



2017/0158(COD)

28.3.2018

AMENDMENTS

34 - 267

Draft opinion
Santiago Fisas Aixelà
(PE616.832v01-00)

on the import of cultural goods

Proposal for a regulation
(COM(2017)0375 – C8-0227/2017 – 2017/0158(COD))

Amendment 34
Isabella Adinolfi

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) In view of different rules applying in the Member States regarding the entry of cultural goods into the customs territory of the Union, measures should be taken in particular to ensure that imports of cultural goods are subject to uniform controls upon their entry.

Amendment

(3) In view of different rules applying in the Member States regarding the entry of cultural goods into the customs territory of the Union, measures should be taken in particular to ensure that imports of cultural goods are subject to uniform controls upon their entry. ***These measures should also provide for the prohibition of the entry of such cultural goods when there are reasonable grounds to suspect that they have been unlawfully removed from the territory of third countries.***

Or. en

Amendment 35
John Procter

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) In view of different rules applying in the Member States regarding the entry of cultural goods into the customs territory of the Union, measures should be taken in particular to ensure that imports of cultural goods are subject to uniform controls upon their entry.

Amendment

(3) In view of different rules applying in the Member States regarding the entry of cultural goods into the customs territory of the Union, measures should be taken in particular to ensure that ***certain*** imports of cultural goods are subject to uniform controls upon their entry.

Or. en

Amendment 36
Isabella Adinolfi

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) The common rules should cover the customs treatment of non-Union cultural goods entering the customs territory of the Union, i.e. both their release for free circulation as well as their placement under a special customs procedure ***other than transit***.

Amendment

(4) The common rules should cover the customs treatment of non-Union cultural goods entering the customs territory of the Union, i.e. both their release for free circulation as well as their placement under a special customs procedure.

Or. en

Amendment 37
Dominique Bilde

Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) Given the known potential of free zones (and so-called "free ports") for the purpose of storing cultural goods, the control measures to be put in place should have as broad a scope as possible in terms of customs procedures concerned. Those control measures should therefore not only concern goods released for free circulation but also goods placed under a special customs procedure. ***However, such a broad scope should not go against the principle of freedom of transit of goods nor go beyond the objective of preventing illicitly exported cultural goods from entering the customs territory of the Union. Accordingly, while encompassing special customs procedures under which goods entering the customs territory of the Union may be placed, control measures should exclude transit.***

Amendment

(5) Given the known potential of free zones (and so-called "free ports") for the purpose of storing cultural goods, the control measures to be put in place should have as broad a scope as possible in terms of customs procedures concerned. Those control measures should therefore not only concern goods released for free circulation but also goods placed under a special customs procedure. ***Strict rules should also be applied to free ports, and in particular a strict limit should be placed on the maximum period of time for which works of art in transit may be stored there.***

Amendment 38
Isabella Adinolfi

Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) Given the known potential of free zones (and so-called "free ports") for the purpose of storing cultural goods, the control measures to be put in place should have as broad a scope as possible in terms of customs procedures concerned. Those control measures should therefore not only concern goods released for free circulation but also goods placed under a special customs procedure. ***However, such a broad scope should not go against the principle of freedom of transit of goods nor go beyond the objective of preventing illicitly exported cultural goods from entering the customs territory of the Union. Accordingly, while encompassing special customs procedures under which goods entering the customs territory of the Union may be placed, control measures should exclude transit.***

Amendment

(5) Given the known potential of free zones (and so-called "free ports") for the purpose of storing cultural goods, the control measures to be put in place should have as broad a scope as possible in terms of customs procedures concerned. Those control measures should therefore not only concern goods released for free circulation but also goods placed under a special customs procedure.

Amendment 39
Dominique Bilde

Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) Given the known potential of free zones (and so-called "free ports") for the purpose of storing cultural goods, the control measures to be put in place should

Amendment

(5) Given the known potential of free zones (and so-called "free ports") for the purpose of storing cultural goods, the control measures to be put in place should

have as broad a scope as possible in terms of customs procedures concerned. Those control measures should therefore not only concern goods released for free circulation but also goods placed under a special customs procedure. However, such a broad scope should not go against the principle of freedom of transit of goods nor go beyond the objective of preventing illicitly exported cultural goods from entering the customs territory of the Union.

