all directives regarding European corporate law*

*Suggestions in respect of an exchange of best practices and reflections on a possible European framework on worker representation in corporate bodies*

Or. es

**Amendment 198**  
**Amjad Bashir**

**Motion for a resolution**  
**Subheading 3**

*Motion for a resolution*

Requirements in respect of *a directive* on worker representation on supervisory boards *applicable to all directives regarding European corporate law*

*Amendment*

Requirements in respect of *guidelines* on worker representation on supervisory boards

Or. en

**Amendment 199**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Subheading 3**

*Motion for a resolution*

*Requirements* in respect of a directive on worker representation on supervisory boards applicable to all directives regarding European corporate law

*Amendment*

*Possible suggestions* in respect of a directive on worker representation on supervisory boards applicable to all directives regarding European corporate law

Or. nl

**Amendment 200**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

*11. Calls on the Commission to develop standards for rules governing employee representation on supervisory boards that can be applied as a universal model in the form of a directive to all European corporate law directives which takes into*

*Amendment*

*deleted*

*account, but does not replace, existing rules on information and consultation;*

Or. de

**Amendment 201**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

11. Calls on the Commission to develop *standards for* rules governing employee representation *on supervisory boards that can be applied as a universal model in the form of a directive to all European corporate law directives which takes into account, but does not replace, existing rules on information and consultation;*

*Amendment*

11. Calls on the Commission to develop *initiatives to improve familiarity with* rules governing employee representation *in corporate bodies in the various EU Member States and foster exchanges of best practices, assessing the different forms of worker participations and the socioeconomic effects thereof;*

Or. es

**Amendment 202**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

11. *Calls on* the Commission *to develop* standards for rules governing employee representation on supervisory boards *that can be applied as a universal model in the form of a directive to all European corporate law directives which takes* into account, but *does* not replace, existing rules on information and consultation;

*Amendment*

11. *Suggests that, if* the Commission *develops* standards for rules governing employee representation on supervisory boards, *it should do so in consultation with the social partners, and that these rules should take* into account, but not replace, existing rules on information and consultation, *and should not be intended to bring about harmonisation between Member States;*

**Amendment 203**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

11. ***Calls on*** the Commission ***to*** develop ***standards for rules*** governing employee representation on supervisory boards that ***can be applied as a universal model in the form of a directive to all European corporate law directives which takes into account, but does not replace, existing rules on information and consultation;***

*Amendment*

11. ***Suggests that*** the Commission develop ***non-binding guidelines*** governing employee representation on supervisory boards that ***have no legal impact on existing national rules on information and consultation;***

Or. fr

**Amendment 204**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

11. Calls on the Commission to develop ***standards for rules*** governing employee representation on supervisory boards ***that can be applied as a universal model in the form of a directive to all European corporate law directives which takes into account, but does not replace, existing rules on information and consultation;***

*Amendment*

11. Calls on the Commission to develop ***guidelines*** governing employee representation on supervisory boards ***whilst fully respecting the principles of subsidiarity and proportionality;***

Or. en

**Amendment 205**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

11. Calls on the Commission to develop standards for rules governing employee representation on supervisory boards that can be applied as a universal model *in the form of a directive to all European corporate law directives which takes into account, but does not replace, existing rules on information and consultation;*

*Amendment*

11. Calls on the Commission to develop standards for rules governing employee representation on supervisory boards that can be applied as a universal model *and would constitute minimum standards to be applied in all those countries in which forms of employee participation and representation are provided for under national corporate law;*

Or. it

**Amendment 206**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

Calls on the Commission to develop standards for rules governing employee representation on supervisory boards that can be applied as a universal model in the form of a directive to all European corporate law directives *which takes into account, but does not replace,* existing rules on information and consultation;

*Amendment*

Calls on the Commission to develop standards for rules governing employee representation on supervisory boards that can be applied as a universal model in the form of a directive to all European corporate law directives *in conjunction with* existing rules on information and consultation;

