



2017/0024(NLE)

7.9.2017

AMENDMENTS

5 - 25

Draft report
Miroslav Poche
(PE606.105v01-00)

Establishing the Bio-based Industries Joint Undertaking

Proposal for a regulation
(COM(2017)0068 – C8-0118/2017 – 2017/0024(NLE))

Amendment 5
Notis Marias

Draft legislative resolution
Citation 2 a (new)

Draft legislative resolution

Amendment

- *having regard to the Protocol (No 1) of the Treaty on the Functioning of the European Union (TFEU) on the role of national parliaments in the European Union,*

Or. el

Amendment 6
Notis Marias

Draft legislative resolution
Citation 2 b (new)

Draft legislative resolution

Amendment

- *having regard to the Protocol (No 2) of the Treaty on the Functioning of the European Union (TFEU) on the application of the principles of subsidiarity and proportionality,*

Or. el

Amendment 7
Notis Marias

Proposal for a regulation
Citation 1 a (new)

Text proposed by the Commission

Amendment

- *having regard to the Protocol (No 1) of the Treaty on the Functioning of the European Union (TFEU) on the role of national parliaments in the European*

Union,

Or. el

Amendment 8
Notis Marias

Proposal for a regulation
Citation 1 b (new)

Text proposed by the Commission

Amendment

- *having regard to the Protocol (No 2) of the Treaty on the Functioning of the European Union (TFEU) on the application of the principles of subsidiarity and proportionality,*

Or. el

Amendment 9
Gesine Meissner, Fredrick Federley, Pavel Telička

Proposal for a regulation
Recital 1

Text proposed by the Commission

Amendment

(1) Council Regulation (EU) 560/2014⁽³⁷⁾ established the Bio-based Industries Joint Undertaking ('BBI Joint Undertaking').

(1) Council Regulation (EU) 560/2014⁽³⁷⁾ established the Bio-based Industries Joint Undertaking ('BBI Joint Undertaking') *with the aim of increasing investment in the development of a sustainable bio-based industry sector in Europe.*

³⁷ Council Regulation (EU) No 560/2014 of 6 May 2014 establishing the Bio-based Industries Joint Undertaking (OJ L 169, 7.6.2014, p. 130).

³⁷ Council Regulation (EU) No 560/2014 of 6 May 2014 establishing the Bio-based Industries Joint Undertaking (OJ L 169, 7.6.2014, p. 130).

Or. en

Amendment 10
Anneleen Van Bossuyt

Proposal for a regulation
Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) This Regulation responds to a proposal made by the Bio-based Industries Consortium Aisbl (BIC) and mirrors best practice in other joint undertakings. Effective programme delivery by the BBI Joint Undertaking and better regulation overall should continue to be achieved through improved cooperation and engagement with all stakeholders in the bio-based chain.

Or. en

Amendment 11
Davor Škrlec
on behalf of the Verts/ALE Group

Proposal for a regulation
Recital 3

Text proposed by the Commission

Amendment

(3) The Bio-based Industries Consortium Aisbl ('BIC'), which is a member of the BBI Joint Undertaking other than the Union, continues to be ready to support the operational costs of the BBI Joint Undertaking for the amount set out in Article 12(4) of the Statutes. ***It has however proposed an alternative mode of financing through financial contributions made by its constituent entities at the indirect actions' level.***

(3) The Bio-based Industries Consortium Aisbl ('BIC'), which is a member of the BBI Joint Undertaking other than the Union, continues to be ready to support the operational costs of the BBI Joint Undertaking for the amount set out in Article 12(4) of the Statutes.

Or. en

Justification

A widespread criticism to “first generation” JU is that no in-cash contributions are made to JU operations by companies unless they directly benefit at project level. At the time of adoption of the BBI JU in 2014, the financial contribution at programme level was praised by all actors as an improvement in the funding mechanism of the JUs. Reverting to funding individual projects only is a set back and goes counter the aim of funding pre-competitive research with widespread spill-over effects.

