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Committee on Industry, Research and Energy

2011/0300(COD)

8.5.2012

AMENDMENTS

265 - 473

Draft report

António Fernando Correia de Campos
(PE480.775v01-00)

on the proposal for a regulation of the European Parliament and of the Council
Trans-European energy infrastructure, and repeal of Decision No
1364/2006/EC

Proposal for a regulation
(COM(2011)0658 – C7-0371/2011 – 2011/0300(COD))

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PE487.998v01-00

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United in diversity

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Amendment 265
Francisco Sosa Wagner

Proposal for a regulation
Article 4 – paragraph 1 – point – a (new)

Text proposed by the Commission

Amendment

(-a) the project is in line with the Union's energy and climate goals as affirmed *inter alia* by European Council conclusions;

Or. en

Justification

The European Council have endorsed the EU objective of reducing greenhouse gas emissions by 80-95% by 2050, which will require a close to zero carbon energy sector. All new EU funded infrastructure should be supportive of the current 2020 Greenhouse Gas and renewable energy binding targets and are conform to the objectives of the 2050 low carbon economy roadmap.

Amendment 266
Amalia Sartori

Proposal for a regulation
Article 4 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) the project ***is necessary for*** the implementation of the energy infrastructure priority corridors and areas set out in Annex I; and

(a) the project ***allows*** the implementation of the energy infrastructure priority corridors and areas set out in Annex I; and

Or. en

Justification

CBA should be taken into account in the early stages of the projects. This article needs to be interpreted with regard to article 15 concerning eligibility of projects for Union finances: the concepts of “economic” and “commercial” viability are alternatively used to select and finance projects of common interest and for this reason, a more precise wording is suggested.

Amendment 267
Ioannis A. Tsoukalas

Proposal for a regulation
Article 4 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the project has European added-value and based on a cost-benefit analysis the benefits outweigh the costs;

Or. en

Amendment 268
Pavel Poc

Proposal for a regulation
Article 4 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the project is in line with the Union's energy and climate goals as affirmed inter alia by European Council conclusions;

Or. en

Justification

The European Council have endorsed the EU objective of reducing greenhouse gas emissions by 80-95% by 2050, which will require a close to zero carbon energy sector. All new EU funded infrastructure should be supportive of the current 2020 Greenhouse Gas and renewable energy binding targets and are conform to the objectives of the 2050 low carbon economy roadmap.

Amendment 269
Graham Watson, Satu Hassi, Vittorio Prodi, Adina-Ioana Vălean, Maria Da Graça Carvalho

Proposal for a regulation
Article 4 – paragraph 1 – point b

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Text proposed by the Commission

(b) the project displays economic, social and environmental viability; and

Amendment

(b) the project displays economic, social and environmental viability ***including a significant contribution to the Union's greenhouse gas emission reduction and renewable energy targets for 2020 and 2050***; and

Or. en

Amendment 270

Lena Kolarska-Bobińska

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) the project ***displays economic, social and environmental viability***; and

Amendment

(b) the ***potential benefits of the project assessed according to the respective specific criteria in paragraph (2) outweigh its costs***; and

Or. en

Amendment 271

Marita Ulvskog

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) the project ***displays economic, social and environmental viability***; and

Amendment

(b) the project ***shall contribute to all three pillars of the Union energy policy; in particular sustainability and competitiveness***; and

Or. en

Amendment 272

Ioan Enciu

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) the project displays economic, social and environmental viability; and

Amendment

(b) the project displays economic, social and environmental viability and ***contributes to the balanced development of energy networks of the Union;***

Or. en

Amendment 273

Alejo Vidal-Quadras, Pilar del Castillo Vera

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) the ***project displays*** economic, social and environmental ***viability***; and

Amendment

(b) the ***potential*** economic, social and environmental ***benefits of the project outweigh its costs***; and

Or. en

Amendment 274

Amalia Sartori

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) the project ***displays economic, social and environmental viability; and***

Amendment

(b) the ***potential benefits of the*** project ***assessed outweigh its costs***

Or. en

Justification

CBA should be taken into account in the early stages of the projects. This article needs to be interpreted with regard to article 15 concerning eligibility of projects for Union finances: the concepts of “economic” and “commercial” viability are alternatively used to select and finance projects of common interest and for this reason, a more precise wording is suggested.

Amendment 275

Yannick Jadot

on behalf of the Verts/ALE Group

Francisco Sosa Wagner

Proposal for a regulation

Article 4 – paragraph 1 – point b

Text proposed by the Commission

(b) the project displays economic, social and environmental viability; and

Amendment

(b) the project displays **long term** economic, social and environmental viability; and

Or. en

Amendment 276

Marita Ulvskog

Proposal for a regulation

Article 4 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the project shall contribute to the 2020 and 2050 targets on climate and energy; and

Or. en

Amendment 277

Adina-Ioana Vălean

Proposal for a regulation

Article 4 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the potential benefits of the projects assessed outweigh its costs;

Or. en

Justification

Cost effectiveness should be a major criteria when selecting projects of common interest in order to avoid market distortion.

Amendment 278
Algirdas Saudargas

Proposal for a regulation
Article 4 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) the project involves at least two Member States, ***either by*** directly crossing the border of one or more Member States or ***by*** being located on the territory of one Member State ***and having*** a significant cross-border impact as set out in point 1 of Annex IV;

(c) the project involves at least two Member States ***if*** directly crossing the ***land or sea*** border of one or more Member States, or ***if*** being located on the territory of one Member State ***but nevertheless has*** a significant cross-border impact, ***or in the case of an internal reinforcement, the project is relevant to a cross-border interconnection*** as set out in point 1 of Annex IV, ***or if it has the purpose of connecting islands and peripheral regions into the Union networks;***

Or. en

Amendment 279
Niki Tzavela

Proposal for a regulation
Article 4 – paragraph 1 – point c

Text proposed by the Commission

(c) the project involves at least two Member States, ***either by*** directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV;

Amendment

(c) the project involves at least two Member States, ***if*** directly crossing the ***land or sea*** border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV; ***or if it has the purpose of connecting energy isolated islands and peripheral Member States to the energy networks of the Union;***

Or. en

Justification

The necessity for the interconnection of energy isolated islands and peripheral Member States should be addressed and is in agreement with the Council conclusions of 4 of February 2011.

Amendment 280

Ioannis A. Tsoukalas

Proposal for a regulation

Article 4 – paragraph 1 – point c

Text proposed by the Commission

(c) the project involves at least two Member States, either by directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV;

Amendment

(c) the project involves at least two Member States ***without favouring any particular Member State***, either by directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV;

Or. en

Amendment 281

Amalia Sartori, Mario Mauro

Proposal for a regulation
Article 4 – paragraph 1 – point c

Text proposed by the Commission

(c) the project involves at least two Member States, either by directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV;

Amendment

(c) the project involves at least two Member States, either by directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact **both on Member States and/or third countries** as set out in point 1 of Annex IV;

Or. en

Justification

It is necessary to explicitly state that the significant cross border impact can impact both Member States and third countries (in the case of Italy it may be relevant for projects with CH in corridor 2 and Montenegro in corridor 3 of annex 1 which are both Third Countries).

Amendment 282
Marita Ulvskog

Proposal for a regulation
Article 4 – paragraph 1 – point c

Text proposed by the Commission

(c) the project involves at least two Member States, either by directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV;

Amendment

(c) the project involves at least two Member States, either by directly crossing the border of one or more Member States or by being located on the territory of one Member State and having a significant cross-border impact as set out in point 1 of Annex IV **and**;

Or. en

Amendment 283
Teresa Riera Madurell

Proposal for a regulation
Article 4 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) the project involves one Member State and one third country having a significant cross-border impact as set out in point 1 of Annex IV;

Or. en

Justification

Projects involving EU Member States and third countries may contribute to the development and interoperability of priority corridors and areas of trans-European energy infrastructure set out in Annex I.

Amendment 284
Marita Ulvskog

Proposal for a regulation
Article 4 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) the potential benefits of the project assessed according to the respective specific criteria in paragraph 2 outweigh its cost;

Or. en

Amendment 285
Bendt Bendtsen, Ioannis A. Tsoukalas, Gunnar Hökmark, Maria Da Graça Carvalho

Proposal for a regulation
Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The project is making a valuable contribution to the Energy 2020 Strategy, the 2020 energy and climate targets and

the long term goal of creating a European competitive low carbon economy in 2050.

Or. en

Amendment 286

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The project is in line with Union's energy and climate goals as affirmed inter alia by European Council conclusions.

Or. en

Justification

The European Council have October 2009 endorsed the EU objective of reducing greenhouse gas emissions by 80-95% by 2050, which will require a close to zero carbon energy sector. All new EU funded infrastructure should be supportive of the current 2020 energy efficiency, greenhouse gas and renewable energy binding targets and conform to the objectives of the 2050 low carbon economy roadmap.

Amendment 287

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 2 – point a – introductory part

Text proposed by the Commission

Amendment

(a) concerning electricity transmission and storage projects falling under the categories set out in points 1(a) to (d) of Annex II, the project shall contribute significantly to at least one of the following specific criteria:

(a) concerning electricity transmission and storage projects falling under the categories set out in points 1(a) to (d) of Annex II, the project shall contribute significantly to ***the majority of*** at least one of the following specific criteria:

Amendment 288
Henri Weber

Proposal for a regulation
Article 4 – paragraph 2 – point a – introductory part

Text proposed by the Commission

(a) concerning electricity transmission and storage projects falling under the categories set out in points 1(a) to (d) of Annex II, the project shall contribute significantly to at least one of the following specific criteria:

Amendment

(a) concerning electricity transmission, ***distribution*** and storage projects falling under the categories set out in points 1(a) to (d) of Annex II, the project shall contribute significantly to at least one of the following specific criteria:

Or. fr

Amendment 289
Marita Ulvskog

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 1

Text proposed by the Commission

– market integration, competition and system flexibility;

Amendment

deleted

Or. en

Amendment 290
Algirdas Saudargas

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 1

Text proposed by the Commission

– market integration, competition and system flexibility;

Amendment

– market integration, competition and system flexibility; ***with an emphasis on***

*increasing cross-border interconnection,
preventing transmission bottlenecks and
interconnecting isolated Member States;*

Or. en

Amendment 291
András Gyürk

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 1

Text proposed by the Commission

– market integration, competition *and*
system flexibility;

Amendment

– market integration, competition, system
flexibility *and liquidity of the market;*

Or. en

Amendment 292
Kathleen Van Brempt

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 2

Text proposed by the Commission

– sustainability, inter alia through
transmission of renewable generation to
major consumption centres and storage
sites;

Amendment

sustainability, inter alia through *further
development* of renewable generation *and
its transmission* to major consumption
centres and storage sites;

Or. nl

Justification

*The further development of renewable energy is crucial for the objectives of energy policy.
Support must therefore be reserved primarily for renewable energy projects.*

Amendment 293
Lena Kolarska-Bobińska

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 2

Text proposed by the Commission

– sustainability, *inter alia through* transmission of renewable generation to major consumption centres and storage sites;

Amendment

– sustainability *through, among others,* transmission of renewable generation to major consumption centres and storage sites;

Or. en

Amendment 294
Lena Kolarska-Bobińska

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 3

Text proposed by the Commission

– interoperability and secure system operation;

Amendment

– *security of supply, among others, through* interoperability, and secure *and reliable* system operation;

Or. en

Amendment 295
Ioannis A. Tsoukalas

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 3

Text proposed by the Commission

– interoperability and secure system operation;

Amendment

– interoperability, *system stability* and secure system operation;

Or. en

Amendment 296
Silvia-Adriana Țicău

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 3 a (new)

Text proposed by the Commission

Amendment

- ensuring solidarity between Member States in response to a temporary or permanent energy shortage in one of them;

Or. ro

Amendment 297
Lena Kolarska-Bobińska

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 3 a (new)

Text proposed by the Commission

Amendment

- connection of new generation units to the grid, including renewable energy, allowing power evacuation;

Or. en

Justification

The EU is facing a great challenge in replacement of old non-efficient and non environmental friendly power units e.g. working on fossil fuels. New power plants will grow up across the EU, also in area where grid is undeveloped or needs to be renovated. The regulation should therefore create incentives for new power plant investments by promotion of necessary grid development to enable connection new power to the network.