Or. fr

**Amendment 207**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 11**

*Motion for a resolution*

11. Calls on the Commission to develop

*Amendment*

11. Calls on the Commission to develop



standards for rules governing employee representation on supervisory boards that can be applied as a universal model in the form of a directive to all European corporate law directives which takes into account, but does not replace, existing rules on information and consultation;

standards for rules governing employee representation on supervisory boards that can be applied as a universal model in the form of a directive to all European corporate law directives which takes into account, but does not replace, existing rules on information and consultation;  
***points out that, as such rules are minimum standards, all other provisions that are more favourable must take precedence and existing national rules must not be weakened;***

Or. de

**Amendment 208**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 11 a (new)**

*Motion for a resolution*

*Amendment*

***11a. Strongly believes that a universal model for workers representation at board level is not possible at an EU level due to the large disparities in corporate governance structures that are present amongst the Member States;***

Or. en

**Amendment 209**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 11 a (new)**

*Motion for a resolution*

*Amendment*

***11a. Considers minimum European rules on employee representation on supervisory boards under forms of European corporate law to be necessary in order to take account of ever expanding***

*integration and increasing Europeanisation of undertakings and their workforces and employee representations within Europe that can no longer be covered by purely national legislation<sup>1a</sup>;*

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*<sup>1a</sup> Prof. Dr. Rüdiger Krause, 'Zur Bedeutung des Unionsrechts für die unternehmerische Mitbestimmung', annexed to: Mitbestimmungs-Report No. 17 (December 2015), Hans-Böckler-Stiftung  
[http://www.boeckler.de/pdf/p\\_mbf\\_report\\_2015\\_17.pdf](http://www.boeckler.de/pdf/p_mbf_report_2015_17.pdf)*

Or. de

**Amendment 210**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Paragraph 11 a (new)**

*Motion for a resolution*

*Amendment*

*11a. Asks the Commission to examine and clarify the existing legal basis for a possible European framework in this area, given the impact it could have on areas of national competence;*

Or. es

**Amendment 211**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 11 b (new)**

*Motion for a resolution*

*Amendment*

*11b. Recommends basing any changes to rules on worker representation in*

*corporate bodies on an analysis and thorough evaluation of the labour force and business culture in each Member State; adds that this would serve to delineate clearly the decision-making capacity of workers' representatives, the areas in which they should be present and the domains in which the chosen method of participation in the decision-making process can be viable and beneficial;*

Or. es

**Amendment 212**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

*Amendment*

*12. Recommends that this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;*

*deleted*

Or. nl

**Amendment 213**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

*Amendment*

*12. Recommends that this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of public and private companies,*

*deleted*

*partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;*

Or. es

**Amendment 214**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

*Amendment*

*12. Recommends that this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;*

*deleted*

Or. en

**Amendment 215**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

*Amendment*

*12. Recommends that this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;*

*deleted*

Or. de

**Amendment 216**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

12. *Recommends* that *this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of* public and private companies, partnerships and limited companies and also *workers employed* in the affiliated parent and subsidiary companies;

*Amendment*

12. *Demands* that *the arrangements for worker participation in* public and private companies, partnerships and limited companies and also in the affiliated parent and subsidiary companies *should be regulated by the national legislation of Member States;*

Or. fr

**Amendment 217**  
**Claude Rolin, Georges Bach**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

Recommends that this Directive should be applicable to all forms of *company with a supervisory board at European level, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed* in the *affiliated parent and subsidiary companies;*

*Amendment*

Recommends that this Directive should be applicable to all forms of European *company* in the *field of European corporate law;*

Or. fr

**Amendment 218**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

12. Recommends that this Directive should be applicable to all forms of company with a supervisory board **at** European **level**, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;

*Amendment*

Recommends that this Directive should be applicable to all forms of company with a supervisory board **under** European **corporate law**, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;

Or. de

**Amendment 219**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 12**

*Motion for a resolution*

12. Recommends that this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies;

*Amendment*

12. Recommends that this Directive should be applicable to all forms of company with a supervisory board at European level, i.e. account should be taken of public and private companies, partnerships and limited companies and also workers employed in the affiliated parent and subsidiary companies; ***hopes that, with due regard for differences between national legislations, recognition of common minimum forms of employee participation and consultation can also be introduced by countries which do not yet provide for these;***

