



2016/0308(COD)

7.2.2017

AMENDMENTS

16 - 52

Draft report

Jarosław Wałęsa

(PE592.280v01-00)

Introduction of temporary autonomous trade measures for Ukraine
supplementing the trade concessions available under the Association
Agreement

Proposal for a regulation

(COM(2016)0631 – C8-0392/2016 – 2016/0308(COD))

Amendment 16
Tiziana Beghin, David Borrelli

Proposal for a regulation

-

Proposal for rejection

The European Parliament rejects the Commission proposal.

Or. it

Amendment 17
Anne-Marie Mineur

Proposal for a regulation
Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) Article 218(8) of the Treaty on the Functioning of the European Union stipulates that the association agreement cannot be ratified because on 6 April 2016 the Dutch people rejected it in a referendum, with 61% of voters voting against it, and the Netherlands Government ought to respect this result.

Or. nl

Amendment 18
Marine Le Pen, Georg Mayer, Matteo Salvini, Franz Obermayr

Proposal for a regulation
Recital 2

Text proposed by the Commission

Amendment

(2) In view of the economic reform efforts undertaken by Ukraine, and in order to support the development of closer economic relations with the European Union, it is appropriate to increase the trade flows concerning the import of

deleted

certain agricultural products and to grant concessions in the form of autonomous trade measures in selected industrial products in line with the acceleration of the elimination of customs duties on trade between the European Union and Ukraine.

Or. en

Justification

The granting of such concessions is not only an intensification of the conflict between the EU and Russia, it is also a further step towards the ultimate association of Ukraine towards the EU, which is rejected by the overwhelming majority of EU citizens.

Amendment 19 **Dita Charanzová**

Proposal for a regulation **Recital 2**

Text proposed by the Commission

(2) In view of the economic reform efforts undertaken by Ukraine, and in order to support the development of closer economic relations with the European Union, it is appropriate to increase the trade flows concerning the import of certain agricultural products and to grant concessions in the form of autonomous trade measures in selected industrial products in line with the acceleration of the elimination of customs duties on trade between the European Union and Ukraine.

Amendment

(2) In view of **enhancing** the economic reform efforts undertaken by Ukraine, and in order to support **and accelerate** the development of closer economic relations with the European Union, it is appropriate **and necessary** to increase the trade flows concerning the import of certain agricultural products and to grant concessions in the form of autonomous trade measures in selected industrial products in line with the acceleration of the elimination of customs duties on trade between the European Union and Ukraine.

Or. en

Amendment 20 **Marita Ulvskog, David Martin, Joachim Schuster, Inmaculada Rodríguez-Piñero Fernández**

Proposal for a regulation **Recital 2**

Text proposed by the Commission

(2) In view of the economic reform efforts undertaken by Ukraine, and in order to support the development of closer economic relations with the European Union, it is appropriate to increase the trade flows concerning the import of certain agricultural products and to grant concessions in the form of autonomous trade measures in selected industrial products in line with the acceleration of the elimination of customs duties on trade between the European Union and Ukraine.

Amendment

(2) In view of the economic **and political** reform efforts undertaken by Ukraine, and in order to support the development of closer economic relations with the European Union, it is appropriate to increase the trade flows concerning the import of certain agricultural products and to grant concessions in the form of autonomous trade measures in selected industrial products in line with the acceleration of the elimination of customs duties on trade between the European Union and Ukraine.

Or. en

Amendment 21

Heidi Hautala

on behalf of the Verts/ALE Group

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) **The** autonomous trade measures would be granted **in** the form of zero-tariff quotas **for products** listed in Annexes I and II in addition to the preferential tariff-rate quotas set out in the Agreement, and the partial or full removal of import duties on industrial products listed in Annex III;

Amendment

(3) **After the publication by the Commission of its analysis on the potential impact of this Regulation, which should consider the potential final beneficiaries of the autonomous trade measures contained in this Regulation and focus particularly on small and medium-sized producers in Ukraine,** the autonomous trade measures would be granted **for products that are assessed to be beneficial in light of that analysis. Those autonomous trade measures should take** the form of zero-tariff quotas listed in Annexes I and II in addition to the preferential tariff-rate quotas set out in the Agreement, and the partial or full removal of import duties on industrial products listed in Annex III.

Or. en

Justification

The Commission has carried out an investigation into the impacts of the measures it proposes, presented orally in Committee, although this was not a formal sustainability impact assessment as is usually carried out. In the interest of fairness, transparency and democratic law-making, and to allow informed decisions to be made by the co-legislators, the details of that analysis should be published.