Amendment 298
Alejo Vidal-Quadras

Proposal for a regulation
Article 4 – paragraph 2 – point a – indent 3 a (new)

Text proposed by the Commission

Amendment

- elimination of bottlenecks;

Or. en

Amendment 299

Ioannis A. Tsoukalas

Proposal for a regulation

Article 4 – paragraph 2 – point b – introductory part

Text proposed by the Commission

Amendment

(b) concerning gas projects falling under the categories set out in point 2 of Annex II, the project shall contribute significantly to at least one of the following specific criteria:

(b) concerning gas projects falling under the categories set out in point 2 of Annex II, the project shall contribute significantly to ***the security of supply reducing single supply source or route dependency and to*** at least one of the following specific criteria:

Or. en

Amendment 300

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 2 – point b – introductory part

Text proposed by the Commission

Amendment

(b) concerning gas projects falling under the categories set out in point 2 of Annex II, the project shall contribute significantly to ***at least one*** of the following specific criteria:

(b) concerning gas projects falling under the categories set out in point 2 of Annex II, the project shall contribute significantly to ***the majority*** of the following specific criteria:

Or. en

Amendment 301
Marita Ulvskog

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 1

Text proposed by the Commission

– market integration, interoperability and system flexibility;

Amendment

– market integration, ***inter alia through lifting the isolation of at least one Member State***; interoperability and system flexibility;

Or. en

Amendment 302
Algirdas Saudargas

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 1

Text proposed by the Commission

– market integration, interoperability and system flexibility;

Amendment

– market integration, interoperability and system flexibility, ***with an emphasis on interconnection of the isolated Member States***;

Or. en

Amendment 303
András Gyürk

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 1

Text proposed by the Commission

– market integration, interoperability ***and*** system flexibility;

Amendment

– market integration, interoperability, system flexibility ***and liquidity of the market***;

Or. en

Amendment 304
Ioannis A. Tsoukalas

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes;

Amendment

deleted

Or. en

Amendment 305
Marian-Jean Marinescu

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes;

Amendment

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes, **reducing single supply source or route dependency**;

Or. en

Amendment 306
Niki Tzavela

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes;

Amendment

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes; **and reducing single supply source or route dependency**;

Justification

What applies for oil transport projects should also apply to gas.

Amendment 307

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes;

Amendment

– security of supply, inter alia through **reverse flows and** diversification of supply sources, supplying counterparts and routes;

Or. en

Amendment 308

András Gyürk

Proposal for a regulation

Article 4 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes;

Amendment

– security of supply, inter alia through diversification of supply sources, supplying counterparts and routes, **reverse flows**;

Or. en

Amendment 309

Lena Kolarska-Bobińska

Proposal for a regulation

Article 4 – paragraph 2 – point b – indent 2

Text proposed by the Commission

– security of supply, *inter alia through* diversification of supply sources, supplying counterparts and routes;

Amendment

– security of supply *through, among others*, diversification of supply sources, supplying counterparts and routes;

Or. en

Amendment 310
Lena Kolarska-Bobińska

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 3

Text proposed by the Commission

– competition, *inter alia through* diversification of supply sources, supplying counterparts and routes;

Amendment

– competition *through, among others*, diversification of supply sources, supplying counterparts and routes;

Or. en

Amendment 311
András Gyürk

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 3

Text proposed by the Commission

– competition, *inter alia through* diversification of supply sources, supplying counterparts and routes;

Amendment

– competition, *inter alia through* diversification of supply sources, supplying counterparts and routes, *reverse flows*;

Or. en

Amendment 312
Marita Ulvskog

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 4

Text proposed by the Commission

– sustainability;

Amendment

– sustainability; ***inter alia through reducing emissions, supporting intermittent renewable generation and enhancing deployment of renewable gas;***

Or. en

Amendment 313
Gaston Franco

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 4

Text proposed by the Commission

– sustainability;

Amendment

– sustainability, ***by drawing, for example, on alternative sources of gas, such as biogas;***

Or. fr

Amendment 314
Silvia-Adriana Țicău

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 4 a (new)

Text proposed by the Commission

Amendment

- ***ensuring solidarity between Member States in response to a temporary or permanent energy shortage in one of them;***

Or. ro

Amendment 315
Alejo Vidal-Quadras

Proposal for a regulation
Article 4 – paragraph 2 – point b – indent 4 a (new)

Text proposed by the Commission

Amendment

- elimination of bottlenecks;

Or. en

Amendment 316
Yannick Jadot
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 4 – paragraph 2 – point c – introductory part

Text proposed by the Commission

Amendment

(c) concerning electricity smart grid projects falling under the category set out in point 1(e) of Annex II, the project shall contribute significantly to the following specific functions:

(c) concerning electricity smart grid projects falling under the category set out in point 1(e) of Annex II, the project shall contribute significantly to the **majority of the** following specific functions:

Or. en

Justification

The criteria set out for electricity smart grid projects would be too restrictive if a project were obliged to contribute significantly to all of the specific functions. Moreover, the integration of distributed generation of renewables should be made one of the possible specific functions and should therefore be added.

Amendment 317
Rachida Dati

Proposal for a regulation
Article 4 – paragraph 2 – point c – introductory part

Text proposed by the Commission

Amendment

(c) concerning electricity smart grid projects falling under the category set out in point 1(e) of Annex II, the project shall

(c) concerning electricity **or gas** smart grid projects falling under the category set out in point 1(e) of Annex II, the project shall

contribute significantly to the following specific functions:

contribute significantly to the following specific functions:

Or. fr

Justification

Including gas smart grids would generate real added value for the European energy network, in particular given their flexibility and the scope they offer for incorporating renewable energy sources.

Amendment 318

Pilar del Castillo Vera, Antonio Cancian, Seán Kelly, Maria Da Graça Carvalho

Proposal for a regulation

Article 4 – paragraph 2 – point c – indent 2

Text proposed by the Commission

Amendment

– efficiency and interoperability of electricity transmission and distribution in day-to-day network operation;

deleted

Or. en

Amendment 319

Pilar del Castillo Vera, Antonio Cancian, Seán Kelly, Maria Da Graça Carvalho, Alejo Vidal-Quadras

Proposal for a regulation

Article 4 – paragraph 2 – point c – indent 2 a (new)

Text proposed by the Commission

Amendment

- full system operational procedures assigning the different responsibilities to transmission and distribution networks operators in the scenario of large renewable distributed generation;

Or. en

Amendment 320
Judith A. Merkies, Kathleen Van Brempt

Proposal for a regulation
Article 4 – paragraph 2 – point c – indent 6 a (new)

Text proposed by the Commission

Amendment

- integration of distributed generation of renewables, including connection and integration of microgenerators;

Or. en

Amendment 321
Ioannis A. Tsoukalas

Proposal for a regulation
Article 4 – paragraph 2 – point c – indent 6

Text proposed by the Commission

Amendment

– involvement of users in the management of their energy usage;

– involvement of users **and communities** in the management of their energy usage;

Or. en

Amendment 322
Silvia-Adriana Țicău

Proposal for a regulation
Article 4 – paragraph 2 – point c – indent 6 a (new)

Text proposed by the Commission

Amendment

- accommodation of significant higher volumes of low carbon electricity applications such as electric vehicles through advanced technical and market intervention;

Or. en

Amendment 323
Silvia-Adriana Țicău

Proposal for a regulation
Article 4 – paragraph 2 – point c – indent 6 b (new)

Text proposed by the Commission

Amendment

- ensuring solidarity between Member States in response to a temporary or permanent energy shortage in one of them;

Or. ro

Amendment 324
Gaston Franco

Proposal for a regulation
Article 4 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) concerning gas smart grid projects falling under the category set out in point 2(e) of Annex II, the project shall contribute significantly to the following specific functions:

- integration and involvement of network users who create new technical requirements in terms of supply and demand for gas, in particular demand for biomethane and hydrogen;

- efficiency and interoperability of electricity transmission and distribution in day-to-day network operation;

- network security, system control and quality of supply;

- optimised planning of future cost-efficient network investments;

- market functioning and customer services;

- involvement of users in the management

of their energy usage;

Or. fr

Justification

Gas smart grids can play just as important a role as electricity smart grids, in that they contribute to the competitiveness, quality and effective functioning of gas infrastructures and facilitate the integration of renewable energy sources into the network.

Amendment 325

Yannick Jadot

on behalf of the Verts/ALE Group

Francisco Sosa Wagner

Proposal for a regulation

Article 4 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

*(c a) integration of distributed generation
from renewable energy sources;*

Or. en

Amendment 326

Marita Ulvskog

Proposal for a regulation

Article 4 – paragraph 2 – point d – introductory part

Text proposed by the Commission

Amendment

*(d) concerning oil transport projects
falling under the categories set out in
point 3 of Annex II, the project shall
contribute significantly to the following
three specific criteria:*

deleted

*– security of supply reducing single
supply source or route dependency;*

*– efficient and sustainable use of
resources through mitigation of*

environmental risks;
– interoperability;

Or. en

Amendment 327
Lena Kolarska-Bobińska

Proposal for a regulation
Article 4 – paragraph 2 – point d – indent 1

Text proposed by the Commission

Amendment

– security of supply *reducing single* supply
source or route dependency;

– security of supply, *among others,*
through diversification of supply sources,
supplying counterparts and routes;

Or. en

Justification

it is unclear why the security of supply criteria is different in oil and gas sector;

Amendment 328
Paul Rübiger

Proposal for a regulation
Article 4 – paragraph 2 – point d – indent 2

Text proposed by the Commission

Amendment

– efficient and sustainable use of resources
through mitigation of environmental
risks;

– efficient and sustainable use of
resources(*in line with the relevant*
environmental standards);

Or. en

Justification

*Pipeline projects have to be realised in line with the relevant environmental standards.
Reducing can not be the only purpose of such infrastructure projects. The original wording
would lead to massive administrative burdens.*

Amendment 329
Silvia-Adriana Țicău

Proposal for a regulation
Article 4 – paragraph 2 – point d – indent 3 a (new)

Text proposed by the Commission

Amendment

- ensuring solidarity between Member States in response to a temporary or permanent energy shortage in one of them;

Or. ro

Amendment 330
Yannick Jadot
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 4 – paragraph 2 – point e – introductory part

Text proposed by the Commission

Amendment

(e) concerning carbon dioxide transport projects falling under the categories set out in point 4 of Annex II, the project shall contribute significantly to the following three specific criteria:

deleted

– avoidance of carbon dioxide emissions at low cost while maintaining security of energy supply;

– increase the resilience and security of carbon dioxide transport;

– efficient use of resources, by enabling the connection of multiple CO₂ sources and storage sites via common infrastructure and minimising environmental burden and risks.