Or. it

**Amendment 220**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 13**

*Motion for a resolution*

*Amendment*

***Believes that workers' representatives on European supervisory boards should have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management's right to manage the company;***

***deleted***

Or. de

**Amendment 221**

**Enrique Calvet Chambon**

**Motion for a resolution**

**Paragraph 13**

*Motion for a resolution*

*Amendment*

***13. Believes that workers' representatives on European supervisory boards should have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management's right to manage the company;***

***deleted***

Or. es

**Amendment 222**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Paragraph 13**

*Motion for a resolution*

*Amendment*

***13. Believes that workers' representatives on European supervisory boards should have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management's right to manage the***

*company;*

Or. nl

### **Amendment 223**

**Amjad Bashir**

#### **Motion for a resolution**

##### **Paragraph 13**

###### *Motion for a resolution*

13. Believes that workers' representatives on European supervisory boards ***should have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management's right to manage the company;***

###### *Amendment*

13. Believes that ***the presence of*** workers' representatives on European supervisory boards ***can be beneficial for both employers and employees;***

Or. en

### **Amendment 224**

**Edouard Martin**

#### **Motion for a resolution**

##### **Paragraph 13**

###### *Motion for a resolution*

Believes that workers' representatives on European ***supervisory boards*** should ***have a say*** in all fundamental decisions of a company and oversee the ***management board***, without interfering in the management board's right to manage the company;

###### *Amendment*

Believes that workers' representatives on European ***decision-taking bodies*** should ***be informed and consulted about or*** have a say in all fundamental decisions of a company and oversee the ***implementation thereof***, without interfering in the management board's right to manage the company;

Or. fr

### **Amendment 225**

**Laura Agea, Tiziana Beghin**



**Motion for a resolution**  
**Paragraph 13**

*Motion for a resolution*

13. Believes that workers' representatives on European supervisory boards **should** have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management's right to manage the company;

*Amendment*

13. Believes that workers' representatives on European supervisory boards **must** have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management's right to manage the company; ***calls on the Commission to frame rules that ensure proper circulation of information and allow workers to participate in full knowledge of the facts in making key company decisions;***

Or. it

**Amendment 226**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 13**

*Motion for a resolution*

Believes that workers' representatives on European supervisory boards **should** have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management board's right to manage the company;

*Amendment*

Believes that workers' representatives on European supervisory boards **could** have a say in all fundamental decisions of a company and oversee the management board, without interfering in the management board's right to manage the company;

Or. fr

**Amendment 227**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 14**

*Motion for a resolution*

*Amendment*

Suggests that the nature and scope of decisions requiring approval should be established in this directive by minimum standards, which should be developed by rules in the Member States<sup>23</sup>;

*deleted*

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<sup>23</sup> e.g. Article 95 AktG, Austria.

Or. de

**Amendment 228**

**Tom Vandenkendelaere**

**Motion for a resolution**

**Paragraph 14**

*Motion for a resolution*

*Amendment*

**14. Suggests that the nature and scope of decisions requiring approval should be determined in this directive by minimum standards, which should be further development by rules in the Member States<sup>23</sup>;**

*deleted*

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<sup>23</sup> e.g. Article 95 AktG, Austria.

Or. nl

**Amendment 229**

**Enrique Calvet Chambon**

**Motion for a resolution**

**Paragraph 14**

*Motion for a resolution*

*Amendment*

**14. Suggests that the nature and scope of decisions requiring approval should be determined in this directive by minimum**

*deleted*

*standards, which should be further development by rules in the Member States*<sup>23</sup>;

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<sup>23</sup> e.g. Article 95 AktG, Austria.

Or. es

**Amendment 230**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 14**

*Motion for a resolution*

14. *Suggests* that the *nature and scope of decisions requiring approval should be determined in this directive by minimum standards, which should be further development by rules in the Member States*<sup>23</sup>;

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<sup>23</sup>e.g. Article 95 AktG, Austria.

*Amendment*

14. *Affirms* that the *application or non-application of such non-binding guidelines is covered by the national rules of Member States*;

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<sup>23</sup>e.g. Article 95 AktG, Austria.