Accordingly, while encompassing special customs procedures under which goods entering the customs territory of the Union may be placed, control measures should exclude transit.

have as broad a scope as possible in terms of customs procedures concerned. Those control measures should therefore not only concern goods released for free circulation but also goods placed under a special customs procedure. ***With regard to free zones, specific good practice should be put in place, consisting of a requirement to disclose the identity of the final beneficiary of the goods stored, in order to dispel any suspicion of money laundering linked to a terrorist organisation.***

However, such a broad scope should not go against the principle of freedom of transit of goods nor go beyond the objective of preventing illicitly exported cultural goods from entering the customs territory of the Union. Accordingly, while encompassing special customs procedures under which goods entering the customs territory of the Union may be placed, control measures should exclude transit.

Or. fr

Amendment 40

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) The definitions based on those used in the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 and the UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects signed in Rome on 24 June 1995, to which a significant number of Member States are a party, should be used in the Regulation, considering the familiarity of many third countries and most Member States with their provisions.

Amendment

(6) The definitions based on those used in ***the 1954 Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict***, the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 and the UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects signed in Rome on 24 June 1995, to which a significant number of Member States are a party, should be used in the Regulation, considering the familiarity of

many third countries and most Member States with their provisions.

Or. en

Amendment 41
Dominique Bilde

Proposal for a regulation
Recital 6

Text proposed by the Commission

(6) The definitions based on those used in the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 and the UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects signed in Rome on 24 June 1995, *to which a significant* number of *Member States are a party*, should be used in the Regulation, considering the familiarity of many third countries and most Member States with their provisions.

Amendment

(6) The definitions based on those used in the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 and the UNIDROIT Convention on Stolen or Illegally Exported Cultural Objects signed in Rome on 24 June 1995, *which has unfortunately been ratified by an insufficient* number of *States*, should be used in the Regulation, considering the familiarity of many third countries and most Member States with their provisions.

Or. fr

Amendment 42
John Procter

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) *The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). In order to avoid circumvention, when the cultural goods enter the Union from a different third*

Amendment

deleted

country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that they were exported from there legally, when the third country in question is a signatory State of the 1970 UNESCO Convention and thus a country committed to fighting against illicit trafficking of cultural property. In other cases, the person should prove lawful export from the source country.

Or. en

Amendment 43
Santiago Fisas Ayxelà, Bogdan Brunon Wenta

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). ***In order to avoid circumvention***, when the cultural goods enter the Union from a different third country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that they were exported ***from there legally, when the third country in question is a signatory State of the 1970 UNESCO Convention and thus a country committed to fighting against illicit trafficking of cultural property. In other cases, the person should prove lawful export*** from the source country.

Amendment

(7) The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). When the cultural goods enter the Union from a different third country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that they were ***legally*** exported from the source country. ***In cases where the source country of the cultural goods cannot be reliably determined, the person who seeks to introduce them into the customs territory of the Union should demonstrate that they were legally exported from the last country where they were held before their dispatch into the Union (“export country”) in accordance with its laws and regulations.***

Or. en

Amendment 44
Dominique Bilde

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). In order to avoid circumvention, when the cultural goods enter the Union from a different third country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that they were exported from there legally, when the third country in question is a *signatory State of* the 1970 UNESCO Convention and thus a country committed to fighting against illicit trafficking of cultural property. In other cases, the person should prove lawful export from the source country.

Amendment

(7) The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). In order to avoid circumvention, when the cultural goods enter the Union from a different third country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that they were exported from there legally, when the third country in question is a State *that has ratified* the 1970 UNESCO Convention and thus a country committed to fighting against illicit trafficking of cultural property. In other cases, the person should prove lawful export from the source country.

Or. fr

Amendment 45
Ian Hudghton

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). In order to avoid circumvention, when the cultural goods enter the Union from a different third country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that *they* were

Amendment

(7) The legality of export should be examined based on the laws and regulations of the country where the cultural goods were discovered or created ('source country'). In order to avoid circumvention, when the cultural goods enter the Union from a different third country, the person who seeks to introduce them into the customs territory of the Union should demonstrate that *the cultural*

exported from there legally, *when the third country in question is a signatory State of the 1970 UNESCO Convention and thus a country committed to fighting against illicit trafficking of cultural property. In other cases, the person should prove lawful export from the source country.*

goods or objects were exported from there legally.