Or. en

Amendment 331
Sabine Wils

Proposal for a regulation
Article 4 – paragraph 2 – point e – introductory part

Text proposed by the Commission

Amendment

(e) concerning carbon dioxide transport projects falling under the categories set out in point 4 of Annex II, the project shall contribute significantly to the following three specific criteria:

deleted

avoidance of carbon dioxide emissions at low cost while maintaining security of energy supply;

increase the resilience and security of carbon dioxide transport;

efficient use of resources, by enabling the connection of multiple CO₂ sources and storage sites via common infrastructure and minimising environmental burden and risks.

Or. de

Amendment 332
Ioan Enciu

Proposal for a regulation
Article 4 – paragraph 2 – point e – introductory part

Text proposed by the Commission

Amendment

(e) concerning carbon dioxide transport projects falling under the categories set out in point 4 of Annex II, the project shall contribute significantly to the following three specific criteria:

(e) concerning carbon dioxide transport **or storage** projects falling under the categories set out in point 4 of Annex II, the project shall contribute significantly to the following three specific criteria:

Or. en

Amendment 333
Bendt Bendtsen, Krišjānis Kariņš, Gunnar Hökmark

Proposal for a regulation
Article 4 – paragraph 2 – point e – indent 2

Text proposed by the Commission

Amendment

– increase the resilience and security of carbon dioxide transport; *deleted*

Or. en

Amendment 334
Kathleen Van Brempt, Judith A. Merkies

Proposal for a regulation
Article 4 – paragraph 2 – point e – indent 3

Text proposed by the Commission

Amendment

– efficient use of resources, by enabling the connection of multiple CO2 sources and storage sites via common infrastructure and minimising environmental burden and risks. *deleted*

Or. nl

Justification

As the economic and commercial viability of CCS has yet to be demonstrated and the technology is not expected to be rolled out commercially before 2020, no financial support for it should be provided for in this regulation. Financial support for research into the potential of CCS is already provided through other European channels.

Amendment 335
Lambert van Nistelrooij

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

deleted

Or. en

Justification

The Regulation aims to identify and list PCIs and not to create a ranking of these PCIs.

Amendment 336
Bernd Lange

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, **and** its complementarity with regard to

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States **indirectly** affected by each project, **and/or** its **direct** complementarity

other proposed projects. *For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.*

with regard to other proposed projects.

Or. de

Amendment 337
Adina-Ioana Vălean

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, ***interoperability with the existing infrastructures, local area-based system stability***, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. ***Further consideration should be given to the opportunity of smaller projects development as opposed to large scale project as the first could have a higher added value and be more swiftly implemented thus completing the network at a faster pace.*** For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment 338
Lena Kolarska-Bobińska

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. **When ranking** projects contributing to the implementation of the same priority, due consideration shall **also** be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. **Each Group shall rank** projects contributing to the implementation of the same priority **corridors or areas. Each Group shall determine in its terms of reference a method of ranking and the relative weight of the criteria set out in paragraphs 2 and 4 of this Article; ranking may therefore lead to a general grouping of projects.**

In this context, **and whilst ensuring equal opportunities for projects involving peripheral Member States**, due consideration shall be given to:

- (a) the urgency of each proposed project in order to meet the **Union** energy policy targets of market integration and competition, sustainability and security of supply;
- (b) the number of Member States affected by each project, and
- (c) its complementarity with regard to other proposed projects.

For **"smart grids"** projects falling under the category set out in point 1(e) of Annex II, **ranking shall be done for those projects that affect the same two Member**

States, and due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 339

Pavel Poc

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to **the** urgency of each proposed project in order to meet the energy policy targets of market integration and competition, **sustainability and** security of supply, the number of Member States affected by each project, and its **complementarity** with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to urgency of each proposed project in order to meet the energy policy targets of market integration and competition, **interoperability with the existing infrastructures, local area-based system stability,** security of supply **and sustainability,** the number of Member States affected by each project, and its **complementarity** with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Justification

The ranking of the projects should also take into account the operational security of the electricity and gas systems: by introducing criteria on interoperability with the existing infrastructures (gas) and local area-based system stability (electricity), it may contribute to

avoid excessively loaded transmission systems caused by unplanned flows. This could endanger security of energy networks and limit cross-border capacity.

Amendment 340

Kathleen Van Brempt

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to ***the number of users affected by the project, the annual energy consumption and*** the share of generation from non dispatchable resources in the area ***covered by these users.***

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the share of ***renewable electricity*** generation from non dispatchable resources in the area.

Or. nl

Amendment 341

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order

to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by *the* project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

to meet the energy policy targets of market integration and competition, sustainability *by increasing share of renewable energy and energy efficiency, and* security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects *and the potential for optimisation of existing power infrastructure*. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the *total* number of users affected by project, the annual energy consumption and the *relative* share of generation from non dispatchable *and renewable* resources in the area covered by these users.

Or. en

Justification

In line with the idea of efficiency hierarchy of infrastructure developments projects should always be assessed in the light of potentials for alternative measures to utilize existing infrastructure. Also the environmental impacts of the development of Europe's energy infrastructure can be minimised by ensuring sufficient optimisation of existing power infrastructure. Coherent assessment of such issues is important obtain the needed social acceptance of PCIs.

Amendment 342

Ioan Enciu

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project,

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, *balanced development of energy networks of the Union*, sustainability and security of

and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

supply, the number of Member States affected by each project, ***provided that no member state is discriminated against by virtue of any geographical or economic consideration***, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 343

Judith A. Merkies, Kathleen Van Brempt

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, ***and*** its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, its complementarity with regard to other proposed projects, ***the optimisation of existing power infrastructure, and the exploitation of possible synergies with other networks***. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 344

Bendt Bendtsen, Krišjānis Kariņš, Ioannis A. Tsoukalas, Gunnar Hökmark, Maria Da Graça Carvalho

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, ***the cost-benefit analysis will constitute the main driver for prioritisation. However,*** due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Justification

The cost-benefit analysis must be seen as the central governing tool in the ranking of projects, so that a pan-European planning approach is secured.

Amendment 345

Jolanta Emilia Hibner

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When **ranking** projects contributing to the implementation of the same priority, due consideration shall **also** be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When **establishing the list of** projects contributing to the implementation of the same priority **corridor**, due consideration shall be given **by the Group** to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 346

Ioannis A. Tsoukalas

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability **and** security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project **based on a clear justification** in order to meet the energy policy targets of market integration and competition, sustainability, security of supply **and diversification of sources, counterparts and routes**, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall

consumption and the share of generation from non dispatchable resources in the area covered by these users.

also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 347

Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When **ranking** projects contributing to the implementation of the same priority, due consideration shall **also** be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When **establishing the list of** projects contributing to the implementation of the same priority **corridor**, due consideration shall be given **by the Group** to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Justification

All projects selected as PCIs should be considered on an equal footing to avoid discrimination.

Amendment 348
Evžen Tošenovský

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. When **ranking** projects contributing to the implementation of the same priority, due consideration shall **also** be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When **establishing the list of** projects contributing to the implementation of the same priority **corridor**, due consideration shall be given **by the Group** to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 349
Algirdas Saudargas

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. When **ranking** projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, **and its** complementarity with regard to

Amendment

4. When **selecting the** projects contributing to the implementation of the same priority, due consideration shall also be given to:

other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, **due consideration** shall **also** be **given to** the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

- the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply;
- the number of Member States affected by each project,
- **the project's** complementarity with regard to other proposed projects
- **projects that involve the participation of operators from Member States other than solely those on whose territory the project is located**
- For projects falling under the category set out in point 1(e) of Annex II, shall be **considered** the **relative** number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 350
Alejo Vidal-Quadras, Pilar del Castillo Vera

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition,

and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

interoperability with the existing infrastructure, local area-based system stability, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 351
Amalia Sartori

Proposal for a regulation
Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, ***sustainability and*** security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, ***interoperability with the existing infrastructures, local area-based system stability***, security of supply ***and sustainability***, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Justification

The ranking of the projects should also take into account the operational security of the electricity and gas systems: by introducing criteria on interoperability with the existing infrastructures (gas) and local area-based system stability (electricity), it may contribute to avoid excessively loaded transmission systems caused by unplanned flows. This could endanger security of energy networks and limit cross-border capacity.

Amendment 352

Graham Watson, Satu Hassi, Vittorio Prodi, Adina-Ioana Vălean, Maria Da Graça Carvalho

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

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability, ***climate*** and ***renewable energy targets and*** security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment 353

Niki Tzavela

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Amendment

4. When ranking projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration, ***interconnection of isolated Member States*** and competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Justification

Projects of interconnecting isolated Member States to the Union's energy networks are of urgent character taking into account the Council conclusions of the 4 of February 2011.

Amendment 354

Konrad Szymański

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

4. When ***ranking*** projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and competition, sustainability

Amendment

4. When ***establishing the list of*** projects contributing to the implementation of the same priority, due consideration shall also be given to the urgency of each proposed project in order to meet the energy policy targets of market integration and

and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

competition, sustainability and security of supply, the number of Member States affected by each project, and its complementarity with regard to other proposed projects. For projects falling under the category set out in point 1(e) of Annex II, due consideration shall also be given to the number of users affected by the project, the annual energy consumption and the share of generation from non dispatchable resources in the area covered by these users.

Or. en

Amendment 355

Bendt Bendtsen, Krišjānis Kariņš, Ioannis A. Tsoukalas, Gunnar Hökmark

Proposal for a regulation

Article 4 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Projects which have received funding pursuant to Regulation 663/2009/EC should be directly eligible for consideration as project of common interest pursuant to this Regulation.

Or. en

Justification

The present Regulation should build on the infrastructure priorities of the European Energy Programme for Recovery (EPR). Therefore, it is important that while drawing the list of PCIs duly consideration is given to these projects too.

Amendment 356

Algirdas Saudargas

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Project promoters shall **implement** projects of common interest **according to an implementation plan including** a timetable for feasibility and design studies, regulatory approval, construction and commissioning, and the permit granting schedule referred to in *Article 11(3)*. Transmission system operators, distribution system operators or other operators shall **operate** projects of common interest in their area.

Amendment

1. Project promoters shall **draw up an implementation plan for their** projects of common interest. **That plan shall include** a timetable for feasibility and design studies, regulatory approval, construction and commissioning, and the permit granting schedule referred to in Article 11(3). Transmission system operators, distribution system operators or other operators shall **cooperate in order to facilitate the implementation of the** projects of common interest in their area. **The Agency shall advise the relevant Group(s) on the feasibility of the regulatory aspects, notably on the timetable for regulatory approval.**

Or. en

Amendment 357
Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. Project promoters shall implement projects of common interest according to an implementation plan including a timetable for feasibility and design studies, regulatory approval, construction and commissioning, and the permit granting schedule referred to in *Article 11(3)*. **Transmission system operators, distribution system operators or other operators shall operate projects of common interest in their area.**

Amendment

1. Project promoters shall implement projects of common interest according to an implementation plan including a timetable for feasibility and design studies, regulatory approval, construction and commissioning, and the permit granting schedule referred to in *Article 11(3)*. **Hydro pumped storage and projects falling under the category set out in the Annex II, point 2(b) and 2(c) shall not be operated by transmission system operators.**

Or. en

Justification

To be in line with the Third package, TSO should not be allowed to operate hydro pump storage and LNG terminals as this may distort competition.