Amendment 22

Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) The autonomous trade measures would be granted in the form of zero-tariff quotas for products listed in Annexes I and II in addition to the preferential tariff-rate quotas set out in the Agreement, ***and the partial or full removal of import duties on industrial products listed in Annex III;***

Amendment

(3) The autonomous trade measures would be granted in the form of zero-tariff quotas for products listed in Annexes I and II in addition to the preferential tariff-rate quotas set out in the Agreement.

Or. en

Justification

If certain concessions have already been made to the Ukraine, these have to be kept to a minimum, and not to goods such as, "Video camera recorders" (for which the Ukraine has always been famous).

Amendment 23

Christofer Fjellner, Anna Maria Corazza Bildt, Artis Pabriks, Sandra Kalniete, Daniel Caspary

Proposal for a regulation

Recital 4 a (new)

Text proposed by the Commission

Amendment

(4 a) In order to prevent fraud, the Commission should monitor the application of the autonomous trade measures by the customs authorities in cooperation with the Member States.

Amendment 24

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) Ukraine is to abstain from introducing new duties or charges having equivalent effect or new quantitative restrictions or measures having equivalent effect or from increasing existing levels of duties or charges or from introducing any other restrictions. In the event of failure to comply with any of these conditions the European Commission should be empowered to suspend temporarily all or part of the autonomous trade measures;

Amendment

(5) Ukraine is to abstain from introducing new duties or charges having equivalent effect or new quantitative restrictions or measures having equivalent effect or from increasing existing levels of duties or charges or from introducing any other restrictions. In the event of failure to comply with any of these conditions, ***or if there are reasonable grounds to suspect that economic operators benefitting from the temporary autonomous trade measures are undermining the fight against corruption or are engaged in illegal economic activities***, the European Commission should be empowered to suspend temporarily all or part of the autonomous trade measures.

Amendment 25

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Nicola Danti, Alessia Maria Mosca, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) It is necessary to provide for the reintroduction of normal Common Customs Tariff duties for imports of any products which cause, or threaten to cause, serious difficulties to the European Union producers of like or directly competing products, subject to an investigation by the

Amendment

(6) It is necessary to provide for the reintroduction of normal Common Customs Tariff duties for imports of any products which cause, or threaten to cause, serious difficulties to the European Union producers, ***including when an impact on prices in the internal market is***

European Commission;

foreseeable, of like or directly competing products, subject to an investigation by the European Commission;

Or. en

Amendment 26

Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) It is necessary to provide for the reintroduction of normal Common Customs Tariff duties for imports of any products which cause, or threaten to cause, *serious* difficulties to the European Union producers of like or directly competing products, subject to an investigation by the European Commission;

Amendment

(6) It is necessary to provide for the reintroduction of normal Common Customs Tariff duties for imports of any products which cause, or threaten to cause, difficulties to the European Union producers of like or directly competing products, subject to an investigation by the European Commission;

Or. en

Amendment 27

Helmut Scholz

Proposal for a regulation

Recital 9

Text proposed by the Commission

(9) *Article 2* of the Association Agreement *provides that the* respect for democratic principles, human rights and fundamental freedoms and *respect for* the principle of the rule of law, constitute essential elements of *that* Agreement. It is appropriate to introduce the possibility to temporarily suspend the preferences in case of failure to respect the *fundamental* principles of *human rights, democracy and the rule of law by Ukraine*.

Amendment

(9) *Articles 2 and 3* of the Association Agreement *provide that* respect for democratic principles, human rights, and fundamental freedoms and the principle of the rule of law, *as well as efforts to combat corruption and international organised crime, and measures to promote sustainable development and effective multilateralism*, constitute essential elements of *relations with Ukraine, which are governed by the* Agreement. It is appropriate to introduce the possibility to temporarily suspend the preferences in case of failure *by Ukraine* to respect the *general*

principles of *the association agreement*.

Or. de

Amendment 28
Dita Charanzová

Proposal for a regulation
Recital 9

Text proposed by the Commission

(9) Article 2 of the Association Agreement provides that the respect for democratic principles, human rights and fundamental freedoms and respect for the principle of the rule of law, constitute essential elements of that Agreement. It is appropriate to introduce the possibility to temporarily suspend the preferences in case of failure to respect the fundamental principles of human rights, democracy and the rule of law by Ukraine.

Amendment

(9) Article 2 of the Association Agreement provides that the respect for democratic principles, human rights and fundamental freedoms and respect for the principle of the rule of law, constitute essential elements of that Agreement. It is appropriate to introduce the possibility to temporarily suspend the preferences in *the* case of failure to respect the fundamental principles of human rights, democracy and the rule of law by Ukraine, *as has been done in other Association Agreements signed by the Union*.