Or. en

Amendment 46

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa

Proposal for a regulation

Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) Considering that the art. 5 of the 1970 UNESCO Convention calls for the establishment of one or more national services, equipped with qualified personnel and sufficient in number, in order to ensure the protection of their own cultural goods against illegal import, export and transfer; considering also the need for active collaboration with the competent authorities of third countries in the area of security and fight against illegal import of cultural goods, especially in areas of crisis, States Parties to the 1970 UNESCO Convention are asked to comply with the commitments envisaged within the Convention and those Member States that have not yet done so, are urgently required to ratify it.

Or. en

Amendment 47

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a 250 year minimum age threshold for all categories of cultural goods. **That** minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Amendment

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age **and value** limit. For that purpose, it seems appropriate to set a 250 year minimum age threshold for all categories of cultural goods **and a financial threshold for certain categories of cultural goods as stated in the Annex. Certain categories of cultural goods should not be subject to a financial threshold since they require a reinforced protection due to their higher risk of pillage, loss or destruction. The** minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage. **The minimum financial threshold for certain categories of cultural goods is the value established for most of the categories contained in the Annex of the Regulation (EC) no 116/2009 on the export of cultural goods, which is in line with the objective of the proposal and will minimise the burden on the art market operators.**

Or. en

Amendment 48

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) In order not to impede trade **with** goods across the external **border** disproportionately, this Regulation should

Amendment

(8) In order not to impede trade **in** goods across the **Union's** external **borders** disproportionately, this Regulation should

only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a **250** year minimum age threshold for **all** categories of cultural goods. That minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

only apply to goods meeting a certain age **and value** limit. For that purpose, it seems appropriate to set a **100** year minimum age threshold for **the most vulnerable** categories of cultural goods, **in line with the provisions of the 1954 Hague Convention, the 1970 UNESCO Convention and of the 1995 UNIDROIT Convention**. That minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Or. en

Justification

The 250 years minimum age, doesn't seem to comply with some international treaties (the Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict in art.1, the Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property 1970 in art. 1 and the UNIDROIT Convention on stolen or illegally exported cultural objects in art.2).

Amendment 49 **Ian Hudghton**

Proposal for a regulation **Recital 8**

Text proposed by the Commission

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a **250** year minimum age threshold for all categories of cultural goods. **That** minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other

Amendment

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a **100** year minimum age threshold for all categories of cultural goods **recalling the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property of November 1970; that**

goods the control of which is necessary for ensuring protection of cultural heritage.

minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Or. en

Amendment 50
John Procter

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods *meeting* a certain age *limit*. For that purpose, it *seems* appropriate to set a **250** year minimum age threshold for all categories of cultural goods. *That minimum age threshold* will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Amendment

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods *exceeding* a certain age *and value threshold*. For that purpose, it *is* appropriate to set a **500** year minimum age *threshold and a €150 000 minimum value* threshold for all categories of cultural goods. *These thresholds* will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Or. en

Amendment 51
Hermann Winkler

Proposal for a regulation
Recital 8

Text proposed by the Commission

(8) In order not to impede trade with

Amendment

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goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a 250 year minimum age threshold for all categories of cultural goods. That minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit ***and in part to cultural goods meeting a certain value limit according to the Annex***. For that purpose, it seems appropriate to set a 250 year minimum age threshold for all categories of cultural goods. That minimum age threshold ***and the value limit*** will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Or. de

Amendment 52 **Isabella Adinolfi**

Proposal for a regulation **Recital 8**

Text proposed by the Commission

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a **250** year minimum age threshold for all categories of cultural goods. That minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Amendment

(8) In order not to impede trade with goods across the external border disproportionately, this Regulation should only apply to goods meeting a certain age limit. For that purpose, it seems appropriate to set a **100** year minimum age threshold for all categories of cultural goods. That minimum age threshold will ensure that the measures provided for in this Regulation focus on cultural goods most likely to be targeted by looters in conflict areas, without excluding other goods the control of which is necessary for ensuring protection of cultural heritage.