Or. fr

**Amendment 231**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 14**

*Motion for a resolution*

14. Suggests that the nature and scope of decisions requiring approval *should be determined in this directive by* minimum standards, which *should* be further development by rules in the Member States<sup>23</sup> ;

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*Amendment*

14. Suggests that the nature and scope of decisions requiring approval *may be addressed in these guidelines with* minimum standards, which *may* be further development by rules in the Member States<sup>23</sup> ;

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PE578.721v01-00

<sup>23</sup> e.g. Article 95 AktG, Austria.

<sup>23</sup> e.g. Article 95 AktG, Austria.

Or. en

## **Amendment 232**

**Terry Reintke**

on behalf of the Verts/ALE Group

### **Motion for a resolution**

#### **Paragraph 14**

##### *Motion for a resolution*

14. Suggests that the nature and scope of decisions requiring approval should be determined in this directive by *minimum* standards, which should be further development by rules in the Member States<sup>23</sup> ;

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<sup>23</sup> e.g. Article 95 AktG, Austria.

##### *Amendment*

14. Suggests that the nature and scope of decisions requiring approval should be determined in this directive by *common high-level and binding* standards *for information, consultation and participation applicable to all forms of EU companies*, which should be further development by rules in the Member States<sup>23</sup> ;

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<sup>23</sup> e.g. Article 95 AktG, Austria.

Or. en

## **Amendment 233**

**Thomas Händel**

### **Motion for a resolution**

#### **Paragraph 14**

##### *Motion for a resolution*

14. Suggests that the nature and scope of decisions requiring approval should be established in this directive by minimum standards, which should be developed by rules in the Member States<sup>23</sup>;

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<sup>23</sup> e.g. Article 95 AktG, Austria.

##### *Amendment*

14. Suggests that the nature and scope of decisions requiring approval should be established in this directive by minimum standards, which should be developed by rules in the Member States<sup>23</sup>;

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<sup>23</sup> e.g. Article 95(5) of the *Public Limited Company Act and Article 30j(5) of the*

Or. de

**Amendment 234**

**Sven Schulze**

**Motion for a resolution**

**Paragraph 15**

*Motion for a resolution*

*Amendment*

*15. Stresses that workers' representatives on supervisory boards should have the same rights and powers as the representatives of the management and / or the owner;* **deleted**

Or. de

**Amendment 235**

**Amjad Bashir**

**Motion for a resolution**

**Paragraph 15**

*Motion for a resolution*

*Amendment*

*15. Stresses that workers' representatives on supervisory boards should have the same rights and powers as the representatives of the management and / or the owner;* **deleted**

Or. en

**Amendment 236**

**Enrique Calvet Chambon**

**Motion for a resolution**

**Paragraph 15**

*Motion for a resolution*

*Amendment*

**15. Stresses that workers' representatives on supervisory boards should have the same rights and powers as the representatives of the management and / or the owner;**

**deleted**

Or. es

**Amendment 237**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 15**

*Motion for a resolution*

*Amendment*

**15. Stresses that workers' representatives on supervisory boards should have the same rights and powers as the representatives of the management and / or the owner;**

**deleted**

Or. nl

**Amendment 238**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 15**

*Motion for a resolution*

*Amendment*

Stresses that workers' representatives on supervisory boards should have the same rights **and** powers as the representatives of the management and / or the owner;

Stresses that workers' representatives on supervisory boards should have the same rights **for the same** powers as the representatives of the management and / or the owner;

Or. fr

**Amendment 239**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 15**

*Motion for a resolution*

15. Stresses that workers' representatives on supervisory boards **should** have the same rights and powers as the representatives of the management and / or the owner;

*Amendment*

15. Stresses that workers' representatives on supervisory boards **could** have the same rights and powers as the representatives of the management and / or the owner;

Or. fr

**Amendment 240**  
**Jérôme Lavrilleux**

**Motion for a resolution**  
**Paragraph 15**

*Motion for a resolution*

15. Stresses that workers' representatives **on supervisory boards** should have the same rights and **powers** as the representatives of the management and / or the owner;

