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Committee on Development

2013/2074(INI)

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AMENDMENTS

1- 25

Draft opinion
Michał Tomasz Kamiński
(PE510.602v01-00)

Corruption in the public and private sectors: the impact on human rights in third countries
(2013/2074(INI))

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PE513.074v01-00

AM_Com_NonLegOpinion

Amendment 1
Cristian Dan Preda

Draft opinion
Paragraph 1

Draft opinion

1. Stresses that systemic corruption weakens state institutions *and impairs* governments' ability to fulfil their human rights obligations, particularly with regard to the economic and social rights of the most vulnerable and marginalised;

Amendment

1. Stresses that systemic corruption *undermines democracy, governance and the rule of law and* weakens state institutions *thus impairing* governments' ability to fulfil their human rights obligations, particularly with regard to the economic and social rights of the most vulnerable and marginalised;

Or. en

Amendment 2
Philippe Boulland

Draft opinion
Paragraph 1

Draft opinion

1. Stresses that *systemic* corruption weakens state institutions and impairs governments' ability to fulfil their human rights obligations, particularly with regard to the economic and social rights of the most vulnerable and marginalised;

Amendment

1. Stresses that corruption *in the public and private sectors* weakens state institutions and impairs governments' ability to fulfil their human rights obligations, particularly with regard to the economic and social rights of the most vulnerable and marginalised;

Or. fr

Amendment 3
Eva Joly
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 1 a (new)

Draft opinion

Amendment

1a. believes that corruption is not only limited to bribery of public officials but also covers tax avoidance and tax evasion operating under secrecy which undermine public interest;

Or. en

**Amendment 4
Philippe Boulland**

**Draft opinion
Paragraph 1 b (new)**

Draft opinion

Amendment

1b. Notes that the fight against corruption in the public and private sectors can also have an influence on political stability; stresses that the fight against corruption requires access to education for all so that public or private sector posts can be filled fairly;

Or. fr

**Amendment 5
Philippe Boulland**

**Draft opinion
Paragraph 1 c (new)**

Draft opinion

Amendment

1c. Points out that the real obstacles to the fight against corruption are both the interests of the politico-administrative hierarchy and the fatalism and ignorance of its victims, which are often sustained by a culture of fear;

Or. fr

Amendment 6
Philippe Boulland

Draft opinion
Paragraph 1 d (new)

Draft opinion

Amendment

1d. Emphasises that the fight against corruption is impossible without free and easy access to justice for all citizens;

Or. fr

Amendment 7
Michał Tomasz Kamiński

Draft opinion
Paragraph 2

Draft opinion

Amendment

2. Recognises that corruption misallocates resources and is detrimental to sustained economic growth and poverty reduction, and is one of the obstacles to the achievement of the Millennium Development Goals; recalls that the cost of corruption is estimated at over 5 % of global GDP, far exceeding the value of global official development assistance, and that bribes paid yearly are thought to be equivalent to the GDP of Africa, while, at the same time, some 1.4 billion people worldwide still live in poverty; condemns corruption as it violates the principles of equality and non-discrimination, in particular when it means that access to basic services such as health, education or water is dependent on bribes;

2. Recognises that corruption misallocates resources and is detrimental to sustained economic growth and poverty reduction, and is one of the obstacles to the achievement of the Millennium Development Goals; recalls that the cost of corruption is estimated at over 5 % of global GDP, far exceeding the value of global official development assistance, and that bribes paid yearly are thought to be equivalent to the GDP of Africa, while, at the same time, some 1.4 billion people worldwide still live in poverty; condemns corruption as it violates the principles of equality and non-discrimination, in particular when it means that access to basic services such as health, education or water is dependent on bribes ***and notes that corruption is one of the causes of food insecurity as it diverts resources allocated for food to private uses; recalls that Morocco on behalf of 132 states addressed the UN Human Rights Council***

in 2012 on increasingly negative impact of corruption in undermining national initiatives to improve citizens lives;

Or. en

Amendment 8
Cristian Dan Preda

Draft opinion
Paragraph 2 a (new)