Amendment 12

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) The objective of the BBI Initiative to carry out activities through collaboration of stakeholders along the entire bio-based value chains, including SMEs, research and technology centres and universities can be achieved ***only by enabling*** BIC and its constituent entities ***to*** deliver the financial contribution ***not only*** as payments to the BBI Joint Undertaking ***but also as*** financial contributions to indirect actions funded by the BBI Joint Undertaking.

Amendment

(4) The objective of the BBI Initiative to carry out activities through collaboration of stakeholders along the entire bio-based value chains, including SMEs, research and technology centres and universities can be achieved ***if*** BIC and its constituent entities deliver the financial contribution as payments to the BBI Joint Undertaking ***operational programme in 2014, as they have committed to doing. This should not preclude BIC from making additional*** financial contributions to indirect actions funded by the BBI Joint Undertaking ***at project level.***

Or. en

Justification

It is regretful that 3 years after its creation, the constituent entities of the BIC JU are only willing to support indirect actions where they directly benefit. The aim of the BBI JU is to fund “pre-competitive” research across the whole value chain and leverage private investments as a whole in this industrial sector, benefitting research and SMEs along the value chain. Therefore the BIC, should contribute to fund the overall programme as foreseen, in addition to providing as relevant additional financial contributions to individual projects.

Amendment 13

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) The objective of the BBI Initiative to carry out activities through collaboration of stakeholders along the entire bio-based value chains, including SMEs, research and technology centres and universities can be achieved only by enabling BIC and its constituent entities to deliver the financial contribution not only as payments to the BBI Joint Undertaking but also as financial contributions to indirect actions funded by the BBI Joint Undertaking.

Amendment

(4) The objective of the BBI Initiative to carry out activities through collaboration of stakeholders along the entire bio-based value chains, including SMEs, research and technology centres and universities can be achieved only by enabling BIC and its constituent entities to deliver the financial contribution not only as payments to the BBI Joint Undertaking but also as financial contributions to indirect actions funded by the BBI Joint Undertaking. ***This new delivery mode will ensure that the financial contributions become more commercially viable for BIC and its constituent entities, which in turn should facilitate the fulfilment of their financial obligations within the set deadline.***

Or. en

Amendment 14

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) It is therefore necessary to amend the Statutes in order to enable BIC ***and its constituent entities to deliver the financial contribution for the full amount set out in Article 12(4) of the Statutes, allowing those contributions to be made*** not only as payments to the BBI Joint Undertaking but also as financial contributions to indirect actions funded by the BBI Joint Undertaking and to ***be reported*** to the BBI

Amendment

(5) It is therefore necessary to amend the Statutes in order to enable BIC ***to make additional*** financial contributions not only as payments to the BBI Joint Undertaking but also as financial contributions to indirect actions funded by the BBI Joint Undertaking and to ***report them*** to the BBI Joint Undertaking,

Joint Undertaking,

Or. en

Justification

The BIC should contribute to fund the overall programme as foreseen, in addition to providing as relevant additional financial contributions to individual projects.

Amendment 15

Francesc Gambús, Krišjānis Kariņš, Pilar Ayuso, Soledad Cabezón Ruiz, Carlos Zorrinho

Proposal for a regulation

Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) The Commission should always carry out a public consultation in order to ensure that proposed changes are accepted by all interested parties, whether or not they are members of the BIC, and that they are developed in the most transparent and open way possible. Similarly, the Commission should conduct mandatory impact assessments of the measures proposed.

Or. en

Amendment 16

Miroslav Poche

Proposal for a regulation

Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) The Commission should, in future cases, always carry out a public consultation in order to ensure that any changes proposed are accepted by all interested parties and that they are developed in the most transparent and

open way possible.

Or. en

Amendment 17

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 (new)

Council Regulation (EU) 560/2014

Recital 11

Present text

(11) Bio-based industries and their value chains are facing complex and substantial technology and innovation challenges. As a nascent sector, bio-based industries have to overcome the dispersion of technical competences and the limited publically available data on real resource availability in order to build sustainable and competitive value chains. In order to tackle these challenges, critical mass has to be achieved in a focused and coherent way at European level in terms of scale of activity, excellence, and potential for innovation.