Or. en

Amendment 53
Santiago Fisas Aixelà, Bogdan Brunon Wenta

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences *issued by the third country of export*, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Amendment

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the *first* Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove *that the cultural goods have been exported from the source country in accordance with its laws and regulations or to prove the absence of such laws and regulations. The* licit export from the source country *should be proved* with the appropriate supportive documents and evidence, in particular, export certificates or *export* licences, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay. *In cases where the source country of the cultural goods cannot be reliably determined, the application should be accompanied by any supporting documents and information, providing evidence that the cultural goods were exported from the export country in accordance with its laws and regulations.*

Or. en

Amendment 54
Marc Joulaud

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural goods, ***namely archaeological objects, elements of monuments, rare manuscripts and incunabula*** are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export ***certificates or*** licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Amendment

(10) Since certain categories of cultural goods are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit ***when the goods come from countries designated by a United Nations Security Council Resolution laying down restrictive measures applied to cultural goods, or by a similar measure adopted by the Union in accordance with the procedures set out in Article 215 of the Treaty on the Functioning of the European Union.*** Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Or. fr

Amendment 55
Dominique Bilde

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Amendment

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. ***These categories of goods shall include archaeological objects, elements of monuments, rare manuscripts and incunabula that are of importance for the spiritual heritage of peoples, as these goods are particularly targeted in various types of trafficking.*** Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay. ***No exception to this process, based on the pretext of making the art and antiquities market more fluid, should be permitted.***

Or. fr

Amendment 56
Dominique Bilde

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Amendment

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union ***or, within the framework of the international community and in particular of the United Nations, to take measures to prohibit commercial trade in cultural goods originating from conflict zones, along the lines of the United Nations Resolutions of 2003 and 2015 concerning Syria and Iraq.*** Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Or. fr

Amendment 57

John Procter

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the *source* country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Amendment

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the *export* country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Or. en

Amendment 58

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural

Amendment

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goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the *third country of export*, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure other than transit. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the *source* country, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Or. en

Amendment 59
Isabella Adinolfi

Proposal for a regulation
Recital 10

Text proposed by the Commission

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority

Amendment

(10) Since certain categories of cultural goods, namely archaeological objects, elements of monuments, rare manuscripts and incunabula are particularly vulnerable to pillage and destruction, it seems necessary to provide for a system of increased scrutiny before they may enter the customs territory of the Union. Such a system should require the presentation of a licence issued by the competent authority

of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure *other than transit*. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

of the Member State of entry prior to the release for free circulation of those goods or their placement under a special customs procedure. Persons seeking to obtain such a licence should be able to prove licit export from the source country with the appropriate supportive documents and evidence, in particular, export certificates or licences issued by the third country of export, ownership titles, invoices, sales contracts, insurance documents, transport documents and experts appraisals. Based on complete and accurate applications, the competent authorities of the Member States should decide whether to issue a licence without undue delay.

Or. en

Amendment 60

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) For other categories of cultural goods, the persons seeking to introduce them into the customs territory of the Union should, by means of *a* statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using *a* standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. *Customs should register the entry of those cultural goods, keep the originals and give a copy of the relevant documents to the declarant*, in order to ensure traceability after the goods enter the

Amendment

(11) For other categories of cultural goods, the persons seeking to introduce them into the customs territory of the Union should, by means of *an electronic* statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using *an electronic* standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Those cultural goods *should be electronically registered and the declarant should be provided with* a copy of the relevant *submitted* documents in

internal market.

order to ensure traceability after the goods enter the internal market.

Or. en

Amendment 61
Isabella Adinolfi

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) For other categories of cultural goods, the persons seeking to introduce them into the customs territory of the Union should, by means of a statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using a standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Customs should register the entry of those cultural goods, keep the originals and give a copy of the relevant documents to the declarant, in order to ensure traceability after the goods enter the internal market.

Amendment

(11) For other categories of cultural goods, the persons seeking to introduce them into the customs territory of the Union should, by means of a statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using a standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Customs should **electronically** register the entry of those cultural goods, keep the originals and give a copy of the relevant documents to the declarant, in order to ensure traceability after the goods enter the internal market.