Draft opinion

Amendment

2 a. Stresses that corruption often fuels crime and contributes to conflict and fragility and takes the view that fighting corruption should be given greater weight in EU's conflict prevention efforts and its actions in dealing with situations of fragility;

Or. en

Amendment 9
Michał Tomasz Kamiński

Draft opinion
Paragraph 2 b (new)

Draft opinion

Amendment

2 b. Emphasizes that the poorest people in developing countries relying heavily in public services are hurt disproportionately by petty corruption, including the so-called "quiet corruption" when public servants fail to deliver services or inputs that have been paid for by the government (absentee teachers in public schools or absentee doctors in primary clinics);

Or. en

Amendment 10
Philippe Boulland

Draft opinion
Paragraph 2 c (new)

Draft opinion

Amendment

2c. Stresses that development aid can help support the fight against corruption by encouraging change, ensuring the transparency of aid flows, promoting political dialogue on governance issues and backing efforts by partner countries to tackle corruption; emphasises the importance of the International Aid Transparency Initiative (IATI), which is the international standard on the publication of aid flows;

Or. fr

Amendment 11
Eva Joly
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 2 d (new)

Draft opinion

Amendment

2d. Calls for transparent, fair trade and equitable investment policy to fight against illicit financial flows without which the quality of governance including the ability to collect tax is undermined and the right of the population such as the right to have access to education and health can not be fulfilled,

Or. en

Amendment 12
Cristian Dan Preda

Draft opinion
Paragraph 3

Draft opinion

3. Stresses that corruption is a global phenomenon and that the EU needs to fight both the external and the internal dimension of corruption ***in order to limit the chances that the EU exports corruption***; calls, in this context, for greater accountability regarding the use of EU aid money and for the establishment of a framework for initiating legal proceedings against ***EU*** companies suspected of engaging in corruption in third countries;

Amendment

3. Stresses that corruption is a global phenomenon and that the EU needs to fight both the external and the internal dimension of corruption; calls, in this context, for greater accountability regarding the use of EU aid money and for the establishment of a framework for initiating legal proceedings against ***foreign*** companies suspected of engaging in corruption in third countries;

Or. en

Amendment 13
Ricardo Cortés Lastra

Draft opinion
Paragraph 3

Draft opinion

3. Stresses that corruption is a global phenomenon and that the EU needs ***to fight*** both the external and the internal dimension of corruption in order to limit the chances that the EU exports corruption; calls, in this context, for greater accountability regarding the use of EU aid money and for the establishment of a framework for initiating legal proceedings against EU companies suspected of engaging in corruption in third countries;

Amendment

3. Stresses that corruption is a global phenomenon ***that needs to be prevented, punished and eradicated*** and that the EU needs ***a common approach to fighting*** both the external and the internal dimension of corruption in order to limit the chances that the EU exports corruption; calls, in this context, for greater accountability ***and traceability*** regarding the use of EU aid money and for the establishment of a framework for initiating legal proceedings against EU ***individuals and*** companies suspected of engaging in corruption in third countries;

Or. es

Amendment 14

Eva Joly

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 3

Draft opinion

3. Stresses that corruption is a global phenomenon and that the EU needs to fight both the external and the internal dimension of corruption in order to limit ***the chances that the EU exports corruption***; calls, in this context, for greater accountability regarding the use of EU aid money and for the establishment of a framework for initiating legal proceedings against EU companies suspected of engaging in corruption in third countries;

Amendment

3. Stresses that corruption is a global phenomenon and that the EU needs to fight both the external and the internal dimension of corruption in order to limit ***EU development aid is used in non transparent way***; calls, in this context, for greater accountability regarding the use of EU aid money and for the establishment of a framework for initiating legal proceedings against EU companies suspected of engaging in corruption in third countries;

Or. en

Amendment 15

Eva Joly

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 3 a (new)

Draft opinion

Amendment

3 a. Is of the opinion that fighting corruption implies eradication of tax heavens, tax evasion and illicit capital flights from developing countries, by putting legislation in place, which obliges transnational corporate companies to automatically disclose their profits and the taxes paid, in every developing countries where they operate;;