Amendment 358

Bogdan Kazimierz Marcinkiewicz

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Project promoters shall implement projects of common interest ***according to an implementation*** plan ***including*** a timetable for feasibility and design studies, regulatory approval, construction and commissioning, and the permit granting schedule referred to in *Article 11(3)*. Transmission system operators, distribution system operators or other operators shall operate projects of common interest in their area.

Amendment

1. Project promoters shall implement projects of common interest. ***That*** plan ***shall include*** a timetable for feasibility and design studies, regulatory approval, construction and commissioning, and the permit granting schedule referred to in Article 11(3). Transmission system operators, distribution system operators or other operators shall operate projects of common interest in their area.

Or. en

Amendment 359

Algirdas Saudargas

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. The Groups may request additional information ***provided*** in accordance with paragraphs 3, 4 and 5, verify the ***provided*** information on site and convene meetings with the relevant parties. The Groups may also request the Agency

Amendment

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. ***To that end, national regulatory authorities and project promoters shall report back to each Regional Group meeting on progress achieved.*** The Groups may request additional information in accordance with paragraphs 3, 4 and 5,

to **take** measures **to facilitate** the implementation of projects of common interest.

verify the information on site and convene meetings with the relevant parties. The Groups may also request the Agency **or the relevant national regulatory authorities** to **issue guidelines or other** measures **that facilitates** the implementation of projects of common interest **in accordance with the implementation plans**.

Or. en

Amendment 360
Bogdan Kazimierz Marcinkiewicz

Proposal for a regulation
Article 5 – paragraph 2

Text proposed by the Commission

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. The Groups may request additional information **provided** in accordance with paragraphs 3, 4 and 5, verify the **provided** information on site and convene meetings with the relevant parties. The Groups may also request the Agency to take measures to **facilitate** the implementation of projects of common interest.

Amendment

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. **To that end project promoters shall report back to each Regional Group meeting on progress achieved.** The Groups may request additional information in accordance with paragraphs 3, 4 and 5, verify the information on site and convene meetings with the relevant parties. The Groups may also request the Agency **or the relevant national regulatory authorities** to **issue guidelines, and instruct project promoters to take measures to accelerate** the implementation of projects of common interest **in accordance with the implementation plan**.

Or. en

Amendment 361
Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 2

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Text proposed by the Commission

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. The Groups may request additional information provided in accordance with paragraphs 3, 4 and 5, verify the provided information on site and convene meetings with the relevant parties. The Groups may also request the Agency to take measures to facilitate the implementation of projects of common interest.

Amendment

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. ***To that end, national regulatory authorities and project promoters shall report back to each Regional Group meeting on progress achieved.*** The Groups may request additional information provided in accordance with paragraphs 3, 4 and 5, verify the provided information on site and convene meetings with the relevant parties. The Groups may also request the Agency to take measures to facilitate the implementation of projects of common interest.

Or. en

Amendment 362
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 2

Text proposed by the Commission

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. The Groups may request additional information provided in accordance with paragraphs 3, 4 and 5, verify the provided information on site and convene meetings with the relevant parties. The Groups may also request the Agency to take measures to facilitate the implementation of projects of common interest.

Amendment

2. The Agency and the Groups shall monitor the progress achieved in implementing the projects of common interest. The Groups may request additional information provided in accordance with paragraphs 3, 4 and 5, verify the provided information on site and convene meetings with the relevant parties. The Groups may also request the Agency to take measures to facilitate the implementation of projects of common interest. ***These measures should be taken in close cooperation with relevant national regulatory authorities and transmission system operators.***

Or. en

Amendment 363
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 3 – introductory part

Text proposed by the Commission

3. By the 31 March of each year following the year of selection as project of common interest pursuant to Article 4, project promoters shall submit an annual report, for each project falling under the categories set out in points 1 and 2 of Annex II, to the Agency or, for projects falling under the categories set out in points 3 and 4 of Annex II, to the respective Group. This report shall detail:

Amendment

3. By the 31 March of each year following the year of selection as project of common interest pursuant to Article 4, project promoters shall submit an annual report, for each project falling under the categories set out in points 1 and 2 of Annex II, to the Agency or, for projects falling under the categories set out in points 3 and 4 of Annex II, to the respective Group. ***The report shall be also submitted to the concerned competent authorities referred to in article 9.*** This report shall detail:

Or. en

Justification

This information should also go to the competent authorities as they are assigned the role of implementing the permitting of these projects, not the Groups or ACER.

Amendment 364
Yannick Jadot
on behalf of the Verts/ALE Group

Proposal for a regulation
Article 5 – paragraph 3 – introductory part

Text proposed by the Commission

3. By the 31 March of each year following the year of selection as project of common interest pursuant to Article 4, project promoters shall submit an annual report, for each project falling under the categories set out in points 1 and 2 of Annex II, to the Agency or, for projects falling under the

Amendment

3. By the 31 March of each year following the year of selection as project of common interest pursuant to Article 4, project promoters shall submit an annual report, for each project falling under the categories set out in points 1 and 2 of Annex II, to the Agency or, for projects falling under the

categories set out in points 3 *and* 4 of Annex II, to the respective Group. This report shall detail:

categories set out in points 3 of Annex II, to the respective Group. This report shall detail:

Or. en

Amendment 365
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 3 – subparagraph 1 (new)

Text proposed by the Commission

Amendment

The Agency or respective Group may request the report be produced or reviewed by an external independent expert before submission.

Or. en

Amendment 366
András Gyürk

Proposal for a regulation
Article 5 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(aa) the actual capital expenditure compared to the planned investment costs;

Or. en

Amendment 367
Ioannis A. Tsoukalas

Proposal for a regulation
Article 5 – paragraph 3 – point b

Text proposed by the Commission

Amendment

(b) where relevant, delays compared to the implementation plan and other difficulties

(b) where relevant, delays compared to the implementation plan and other difficulties

encountered.

encountered, *especially difficulties to secure funding.*

Or. en

Amendment 368
Marian-Jean Marinescu

Proposal for a regulation
Article 5 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) a revised plan aiming to overcome the delays.

Or. en

Amendment 369
Algirdas Saudargas

Proposal for a regulation
Article 5 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) where relevant, the updated implementation plan.

Or. en

Amendment 370
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 4

Text proposed by the Commission

Amendment

4. Within three months of the receipt of the annual reports, the Agency shall submit to the Groups a consolidated report for the

4. Within three months of the receipt of the annual reports, the Agency shall submit to the Groups a consolidated report for the

projects of common interest falling under the categories set out in points 1 and 2 of Annex II, evaluating the progress achieved and proposing, where appropriate, measures to overcome the delays and difficulties encountered. The evaluation shall also include, in accordance with the provisions of Article 6(8) and (9) of Regulation (EC) No 713/2009, the consistent implementation of the Union-wide network development plans with regard to the energy infrastructure priority corridors and areas set out in Annex I.

projects of common interest falling under the categories set out in points 1 and 2 of Annex II, evaluating the progress achieved and proposing, where appropriate, measures to overcome the delays and difficulties encountered. ***These measures may include sanctions for any unnecessary delays caused by project promoters.*** The evaluation shall also include, in accordance with the provisions of Article 6(8) and (9) of Regulation (EC) No 713/2009, the consistent implementation of the Union-wide network development plans with regard to the energy infrastructure priority corridors and areas set out in Annex I.

Or. en

Justification

It should also be possible to sanction promoters for delays which they cause.

Amendment 371 **András Gyürk**

Proposal for a regulation **Article 5 – paragraph 4**

Text proposed by the Commission

4. Within three months of the receipt of the annual reports, the Agency shall submit to the Groups a consolidated report for the projects of common interest falling under the categories set out in points 1 and 2 of Annex II, evaluating the progress achieved and proposing, where appropriate, measures to overcome the delays and difficulties encountered. The evaluation shall also include, in accordance with the provisions of Article 6(8) and (9) of Regulation (EC) No 713/2009, the consistent implementation of the Union-wide network development plans with

Amendment

4. Within three months of the receipt of the annual reports, the Agency shall submit to the Groups a consolidated report for the projects of common interest falling under the categories set out in points 1 and 2 of Annex II, evaluating the ***aggregated capital expenditure, the*** progress achieved and proposing, where appropriate, measures to overcome the delays and difficulties encountered. The evaluation shall also include, in accordance with the provisions of Article 6(8) and (9) of Regulation (EC) No 713/2009, the consistent implementation of the Union-

regard to the energy infrastructure priority corridors and areas set out in Annex I.

wide network development plans with regard to the energy infrastructure priority corridors and areas set out in Annex I.

Or. en

Amendment 372

Silvia-Adriana Țicău

Proposal for a regulation

Article 5 – paragraph 4

Text proposed by the Commission

4. Within three months of the receipt of the annual reports, the Agency shall submit to the Groups a consolidated report for the projects of common interest falling under the categories set out in points 1 and 2 of Annex II, evaluating the progress achieved and proposing, where appropriate, measures to overcome the delays and difficulties encountered. The evaluation shall also include, in accordance with the provisions of Article 6(8) and (9) of Regulation (EC) No 713/2009, the consistent implementation of the Union-wide network development plans with regard to the energy infrastructure priority corridors and areas set out in Annex I.

Amendment

4. Within three months of the receipt of the annual reports, the Agency shall submit to the Groups, ***the Commission and the European Parliament*** a consolidated report for the projects of common interest falling under the categories set out in points 1 and 2 of Annex II, evaluating the progress achieved and proposing, where appropriate, measures to overcome the delays and difficulties encountered. The evaluation shall also include, in accordance with the provisions of Article 6(8) and (9) of Regulation (EC) No 713/2009, the consistent implementation of the Union-wide network development plans with regard to the energy infrastructure priority corridors and areas set out in Annex I.

Or. ro

Amendment 373

András Gyürk

Proposal for a regulation

Article 5 – paragraph 5

Text proposed by the Commission

5. Each year, the concerned competent authorities referred to in shall, at the

Amendment

5. Each year, the concerned competent authorities referred to in shall, at the

meeting following receipt of the annual reports referred to in paragraph 3, report to the respective Group on the status and, where relevant, delays in the implementation of projects of common interest located on their respective territory.

meeting following receipt of the annual reports referred to in paragraph 3, report to the respective Group on the status and, where relevant, **significant increases in investment costs or** delays in the implementation of projects of common interest located on their respective territory.

Or. en

Amendment 374
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed **by more** than two years compared to the implementation plan **without sufficient justification**:

Amendment

6. If the **construction and** commissioning of a project of common interest is delayed **compared to the implementation plan, other than for overriding reasons beyond the control of the project promoter**:

(a) insofar as measures referred to in Article 22(7)(a), (b) or (c) of Directives 2009/72/EC and 2009/73/EC are applicable according to respective national laws, national regulatory authorities shall ensure that the investment is carried out.

