



2018/0205(COD)

4.9.2018

AMENDMENTS

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Draft opinion
Nicola Caputo
(PE623.917v01-00)

Alignment of reporting obligations in the field of environment policy

Proposal for a regulation
(COM(2018)0381 – C8-0244/2018 – 2018/0205(COD))

Amendment 4
Nicola Caputo

Proposal for a regulation
Title 1

Text proposed by the Commission

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
on the alignment of reporting obligations in
the field of environment *policy* and thereby
amending Directives 86/278/EEC,
2002/49/EC, 2004/35/EC, 2007/2/EC,
2009/147/EC and 2010/63/EU, Regulations
(EC) No 166/2006 and (EU) No 995/2010,
and Council Regulations (EC) No 338/97
and (EC) No 2173/2005
(Text with EEA relevance)

Amendment

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
on the alignment of reporting obligations in
the field of *legislation related to the*
environment and thereby amending
Directives 86/278/EEC, 2002/49/EC,
2004/35/EC, 2007/2/EC, 2009/147/EC and
2010/63/EU, Regulations (EC) No
166/2006 and (EU) No 995/2010, and
Council Regulations (EC) No 338/97 and
(EC) No 2173/2005
(Text with EEA relevance)

Or. en

Justification

Amendment to the title reflecting that not all legal acts listed here are environmental legislation per se.

Amendment 5
Nicola Caputo

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) In order to address the need for
implementation and compliance
information, amendments of several pieces
of *environmental* legislation should be
introduced taking into account the results
of the Commission Report on Actions to
Streamline Environmental Report⁴⁵ and its
related Fitness Check⁴⁶.

Amendment

(1) In order to address the need for
implementation and compliance
information, amendments of several pieces
of legislation *related to the environment*
should be introduced taking into account
the results of the Commission Report on
Actions to Streamline Environmental
Report⁴⁵ and its related Fitness Check⁴⁶.

⁴⁵ COM(2017) 312.

⁴⁵ COM(2017) 312.

Justification

In line with a similar amendment to the Title.

Amendment 6

Fredrick Federley, Ulrike Müller

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) It is necessary that accessibility to data should ensure that the administrative burden on all entities remains as limited as possible. It requires active dissemination at national level in accordance with Directives 2003/4/EC⁴⁷ and 2007/2/EC⁴⁸ of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.

⁴⁷ Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41, 14.2.2003, p. 26).

⁴⁸ Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

Amendment

(2) It is necessary that accessibility to data should ensure that the administrative burden on all entities remains as limited as possible, *especially on non-governmental entities such as SMEs*. It requires active dissemination at national level in accordance with Directives 2003/4/EC⁴⁷ and 2007/2/EC⁴⁸ of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.

⁴⁷ Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41, 14.2.2003, p. 26).

⁴⁸ Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

Amendment 7

PE626.974v01-00

Fredrick Federley, Ulrike Müller

Proposal for a regulation

Recital 3

Text proposed by the Commission

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016⁴⁹. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose.

⁴⁹ OJ L 123, 12.5.2016, p. 1.

Amendment

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016⁴⁹. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose ***both for decision-makers and the general public.***

⁴⁹ OJ L 123, 12.5.2016, p. 1.

Or. en

Amendment 8

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 1 – paragraph 1 – point –1 (new)

Directive 86/278/EEC

Recital 11

Text proposed by the Commission

Amendment

-1 *the eleventh recital is replaced by the following:*

whereas sludge must be treated before being used in agriculture; whereas Member States may nevertheless authorise, under certain conditions, the use of untreated sludge in cases where there is no risk to human or animal health;

Or. es

Amendment 9

Maria Lidia Senra Rodríguez

Proposal for a regulation

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

Directive 86/278/ECC

Recital 12

Text proposed by the Commission

Amendment

-1 a. *Recital 12 is replaced by the following:*

whereas a certain period must elapse between using the sludge and putting livestock out to pasture or harvesting fodder crops or certain crops which are normally in direct contact with the soil and normally consumed raw; whereas the use of sludge on fruit and vegetable crops during the growing season must be prohibited;

Or. es

Amendment 10

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 1 – paragraph 1 – point –1 b (new)

Directive 86/278/EEC

Recital 16

Text proposed by the Commission

Amendment

-1 b. Recital 16 is deleted.

