

8.4.2014

A7-0278/92

**Amendment 92**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Recital 10 a (new)**

*Text proposed by the Commission*

*Amendment*

***(10a) During its evaluation of this Regulation, the Commission should consider whether the cross-border trade in and free movement of vehicles could be further increased by introducing safeguards against fraudulent use of number plates and by equipping vehicles and their number plates with identification tags. The Commission could also consider whether the obstacles faced by citizens and businesses when transferring their vehicles from one Member State to another could be further offset if there were a possibility of equipping their vehicles with number plates in common colours.***

Or. en

8.4.2014

A7-0278/93

**Amendment 93**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Recital 13**

*Text proposed by the Commission*

*Amendment*

(13) In order to achieve the objective of exchange of information between Member States through interoperable means, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amendments to Annexes I and II of this Regulation in the light of technical progress, in particular, in order to take into account relevant amendments to Directive 1999/37/EC or amendments to other Union acts directly relevant for the updating of Annexes I and II of this Regulation, *in respect of the conditions which should be met by undertakings using professional vehicle registration certificates in order to satisfy the requirements of a good reputation and the requisite professional competence*, and in respect of the duration of the validity of the professional vehicle registration certificates. It is of particular importance that the Commission carries out appropriate consultation during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

(13) In order to achieve the objective of exchange of information between Member States through interoperable means, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amendments to Annexes I and II of this Regulation in the light of technical progress, in particular, in order to take into account relevant amendments to Directive 1999/37/EC or amendments to other Union acts directly relevant for the updating of Annexes I and II of this Regulation, and in respect of the duration of the validity of the professional vehicle registration certificates. It is of particular importance that the Commission carries out appropriate consultation during its preparatory work, including at expert level. The Commission, when preparing and drawing up delegated acts, should ensure a simultaneous timely and appropriate transmission of relevant documents to the European Parliament and to the Council.

Or. en

**Amendment 94****Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report****A7-0278/2013****Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation****Recital 14***Text proposed by the Commission**Amendment*

(14) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to lay down the common procedures and specifications for the software application that is necessary for the electronic exchange of vehicle registration data, including the format for the data exchanged, the technical procedures for electronic consultation of and access to the national electronic registers, access procedures and security mechanisms, and to establish the format and the model of the professional vehicle registration certificate. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers<sup>21</sup>.

(14) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to lay down the common procedures and specifications for the software application, *namely Eucaris*, that is necessary for the electronic exchange of vehicle registration data, including the format for the data exchanged, the technical procedures for electronic consultation of and access to the national electronic registers, access procedures and security mechanisms, and to establish the format and the model of the professional vehicle registration certificate. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers<sup>21</sup>.

<sup>21</sup>OJ L 55, 28.2.2011, p. 13.

<sup>21</sup>OJ L 55, 28.2.2011, p. 13.

Or. en

8.4.2014

A7-0278/95

**Amendment 95**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 1 – introductory part**

*Text proposed by the Commission*

*Amendment*

1. This Regulation shall apply to the following vehicles:

1. This Regulation shall apply to **registration of** the following vehicles:

Or. en

8.4.2014

A7-0278/96

**Amendment 96**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 1 – point a**

*Text proposed by the Commission*

*Amendment*

(a) any motor vehicle or trailer as referred to in Article 3 of Directive 2007/46/EC of the European Parliament and of the Council<sup>22</sup> ;

(a) any motor vehicle or trailer as referred to in Article 3 of Directive 2007/46/EC of the European Parliament and of the Council<sup>22</sup> ;

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<sup>22</sup> *OJ L263*, 9.10.2007, p. 1.

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<sup>22</sup> *Directive 2007/46/EC of the European Parliament and of the Council of 5 September 2007 establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Framework Directive) (OJ L 263, 9.10.2007, p. 1).*

Or. en

8.4.2014

A7-0278/97

**Amendment 97**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 1 – point b**

*Text proposed by the Commission*

*Amendment*

(b) any two or three-wheel **motor** vehicle, **whether twin-wheeled or otherwise**, intended to travel on **the road**, as referred to in Article **1 of Directive 2002/24/EC** of the European Parliament and of the Council<sup>23</sup>.

(b) any two- or three-wheel vehicle **or quadricycle** intended to travel on **public roads**, as referred to in Article **2 of Regulation (EU) No 168/2013** of the European Parliament and of the Council<sup>23</sup>.

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<sup>23</sup> *OJ L124, 9.5.2002, p. 1.*

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<sup>23</sup> *Regulation (EU) No 168/2013 of the European Parliament and of the Council of 15 January 2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles (OJ L 60, 2.3.2013, p. 52).*

Or. en

8.4.2014

A7-0278/98

**Amendment 98**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

2. This Regulation shall ***not*** apply ***to the registration of motor vehicles registered in a third country.***

2. This Regulation shall apply ***only to vehicles which have their latest registration in a Member State and which are transferred from one Member State to another.***

Or. en

8.4.2014

A7-0278/99

**Amendment 99**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 3**

*Text proposed by the Commission*

*Amendment*

3. This Regulation is without prejudice to the right of Member States to exempt motor vehicles from registration in accordance with Directive 1999/37/EC.

3. This Regulation is without prejudice to the right of Member States to exempt motor vehicles from registration in accordance with **Article 3(1) of** Directive 1999/37/EC.

Or. en

8.4.2014

A7-0278/100

**Amendment 100**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

***3a. This Regulation shall not affect the sovereign fiscal rights of Member States to charge and levy the applicable taxes, in accordance with Union law, with regard to vehicles to which this Regulation applies.***

Or. en

8.4.2014

A7-0278/101

**Amendment 101**

**Malcolm Harbour, Toine Manders**

on behalf of the Committee on the Internal Market and Consumer Protection

**Report**

**A7-0278/2013**

**Toine Manders**

Transfer of motor vehicles

COM(2012)0164 – C7-0092/2012 – 2012/0082(COD)

**Proposal for a regulation**

**Article 1 – paragraph 3 b (new)**

*Text proposed by the Commission*

*Amendment*

***3b. This Regulation is without prejudice to the right of Member States to take the necessary legal measures to prevent tax avoidance with respect to vehicles to which this Regulation applies.***

Or. en