(b) If the measures of national regulatory authorities according to paragraph (6)(a) are not sufficient to ensure that the investment is carried out, or are not applicable, the project promoter of that project shall choose a third party to finance or construct the project. The project promoter shall do so before the delay compared to the date of commissioning in the implementation plan exceeds two years.

(c) If a third party is not chosen according to (b), the national regulatory authority or the Member State shall, within two

months, designate a third party to finance or construct the project which the project promoter shall accept.

(d) If the delay compared to the date of commissioning in the implementation plan exceeds two years and two months, the concerned competent authority referred to in article 9, may launch a call for proposals open to any project promoter to build the project according to an agreed timeline. Priority shall be given to the project promoters and investors from the Member States of the Regional Group where the respective project is being developed. National regulatory authorities may adopt, subject to the Commission approval and if necessary, additional incentives to those adopted under Article 14 as part of the call for proposals.

(e) When (c) or (d) are applied, the system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) or third party with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest;

Or. en

Justification

Taken from the Council position. This amendment is needed to clarify the public tender if a project is delay. The original text does not set out how the Commission would implement this process. Moreover it is the competent authority, not the Commission, who have the knowledge and ability to find a new promoter.

Amendment 375
Amalia Sartori

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***without sufficient justification:***

Amendment

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***for reasons clearly attributable to improper management of the project by the project promoter***

Or. en

Justification

Not only “Force Majeure” reasons can be legitimate, but also delays could be caused by reasons within the responsibility of the promoter (such as whether or not to award a PCI contract following a call for tender). The promoter could face delays while behaving as a prudent and reasonable operator (for example PCI is considered unsatisfactory or too expensive)

Amendment 376
Alejo Vidal-Quadras

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***without sufficient justification:***

Amendment

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***for reasons clearly attributable to the improper management of the project by the project promoter:***

Or. en

Amendment 377
Evžen Tošenovský

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed **by more than two years** compared to the implementation plan **without sufficient justification**:

Amendment

6. If the commissioning of a project of common interest is delayed compared to the implementation plan, **other than for overriding reasons beyond the control of the project promoter**:

Or. en

Amendment 378
Jolanta Emilia Hibner

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the **commissioning** of a project of common interest is delayed by more than **two** years compared to the implementation plan without sufficient justification:

Amendment

6. If the **implementation** of a project of common interest is delayed by more than **three** years compared to the implementation plan **other than for overriding reasons beyond the control of the project promoter or** without sufficient justification:

Or. en

Amendment 379
Konrad Szymański

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the **commissioning** of a project of common interest is delayed by more than **two** years compared to the implementation plan without sufficient justification:

Amendment

6. If the **implementation** of a project of common interest is delayed by more than **three** years compared to the implementation plan **other than for overriding reasons beyond the control of**

the project promoter and without sufficient justification:

Or. en

Amendment 380

Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation

Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the **commissioning** of a project of common interest is delayed by more than **two** years compared to the implementation plan without sufficient justification:

Amendment

6. If the **implementation** of a project of common interest is delayed by more than **three** years compared to the implementation plan **other than for overriding reasons beyond the control of the project promoter or** without sufficient justification:

Or. en

Amendment 381

Adina-Ioana Vălean

Proposal for a regulation

Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the **commissioning** of a project of common interest is delayed by more than two years compared to the implementation plan without sufficient justification:

Amendment

6. If the **implementation** of a project of common interest is delayed by more than two years compared to the implementation plan **other than for overriding reasons beyond the control of the project promoter and** without sufficient justification:

Or. en

Amendment 382

András Gyürk

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed by more than two years ***compared to the implementation plan without sufficient justification:***

Amendment

6. If the commissioning of a project of common interest is delayed by more than two years ***and the delay is attributable to the project promoter:***

Or. en

Amendment 383
Rachida Dati

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***without sufficient justification:***

Amendment

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***for reasons linked to the poor implementation of the project by the developer:***

Or. fr

Justification

The term ‘sufficient justification’ is vague and needs to be clarified. It will be for the authorities to show that the poor implementation of the project is in fact the fault of the developer in question.

Amendment 384
Algirdas Saudargas

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***without sufficient justification***:

Amendment

6. If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan ***other than for the force major reason***:

Or. en

Amendment 385
Silvia-Adriana Țicău

Proposal for a regulation
Article 5 – paragraph 6 – introductory part

Text proposed by the Commission

6. If the commissioning of a project of common interest is delayed by more than ***two*** years compared to the implementation plan without sufficient justification:

Amendment

6. If the commissioning of a project of common interest is delayed by more than ***three*** years compared to the implementation plan without sufficient justification:

Or. ro

Amendment 386
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 6 – point a

Text proposed by the Commission

(a) The project promoter of that project shall accept investments by one or several other operators or investors to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or

Amendment

deleted

investor(s) with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.

Or. en

Amendment 387
Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 6 – point a

Text proposed by the Commission

Amendment

(a) The project promoter of that project shall accept investments by one or several other operators or investors to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.

(a) Insofar as measures referred to in Article 22(7) (a), (b) or (c) of Directives 2009/72/EC and 2009/73/EC are applicable according to respective national laws, national regulatory authorities shall ensure that the investment is carried out.

Or. en

Amendment 388
Evžen Tošenovský

Proposal for a regulation
Article 5 – paragraph 6 – point a

Text proposed by the Commission

Amendment

(a) *The project promoter of that project shall accept investments by one or several other operators or investors to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.*

(a) *insofar as measures referred to in Article 22(7)(a), (b) or (c) of Directives 2009/72/EC and 2009/73/EC are applicable according to perspective national laws, national regulatory authorities shall ensure that the investment is carried out.*

Or. en

Amendment 389

Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation

Article 5 – paragraph 6 – point a

Text proposed by the Commission

Amendment

(a) *The project promoter of that project shall accept investments by one or several other operators or investors to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.*

(a) *The project promoter of that project shall present to the Group a revised plan aiming to implement the project in due time.*

Or. en

Amendment 390
Jolanta Emilia Hibner

Proposal for a regulation
Article 5 – paragraph 6 – point a

Text proposed by the Commission

(a) The project promoter of that project shall ***accept investments by one or several other operators or investors to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.***

Amendment

(a) The project promoter of that project shall ***present to the Group a revised plan aiming to implement the project in due time.***

Or. en

Amendment 391
Konrad Szymański

Proposal for a regulation
Article 5 – paragraph 6 – point a

Text proposed by the Commission

(a) ***The*** project promoter of that project shall accept ***investments*** by one or several ***other operators or investors*** to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the

Amendment

(a) ***If the measures of national regulatory authorities according to the previous sentence are not sufficient to ensure that the investment is carried out, or are not applicable, the*** project promoter of that project shall accept ***financing or construction*** by one or several ***third parties*** to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realise the investment, shall connect new assets to the

project of common interest.

transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.

Or. en

Amendment 392

Lena Kolarska-Bobińska

Proposal for a regulation

Article 5 – paragraph 6 – point b

Text proposed by the Commission

Amendment

(b) the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.

deleted

Or. en

Amendment 393

Konrad Szymański

Proposal for a regulation

Article 5 – paragraph 6 – point b

Text proposed by the Commission

Amendment

(b) the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.

deleted

Or. en

Amendment 394

Jolanta Emilia Hibner

Proposal for a regulation
Article 5 – paragraph 6 – point b, c and d (new)

Text proposed by the Commission

(b) the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.

Amendment

(b) insofar as measures referred to in Article 22(7)(a), (b) or (c) of Directives 2009/72/EC and 2009/73/EC are applicable according to respective national laws, national regulatory authorities shall ensure that the investment is carried out.

c) If the measures of national regulatory authorities according to the previous sentence are not sufficient to ensure that the investment is carried out, or are not applicable, the project promoter of that project shall accept financing or construction by one or several third parties to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realize the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.

d) For the application of the provisions in this article, the involvement of other operators can only be done on contractual basis.

Or. en

Amendment 395
Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 6 – point b

Text proposed by the Commission

Amendment

(b) *the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.*

(b) *If the measures of national regulatory authorities according to the previous sentence are not sufficient to ensure that the investment is carried out, or are not applicable, the project promoter of that project shall accept investments financing or construction by one or several other third parties to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realize the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure, reliable and efficient operation and maintenance of the project of common interest.*

Or. en

**Amendment 396
Pavel Poc**

**Proposal for a regulation
Article 5 – paragraph 6 – point b**

Text proposed by the Commission

Amendment

(b) *the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.*

(b) *If the measures of national regulatory authorities according to paragraph (6)(a) are not sufficient to ensure that the investment is carried out, or are not applicable, the project promoter of that project shall choose a third party to finance or construct the project. The project promoter shall do so before the delay compared to the date of commissioning in the implementation plan exceeds two years and is caused by insufficient financial sources.*

Justification

Only the delays caused by insufficient financial sources shall be solved by proposed measures (new financing source). Other reasons beyond the control of the project promoter cannot lead to such consequences

Amendment 397

Evžen Tošenovský

Proposal for a regulation

Article 5 – paragraph 6 – point b

Text proposed by the Commission

(b) the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.

Amendment

(b) If the measures of national regulatory authorities according to paragraph (6)(a) are not sufficient to ensure that the investment is carried out, or are not applicable, the project promoter of that project shall choose a third party to finance or construct the project. The project promoter shall do so before the delay compared to the date of commissioning in the implementation plan exceeds two years.

Amendment 398

Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation

Article 5 – paragraph 6 – point b a (new)

Text proposed by the Commission

Amendment

(ba) if the measures of national regulatory authorities according to the previous sentence are not sufficient to ensure that the investment is carried out, or are not applicable, the project promoter of that project shall accept financing or

construction by one or several third parties to implement the project. The system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) with all information needed to realize the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure reliable and efficient operation and maintenance of the project of common interest.

Or. en

Amendment 399
Evžen Tošenovský

Proposal for a regulation
Article 5 – paragraph 6 – point b a (new)

Text proposed by the Commission

Amendment

(ba) if a third party is not chosen according to (b), the national regulatory authority or the Member State shall, within two months, designate a third party to finance or construct the project which the project promoter shall accept.

Or. en

Amendment 400
Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 6 – point b a (new)

Text proposed by the Commission

Amendment

(ba) if the delay compared to the implementation plan exceeds two years, the Commission may launch a call for

proposals open to any project promoter to build the project according to an agreed timeline.

Or. en

Amendment 401
Konrad Szymański

Proposal for a regulation
Article 5 – paragraph 6 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the project promoter of that project shall present to the Group a revised plan aiming to implement the project in due time.

Or. en

Amendment 402
Evžen Tošenovský

Proposal for a regulation
Article 5 – paragraph 6 – point b b (new)

Text proposed by the Commission

Amendment

(bb) when (c) is applied, the system operator, in whose area the investment is located, shall provide the implementing operator(s) or investor(s) or third party with all information needed to realise the investment, shall connect new assets to the transmission network and shall generally make its best efforts to facilitate the implementation of the investment and the secure reliable and efficient operation and maintenance of the project of common interest.