*Amendment*

15. Stresses that workers' representatives on supervisory boards should have the same rights, **the same prerogatives** and **the same speaking time** as the representatives of the management and / or the owner;

Or. fr

**Amendment 241**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 15 a (new)**

*Motion for a resolution*

*Amendment*

**15a. Reaffirms the right of workers to elect their own representatives, in accordance with the national representation systems;**

**Amendment 242**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 16**

*Motion for a resolution*

*Amendment*

***16. Demands that steps be taken, in appointing the supervisory board, to ensure that the sexes are represented according to the gender ratio in the company's workforce; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures<sup>24</sup>;***

***deleted***

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<sup>24</sup> COM(2012)0614.

**Amendment 243**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 16**

*Motion for a resolution*

*Amendment*

***16. Demands that steps be taken, in appointing the supervisory board, to ensure that the sexes are represented according to the gender ratio in the company's workforce; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender***

***16. Notes the essential contribution of women in corporate governance and regrets the large gender gap that exists on many supervisory boards; believes that any measures taken at an EU level to address this gap should be non-binding and aimed at the promotion of a bottom-up approach;***



*balance among non-executive directors of companies listed on stock exchanges and related measures*<sup>24</sup> ;

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<sup>24</sup> COM(2012)0614.

Or. en

**Amendment 244**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 16**

*Motion for a resolution*

16. ***Demands*** that steps be taken, in appointing the supervisory board, to ensure that the sexes are represented ***according to the gender ratio in the company's workforce; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures***<sup>24</sup>;

*Amendment*

16. ***Suggests*** that steps be taken, in appointing the supervisory board, to ensure that the sexes are represented ***on it on the basis of considerations relating in particular to their functions within the company, their professional skills and their level of experience;***

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<sup>24</sup> COM(2012)0614.

Or. fr

**Amendment 245**  
**Terry Reintke**  
on behalf of the Verts/ALE Group

**Motion for a resolution**  
**Paragraph 16**

*Motion for a resolution*

16. Demands that steps be taken, in

*Amendment*

16. Demands that steps be taken, in

appointing the supervisory board, to ensure ***that the sexes are represented according to the gender ratio in the company's workforce***; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures<sup>24</sup> ;

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<sup>24</sup> COM(2012)0614.

appointing the supervisory board, to ensure ***an objective of a 40% presence of the under-represented sex among board members***; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures<sup>24</sup> ;

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<sup>24</sup> COM(2012)0614.

Or. en

### **Amendment 246** **Enrico Gasbarra**

#### **Motion for a resolution** **Paragraph 16**

##### *Motion for a resolution*

16. Demands that steps be taken, in appointing the supervisory board, to ensure ***that the sexes are represented according to the gender ratio in the company's workforce***; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures<sup>24</sup>;

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<sup>24</sup> COM(2012)0614.

##### *Amendment*

16. Demands that steps be taken, in appointing the supervisory board, to ensure the ***equal representation of both*** sexes; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures<sup>24</sup>;

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<sup>24</sup> COM(2012)0614.

Or. it

### **Amendment 247** **Edouard Martin**

**Motion for a resolution**  
**Paragraph 16**

*Motion for a resolution*

16. Demands that steps be taken, in appointing the supervisory board, to ensure that the sexes are represented according to the gender ratio in the company's workforce; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures;<sup>24</sup>

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<sup>24</sup> COM(2012)0614.

*Amendment*

Demands that steps be taken, in appointing the supervisory board, to ensure that the sexes *and the various categories of staff* are represented according to the gender ratio *and the professional categories* in the company's workforce; calls on the Council in this connection to expedite the Parliament-backed proposal for a Directive of the European Parliament and of the Council on improving the gender balance among non-executive directors of companies listed on stock exchanges and related measures;<sup>24</sup>

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<sup>24</sup> COM(2012)0614.