Or. en

Amendment 29
Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation
Recital 9 a (new)

Text proposed by the Commission

Amendment

(9 a) *The Commission should report annually to the European Parliament and to the Council about the economic and social impact of this Regulation in the context of the implementation of the Association Agreement, including at regional level. That report should clearly identify the economic operators which have benefited from the temporary autonomous trade measures contained in*

this Regulation.

Or. en

Amendment 30

Christofer Fjellner, Anna Maria Corazza Bildt, Artis Pabriks, Sandra Kalniete, Daniel Caspary

Proposal for a regulation

Article 1 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. This Regulation shall apply to products manufactured in, or exported from the territory of Ukraine as recognised by the Union.

Or. en

Amendment 31

Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Article 1 – paragraph 4

Text proposed by the Commission

Amendment

4. Preferential customs duties on importation of certain industrial products originating goods from Ukraine will be applied according to Annex III.

deleted

Or. en

Amendment 32

Helmut Scholz

Proposal for a regulation

Article 2 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) respect for democratic principles, human rights ***and*** fundamental freedoms

(c) respect for ***the general principles underlying cooperation laid down in***

and *respect for* the principle of the rule of law *provided for in Article 2 of the Association Agreement*.

Articles 2 and 3 of the association agreement, such as democratic principles, human rights, fundamental freedoms and the principle of the rule of law, *and tangible progress, in particular, in prosecuting those guilty of corruption*.

Or. de

Amendment 33

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Article 2 – paragraph 1 – point c

Text proposed by the Commission

(c) respect for democratic principles, human rights and fundamental freedoms and respect for the principle of the rule of law provided for in *Article 2* of the Association Agreement.

Amendment

(c) respect for democratic principles, human rights and fundamental freedoms and respect for the principle of the rule of law *as well as continued and sustained efforts with regard to the fight against corruption and illegal economic activities* provided for in *Articles 2, 3 and 22* of the Association Agreement.

Or. en

Amendment 34

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Alessia Maria Mosca, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Article 2 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(c a) continued respect for obligations to cooperate on employment, social policy and equal opportunities in accordance with Chapter 13 of Title IV (Trade and Sustainable Development) and Chapter 21 of Title V (Cooperation on employment, social policy and equal opportunities) of the Association Agreement, and the goals set out in in Article 420 thereof.

Amendment 35

Heidi Hautala

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 2 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(c a) respect for the principles provided for in Article 3 of the Association Agreement, including the fight against corruption.

Or. en

Amendment 36

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Alessia Maria Mosca, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Article 2 a (new)

Text proposed by the Commission

Amendment

Article 2 a

Reporting Requirements

The Commission shall monitor the economic and social impact of this Regulation in Ukraine and in the Union. That monitoring shall extend to regional and sectorial level and identify those actors profiting from trade preferences. The results of this monitoring shall be included in overall annual reporting to the European Parliament and to the Council on the implementation of the Association Agreement.

Or. en

Amendment 37

Helmut Scholz

Proposal for a regulation
Article 3 – paragraph 1

Text proposed by the Commission

Where the Commission finds that there is sufficient evidence of failure to comply with the conditions set out in Article 2 it may suspend in whole or in part the preferential arrangements provided for in this Regulation, in accordance with the examination procedure referred to in Article 5(2).

Amendment

Where the Commission finds that there is sufficient evidence of failure to comply with the conditions set out in Article 2 **of this Regulation**, it may suspend in whole or in part the preferential arrangements provided for in this Regulation, in accordance with the examination procedure referred to in Article 5(2).

Or. de

Amendment 38
Helmut Scholz

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

1. *Where a product originating in Ukraine is imported* on terms which cause, or threaten to cause, serious difficulties to a Community producer of like or directly competing products, **Common Customs Tariff duties on such product may be reintroduced at any time by the Council acting by qualified majority on a proposal from the Commission.**

Amendment

1. **The Commission shall inform the European Parliament and the Council about trends in imports from Ukraine of the goods and products listed in Annexes I, II and III and their impact on the European Union market and producers in the European Union. To this end, it shall at the beginning of the year analyse data for the previous year and forward its analysis to the European Parliament and the Council.**
As part of this analysis, it shall also assess the dangers of a possible destabilisation of the market due to imports of the goods and products listed on terms which cause, or threaten to cause, serious difficulties to a Community producer of like or directly competing products.
For this purpose, the Commission shall take into account all individual aspects on which data have been gathered during the year, particularly the quantities produced in the European Union, the quantities

imported, prices of sale on the European Union market, the prices customary abroad and relevant information on Community producers, such as market share, production, stocks, production capacities, capacity utilisation rates and prices. The Commission shall also estimate the consequences for producers in the Union with reference to changes in the number of people they employ and their incomes.