Or. en

Amendment 62
Dominique Bilde

Proposal for a regulation
Recital 11

Text proposed by the Commission

(11) For other categories of cultural

Amendment

(11) For other categories of cultural

goods, the persons seeking to introduce them into the customs territory of the Union should, by means of a statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using a standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Customs should register the entry of those cultural goods, keep the originals and give a copy of the relevant documents to the declarant, in order to ensure traceability after the goods enter the internal market.

goods, *including certain objects of importance for the spiritual heritage of peoples*, the persons seeking to introduce them into the customs territory of the Union should, by means of a statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using a standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Customs should register the entry of those cultural goods, keep the originals and give a copy of the relevant documents to the declarant, in order to ensure traceability after the goods enter the internal market.

Or. fr

Amendment 63 **Dominique Bilde**

Proposal for a regulation **Recital 11**

Text proposed by the Commission

(11) For other categories of cultural goods, the persons seeking to introduce them into the customs territory of the Union should, by means of a statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using a standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Customs should register the entry of those cultural goods, keep the originals and

Amendment

(11) For other categories of cultural goods, the persons seeking to introduce them into the customs territory of the Union should, by means of a statement, certify and assume responsibility for their lawful export from the third country and should provide sufficient information for those goods to be identified by customs. In order to facilitate the procedure and for reasons of legal certainty, the information about the cultural good should be provided using a standardised document. The Object ID standard, recommended by UNESCO, should be used to describe the cultural goods. Customs should register the entry of those cultural goods, keep the originals and

give a *copy of the relevant documents* to the declarant, in order to ensure traceability after the goods enter the internal market.

give a *receipt* to the declarant, in order to ensure traceability after the goods enter the internal market.

Or. fr

Amendment 64

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural goods for educational, scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Amendment

(12) Temporary admission of cultural goods for educational, scientific, *restoration* or academic research purposes *or within a cooperation between museums or similar public non-profit institutions* should not be subject to the presentation of a licence or of a statement.

Or. en

Amendment 65

Hermann Winkler

Proposal for a regulation

Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural goods for educational, scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Amendment

(12) Temporary admission of cultural goods for educational (*including education in culture and music, e.g. concerts*), scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Or. de

Amendment 66

Dominique Bilde

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural goods for educational, scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Amendment

(12) Temporary admission of cultural goods for educational, scientific or academic research purposes should not be subject to the presentation of a licence or of a statement. ***With regard to loans and exchanges between museums, particularly when goods are intended for exhibition, current practice should not be made more burdensome or complex.***

Or. fr

Amendment 67
Marc Joulaud

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural goods for educational, scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Amendment

(12) Temporary admission of cultural goods for educational, scientific or academic research purposes ***or for the purpose of cooperation between non-profit museums or public institutions*** should not be subject to the presentation of a licence or of a statement.

Or. fr

Amendment 68
John Procter

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural

Amendment

(12) Temporary admission of cultural

goods for educational, scientific *or* academic research purposes should not be subject to the presentation of a licence or of *a statement*.

goods for *conservation*, educational, *exhibition, restoration*, scientific *and* academic research purposes should not be subject to the presentation of a licence or of *an extended description of goods*.

Or. en

Amendment 69
Dominique Bilde

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural goods for *educational*, scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Amendment

(12) Temporary admission of cultural goods for scientific or academic research purposes should not be subject to the presentation of a licence or of a statement.

Or. fr

Amendment 70
Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) Temporary admission of cultural goods for educational, scientific *or* academic research purposes should not be subject to the presentation of a licence or of a statement.

Amendment

(12) Temporary admission of cultural goods for educational, scientific *restoration, exhibition and* academic research purposes should not be subject to the presentation of a licence or of a statement.

Or. en

Amendment 71
Isabella Adinolfi

Proposal for a regulation
Recital 13

Text proposed by the Commission

(13) Storage of cultural goods from countries affected by armed conflict or suffering a natural disaster should also be permitted without the presentation of a licence or a statement in order to ensure their safety and preservation.

Amendment

(13) Storage of cultural goods from countries affected by armed conflict or suffering a natural disaster should also be permitted without the presentation of a licence or a statement **only** in order to ensure their safety and preservation.