Or. fr

**Amendment 248**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 16 a (new)**

*Motion for a resolution*

*Amendment*

***16a. Stresses that any legal provision enjoining a specific representation of men and women on supervisory boards, in particular on the basis of considerations other than those referred to in paragraph 16 above, would be contrary to principles of equality and non-discrimination referred to in Articles 20 and 21 of the Charter of Fundamental Rights of the European Union;***

Or. fr

**Amendment 249**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 16 a (new)**

*Motion for a resolution*

*Amendment*

***16a. Calls on Member States to adopt new legislation requiring listed and unlisted limited companies with over 50 employees and all public companies to ensure that the representation of women and men on supervisory boards reflects the gender ratio in the company; this must include effective penalties in case of non-compliance;***

Or. fr

**Amendment 250**  
**Laura Agea, Tiziana Beghin**

**Motion for a resolution**  
**Paragraph 16 a (new)**

*Motion for a resolution*

*Amendment*

***16a. Recommends that appropriate guarantees be adopted to ensure the independence and impartiality of workers' representatives at supervisory board level;***

Or. it

**Amendment 251**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 16 b (new)**

*Motion for a resolution*

*Amendment*

***16b. Calls on the Commission and Member States to introduce new measures***

*to increase the number of women and young people who are often the most under-represented on supervisory boards by limiting the plurality of offices and their duration;*

Or. fr

**Amendment 252**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 16 c (new)**

*Motion for a resolution*

*Amendment*

*16c. Requests the adoption of flanking measures to support companies in the implementation of such measures and to promote those that have achieved that objective;*

Or. fr

**Amendment 253**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

*17. Demands that this Directive ensure that the representatives of the workforce may be from affiliated companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives of may also be put forward and elected as external representatives;*

*deleted*

Or. de

**Amendment 254**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

*17. Demands that this Directive ensure that the representatives of the workforce may be from affiliated companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives of may also be put forward and elected as external representatives;*

*deleted*

Or. es

**Amendment 255**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

*17. Demands that this Directive ensure that the representatives of the workforce may be from affiliated companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives of may also be put forward and elected as external representatives;*

*deleted*

Or. nl

**Amendment 256**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

**17. Demands that this Directive ensure that the representatives of the workforce may also be from affiliated companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives may also be put forward and elected as external representatives;**

**deleted**

Or. fr

**Amendment 257**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

**17. Demands that *this Directive ensure that the* representatives of the workforce *may also be from* affiliated companies and, in the case of transnational companies, *may also originate from another Member State and that* trade union *representatives may also be put forward and elected as external representatives;***

**17. Demands that *workers be able to elect their own* representatives, *internally, from among* the workforce, *or from among the representatives of* affiliated companies – and, in the case of transnational companies, also from another Member State – *and external and* trade union *representatives;***

Or. it

**Amendment 258**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 17**

*Motion for a resolution*

*Amendment*

**17. Demands that this Directive ensure that the** representatives of the workforce may also be from affiliated companies and,

**17. Suggests that any guidelines might take into account that** representatives of the workforce may also be from affiliated

in the case of transnational companies, may also originate from another Member State and that trade union representatives may also be put forward and elected as external representatives;

companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives may also be put forward and elected as external representatives;

Or. en

### **Amendment 259**

**Terry Reintke**

on behalf of the Verts/ALE Group

#### **Motion for a resolution**

##### **Paragraph 17**

###### *Motion for a resolution*

17. Demands that this Directive ensure that the representatives of the workforce may also be from affiliated companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives may also be put forward and elected as external representatives;

###### *Amendment*

17. Demands that this Directive ensure that the representatives of the workforce ***are directly elected by the workforce and*** may also be from affiliated companies and, in the case of transnational companies, may also originate from another Member State and that trade union representatives may also be put forward and elected as external representatives;

Or. en

### **Amendment 260**

**Edouard Martin**

#### **Motion for a resolution**

##### **Paragraph 17**

###### *Motion for a resolution*

17. Demands that this Directive ensure that the representatives of the workforce may also be from affiliated companies and, in the case of transnational companies, may also originate from ***another Member State*** and that trade union representatives may also be put forward and elected as external representatives;

###### *Amendment*

17. Demands that this Directive ensure that the representatives of the workforce may also be from affiliated companies and, in the case of transnational companies, may also originate from ***several other Member States*** and that trade union representatives may also be put forward and elected as external representatives;