Amendment

Article -1 (new)

Recital 11 is replaced by the following

“

(11) Bio-based industries and their value chains are facing complex and substantial technology and innovation challenges. As a nascent sector, bio-based industries have to overcome the dispersion of technical competences and the limited publically available data on real resource availability in order to build sustainable and competitive value chains. In order to tackle these challenges, critical mass has to be achieved in a focused and coherent way at European level in terms of scale of activity, excellence, and potential for innovation. ***In particular, these industries need to ensure a sustainable management of the bio-***

feedstock and focus on the development of bio-products based essentially on the use of bio-wastes and residues, to contribute to fulfil the aims of the circular economy; to enable this, the guiding principle of a biomass hierarchy should be integrated and ‘cascade utilization’ of biomass should be supported: first directed to high-value applications such as biochemicals and biomaterials then lower value applications (biofuels, bioenergy).

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504012500697&from=EN>)

Amendment 18

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 a (new)

Council Regulation (EU) 560/2014

Recital 12

Present text

Amendment

Article -1 a (new)

Recital 12 is replaced with the following text:

“

(11) The Joint Technology Initiative on Bio-based Industries should mitigate the different types of market failures that discourage private investment into pre-competitive research, demonstration and deployment activities for bio-based industries in Europe. In particular, it should ascertain the availability of reliable biomass supply **taking into account other competing** social and environmental demands, and support the development of advanced processing technologies, large scale demonstration activities and policy instruments, thus reducing the risk for

private research and innovation investment in the development of sustainable and competitive bio-based products *and biofuels*.

(12) The Joint Technology Initiative on Bio-based Industries should mitigate the different types of market failures that discourage private investment into pre-competitive research, demonstration and deployment activities for bio-based industries in Europe. In particular, it should ascertain the availability of reliable biomass supply, *primarily bio-waste and residues, while ensuring fulfilment of essential* social and environmental demands, and support the development of advanced processing technologies, large scale demonstration activities and policy instruments, thus reducing the risk for research and innovation investment in the development of sustainable and competitive bio-based products, *and meet the objectives of the circular economy*.

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504097287595&from=EN>)

Amendment 19

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 b (new)

Council Regulation (EU) 560/2014

Recital 13

Present text

Amendment

Article -1 b (new)

Recital 13 is replaced by the following text:

(13) The BBI Initiative should be a public-

“

private partnership aiming at increasing investment in the development of *a* sustainable bio-based *industry sector* in Europe. It should provide environmental and socioeconomic benefits for European citizens, increase the competitiveness of Europe and contribute to establishing Europe as a key player in research, demonstration and the deployment of advanced bio-based products *and biofuels*.

(13) The BBI Initiative should be a public-private partnership aiming at increasing investment in the development of sustainable bio-based *solutions* in Europe. It should provide environmental and socioeconomic benefits for European citizens, increase the competitiveness of Europe and contribute to establishing Europe as a key player in research, demonstration and the deployment of advanced *sustainable* bio-based products.

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504097287595&from=EN>)

Amendment 20

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 c (new)

Council Regulation (EU) 560/2014

Recital 14

Present text

Amendment

Article -1 c (new)

Recital 14 is replaced by the following text:

“

(14) The objective of the BBI Initiative is to implement a programme of research and innovation activities in Europe that will

assess the availability of renewable biological resources that can be used for the production of bio-based materials, and on that basis support the establishment of *sustainable* bio-based value chains. Those activities should be carried out through collaboration between stakeholders along the entire bio-based value chains, including primary production and processing industries, *consumer brands*, SMEs, research and technology centres and universities.