Or. en

Amendment 72
Silvia Costa, Luigi Morgano

Proposal for a regulation
Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) In line with the United Nations Security Council Resolutions, the provisions of Council Regulation (EC) No 1210/2003 of 7 July 2003 concerning certain specific restrictions on economic and financial relations with Iraq and of Council Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria prohibit trade in cultural goods with those countries where there are reasonable grounds to suspect that the goods have been removed in contravention of national laws and international law.

Or. it

Amendment 73
Marc Joulaud

Proposal for a regulation
Recital 13 a (new)

(13a) Cultural goods to be presented at commercial fairs and international art fairs should not be subject to the presentation of an import licence.

Or. fr

Amendment 74

John Procter

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) In order to take account of experience with the implementation of this Regulation and of changing geopolitical and other circumstances which place cultural goods at risk, while not impeding trade with third countries disproportionately, the power to adopt acts in accordance with Article **290** of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of modifications to the minimum age threshold criterion for the different categories of cultural goods. That delegation should also allow the Commission to update the **Annex** following amendments to the Combined Nomenclature. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016²⁷. In particular, to ensure equal participation in the preparation of **delegated** acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts

Amendment

(14) In order to take account of experience with the implementation of this Regulation and of changing geopolitical and other circumstances which place cultural goods at risk, while not impeding trade with third countries disproportionately, the power to adopt acts in accordance with Article **291** of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of modifications to the minimum age threshold criterion for the different categories of cultural goods **and political developments or other events which may have an effect on the preservation of cultural goods listed in Annex a (new) by updating the list of export countries**. That delegation should also allow the Commission to update the **Annexes** following amendments to the Combined Nomenclature. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016²⁷. In particular, to ensure equal participation in

systematically have access to meetings of Commission expert groups dealing with the preparation of *delegated* acts.

²⁷ OJ L 123, 12.5.2016, p. 1.

the preparation of *implementing* acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of *implementing* acts.

²⁷ OJ L 123, 12.5.2016, p. 1.

Or. en

Amendment 75 **Dominique Bilde**

Proposal for a regulation **Recital 14**

Text proposed by the Commission

(14) In order to take account of experience with the implementation of this Regulation and of changing geopolitical and other circumstances which place cultural goods at risk, while not impeding trade with third countries disproportionately, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission *in respect of modifications to the minimum age threshold criterion for the different categories of cultural goods. That delegation should also allow the Commission* to update the Annex following amendments to the Combined Nomenclature. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016²⁷. In particular, to ensure equal participation in the preparation of delegated acts, the

Amendment

(14) In order to take account of experience with the implementation of this Regulation and of changing geopolitical and other circumstances which place cultural goods at risk, while not impeding trade with third countries disproportionately, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in order to update the Annex following amendments to the Combined Nomenclature *for a period of five years*. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016²⁷. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of

European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

²⁷ OJ L 123, 12.5.2016, p. 1.

Commission expert groups dealing with the preparation of delegated acts.

²⁷ OJ L 123, 12.5.2016, p. 1.

Or. fr

Amendment 76

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) In order to take account of experience with the implementation of this Regulation and of changing geopolitical and other circumstances which place cultural goods at risk, while not impeding trade with third countries disproportionately, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of modifications to the minimum age threshold criterion for the different categories of cultural goods. That delegation should also allow the Commission to update the Annex following amendments to the Combined Nomenclature. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016²⁷. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council

Amendment

(14) In order to take account of experience with the implementation of this Regulation and of changing geopolitical and other circumstances which place cultural goods at risk, while not impeding trade with third countries disproportionately, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of modifications to the minimum age **and financial** threshold criterion for the different categories of cultural goods. That delegation should also allow the Commission to update the Annex following amendments to the Combined Nomenclature. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016²⁷. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council

receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

²⁷ OJ L 123, 12.5.2016, p. 1.

receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

²⁷ OJ L 123, 12.5.2016, p. 1.

Or. en

Amendment 77

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Recital 15

Text proposed by the Commission

(15) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to adopt specific modalities for the temporary admission and storage of cultural goods into the customs territory of the Union, *the* templates for import licence applications and forms, as well as for importer statements and their accompanying documents, as well as further procedural rules on their submission and processing. Implementing powers should also be conferred on the Commission to make arrangements for the establishment of an electronic database for the storage and exchange of information between Member States. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council²⁸.