Or. es

Amendment 11
Maria Lidia Senra Rodríguez

Proposal for a regulation
Article 1 – paragraph 1 – point –1 c (new)
Directive 86/278/EEC
Article 6

Text proposed by the Commission

Amendment

-1 c. Article 6 is replaced by the following:

Without prejudice to Article 7:

(a) sludge shall be treated before being used in agriculture;

(b) sewage-sludge producers shall regularly provide users with all the information referred to in Annex II A;

(c) the use of sewage sludge in agriculture shall only be authorised with prior, accredited training, that has been endorsed and supervised by the authorities, and with exhaustive information for users. Those wishing to make use of sewage sludge must be in possession of a licence issued by the competent authorities.

Or. es

Amendment 12
Maria Lidia Senra Rodríguez

Proposal for a regulation
Article 1 – paragraph 1 – point –1 d (new)
Directive 86/278/EEC
Article 7 – paragraph b

Text proposed by the Commission

Amendment

-1 d. Article 7(b) is replaced by the

following:

(b) in fruit and vegetable crops during the growing season,

Or. es

Amendment 13

Jens Gieseke

Proposal for a regulation

Article 1 – paragraph 1 – point 1

Directive 86/278/EEC

Article 10 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) the names and addresses of the recipients of the sludge and the place where the sludge is to be used;

deleted

Or. de

Justification

Concrete operating data, such the buyers of sewage sludge in this case, should not be publicly available. Data protection must be ensured. Publishing farmers' data may lead to harassment by environmentalist groups even if the farmers' activities are wholly legal. Such publication may cause farmers to be pilloried. The authorities must have the data available internally for the purposes of monitoring compliance with requirements and regulations.

Amendment 14

Norbert Erdős, Daniel Buda

Proposal for a regulation

Article 1 – paragraph 1 – point 1

Directive 86/278/EEC

Article 10 – paragraph 1 – point d

Text proposed by the Commission

Amendment

*(d) the names **and addresses** of the recipients of the sludge and the place where the sludge is to be used;*

(d) the names of the recipients of the sludge and the place where the sludge is to be used;

Or. en

Amendment 15

Nicola Caputo

Proposal for a regulation

Article 1 – paragraph 1 – point 1

Directive 86/278/EEC

Article 10 – paragraph 1 – point e

Text proposed by the Commission

Amendment

(e) any other information with regard to the transposition and implementation of this Directive provided by the Member States to the Commission pursuant to Article 17. **deleted**

Or. en

Justification

The proposed text would create a loop because of the reference to Article 17 which itself refers to an implementing act which has to set up requirements of Article 10.

Amendment 16

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 1 – paragraph 1 – point 1

Directive 86/278/EEC

Article 10 – paragraph 2

Text proposed by the Commission

Amendment

The records referred to in paragraph 1 shall be made available to the public for each calendar **year**, within three months of the end of the relevant calendar year, in a consolidated format as laid down in the Annex to Commission Decision 94/741/EC** or another format provided pursuant to Article 17.

The records referred to in paragraph 1 shall be made available to the public for each **2** calendar **years**, within three months of the end of the relevant calendar year, in a consolidated format as laid down in the Annex to Commission Decision 94/741/EC** or another format provided pursuant to Article 17.

Or. en

Amendment 17

Maria Lidia Senra Rodríguez

Proposal for a regulation
Article 1 – paragraph 1 – point 1 a (new)
Directive 86/278/EEC
Article 11

Text proposed by the Commission

Amendment

1a. Article 11 shall be deleted

Or. es

Amendment 18
Maria Lidia Senra Rodríguez

Proposal for a regulation
Article 1 – paragraph 1 – point 1 b (new)
Directive 86/278/EEC
Article 11 a (new)

Text proposed by the Commission

Amendment

1b. The following new Article 11(a) shall be inserted:

All food (of animal or plant origin) from soils where sewage sludge is used shall undergo a full heavy metal residue analysis before being placed on the market.

Or. es

Amendment 19
Maria Lidia Senra Rodríguez

Proposal for a regulation
Article 1 – paragraph 1 – point 2
Directive 86/278/EEC
Article 17

Text proposed by the Commission

Amendment

The Commission is empowered to lay down, by means of an implementing act, a format in accordance with which Member States are to provide information on the implementation of Directive 86/278/EEC as required by Article 10 of this Directive.

The Commission is empowered to lay down, by means of an implementing act, a format in accordance with which Member States are to provide information on the implementation of Directive 86/278/EEC as required by Article 10 of this Directive.