(14) The objective of the BBI Initiative is to implement a programme of research and innovation activities in Europe that will assess the availability of *bio-waste, including from agriculture and forestry, and* renewable biological resources that can be used for the production of bio-based materials, and on that basis support the establishment of bio-based value chains *that ensure a sustainable management of bio-feedstock and preservation of resources according to the principles of the circular economy*. Those activities should be carried out through collaboration between stakeholders along the entire bio-based value chains, including primary production and processing industries, *including non-conventional agriculture sector*, SMEs, research and technology centres and universities *and civil society organisations*.

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504097287595&from=EN>)

Amendment 21

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 d (new)

Council Regulation (EU) 560/2014
Article 2 – paragraph 1 – point b – introductory part

Present text

Amendment

Article -1 d (new)

(b) to contribute to the objectives of the **BBI** Initiative of a *more* resource *efficient* and sustainable *low-carbon* economy and *increasing* economic *growth* and employment, in particularly in rural areas, by developing sustainable and competitive bio-based industries in Europe based on advanced *biorefineries* that source their biomass sustainably, and in particular to:

“

(b) to contribute to the objectives of the **Biobased Industries Joint Technology** Initiative of a resource *sufficient and environmental friendly* sustainable *renewable-based* economy and *to contribute to* economic *development* and employment, in particularly in rural areas, by developing sustainable, and competitive bio-based industries in Europe based on advanced *bio-industries* that source their biomass sustainably *and on the guiding principle of a biomass hierarchy supporting a ‘cascade utilization’ of biomass*; and in particular to:

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504097287595&from=EN>)

Amendment 22

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 e (new)

Council Regulation (EU) 560/2014

Annex – Article 5 – paragraph 1 – point ba (new)

Text proposed by the Commission

Amendment

Article -1 e

(ba) four representatives of the Scientific Committee, of which at least one from a civil society organisation;

Or. en

Justification

The role of the Scientific Committee in the adoption of the operational programmes and strategic research agenda should be reinforced, as a valuable contributor in the Governing Board, alongside the representatives of the Commission and the industry sector.

Amendment 23

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article –1 f (new)

Council Regulation (EU) 560/2014

Annex 1 – Article 10 – paragraph 1

Present text

Amendment

Article -1 f (new)

Paragraph 1 is replaced by the following

1. The Scientific Committee shall consist of no more than fifteen members. It shall elect a chairperson from among its members.

“

1. The Scientific Committee shall consist of no more than fifteen members. It shall elect a chairperson from among its members and four representatives to the Governing Board, of which at least one shall be from a civil society organisation..

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504097287595&from=EN>)

Amendment 24

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 – paragraph 3

Council Regulation (EU) No 560/2014

Annex – Article 12 – paragraph 4

Text proposed by the Commission

These financial contributions shall be made as payments to the BBI Joint Undertaking *or as* financial contributions to indirect actions funded by the BBI Joint Undertaking.

Amendment

These financial contributions shall be made as payments to the BBI Joint Undertaking ***operational programme. Additional*** financial contributions ***shall be possible as payments*** to indirect actions funded by the BBI Joint Undertaking.

Or. en

Amendment 25

Davor Škrlec

on behalf of the Verts/ALE Group

Proposal for a regulation

Article 1 a (new)

Council Regulation (EU) 560/2014

Annex 1 – Article 10 – paragraph 2

Present text

2. The members shall reflect a balanced representation of worldwide recognised experts from academia, ***industry, SMEs, non-governmental*** organisations and regulatory bodies. Collectively, the Scientific Committee members shall have the necessary scientific competencies and expertise covering the technical domain needed to make science-based recommendations to the BBI Joint

Amendment

Article 1 a (new)

Paragraph 2 is replaced by the following text:

“

Undertaking.

2. The members shall reflect a balanced representation of worldwide recognised experts from academia, **research organisations, SMEs, civil society** organisations and regulatory bodies. Collectively, the Scientific Committee members shall have the necessary scientific competencies and expertise covering the technical domain needed to make science-based recommendations to the BBI Joint Undertaking.

“

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32014R0560&qid=1504097287595&from=EN>)