Amendment

(15) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to adopt specific modalities for the temporary admission and storage of cultural goods into the customs territory of the Union, ***which should be done while guaranteeing adequate conservation conditions, having due regard to the specific nature of the goods. Those modalities should also apply to the electronic standardised*** templates for import licence applications and forms, as well as for ***electronic*** importer statements and their accompanying documents, as well as ***to*** further procedural rules on their ***electronic*** submission and processing. Implementing powers should also be conferred on the Commission to make arrangements for the establishment of an electronic database for the storage and exchange of information between Member States. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council²⁸.

²⁸ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

²⁸ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

Or. en

Amendment 78
John Procter

Proposal for a regulation
Recital 15

Text proposed by the Commission

(15) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to adopt specific modalities for the temporary admission and storage of cultural goods into the customs territory of the Union, the templates for import licence applications and forms, as well as for *importer statements* and their accompanying documents, as well as further procedural rules on their submission and processing. Implementing powers should also be conferred on the Commission to make arrangements for the establishment of an electronic database for the storage and exchange of information between Member States. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council²⁸.

²⁸ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States

Amendment

(15) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to adopt specific modalities for the temporary admission and storage of cultural goods into the customs territory of the Union, the templates for import licence applications and forms, as well as for *extended description of goods* and their accompanying documents, as well as further procedural rules on their submission and processing. Implementing powers should also be conferred on the Commission to make arrangements for the establishment of an electronic database for the storage and exchange of information between Member States. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council²⁸.

²⁸ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States

of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

Or. en

Amendment 79

John Procter

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) Sufficient time should be provided for the Commission to adopt rules implementing this Regulation, in particular those regarding the appropriate forms to use to apply for an import licence or *to prepare an importer statement*. Consequently, the application of this Regulation should be deferred.

Amendment

(19) Sufficient time should be provided for the Commission to adopt rules implementing this Regulation, in particular those regarding the appropriate forms to use to apply for an import licence or *an extended description of goods*. Consequently, the application of this Regulation should be deferred.

Or. en

Amendment 80

John Procter

Proposal for a regulation

Recital 19 a (new)

Text proposed by the Commission

Amendment

(19a) Goods listed in Annex 1 but not covered by Articles 4 and 5 will be subject to the standard procedures of the Union Customs Code.

Or. en

Amendment 81

Sabine Verheyen

Proposal for a regulation
Article 1 – paragraph 1

Text proposed by the Commission

This Regulation sets out the conditions and procedure for the entry of cultural goods into the customs territory of the Union.

Amendment

This Regulation sets out the conditions and procedure for the entry of cultural goods into the customs territory of the Union.

Or. de

Amendment 82

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation
Article 1 – paragraph 1

Text proposed by the Commission

This Regulation sets out the conditions and procedure for the **entry** of cultural goods into the customs territory of the Union.

Amendment

This Regulation sets out the conditions and procedure for the **import** of cultural goods into the customs territory of the Union.

Or. en

Justification

Within Article 1, when the object and scope of this Regulation are concerned, the vague concept of "entry" should be replaced by the more accurate concept of "import".

Amendment 83
Isabella Adinolfi

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

Text proposed by the Commission

Amendment

Members States may apply stricter national rules than those provided for in this Regulation as regards the control measures upon the entry of cultural goods into their customs territories.

Amendment 84
Isabella Adinolfi

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

Text proposed by the Commission

Amendment

The entry of cultural goods into the customs territory of the Union shall be prohibited, when there are reasonable grounds to suspect that the cultural goods in question have been removed from the territory of the source country or the export country without the consent of their legitimate owner or have been removed in breach of those countries' laws and regulations.

Or. en

Amendment 85
Isabella Adinolfi

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

Amendment

This Regulation does not apply to cultural goods which are in transit through the customs territory of the Union.

deleted

Or. en

Amendment 86
Sabine Verheyen

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

Amendment

This Regulation does not apply to cultural goods which are in transit through the customs territory of the Union. ***deleted***

Or. de

Amendment 87
Hermann Winkler

Proposal for a regulation
Article 1 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

This Regulation does not apply to cultural goods the value of which exceeds the expected costs of those procedures set out in this Regulation, which include acquiring the necessary documents, transport and formalities carried out by the customs authorities.