That implementing act shall be adopted in accordance with the examination procedure referred to in Article 15(2). The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to Articles 10 and 17..

That implementing act, shall be adopted in accordance with the examination procedure referred to in Article 15(2). The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to Articles 10 and 17 ***and shall submit, every two years, to the European Parliament and the Council proposals for the better protection of soils and the environment.***

Or. es

Amendment 20
Nicola Caputo

Proposal for a regulation
Article 2 – paragraph 1 – point 4
Directive 2002/49/EC
Article 10 – paragraph 2

Text proposed by the Commission

2. The Member States shall ensure that the information from strategic noise maps and summaries of the action plans as referred to in Annex VI are sent to the Commission within six months of the dates laid down in Articles 7 and 8 respectively. For that purpose, Member States shall only report the information electronically to ***the data repository to be established in accordance with the regulatory procedure with scrutiny referred to in Article 13(3).*** In case a Member State wants to update information, it shall describe the differences between the updated and original information and the reasons for the update when making the updated information available to the data repository.

Amendment

2. The Member States shall ensure that the information from strategic noise maps and summaries of the action plans as referred to in Annex VI are sent to the Commission within six months of the dates laid down in Articles 7 and 8 respectively. For that purpose, Member States shall only report the information electronically to ***a mandatory*** data repository. In case a Member State wants to update information, it shall describe the differences between the updated and original information and the reasons for the update when making the updated information available to the data repository.

Or. en

Justification

Alignment of the basic act to the Delegated Acts procedure.

Amendment 21
Nicola Caputo

Proposal for a regulation
Article 2 – paragraph 1 – point 4
Directive 2002/49/EC
Article 10 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. *In Article 10, after paragraph 2, the following paragraph is inserted:*

"2a. *The Commission shall adopt delegated acts in accordance with Article 12a to supplement this Directive concerning the setting up of the mandatory data repository referred to in paragraph 2, and the detailed rules of the digital information exchange mechanism to share the information from the strategic noise maps and summaries of action plans."*

Or. en

Justification

Alignment of the basic act to the Delegated Acts procedure. This new paragraph is amending article 10(2) paragraph 5 and transforming it into a subparagraph of paragraph 2.

Amendment 22
Nicola Caputo

Proposal for a regulation
Article 2 – paragraph 1 – point 4 a (new)
Directive 2002/49/EC
Article 12 a (new)

Text proposed by the Commission

Amendment

4 a. *The following Article is added:*

"Article 12a Exercise of the delegation

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.

2. The power to adopt delegated acts referred to in Article 10(2a) shall be conferred on the Commission for a period five years from... [date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.

3. The delegation of power referred to in Article 10(2a) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.

5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.

6. A delegated act adopted pursuant to Article 10(2a) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the

Council.”.

Or. en

Justification

Alignment of basic act to the Delegated Acts procedure.

Amendment 23

Nicola Caputo

Proposal for a regulation

Article 2 – paragraph 1 – point 5 – introductory part

Directive 2002/49/EC

Annex VI – point 3

Text proposed by the Commission

Amendment

5. Annex VI point 3 is *replaced by the following:*

5. Annex VI point 3 is *deleted.*

Or. en

Justification

This amendment was reformulated and moved in article 10 paragraph 2 subparagraph 2a.

Amendment 24

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 3 – paragraph 1 – point –1 (new)

Directive 2004/35/EC

Article 3 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

-1 In Article 3, paragraph 1, the following point b a is added:

b (a) Damage caused by the introduction of foreign forest species that are unsuitable owing to their diminishing of local water sources or being highly flammable.

Or. es

Amendment 25

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 3 – paragraph 1 – point 1

Directive 2004/35/EC

Article 14 – paragraph 2

Text proposed by the Commission

1. Article 14(2) is deleted;

Amendment

1. *in Article 14, paragraph 2 is replaced by the following:
The Commission shall submit a report every two years on tangible work undertaken to remedy damage to the environment and shall establish mechanisms to ensure the prevention of damage and, at any rate, redress, including compensation payments for losses caused to persons engaged in fishing, shellfishing and farming.*

Or. es

Amendment 26

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 3 – paragraph 1 – point 2

Directive 2004/35/EC

Article 18 – paragraph 1

Text proposed by the Commission

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public in an open data format online, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council*. For each incident, the information listed in Annex VI of this Directive shall be provided *as a minimum*.