Or. en

Amendment 403
Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation
Article 5 – paragraph 6 – point b

Text proposed by the Commission

(b) the Commission may launch a call for proposals open to any project promoter to build the project according to an agreed timeline.

Amendment

(b) insofar as measures referred to in Article 22(7)(a), (b) or (c) of Directives 2009/72/EC and 2009/73/EC are applicable according to respective national laws, national regulatory authorities shall ensure that the investment is carried out.

Or. en

Amendment 404
Konrad Szymański

Proposal for a regulation
Article 5 – paragraph 6 – point b b (new)

Text proposed by the Commission

(bb) insofar as measures referred to in Article 22(7) (a), (b) or (c) of Directives 2009/72/EC and 2009/73/EC are applicable according to respective national laws, national regulatory authorities shall ensure that the investment is carried out.

Amendment

Or. en

Amendment 405
Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation
Article 5 – paragraph 6 – point b b (new)

Text proposed by the Commission

Amendment

(bb) for the application of the provisions in this article, the involvement of other operators can only be done on contractual basis.

Or. en

Amendment 406
Konrad Szymański

Proposal for a regulation
Article 5 – paragraph 6 – point b c (new)

Text proposed by the Commission

Amendment

(bc) for the application of the provisions in this article, the involvement of other operators can only be done on contractual basis.

Or. en

Amendment 407
Rachida Dati

Proposal for a regulation
Article 5 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

(6a) If the commissioning of a project of common interest is delayed by more than two years compared to the implementation plan for reasons outside the developer's control, the parties may renegotiate the project timetable, subject to approval by the Commission.

Or. fr

Justification

The term ‘sufficient justification’ used in the proposal for a regulation is vague. It would not be fair to call in new managers or investors if the problems the project is facing are not the developer’s fault. An explanation should therefore have to be provided for the excessive delay. The developer should be required to provide proof that the reasons for the delay are ‘outside its control’.

Amendment 408

Lena Kolarska-Bobińska

Proposal for a regulation

Article 5 – paragraph 7 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

A project of common interest may be removed from the Union-wide list of projects of common interest according to the procedure set in the second sentence of *(I)* if:

A project of common interest may be removed from the Union-wide list of projects of common interest according to the procedure set in the second sentence of *Article 3 (6A)* if:

Or. en

Amendment 409

Lena Kolarska-Bobińska

Proposal for a regulation

Article 5 – paragraph 7 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) The energy system-wide cost-benefit analysis carried out by the ENTSOs in accordance with point 6 of Annex III does not yield a positive result for the project;

deleted

Or. en

Amendment 410

Jens Rohde, Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

a) The energy system-wide cost-benefit analysis carried out by the ENTSOs in accordance with point 6 of Annex III does not yield a positive result for the project; ***deleted***

Or. da

Justification

Inclusion on the PCI list is based on an up-front cost-benefit analysis. All projects on the list must therefore be assumed to have yielded a positive result, unless incorrect information was used in the cost-benefit analysis. ENTSO-E should not be able, alone and at its own discretion, to remove projects of common interest from the list.

Amendment 411
Silvia-Adriana Țicău

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) The energy system-wide cost-benefit analysis carried out by the ENTSOs in accordance with point 6 of Annex III does not yield a positive result for the project; ***deleted***

Or. ro

Justification

The energy system-wide cost-benefit analysis is carried out prior to entry on the list.

Amendment 412
Bendt Bendtsen, Krišjānis Kariņš, Ioannis A. Tsoukalas, Gunnar Hökmark

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) The energy system-wide cost-benefit analysis carried out by the ENTSOs in accordance with point 6 of Annex III does not yield a positive result for the project; *deleted*

Or. en

Justification

In order to qualify as a PCI, projects have to undertake and submit the cost-benefit analysis referred to in article 12 upfront. Furthermore, projects should not be removed from the list of PCI at the sole discretion of ENTSOs.

Amendment 413

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 5 – paragraph 7 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) The project is no longer included in the ten-year network development plan; *deleted*

Or. en

Amendment 414

Jens Rohde, Adina-Ioana Vălean

Proposal for a regulation

Article 5 – paragraph 7 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

b) The project is no longer included in the ten-year network development plan; *deleted*

Or. da

Justification

Projects for inclusion on the Commission's PCI list should not be confined to TYNDP projects, and accordingly it should not be possible for a project to be removed from the list simply because it is no longer a TYNDP project.

Amendment 415
Algirdas Saudargas

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) The project is no longer included in the ten-year network development plan; *deleted*

Or. en

Amendment 416
Ioan Enciu

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) The project is no longer included in the ten-year network development plan; *deleted*

Or. en

Amendment 417
Bendt Bendtsen, Gunnar Hökmark

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) The project is no longer included in the ten-year network development plan; *deleted*

Justification

In order to qualify as a PCI, projects have to undertake and submit the cost-benefit analysis referred to in article 12 upfront. Furthermore, projects should not be removed from the list of PCI at the sole discretion of ENTSOs.

Amendment 418

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 5 – paragraph 7 – subparagraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) The costs incurred exceed by 30 % the costs estimated in the implementation plan for the same period provided that this is not justified by reasonably unexpected changes in market conditions in the annual report referred to in paragraph 3.

Amendment 419

Francisco Sosa Wagner

Proposal for a regulation

Article 5 – paragraph 7 – subparagraph 1 – point d a (new)

Text proposed by the Commission

Amendment

(da) when the project is not carried out within the proposed and permitted timescale;

Justification

To complete the list of reasons for exclusion from the list of projects.

Amendment 420
Konrad Szymański

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 2

Text proposed by the Commission

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision.

Amendment

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision ***and to benefiting from streamlined permitting process already applied according to the provisions of Chapter III.***

Or. en

Amendment 421
Adina-Ioana Vălean

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 2

Text proposed by the Commission

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision.

Amendment

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision ***and to benefiting from streamlined permitting process already applied according to the provisions of Chapter III.***

Or. en

Amendment 422
Lena Kolarska-Bobińska

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 2

Text proposed by the Commission

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision.

Amendment

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision ***unless the decision was based on wilful deception under point (c).***

Or. en

Amendment 423
Francisco Sosa Wagner

Proposal for a regulation
Article 5 – paragraph 7 – subparagraph 2

Text proposed by the Commission

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision.

Amendment

Projects, which are withdrawn from the Union-wide list, lose all rights and obligations arising from this Regulation for projects of common interest. This article shall be without prejudice to any Union financing paid to the project prior to the withdrawal decision, ***which may, if necessary, be subject to review.***

Or. es

Justification

Corrective mechanism to prevent misuse of European funds.

Amendment 424
Bogdan Kazimierz Marcinkiewicz

Proposal for a regulation
Article 6 – paragraph 1

Text proposed by the Commission

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate a European coordinator for a period of up to one year renewable twice.

Amendment

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate, ***in consultation with the Member States concerned***, a European coordinator for a period of up to one year renewable twice.

Or. en

Amendment 425
Niki Tzavela

Proposal for a regulation
Article 6 – paragraph 1

Text proposed by the Commission

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate a European coordinator for a period of up to one year renewable twice.

Amendment

1. When a project of common interest encounters significant implementation difficulties, the Commission, ***in agreement with the Member States concerned***, may designate a European coordinator for a period of up to one year renewable twice.

Or. en

Justification

The European Coordinator should be someone decided by mutual consent, between the Commission and the Member State concerned.

Amendment 426
Lena Kolarska-Bobińska

Proposal for a regulation
Article 6 – paragraph 1

Text proposed by the Commission

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate a European coordinator for a period of up to one year renewable twice.

Amendment

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate, ***in agreement with the Member States concerned***, a European coordinator for a period of up to one year renewable twice.

Or. en

Amendment 427

Ioannis A. Tsoukalas

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate a European coordinator for a period of up to one year renewable twice.

Amendment

1. When a project of common interest encounters significant implementation difficulties, the Commission may designate a European coordinator ***in agreement with the Member States concerned*** for a period of up to one year renewable twice.

Or. en

Amendment 428

Lena Kolarska-Bobińska

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ba) advise project promoters on the financial package for the project;

Or. en

Amendment 429
Francisco Sosa Wagner

Proposal for a regulation
Article 6 – paragraph 2 – point d a (new)

Text proposed by the Commission

Amendment

(da) propose suppression of the list of projects of common interest;

Or. es

Justification

To further define the responsibilities of the European coordinator.

Amendment 430
Silvia-Adriana Țicău

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. The European coordinator shall be chosen on the basis of his or her experience with regard to the specific tasks assigned to him or her for the concerned project(s).

3. The European coordinator shall be chosen on the basis of his or her experience with regard to the specific tasks assigned to him or her for the concerned project(s).
Before being appointed, the European coordinator or candidates for this post shall appear before the relevant committee of the European Parliament.

Or. ro

Amendment 431
António Fernando Correia de Campos

Proposal for a regulation
Article 6 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. The power given to the coordinator in order to take measures for facilitating the project(s) implementation shall be defined between the concerned member States and the Commission.

Or. en

Amendment 432
Sabine Wils

Proposal for a regulation
Article 7 a (new)

Text proposed by the Commission

Amendment

Article 7 a

Selection of route corridors for projects of common interest

(1) The approximate course of the route corridors for projects of common interest shall be narrowed down, before the opening of the permit procedure, in separate proceedings, weighing up the variants and ensuring public participation via a public authority or other body. At least the three most potentially suitable variants shall be examined and considered.

(2) The Member States shall ensure that such proceedings are opened and concluded without delay. The Member States shall report regularly to the relevant group on the progress of the proceedings.

(3) This provision shall not apply to projects for which the course of the route corridor has already been determined in detail in accordance with national law by a public authority or other body.

Amendment 433
Francisco Sosa Wagner

Proposal for a regulation
Article 8 – paragraph 1

Text proposed by the Commission

1. Projects of common interest shall be allocated the status of the highest national significance possible and be treated as such in permit granting procedures, **where** and in the **manner** such treatment is provided for in national legislation **applicable to the corresponding type of energy infrastructure**.

Amendment

1. Projects of common interest shall be allocated the status of the highest national significance possible and be treated as such in permit granting procedures.

Or. en

Justification

Projects of common interest must be allocated the status of the highest national significance possible and be treated as such in permit granting procedures in order to speed up the permitting process. Those Member States where such treatment is not provided for in their relevant national legislation must develop the legislative mechanisms which are necessary to implement such provision.

Amendment 434
Alejo Vidal-Quadras, Teresa Riera Madurell, Pilar del Castillo Vera

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

1. For the purpose of accelerating permit granting procedures and enhancing public participation, the provisions of this Chapter shall be applicable to all projects of common interest.

Amendment

1. For the purpose of accelerating permit granting procedures and enhancing public participation, the provisions of this Chapter shall be applicable to all projects of common interest **and to all projects deemed necessary for the technical**

viability of projects of common interest.

Or. en

Amendment 435

Alejo Vidal-Quadras, Teresa Riera Madurell, Pilar del Castillo Vera

Proposal for a regulation

Article 8 – paragraph 1

Text proposed by the Commission

1. Projects of common interest shall be allocated the status of the highest national significance possible and be treated as such in permit granting procedures, ***where and in the manner such treatment is provided for in national legislation applicable to the corresponding type of energy infrastructure.***

Amendment

1. Projects of common interest shall be allocated the status of the highest national significance possible and be treated as such in permit granting procedures.