**Amendment 261**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 18**

*Motion for a resolution*

*Amendment*

***18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;***

***deleted***

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<sup>25</sup>*In Sweden from 50 workers.*

**Amendment 262**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 18**

*Motion for a resolution*

*Amendment*

***18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;***

***deleted***

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<sup>25</sup>*In Sweden from 50 workers.*

**Amendment 263**

**Sven Schulze**

**Motion for a resolution**

**Paragraph 18**

*Motion for a resolution*

*Amendment*

***18. Recommends, with respect to the number of employee representatives on supervisory boards, including its direct or indirect subsidiaries and affiliates with more than 50 employees,<sup>25</sup> that half the number of seats on the supervisory board should be reserved for workers or their representatives;***

***deleted***

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<sup>25</sup>*In Sweden from 50 workers.*

Or. de

**Amendment 264**

**Amjad Bashir**

**Motion for a resolution**

**Paragraph 18**

*Motion for a resolution*

*Amendment*

***18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;***

***deleted***

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<sup>25</sup> *In Sweden from 50 workers.*

**Amendment 265**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 18**

*Motion for a resolution*

*Amendment*

**18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;**

**deleted**

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<sup>25</sup>In Sweden from 50 workers.

**Amendment 266**  
**Claude Rolin, Ivo Belet, Georges Bach**

**Motion for a resolution**  
**Paragraph 18**

*Motion for a resolution*

*Amendment*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, **including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;**

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, **that the Commission take duly into account the opinion of the social partners;**

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<sup>25</sup>In Sweden from 50 workers.

**Amendment 267****Jutta Steinruck, Evelyn Regner****Motion for a resolution****Paragraph 18***Motion for a resolution*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries *and affiliates with more than 50 employees*<sup>25</sup>, *that half the number of seats on the supervisory board should be reserved for workers or their* representatives;

*Amendment*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries, *the introduction of a "workers board-level representation-escalator" increasing parity depending on the size of the company in the following manner: a low proportion of workers board-level representation (2 or 3 representatives) would be applied to small companies with 50 to 250 employees; a higher proportion (one third) of participation for companies with 250 to 1,000 employees; a robust parity (half of the seats) for big companies with more than 1000 employees;*

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<sup>25</sup> *In Sweden from 50 workers.*

**Amendment 268****Enrico Gasbarra****Motion for a resolution****Paragraph 18***Motion for a resolution*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, *including direct or indirect subsidiaries and affiliates with more than 50*

*Amendment*

18. Recommends, with respect to the number of employee representatives on supervisory boards, that half the number of seats on the supervisory board should be reserved for workers or their

*employees*<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;

representatives;

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<sup>25</sup>*In Sweden from 50 workers.*

Or. it

### **Amendment 269**

**Laura Agea, Tiziana Beghin**

#### **Motion for a resolution**

##### **Paragraph 18**

###### *Motion for a resolution*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that *half the number of* seats on the supervisory board should be reserved for workers or their representatives;

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<sup>25</sup> In Sweden from 50 workers.

###### *Amendment*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that *sufficient* seats on the supervisory board should be reserved for workers or their representatives;

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<sup>25</sup> In Sweden from 50 workers.

Or. it

### **Amendment 270**

**Thomas Händel**

#### **Motion for a resolution**

##### **Paragraph 18**

###### *Motion for a resolution*

18. Recommends, with respect to the number of employee representatives on supervisory boards, including its direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the

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number of seats on the supervisory board should be reserved for workers or their representatives;

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<sup>25</sup>In Sweden from **50** workers.

number of seats on the supervisory board should be reserved for workers or their representatives;

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<sup>25</sup> In Sweden from **25** workers *and in Denmark from 35 workers*.

Or. de

### **Amendment 271**

**Terry Reintke**

on behalf of the Verts/ALE Group

### **Motion for a resolution**

#### **Paragraph 18**

#### *Motion for a resolution*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives;

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<sup>25</sup> In Sweden from 50 workers.