Amendment

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public in an open data format online, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council*. For each incident, *as a minimum*, the information listed in Annex VI of this Directive shall be provided, *as well as information on measures already taken, including environmental impact assessments with a view to preventing any*

*damage that may be caused by actions
subject to such assessments.*

Or. es

Amendment 27
Jens Gieseke

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 1

Text proposed by the Commission

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public in an open data format **online**, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council*. For each incident, the information listed in Annex VI of this Directive shall be provided as a minimum.

Amendment

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage, is available to the public in an open data format, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council*. For each incident, the information listed in Annex VI of this Directive shall be provided as a minimum.

Or. de

Justification

The word 'online' needs to be removed from Article 18 of the Environmental Liability Directive. The authorities must be aware of any incidents; they shall then then provide information in response to justified inquiries. Giving georeferenced data of exact places and names of participants is, however, going too far could also cause agitation and harassment.

Amendment 28
Jens Gieseke

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

***The Commission shall develop guidelines
concerning the implementation of Annex***

VI, in particular the classification of the scale of environmental damages as small, medium, large or very large

Or. en

Justification

The basis on which the Commission proposal makes the distinction between the categories of "small.../very large environmental damage" remains unclear. It can be presumed that there will be discrepancies between the Member States' practices on how to interpret the "significance" of a damage that conditions the reporting under Art. 18. Furthermore, remediation costs can vary from Member State to Member State.

Amendment 29

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 3 – paragraph 1 – point 2

Directive 2004/35/EC

Article 18 – paragraph 3

Text proposed by the Commission

3. The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to paragraph 1.

Amendment

3. The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to paragraph 1, **and of the inspections conducted by the Commission itself.**

Or. es

Amendment 30

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 3 – paragraph 1 – point 2

Directive 2004/35/EC

Article 18 – paragraph 4 – point b

Text proposed by the Commission

the spatial data sets from Member States set up in accordance with this Article and the related Union-wide overviews under paragraph 3.

Amendment

the spatial data sets from Member States set up in accordance with this Article and the related Union-wide overviews under paragraph 3 **and with the inspections**

conducted by the Commission itself.

Or. es

Amendment 31

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Directive 2004/35/EC

Annex VI – paragraph 1

Text proposed by the Commission

1. scale and type of environmental damage, date of occurrence and/or discovery of the damage. The scale of environmental damage shall be classified as small, medium, large or very large. The type of environmental damage shall be classified as damage to water, marine environment, soil, nature/ecosystems or damage to human health caused by pollution;

Amendment

1. scale and type of environmental damage, date of occurrence and/or discovery of the damage. The scale of environmental damage shall be classified as small, medium, large or very large. The type of environmental damage shall be classified as damage to water, marine environment, soil, nature/ecosystems, ***the countryside***, or damage to human health caused by pollution;

Or. es

Amendment 32

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Directive 2004/35/EC

Annex VI – paragraph 1

Text proposed by the Commission

1. scale and type of environmental damage, date of occurrence and/or discovery of the damage. The scale of environmental damage shall be classified as small, medium, large or very large. The type of environmental damage shall be classified as damage to water, marine environment, soil, nature/ecosystems or damage to human health caused by pollution;

Amendment

1. scale and type of environmental damage, date of occurrence and/or discovery of the damage. The scale of environmental damage shall be classified as small, medium, large or very large. The type of environmental damage shall be classified as damage to water, marine environment, soil, nature/ecosystems or damage to human ***or animal*** health caused by pollution;

Amendment 33

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 4 – paragraph 1 – point 1 – point a

Directive 2007/2/EC

Article 21 – paragraph 2

Text proposed by the Commission

2. No later than 31 March every *year* Member States shall update and publish their summary report. This report, which shall be made public by the Commission services assisted by the European Environment Agency, shall include summary descriptions of::

Amendment

2. No later than 31 March every **2 years** Member States shall update and publish their summary report. This report, which shall be made public by the Commission services assisted by the European Environment Agency, shall include summary descriptions of::

Or. en

Amendment 34

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 4 – paragraph 1 – point 2

Directive 2007/2/EC

Article 23

Text proposed by the Commission

The European Environment Agency shall publish and update *annually* the Union-wide overview on the basis of metadata and data made available by the Member States through network services in accordance with Article 21. The Union-wide overview shall include, as appropriate, indicators for outputs, results and impacts of this Directive, Union-wide overview maps and Member State overview reports.

