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*Committee on Foreign Affairs*

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**2010/0289(COD)**

18.1.2011

# **AMENDMENTS**

## **8 - 12**

**Draft opinion**  
**Cristian Dan Preda**  
(PE454.520v01-00)

on the proposal for a regulation of the European Parliament and of the Council  
introducing emergency autonomous trade preferences for Pakistan

Proposal for a regulation  
(COM(2010)0552 – C7-0322/2010 – 2010/0289(COD))

AM\_Com\_LegOpinion

**Amendment 8**  
**Ana Gomes**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) The relationship between the European Union and the Islamic Republic of Pakistan (hereinafter referred to as Pakistan) builds on the Cooperation Agreement which entered into force on 1 September 2004<sup>1</sup>. One of its main objectives is to secure the conditions for and to promote the increase and development of trade between the Parties.

*Amendment*

(1) The relationship between the European Union and the Islamic Republic of Pakistan (hereinafter referred to as Pakistan) builds on the Cooperation Agreement which entered into force on 1 September 2004<sup>1</sup>. One of its main objectives is to secure the conditions for and to promote the increase and development of trade between the Parties. ***Respect for human rights, namely core labour rights, and democratic principles are also an essential element of that Agreement.***

Or. en

**Amendment 9**  
**Nirj Deva**

**Proposal for a regulation**  
**Recital 4**

*Text proposed by the Commission*

(4) It will be important to use all available means to support Pakistan's recovery from this emergency and progress towards future development.

*Amendment*

(4) It will be important to use all available means to support Pakistan's recovery from this emergency and progress towards future development, ***while ensuring that consistency and coherence is maintained at all levels with a view to developing a sustainable long-term strategy.***

Or. en

**Amendment 10**  
**Ana Gomes**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

(9) Entitlement to benefit from the autonomous trade preferences is conditional on Pakistan's compliance with the relevant rules of origin of products and the procedures related thereto as well as involvement in effective administrative cooperation with the Union in order to prevent any risk of fraud. Serious and systematic violations of the conditions for the entitlement to the preferential arrangement, fraud or failure to provide administrative cooperation for the verification of origin of goods should constitute reasons for a temporary suspension of the preferences. In this respect, the Commission should be permitted to adopt, if necessary, such temporary measures.

*Amendment*

(9) Entitlement to benefit from the autonomous trade preferences is conditional on Pakistan's compliance with the relevant rules of origin of products and the procedures related thereto as well as involvement in effective administrative cooperation with the Union in order to prevent any risk of fraud. Serious and systematic violations of the conditions for the entitlement to the preferential arrangement, fraud or failure to provide administrative cooperation for the verification of origin of goods ***or a serious deterioration in the respect for the fundamental principles of democracy and human rights in Pakistan, including core labour rights***, should constitute reasons for a temporary suspension of the preferences. In this respect, the Commission should be permitted to adopt, if necessary, such temporary measures.

Or. en

**Amendment 11**  
**Ana Gomes**

**Proposal for a regulation**  
**Article 2**

*Text proposed by the Commission*

Entitlement to benefit from the arrangements introduced by Article 1 shall be subject to:

(a) compliance with the rules of origin of products and the procedures related thereto as provided for in Title IV, Chapter 2,

*Amendment*

***1.*** Entitlement to benefit from the arrangements introduced by Article 1 shall be subject to:

(a) compliance with the rules of origin of products and the procedures related thereto as provided for in Title IV, Chapter 2,

Section 1, sub-section 1 and 2 of Regulation (EEC) No 2454/93. However, as regards cumulation of origin for the purpose of the determination of originating status of products covered by the arrangements introduced in Article 1, only cumulation with the materials originating in the EU is allowed. Regional cumulation and other types of cumulation with the exception of the cumulation with the EU originating materials, is not allowed;

(b) compliance with the methods of administrative cooperation as provided for in Title IV, Chapter 2, Section 1, sub-section 3 of Regulation (EEC) No 2454/93;

(c) certificates of origin Form A issued by the competent authorities of Pakistan pursuant to this Regulation should bear the following endorsement in box 4 “Autonomous measure – Regulation (EU) No .../2010”.

Section 1, sub-section 1 and 2 of Regulation (EEC) No 2454/93. However, as regards cumulation of origin for the purpose of the determination of originating status of products covered by the arrangements introduced in Article 1, only cumulation with the materials originating in the EU is allowed. Regional cumulation and other types of cumulation with the exception of the cumulation with the EU originating materials, is not allowed;

(b) compliance with the methods of administrative cooperation as provided for in Title IV, Chapter 2, Section 1, sub-section 3 of Regulation (EEC) No 2454/93;

(c) certificates of origin Form A issued by the competent authorities of Pakistan pursuant to this Regulation should bear the following endorsement in box 4 “Autonomous measure – Regulation (EU) No .../2010”.

***2. Without prejudice to the conditions set out in paragraph 1, entitlement to benefit from the preferential arrangements introduced by Article 1 is subject to respect for human rights, core labour rights, and the fundamental principles of democracy by Pakistan.***

Or. en

## **Amendment 12**

### **Ana Gomes**

#### **Proposal for a regulation**

#### **Article 9 – paragraph 1 – introductory part**

##### *Text proposed by the Commission*

1. Where the Commission finds that there is sufficient evidence of failure to comply with the conditions set out in Article 2 it may take measures to suspend in whole or in part the preferential arrangements provided for in this Regulation for a period of not more than six months, provided that

##### *Amendment*

1. Where the Commission finds that there is sufficient evidence of failure to comply with the conditions set out in Article 2, ***including evidence of social dumping or if a serious deterioration occurs with regard to democracy and human rights in Pakistan***, it may take measures to suspend

it has first:

in whole or in part the preferential  
arrangements provided for in this  
Regulation for a period of not more than  
six months, provided that it has first:

Or. en