#### *Amendment*

18. Recommends, with respect to the number of worker representatives sitting on the supervisory boards of companies, including direct or indirect subsidiaries and affiliates with more than 50 employees<sup>25</sup>, that half the number of seats on the supervisory board should be reserved for workers or their representatives; *advises that every workers' representative in supervisory and administrative bodies should be considered a full member with the same rights and duties as the members representing shareholders, including the right to vote;*

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<sup>25</sup> In Sweden from 50 workers.

Or. en

### **Amendment 272**

**Sven Schulze**

### **Motion for a resolution**

#### **Paragraph 19**

*Motion for a resolution*

*Amendment*

**19. Recommends that efforts should be made to obtain an effective ratio of communication and action between workers' representatives sitting on supervisory boards, European Works Councils or other I & C representatives and worker representations at national, regional and local levels;**

**deleted**

Or. de

**Amendment 273**  
**Edouard Martin**

**Motion for a resolution**  
**Paragraph 19**

*Motion for a resolution*

*Amendment*

**19. Recommends that efforts should be made to obtain an effective ratio of communication and action between workers' representatives sitting on supervisory boards, European Works Councils or other I & C representatives and worker representations at national, regional and local levels;**

**deleted**

Or. fr

**Amendment 274**  
**Enrique Calvet Chambon, Marian Harkin**

**Motion for a resolution**  
**Paragraph 19**

*Motion for a resolution*

*Amendment*

19. Recommends that efforts should be made to obtain an effective ratio of communication and action between workers' representatives sitting on

19. Recommends that efforts should be made to obtain an effective ratio of communication and action between workers' representatives sitting on

*supervisory boards*, European Works Councils or other I & C representatives and worker representations at national, regional and local levels;

*corporate bodies*, European Works Councils or other I & C representatives and worker representations at national, regional and local levels;

Or. es

**Amendment 275**  
**Enrique Calvet Chambon**

**Motion for a resolution**  
**Paragraph 20**

*Motion for a resolution*

*Amendment*

*20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse;*

*deleted*

Or. es

**Amendment 276**  
**Tom Vandenkendelaere**

**Motion for a resolution**  
**Paragraph 20**

*Motion for a resolution*

*Amendment*

*20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse;*

*deleted*

Or. nl

**Amendment 277**  
**Dominique Martin, Mara Bizzotto**

**Motion for a resolution**  
**Paragraph 20**



*Motion for a resolution*

*Amendment*

**20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse;**

**deleted**

Or. fr

**Amendment 278**  
**Sven Schulze**

**Motion for a resolution**  
**Paragraph 20**

*Motion for a resolution*

*Amendment*

**20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse;**

**deleted**

Or. de

**Amendment 279**  
**Amjad Bashir**

**Motion for a resolution**  
**Paragraph 20**

*Motion for a resolution*

*Amendment*

**20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse;**

**20. Believes that guidelines produced at an EU level should be focused on encouraging the Member States to improve their corporate governance structures; rejects calls for binding legislative action in this area;**

Or. en

**Amendment 280**  
**Laura Agea, Tiziana Beghin**

**Motion for a resolution**  
**Paragraph 20**

*Motion for a resolution*

20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse;

*Amendment*

20. Is convinced that such a directive would have to be furnished with effective enforcement mechanisms in order to reduce cases of circumvention, avoidance and abuse; ***the possibility of introducing penalties for such practices should also be considered;***

Or. it

**Amendment 281**  
**Thomas Händel**

**Motion for a resolution**  
**Paragraph 20 a (new)**

*Motion for a resolution*

*Amendment*

***20a. Stresses that such a directive must be compatible with the principles of proportionality and of subsidiarity because, as a rule, every undertaking freely decides whether it wishes to become a type of enterprise under European law or prefers a form of establishment under national law;***

Or. de

**Amendment 282**  
**Enrico Gasbarra**

**Motion for a resolution**  
**Paragraph 20 a (new)**

*Motion for a resolution*

*Amendment*

***20a. Calls on the Commission to propose***

*instruments and incentives to promote pilot systems, special agreements between the social partners and advanced best practices in the field of information, participation and consultation of workers so that even those countries where there is currently no employee participation can test their effectiveness;*

Or. it