Amendment

The European Environment Agency shall publish and update *biannually* the Union-wide overview on the basis of metadata and data made available by the Member States through network services in accordance with Article 21. The Union-wide overview shall include, as appropriate, indicators for outputs, results and impacts of this Directive, Union-wide overview maps and Member State overview reports.

Or. en

Amendment 35
Jens Gieseke

Proposal for a regulation
Article 5 – paragraph 1 – point 1
Directive 2009/147/EC
Article 12 – paragraph 1

Text proposed by the Commission

Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.";

Amendment

Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular *transnational* information concerning the status *of the entire population* and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.";

Or. de

Justification

Wildlife populations must be considered on a transnational basis. The protection status and potential damage to wild geese, for instance, can only be assessed by considering the entire population in the Netherlands and Lower Rhine region.

Amendment 36
Jens Gieseke

Proposal for a regulation
Article 5 – paragraph 1 – point 2
Directive 2009/147/EC
Article 12 – paragraph 2 – subparagraph 1

Text proposed by the Commission

2. The Commission, assisted by the European Environment Agency, shall prepare every six years a composite report

Amendment

2. 2. The Commission, assisted by the European Environment Agency, shall prepare every six years a composite report,

based on the information referred to in paragraph 1..

together with an assessment of trends and management recommendations, based on the information referred to in paragraph 1.

Or. de

Justification

An assessment of the population trend and, therefore, of the protection status is important in order to assess the need for further measures or to amend measures.

Amendment 37

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 6 – paragraph 1 – point 1 – point a

Directive 2010/63/EC

Article 43 – paragraph 3

Text proposed by the Commission

3. Member States shall, until 31 December **2020**, publish the non-technical project summaries of authorised projects and any updates thereto. From 1 January **2021**, Member States shall submit and publish the non-technical project summaries, at the latest within 6 months of authorisation, and any updates thereto, by electronic transfer to the Commission.

Amendment

3. Member States shall, until 31 December **2021**, publish the non-technical project summaries of authorised projects and any updates thereto. From 1 January **2022**, Member States shall submit and publish the non-technical project summaries, at the latest within 6 months of authorisation, and any updates thereto, by electronic transfer to the Commission.

Or. en

Amendment 38

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point a

Directive 2010/63/EC

Article 54 – paragraph 1

Text proposed by the Commission

Member States shall by 30 September **2023**, and every 5 years thereafter, send the information on the implementation of this

Amendment

Member States shall by 30 September **2024**, and every 5 years thereafter, send the information on the implementation of this

Directive and in particular Articles 10(1), 26, 28, 34, 38, 39, 43 and 46 thereof.

Directive and in particular Articles 10(1), 26, 28, 34, 38, 39, 43 and 46 thereof.

Or. en

Amendment 39

Thomas Waitz

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point a

Directive 2010/63/EC

Article 54 – paragraph 1 – subparagraph 3

Text proposed by the Commission

The Commission services shall publish a Union overview on the basis of the data submitted by the Member States.

Amendment

No later than 6 months after their submission by the Member States of the data referred to in the second subparagraph, the Commission services shall publish a Union overview on the basis of the data submitted by the Member States.

Or. en

Amendment 40

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point a

Directive 2010/63/EC

Article 54 – paragraph 2

Text proposed by the Commission

Member States shall collect and make publicly available, on ***an annual*** basis, statistical information on the use of animals in procedures, including information on the actual severity of the procedures and on the origin and species of non-human primates used in procedures.

Amendment

Member States shall collect and make publicly available, on ***a biannual*** basis, statistical information on the use of animals in procedures, including information on the actual severity of the procedures and on the origin and species of non-human primates used in procedures.

Or. en

Amendment 41

Thomas Waitz

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point 2 – point b

Directive 2010/63/EC

Article 54 – paragraph 4

Text proposed by the Commission

4. The Commission shall establish a common format and information content for submitting the information referred to in paragraphs 1, 2 and 3 in accordance with the *regulatory* procedure referred to in Article 56(3).;

Amendment

4. The Commission shall establish a common format and information content for submitting the information referred to in paragraphs 1, 2 and 3 in accordance with the *examination* procedure referred to in Article 56(3).;

Or. en

Amendment 42

Thomas Waitz

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point 2 a (new)

Directive 2010/63/EC

Article 56 – paragraph 3

Text proposed by the Commission

Amendment

2 a. In Article 56, paragraph 3 is replaced by the following:

3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

Or. en

Amendment 43

Thomas Waitz

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 6 – paragraph 1 – point 3

Directive 2010/63/EC

Article 157

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23/27

PE626.974v01-00

EN

3. Article 57 is **deleted**.

3. Article 57 is **amended as follows:**
Commission report
1. By 10 November 2020 and every five years thereafter, the Commission shall, based on the information received from the Member States under Article 54(1), submit to the European Parliament and the Council a report on the implementation of this Directive. The report should also evaluate this Directive in light of the development of alternative methods not entailing the use of animals, and shall be accompanied, if necessary, by appropriate legislative proposals..
2. By 10 November 2020 and every three years thereafter, the Commission shall, based on the statistical information submitted by Member States under Article 54(2), submit to the European Parliament and the Council a summary report on that information.

Or. en

Amendment 44

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 7 – paragraph 1 – point 2

Regulation (EC) No 166/2006

Article 7 – paragraph 2

2. Member States shall provide, each **year**, to the Commission by electronic transfer a report containing all the data referred to in Article 5(1) and (2) in a format and by a date to be established by the Commission by means of implementing acts in accordance with the procedure referred to in Article 19(2). The reporting date shall be, in any case, no later than 9 months after the end of the reporting **year**.

2. Member States shall provide, each **2 years**, to the Commission by electronic transfer a report containing all the data referred to in Article 5(1) and (2) in a format and by a date to be established by the Commission by means of implementing acts in accordance with the procedure referred to in Article 19(2). The reporting date shall be, in any case, no later than 9 months after the end of the reporting **period**.

Amendment 45

Maria Lidia Senra Rodríguez

Proposal for a regulation

Article 8 – paragraph 1

Regulation (EU) No 995/2010

Article 20 – paragraph 2

Text proposed by the Commission

2. Based on the information referred to in paragraph 1, the Commission services shall make publicly available, on an annual basis, a Union-wide overview on the basis of the data submitted by the Member States. In preparing the overview, the Commission services shall have regard to the progress made in respect of the conclusion and operation of the FLEGT VPAs pursuant to Regulation (EC) No 2173/2005 and their contribution to minimising the presence of illegally harvested timber and timber products derived from such timber on the internal market.

Amendment

2. Based on the information referred to in paragraph 1, the Commission services shall make publicly available, on an annual basis, a Union-wide overview on the basis of the data submitted by the Member States **and checked by the Commission by conducting inspections. This overview shall be submitted to the European Parliament and the Council.** In preparing the overview, the Commission services shall have regard to the progress made in respect of the conclusion and operation of the FLEGT VPAs pursuant to Regulation (EC) No 2173/2005 and their contribution to minimising the presence of illegally harvested timber and timber products derived from such timber on the internal market.

Or. es

Amendment 46

Norbert Erdős, Daniel Buda, Marijana Petir

Proposal for a regulation

Article 8 – paragraph 1

Regulation (EU) No 995/2010

Article 20 – paragraph 3

Text proposed by the Commission

3. By 3 December **2015** and every six years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation,

Amendment

3. By 3 December **2021** and every six years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation,

review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

Or. en

Amendment 47
Nicola Caputo

Proposal for a regulation
Article 10 – paragraph 1 – point 1
Regulation (EC) No 338/97
Article 15 – paragraph 4 – point c

Text proposed by the Commission

(c) Without prejudice to Article 20, the management authorities of the Member States shall, one year before each meeting of the Conference of the Parties to the Convention, communicate to the Commission all the information relating to the relevant preceding period required for drawing up the reports referred to in Article VIII.7 (b) of the Convention and equivalent information on the provisions of this Regulation that fall outside the scope of the Convention. The **information to be communicated and the** format for its presentation shall be specified by the Commission in accordance with the **regulatory** procedure referred to in Article 18(2).

Amendment

(c) Without prejudice to Article 20, the management authorities of the Member States shall, one year before each meeting of the Conference of the Parties to the Convention, communicate to the Commission all the information relating to the relevant preceding period required for drawing up the reports referred to in Article VIII.7 (b) of the Convention and equivalent information on the provisions of this Regulation that fall outside the scope of the Convention. The format for its presentation shall be specified by the Commission in accordance with the **examination** procedure referred to in Article 18(2).

Or. en

Justification

The information to be communicated should not be decided by the Commission and the regulatory procedure should be transformed into an implementing act (examination procedure).