Or. de

Amendment 39

Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. Where a product originating in Ukraine is imported on terms which cause, or threaten to cause, *serious* difficulties to a Community producer of like or directly competing products, Common Customs Tariff duties on such product may be reintroduced at any time by the Council acting by qualified majority on a proposal from the Commission.

Amendment

1. Where a product originating in Ukraine is imported on terms which cause, or threaten to cause, difficulties to a Community producer of like or directly competing products, Common Customs Tariff duties on such product may be reintroduced at any time by the Council acting by qualified majority on a proposal from the Commission.

Or. en

Amendment 40

Helmut Scholz

Proposal for a regulation

Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. If the quantities of the goods and products listed in Annexes I and II that are imported in the course of a year reach 80% of the cumulative quotas, the Commission shall formally warn the

European Parliament and the Council by written procedure and shall submit to them an analysis of imports into the European Union market.

Or. de

Amendment 41

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Nicola Danti, Alessia Maria Mosca, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. The Commission shall put in place close monitoring of any effects on prices in the internal market of products covered by this Regulation and, where any such effects have been detected, shall immediately initiate procedures with a view to reintroducing the Common Customs Tariff duties.

Or. en

Amendment 42

Helmut Scholz

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

Amendment

2. At the request of a Member State or on the Commission's initiative, the Commission shall take a formal decision to initiate an investigation within a reasonable period of time. Where the Commission decides to initiate an investigation, it shall publish a notice in the Official Journal of the European Union announcing the investigation. The notice shall provide a summary of the information received and state that any relevant information should be sent to the Commission. It shall specify

2. At the request of a Member State or *stakeholders or* on the Commission's initiative, the Commission shall take a formal decision to initiate an investigation *into possible destabilisation of the European Union market* within a reasonable period of time. Where the Commission decides to initiate an investigation, it shall publish a notice in the Official Journal of the European Union announcing the investigation. The notice shall provide a summary of the information

the period, which shall not exceed four months from the date of publication of the notice, within which interested parties may make their views known in writing.

received and state that any relevant information should be sent to the Commission. It shall specify the period, which shall not exceed four months from the date of publication of the notice, within which interested parties may make their views known in writing. *If the Commission finds as a result of this investigation that serious difficulties exist for Community producers, the Council may, on a Commission proposal, decide by a qualified majority to reintroduce the normal Common Customs Tariff duties for the goods or product concerned.*

Or. de

Amendment 43

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Alessia Maria Mosca, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation Article 4 – paragraph 2

Text proposed by the Commission

2. At the request of a Member State or on the Commission's initiative, the Commission shall take a formal decision to initiate an investigation within a reasonable period of time. Where the Commission decides to initiate an investigation, it shall publish a notice in the Official Journal of the European Union announcing the investigation. The notice shall provide a summary of the information received and state that any relevant information should be sent to the Commission. It shall specify the period, which shall not exceed four months from the date of publication of the notice, within which interested parties may make their views known in writing.

Amendment

2. At the request of a Member State or *of the European Parliament, or* on the Commission's initiative, the Commission shall take a formal decision to initiate an investigation within a reasonable period of time. Where the Commission decides to initiate an investigation, it shall publish a notice in the Official Journal of the European Union announcing the investigation. The notice shall provide a summary of the information received and state that any relevant information should be sent to the Commission. It shall specify the period, which shall not exceed four months from the date of publication of the notice, within which interested parties may make their views known in writing.

Or. en

Amendment 44

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Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. At the request of a Member State or on the Commission's initiative, the Commission shall take a formal decision to initiate an investigation within a reasonable period of time. Where the Commission decides to initiate an investigation, it shall publish a notice in the Official Journal of the European Union announcing the investigation. The notice shall provide a summary of the information received and state that any relevant information should be sent to the Commission. It shall specify the period, which shall not exceed **four** months from the date of publication of the notice, within which interested parties may make their views known in writing.

Amendment

2. At the request of a Member State or on the Commission's initiative, the Commission shall take a formal decision to initiate an investigation within a reasonable period of time. Where the Commission decides to initiate an investigation, it shall publish a notice in the Official Journal of the European Union announcing the investigation. The notice shall provide a summary of the information received and state that any relevant information should be sent to the Commission. It shall specify the period, which shall not exceed **two** months from the date of publication of the notice, within which interested parties may make their views known in writing.