Or. en

Amendment 16
Philippe Boulland

Draft opinion
Paragraph 3 b (new)

Draft opinion

Amendment

3b. Draws attention to the existence of a handbook based on the OECD Convention on Combating Bribery of Foreign Public Officials in International Business Transactions, which allows companies to take effective internal control, ethical and compliance measures in order to prevent and detect cross-border corruption;

Or. fr

Amendment 17
Eva Joly
on behalf of the Verts/ALE Group

Draft opinion
Paragraph 3 c (new)

Draft opinion

Amendment

3 c. Stresses the important role that national parliaments and civil society organisations can play in holding accountable their respective governments by monitoring government revenue, transnational corporate companies tax payment and investment contracts; calls on developing countries to create favourable conditions in a way that the parliaments and civil society organisations play their watch dog role;

Or. en

Amendment 18
Philippe Boulland

Draft opinion
Paragraph 3 d (new)

Draft opinion

Amendment

3d. Suggests that particular efforts be made with the help of existing specialised international bodies to step up the fight against corruption in emerging and developing countries in order to introduce the reforms required to prevent and detect corruption in close cooperation with those States;

Or. fr

Amendment 19
Filip Kaczmarek

Draft opinion
Paragraph 4 a (new)

Draft opinion

Amendment

4 a. Stresses that corruption creates obstacles to foreign direct investment (FDI) and discourages external actors from engaging in economic cooperation with developing countries;

Or. pl

Amendment 20
Michał Tomasz Kamiński

Draft opinion
Paragraph 4 b (new)

Draft opinion

Amendment

4 b. Stresses that corruption increases inequality and breeds poverty by perpetuating tax evasion; notes with concern that corruption costs African economies 148 billion USD per year and is responsible for losses of up to 50% of

countries' tax revenue, which in most cases is higher the entire foreign debt; underlines that aid is also tainted by corruption, with huge sums finding their way into foreign bank accounts;

Or. en

Amendment 21

Eva Joly

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 4 c (new)

Draft opinion

Amendment

4c. Calls on the EU and Member States to provide political, legal and technical assistance to developing countries that wish to recover stolen assets (or assets accumulated illegally by dictatorships) in the territory of the European Union;

Or. fr

Amendment 22

Ricardo Cortés Lastra

Draft opinion

Paragraph 5

Draft opinion

Amendment

5. Believes that fighting corruption is part of broader efforts to promote good governance, which is defined as one of the key priorities to enhance the effectiveness of EU development policy in the 2011 Agenda for Change (COM(2011)637).

5. Believes that fighting corruption is part of broader efforts to promote good governance, which is defined as one of the key priorities to enhance the effectiveness of EU development policy in the 2011 Agenda for Change (COM(2011)637); ***emphasises the need for the full and immediate enforcement of the UN Convention against Corruption.***

Or. es

Amendment 23

Eva Joly

on behalf of the Verts/ALE Group

Draft opinion

Paragraph 5

Draft opinion

5. Believes that fighting corruption is part of broader efforts to promote good governance, which is defined as one of the key priorities to enhance the effectiveness of EU development policy in the 2011 Agenda for Change (COM(2011)637).

Amendment

5. Believes that fighting corruption, ***including tax heavens, tax evasion and illicit capital flights***, is part of broader efforts to promote good governance, which is defined as one of the key priorities to enhance the effectiveness of EU development policy in the 2011 Agenda for Change (COM(2011)637).

Or. en

Amendment 24

Cristian Dan Preda

Draft opinion

Paragraph 5 a (new)

Draft opinion

Amendment

5 a. Recalls the commitments undertaken through the Busan Partnership for Effective Development and calls on the EU and its Members states to implement them in order to intensify the joint efforts to fight corruption and illicit flows;

Or. en

Amendment 25

Ricardo Cortés Lastra

Draft opinion

Paragraph 5 b (new)

Draft opinion

Amendment

5b. Believes that ensuring the consistency of development policies is essential in order to tackle and eradicate corruption; emphasises also that we need to increase our assistance under the DCI and the EDF in the areas of fiscal governance and action on tax fraud.

Or. es