Or. en

Amendment 436

Marita Ulvskog

Proposal for a regulation

Article 8 – paragraph 1

Text proposed by the Commission

1. Projects of common interest ***shall*** be allocated ***the*** status ***of the highest*** national ***significance possible*** and be treated as such in permit granting procedures, ***where and in the manner such treatment is provided for in*** national legislation applicable to the corresponding type of energy infrastructure.

Amendment

1. Projects of common interest ***must*** be allocated ***identical*** status ***as*** national ***projects*** and be treated as such in permit granting procedures, ***priority status of projects should be decided within*** the ***framework of*** national legislation applicable to the corresponding type of energy infrastructure.

Or. en

Amendment 437
Marita Ulvskog

Proposal for a regulation
Article 8 – paragraph 2

Text proposed by the Commission

2. The adoption of the Union-wide list of projects of common interest shall establish the **public interest and** necessity of these projects within the Member States concerned and shall be acknowledged as such by all parties concerned.

Amendment

2. The adoption of the Union-wide list of projects of common interest shall establish the necessity of these projects **from an energy policy perspective** within the Member States concerned and shall be acknowledged as such by all parties concerned.

Or. en

Amendment 438
Ioannis A. Tsoukalas

Proposal for a regulation
Article 8 – paragraph 2

Text proposed by the Commission

2. The adoption of the Union-wide list of projects of common interest shall establish the public interest and necessity of these projects within the Member States concerned and shall be acknowledged as such by all parties concerned.

Amendment

2. The adoption of the Union-wide list of projects of common interest shall establish the public interest and necessity of these projects **on the basis of a cost-benefit analysis** within the Member States concerned and shall be acknowledged as such by all parties concerned.

Or. en

Amendment 439
Marita Ulvskog

Proposal for a regulation
Article 8 – paragraph 3

Text proposed by the Commission

3. For the purpose of ensuring efficient administrative processing of the files related to projects of common interest, project promoters and all authorities concerned shall ensure that the ***most preferential treatment possible is given to these files as regards the resources allocated.***

Amendment

3. For the purpose of ensuring efficient administrative processing of the files related to projects of common interest, project promoters and all authorities concerned shall ensure that the ***project is treated impartially and in the same manner as other projects.***

Or. en

Amendment 440
Konrad Szymański

Proposal for a regulation
Article 8 – paragraph 3

Text proposed by the Commission

3. For the purpose of ensuring efficient administrative processing of the files related to projects of common interest, ***project promoters and*** all authorities concerned shall ensure that the most preferential treatment possible is given to these files as regards the resources allocated.

Amendment

3. For the purpose of ensuring efficient administrative processing of the files related to projects of common interest, all authorities concerned shall ensure that the most preferential treatment possible is given to these files as regards the resources allocated.

Or. en

Amendment 441
Marita Ulvskog

Proposal for a regulation
Article 8 – paragraph 4 – subparagraph 1

Text proposed by the Commission

With the objective of meeting the time limits set out ***in*** and reducing the administrative burden for the completion of

Amendment

With the objective of meeting the time limits set out and reducing the administrative burden for the completion of

projects of common interest, Member States shall, ***within nine months from the entry into force of this Regulation***, take measures to streamline the environmental assessment procedures. These measures shall be without prejudice to obligations resulting from Union legislation.

projects of common interest, Member States shall take measures to streamline the environmental assessment procedures ***provided for in national legislation or administrative rules***. These measures shall be without prejudice to obligations resulting from Union legislation ***and national legislation***.

Or. en

Amendment 442

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 8 – paragraph 4 – subparagraph 1

Text proposed by the Commission

With the objective of meeting the time limits set out in and reducing the administrative burden for the completion of projects of common interest, Member States shall, within nine months from the entry into force of this Regulation, take measures to streamline the environmental assessment procedures. These measures shall be without prejudice to obligations resulting from Union legislation.

Amendment

With the objective of meeting the time limits set out in and reducing the administrative burden for the completion of projects of common interest, Member States shall, within nine months from the entry into force of this Regulation, take measures to streamline the environmental assessment procedures, ***notably by sufficient allocation of resources and competencies***. These measures shall be without prejudice to obligations resulting from Union legislation.

Or. en

Amendment 443

Werner Langen

Proposal for a regulation

Article 8 – paragraph 4 – subparagraph 1

Text proposed by the Commission

With the objective of meeting the time

Amendment

With the objective of meeting the time

limits set out in Article 11 and reducing the administrative burden for the completion of projects of common interest, Member States shall, within nine months from the entry into force of this Regulation, take measures to streamline the environmental assessment procedures. These measures shall be without prejudice to obligations resulting from Union legislation.

limits set out in Article 11 and reducing the administrative burden for the completion of projects of common interest, Member States shall, within nine months from the entry into force of this Regulation, take **binding** measures to streamline the environmental assessment procedures. These measures shall be without prejudice to obligations resulting from Union legislation.

Or. de

Amendment 444

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 8 – paragraph 4 – subparagraph 2

Text proposed by the Commission

The Commission shall, within three months of the entry into force of this Regulation, issue guidance to support Member States in defining adequate measures and to ensure the coherent application of environmental assessment procedures required under EU legislation for projects of common interest.

Amendment

The Commission shall, within three months of the entry into force of this Regulation, issue guidance to support Member States in defining **and implementing** adequate measures and to ensure the coherent application of environmental assessment procedures required under *Union* legislation for projects of common interest, **and shall monitor its application.**

Or. en

Amendment 445

Werner Langen

Proposal for a regulation

Article 8 – paragraph 4 – subparagraph 2

Text proposed by the Commission

The Commission shall, within three

Amendment

The Commission shall, within three

months of the entry into force of this Regulation, issue guidance to support Member States in defining adequate measures and to ensure the coherent application of environmental assessment procedures required under EU legislation for projects of common interest.

months of the entry into force of this Regulation, issue guidance to support Member States in defining adequate **binding** measures and to ensure the coherent application of environmental assessment procedures required under EU legislation for projects of common interest.

Or. de

Amendment 446

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 8 – paragraph 5 – subparagraph 1

Text proposed by the Commission

Amendment

With regard to the environmental impacts addressed in Article 6(4) of Directive 92/43/EC and Article 4(7) of Directive 2000/60/EC, projects of common interest shall be considered as being of public interest, and may be considered as being of ‘overriding public interest’, provided that all the conditions foreseen in these Directives are fulfilled.

deleted

Or. en

Justification

Deleted as redundant.

Amendment 447

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 8 – paragraph 5 – subparagraph 2

Text proposed by the Commission

Should the opinion of the Commission be required in accordance with Directive 92/43/EC, the Commission and the competent authority pursuant to Article 9, shall ensure that the decision with regard to **the** ‘overriding public interest’ of a project is taken within the time limit pursuant to paragraph 1 of .

Amendment

Should the opinion of the Commission be required in accordance with Directive 92/43/EC, the Commission and the competent authority pursuant to Article 9, shall **aim to** ensure that the decision with regard to **a question of potential** ‘overriding public interest’ of a project is taken within the time limit pursuant to paragraph 1 of .

Or. en

Justification

As this concern the requirements of existing legislation, this regulation can not set an absolute timeframe on its correct application on specific projects.

Amendment 448
Marita Ulvskog

Proposal for a regulation
Article 9 – paragraph 2 – introductory part

Text proposed by the Commission

2. The competent authority shall **issue**, without prejudice to relevant requirements under Union and international legislation, the comprehensive decision **within the time limit referred to in (1) according to one of the following schemes:**

Amendment

2. The competent authority shall **ensure**, without prejudice to relevant requirements under Union and international legislation, **that** the comprehensive decision **is issued.**

The comprehensive decision may encompass multiple individual legally binding decisions issued by several authorities, which must be coordinated by the **competent authority.**

Or. en

Amendment 449
Teresa Riera Madurell

Proposal for a regulation
Article 9 – paragraph 2 – introductory part

Text proposed by the Commission

2. The competent authority shall issue, without prejudice to relevant requirements under Union and international legislation, the comprehensive decision within the time limit referred to in *Article 11(1)* according to **one of** the following **schemes**:

Amendment

2. The competent authority shall issue, without prejudice to relevant requirements under Union and international legislation, the comprehensive decision within the time limit referred to in *Article 11(1)* according to the following **scheme**:

Or. en

Amendment 450
Marita Ulvskog

Proposal for a regulation
Article 9 – paragraph 2 – point a

Text proposed by the Commission

(a) integrated scheme: the comprehensive decision issued by the competent authority is the sole legally binding decision resulting from the statutory permit granting procedure. Where other authorities are concerned by the project, these may, in accordance with national legislation, give their opinion as input to the procedure, which shall be taken into account by the competent authority.

Amendment

deleted

Or. en

Amendment 451
Marita Ulvskog

Proposal for a regulation
Article 9 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a case-by-case basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision.

deleted

Or. en

Amendment 452

Teresa Riera Madurell

Proposal for a regulation

Article 9 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a case-by-case basis, a

deleted

reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision.

Or. en

Justification

Safeguarding the relevant legal guarantees, the European Institutions should be able to impose a single and efficient procedure, with a one-stop-shop (a single coordinator) and strict deadlines for the involved administrations. An increase in the delays of time limits leads to a cost increase that is ultimately borne by the consumer. The integrated scheme will speed up the process further whereas the coordinated scheme will only be a half-way solution but would not give an end to the problem.

Amendment 453

Jolanta Emilia Hibner

Proposal for a regulation

Article 9 – paragraph 2 – point b

Text proposed by the Commission

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a *case-by-case* basis, a reasonable time

Amendment

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a *case- by-case* basis, a reasonable time

limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision.

limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision. ***The coordinated scheme may only be used for a transitional period not exceeding 10 years after the entry into force of this Regulation. The integrated scheme only shall be applied after this date.***

Or. en

Amendment 454

Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation

Article 9 – paragraph 2 – point b

Text proposed by the Commission

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a **case-by-case** basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the

Amendment

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a **case- by-case** basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the

delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision.

delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision. ***The coordinated scheme may only be used for a transitional period not exceeding 10 years after the entry into force of this Regulation. The integrated scheme only shall be applied after this date.***

Or. en

Amendment 455
Marian-Jean Marinescu

Proposal for a regulation
Article 9 – paragraph 2 – point b

Text proposed by the Commission

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a case-by-case basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the

Amendment

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a case-by-case basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if it considers that the decision is not sufficiently substantiated with regard to the underlying evidence presented by the

authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision.

authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision. ***The coordinated scheme may only be used for a transitional period not exceeding 5 years after the entry into force of this Regulation.***

Or. en

Amendment 456

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 9 – paragraph 2 – point b

Text proposed by the Commission

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a case-by-case basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if ***it considers that*** the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision.

Amendment

(b) coordinated scheme: The comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall establish, on a case-by-case basis, a reasonable time limit within which the individual decisions must be issued. The competent authority may take an individual decision on behalf of another national authority concerned, if the decision by that authority is not delivered within the time limit and if the delay cannot be adequately justified. The competent authority may overrule an individual decision of another national authority, if ***subsequent re-analysis reveals*** the decision is not sufficiently substantiated with regard to the underlying evidence presented by the authority concerned. The competent authority shall ensure that the relevant requirements under international and Union legislation are respected and must duly justify its decision ***and make the decision and the***

justification, including the relevant evidence, available to the public.