Or. en

Justification

The long duration of such investigations has always led to considerable legal uncertainty, including the threat of existence, among the companies concerned, especially SMEs. In addition, a 50% reduction in the deadline seems to be reasonable to make a written statement.

Amendment 45

Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall seek all information it deems necessary and may verify the information received with Ukraine and any other relevant source. It **may** be assisted by officials of the Member States on whose territory verification might be sought, **if that Member State so requests**.

Amendment

3. The Commission shall seek all information it deems necessary and may verify the information received with Ukraine and any other relevant source. It **shall** be assisted by officials of the Member States on whose territory verification might be sought.

Justification

The need for mandatory support by Member State officials takes account of the sovereignty of the Member States and speeds up proceedings.

Amendment 46

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation**Article 4 – paragraph 3***Text proposed by the Commission*

3. The Commission shall seek all **information it deems** necessary and may verify the information received with Ukraine and any other relevant source. It may be assisted by officials of the Member States on whose territory verification might be sought, if that Member State so requests.

Amendment

3. The Commission shall seek all necessary **information** and may verify the information received with Ukraine and any other relevant source. It may be assisted by officials of the Member States on whose territory verification might be sought, if that Member State so requests.

Or. en

Amendment 47

Helmut Scholz

Proposal for a regulation**Article 4 – paragraph 4***Text proposed by the Commission*

4. In examining whether there are serious difficulties, the Commission shall take account, inter alia, of the following factors concerning Community producers where the information is available:

- market share,**
- production,**
- stocks,**
- production capacity,**
- capacity utilisation,**

Amendment

deleted

-employment,
-imports,
-prices.

Or. de

Amendment 48

Marine Le Pen, Georg Mayer, Franz Obermayr, Matteo Salvini

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

5. The investigation shall be completed within *six* months *after* the publication of the notice referred to in paragraph 2. The Commission may, in the case of exceptional circumstances, extend this period in accordance with the procedure referred to in Article 5.

Amendment

5. The investigation shall be completed within *three* months *of* the publication of the notice referred to in paragraph 2. The Commission may, in the case of exceptional circumstances *which shall be justified in writing*, extend this period in accordance with the procedure referred to in Article 5.

Or. en

Amendment 49

Helmut Scholz

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

5. The investigation shall be completed within six months after the publication of the *notice referred to in paragraph 2*. The Commission may, in the case of exceptional circumstances, extend this period in accordance with the procedure referred to in Article 5.

Amendment

5. The investigation shall be completed within six months after the publication of the *announcement of its launch in the Official Journal of the European Union*. The Commission may, in the case of exceptional circumstances, extend this period in accordance with the procedure referred to in Article 5.

Or. de

Amendment 50

Marita Ulvskog, Joachim Schuster, David Martin, Emmanuel Maurel, Eric Andrieu, Alessia Maria Mosca, Inmaculada Rodríguez-Piñero Fernández

Proposal for a regulation

Article 4 – paragraph 7

Text proposed by the Commission

7. Where exceptional circumstances requiring immediate action make an investigation impossible, the Commission may, after informing the Committee, take any preventive measure which is *strictly* necessary.

Amendment

7. Where exceptional circumstances requiring immediate action make an investigation impossible, the Commission may, after informing the Committee, take any preventive measure which is necessary.

Or. en

Amendment 51

Inmaculada Rodríguez-Piñero Fernández, Clara Eugenia Aguilera García, Eric Andrieu, Emmanuel Maurel, Nicola Danti, Alessia Maria Mosca, David Martin

Proposal for a regulation

Article 4 a (new)

Text proposed by the Commission

Amendment

Article 4 a

1. The Commission shall assess the impact of this Regulation on the Union market of the products set out in Annex I and II, annually from the date of its entry into force, and the Commission shall present the conclusions of such assessment to the European Parliament and to the Council.

2. Where the Commission concludes in its assessment under paragraph 2 of this Article that the application of this Regulation negatively affects the Union market of the products set out in Annex I and II, the Commission shall, by means of an implementing act, adopt appropriate compensatory measures for the Union producers or other economic operators concerned. That implementing act shall be adopted in accordance with the examination procedure referred to in

Article 5(2).

Or. en

Justification

The urgency of the entry into force of this Regulation does not preclude the Commission to carry out the necessary evaluation of the impact that the measures introduced therein may have on the EU market and, eventually, to compensate with the same speed the EU producers negatively affected.

Amendment 52

Heidi Hautala

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 a (new)

Text proposed by the Commission

Amendment

Article 4 a

The Commission shall review and publish the impact of the measures contained in this Regulation prior to the end of the three-year period, and shall, if appropriate, submit a legislative proposal on the renewal of the application of this Regulation.

Or. en