Or. en

Amendment 457
Kathleen Van Brempt, Ivo Belet

Proposal for a regulation
Article 9 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. collaborative scheme: the comprehensive decision may encompass multiple individual legally binding decisions issued by the Competent Authority and other authorities concerned. The competent authority shall, in consultation with the other authorities concerned establish, on a case-by-case basis, a reasonable time limit within which the individual decisions can be issued, as well as the resulting total permitting time limit. The competent authority shall monitor the compliance of the time limits by the authorities concerned. If the decision by the authority involved is expected not to be delivered within the time limit, that authority shall inform the competent authority forthwith and include a justification for the delay.

Or. en

Amendment 458
Lena Kolarska-Bobińska

Proposal for a regulation
Article 9 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States shall endeavour to ensure

4. Member States shall endeavour to ensure

that appeals challenging the substantive or procedural legality of a comprehensive decision are handled in the most efficient way possible.

that appeals challenging the substantive or procedural legality of a comprehensive decision are handled in the most efficient way possible ***and are given priority in the administrative or judicial systems were raised.***

Or. en

Amendment 459
Pavel Poc

Proposal for a regulation
Article 9 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The Member State shall choose and apply only such scheme referred to in paragraph 2 that ensures more preferable treatment of the projects of common interest than the treatment valid in the Member State before the applicability of this Regulation.

Or. en

Justification

This proposal prevents the Member States to select a scheme that will in practice provide even worse or no positive results when compared to practices in the permit granting procedures that are in place already in the current national practice.

Amendment 460
Amalia Sartori, Mario Mauro

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

Amendment

1. To increase transparency for all stakeholders concerned, the competent

1. To increase transparency for all stakeholders concerned, the competent

authority shall, within nine months of the entry into force of this Regulation, publish a manual of procedures for the permit granting process applicable to projects of common interest. The manual shall be updated as necessary and made available to the public. The manual shall at least include the information specified in point 1 of Annex VI.

authority shall, within nine months of the entry into force of this Regulation, publish a manual of procedures for the permit granting process applicable to projects of common interest. The manual shall be updated as necessary and made available to the public. The manual shall at least include the information specified in point 1 of Annex VI. ***This provision is without prejudice to the national transparency and public consultation procedure in place at national level.***

Or. en

Justification

Self explaining.

Amendment 461 **Silvia-Adriana Țicău**

Proposal for a regulation **Article 10 – paragraph 1**

Text proposed by the Commission

1. To increase transparency for all stakeholders concerned, the competent authority shall, within nine months of the entry into force of this Regulation, publish a manual of procedures for the permit granting process applicable to projects of common interest. The manual shall be updated as necessary and made available to the public. The manual shall at least include the information specified in point 1 of Annex VI.

Amendment

1. To increase transparency for all stakeholders concerned, the competent authority shall, within nine months of the entry into force of this Regulation, publish a manual of procedures for the permit granting process applicable to projects of common interest ***in full conformity with the national legislation of the Member States concerned.*** The manual shall be updated as necessary and made available to the public. The manual shall at least include the information specified in point 1 of Annex VI.

Or. ro

Amendment 462
Lena Kolarska-Bobińska

Proposal for a regulation
Article 10 – paragraph 3

Text proposed by the Commission

3. The project promoter shall, within three months of the start of the permit granting process pursuant to paragraph 1(a) of , elaborate and submit a concept for public participation to the competent authority. The competent authority shall request modifications or approve the concept for public participation within one month. The concept shall at least include the information specified in point 3 of Annex VI.

Amendment

3. The project promoter shall, within three months of the start of the permit granting process pursuant to paragraph 1(a) of **Article 11**, elaborate and submit a concept for public participation to the competent authority. The competent authority shall request modifications or approve the concept for public participation within one month. The concept shall at least include the information specified in point 3 of Annex VI. ***The project promoter shall inform any significant changes of an approved concept to competent authority which may request modifications.***

Or. en

Amendment 463
Sabine Wils

Proposal for a regulation
Article 10 – paragraph 4

Text proposed by the Commission

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, ***before submission of the application file to the competent authority*** pursuant to paragraph 1(a) of Article 11. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify ***the most suitable location or trajectory*** and the relevant issues to be addressed in the application file. ***The minimum***

Amendment

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, ***within three to six months of the start of the permit granting process*** pursuant to paragraph 1(a) of Article 11. ***Before submission of the application file, at least one more public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, in which the project promoter shall give***

modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

details of the current state of play and explain how far reservations and considerations raised during the first consultation have been taken into account or why suggestions have not been taken into account. The public shall be given an opportunity to comment on the updated plans. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify *the technical options for the environmental optimisation of routes* and the relevant issues to be addressed in the application file.

Or. de

Amendment 464
Bogdan Kazimierz Marcinkiewicz, Jerzy Buzek

Proposal for a regulation
Article 10 – paragraph 4

Text proposed by the Commission

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of . The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an *early* stage *and identify the most suitable location or trajectory* and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. *A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall*

Amendment

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1 of *Article 11*. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an *appropriate* stage *as defined in the manual of procedures pursuant to paragraph 1 of Article 10* and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. *The project promoter shall submit to the competent authority together with the application file a report summarising the results of activities related to the participation of the public and the project promoter's observations about*

take due account of *these results* when taking the comprehensive decision.

those results. *The* competent authority shall take due account of *the content of the report* when taking the comprehensive decision.

Or. en

Justification

A consultation and even the identification of the location and trajectory in an early stage may trigger unwilling consequences such as speculations on easements and land plots which may jeopardize the project. This does not affect the transparency and timely involvement of the public.

Amendment 465

Yannick Jadot

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 10 – paragraph 4

Text proposed by the Commission

4. At least *one* public *consultation* shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of *Article 11*. The *public* consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when

Amendment

4. At least *two* public *consultations* shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of *Article 11*. The *first* consultation shall *be carried out within the first six months of the pre-application procedure.* *The public consultations shall* inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory, *the different available technical options* and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be

taking the comprehensive decision.

prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Or. en

Amendment 466

Fiona Hall

Proposal for a regulation

Article 10 – paragraph 4

Text proposed by the Commission

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of . The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Amendment

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of . The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The ***public consultation shall be technology neutral from the outset, i.e. consider all technology options as listed under Annex II (1a) or a combination thereof.*** The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Or. en

Justification

At an early stage of the project, it is important to ensure that the project promoter takes a technology neutral approach as it can facilitate acceptance of the project and thus accelerate its realisation.

Amendment 467

Jolanta Emilia Hibner

Proposal for a regulation

Article 10 – paragraph 4

Text proposed by the Commission

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. *A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.*

Amendment

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. ***The project promoter shall submit to the competent authority together with the application file a report summarising the results of activities related to the participation of the public and the project promoter's observations about those results. The competent authority shall take due account of the content of the report when taking the comprehensive decision.***

Or. en

Amendment 468

Paul Rübiger

Proposal for a regulation
Article 10 – paragraph 4

Text proposed by the Commission

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of Article 11. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify ***the most suitable location or trajectory and*** the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Amendment

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of Article 11. The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Or. de

Justification

The requirement for the route to be determined with public participation, i.e. jointly with the public, will make it extremely hard to realise a project. It is hard to imagine how agreement could be reached on a route satisfying all stakeholders.

Amendment 469
Konrad Szymański

Proposal for a regulation
Article 10 – paragraph 4

Text proposed by the Commission

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file to the competent authority pursuant to paragraph 1(a) of . The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Amendment

4. At least one public consultation shall be carried out by the project promoter, or, where this is laid down by national legislation, by the competent authority, before submission of the application file **for the building permit** to the competent authority pursuant to paragraph 1(a) of . The public consultation shall inform stakeholders referred to in point 2(a) of Annex VI about the project at an early stage and identify the most suitable location or trajectory and the relevant issues to be addressed in the application file. The minimum modalities of this public consultation are specified in point 4 of Annex VI. A report summarising the results of activities related to the participation of the public prior to the submission of the application file shall be prepared by the project promoter and submitted together with the application file to the competent authority, which shall take due account of these results when taking the comprehensive decision.

Or. en

Amendment 470
Konrad Szymański

Proposal for a regulation
Article 10 – paragraph 6

Text proposed by the Commission

6. For projects likely to have significant adverse cross-border impacts in one or more neighbouring Member States, where Article 7 of Directive 85/337/EEC and the Espoo Convention are applicable, the **relevant** information shall be made available to the competent authority of the neighbouring Member State(s). The

Amendment

6. For projects likely to have significant adverse cross-border impacts in one or more neighbouring Member States, where Article 7 of Directive 85/337/EEC and the Espoo Convention are applicable, the information **required by Article 7 of Directive 85/337/EEC and the Espoo Convention** shall be made available **by the**

competent authority of the neighbouring Member State(s) shall indicate whether it wishes to participate in the relevant public consultation procedures.

competent authority of the Member State to the competent authority of the neighbouring Member State(s). The competent authority of the neighbouring Member State(s) shall indicate whether it wishes to participate in the relevant public consultation procedures.

Or. en

Amendment 471
Paul Rübzig

Proposal for a regulation
Article 10 – paragraph 7 – subparagraph 1

Text proposed by the Commission

The project promoter, or, where national legislation so provides, the competent authority, shall establish *and regularly update* a project website to publish relevant information about the project, which shall be linked to the Commission website and which shall satisfy the requirements specified in point 5 of Annex VI. Commercially sensitive information shall be kept confidential.

Amendment

The project promoter, or, where national legislation so provides, the competent authority, shall establish a project website to publish relevant information about the project, which shall be linked to the Commission website and which shall satisfy the requirements specified in point 5 of Annex VI. Commercially sensitive information shall be kept confidential.

Or. de

Justification

Regular updating of the website to indicate the state of play of proceedings would be a very heavy additional burden on the project operator.

Amendment 472
Alejo Vidal-Quadras, Pilar del Castillo Vera

Proposal for a regulation
Article 10 – paragraph 7 – subparagraph 1

Text proposed by the Commission

The project promoter, **or, where national legislation so provides**, the competent authority, shall establish and regularly update a project website to publish relevant information about the project, which shall be linked to the Commission website and which shall satisfy the requirements specified in point 5 of Annex VI. Commercially sensitive information shall be kept confidential.

Amendment

The project promoter **with the support of the** competent authority shall establish and regularly update a project website to publish relevant information about the project, which shall be linked to the Commission website and which shall satisfy the requirements specified in point 5 of Annex VI. Commercially sensitive information shall be kept confidential.

Or. en

Amendment 473

Lena Kolarska-Bobińska

Proposal for a regulation

Article 10 – paragraph 7 – subparagraph 2

Text proposed by the Commission

Project promoters shall, in addition, publish relevant information by other appropriate information means, to which the public has open access.

Amendment

Project promoters shall, in addition, publish relevant information by other appropriate information means, to which the public has open access. ***This shall include, subject to the legislation of the effected Member State, publication in the largest, in terms of distribution, newspapers in the regions and towns on the project's possible routes, as published according to point 4 (a) of Annex VI.***

Or. en