Or. de

Amendment 88
Hermann Winkler

Proposal for a regulation
Article 1 – paragraph 2 b (new)

Text proposed by the Commission

Amendment

This Regulation does not apply to objects for personal use either.

Or. de

Justification

The objects listed in the Annex, for instance musical instruments and jewellery, should not be covered by this Regulation, even if they are over 250 years old, if they are objects for

personal use. Otherwise, an unnecessary burden would be placed on private persons when in transit. The risk to these objects is low.

Amendment 89

Luigi Morgano, Silvia Costa

Proposal for a regulation

Article 1 a (new)

Text proposed by the Commission

Amendment

Article 1a

This Regulation shall be without prejudice to the regimes established by the instruments in force in the Members States for the import of cultural goods into their customs territory.

Or. en

Justification

Without prejudice to the minimum standards established by this Regulation, which lays down the general legislation on the import of cultural goods into the Union, it is appropriate to allow those Member States that wish to maintain their national control regimes, to do so if they are more restrictive.

Amendment 90

Marc Joulaud

Proposal for a regulation

Article 2 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) ‘cultural goods’ means any object ***which is of importance for archaeology, prehistory, history, literature, art or science and which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;***

(a) ‘cultural goods’ means any object ***listed in the Annex to Regulation (EC) No 116/2009 of 18 December 2008;***

Or. fr

Amendment 91
Sabine Verheyen

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

Text proposed by the Commission

(a) 'cultural goods' means any object *which is of importance for archaeology, prehistory, history, literature, art or science and which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;*

Amendment

(a) 'cultural goods' means any object *that is* listed in the table in Annex;

Or. de

Amendment 92
Dominique Bilde

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

Text proposed by the Commission

(a) 'cultural goods' means any object which is of importance for archaeology, prehistory, history, literature, art *or* science and which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;

Amendment

(a) 'cultural goods' means any *religious or secular* object which is of importance for archaeology, prehistory, history, literature, art, science *or the spiritual heritage of peoples* and which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;

Or. fr

Amendment 93
Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa

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

Text proposed by the Commission

(a) 'cultural goods' means any **object** which is of importance for archaeology, prehistory, history, literature, art or science and which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;

Amendment

(a) 'cultural goods' means any **item** which is of importance for archaeology, prehistory, history, literature, art or science and which belongs to the categories listed in the table in Annex and meets the minimum age **and value** threshold specified therein;

Or. en

Justification

The EU must guarantee the same level of protection recognized to its cultural goods to those imported from third countries on its territory. The minimum age shall be lowered and a value thresholds shall be introduced as envisaged within the modification of the Annex of the Export Regulation 116/2009. "Object" should be replaced by "item" in order to avoid confusion with "object ID", which is the standard "passport" where the cultural good is described in detail.

Amendment 94

Santiago Fisas Ayxelà, Bogdan Brunon Wentă, Marc Joulaud

Proposal for a regulation

Article 2 – paragraph 1 – point a

Text proposed by the Commission

(a) 'cultural goods' means any object which is of importance for archaeology, prehistory, history, literature, art or science and which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;

Amendment

(a) 'cultural goods' means any object which is of importance for archaeology, prehistory, history, literature, art or science and which belongs to the categories listed in the table in Annex and meets the minimum age **and financial** threshold specified therein;

Or. en

Amendment 95

Hermann Winkler

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

Text proposed by the Commission

(a) 'cultural goods' means any object which ***is of importance for archaeology, prehistory, history, literature, art or science and which*** belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein;

Amendment

(a) 'cultural goods' means any object which belongs to the categories listed in the table in Annex and meets the minimum age threshold specified therein, ***and which potentially also exceeds the new value limit;***

Or. de

Justification

The minimum age threshold alone is not a sufficient criterion for measuring the risk to cultural goods. Even if in individual cases, it is not that easy to ascertain this value, it is still an important criterion for avoiding disproportionate burdens on the trade of cultural goods that are only at a very low risk of being the target of terrorism funding.

Amendment 96
Sabine Verheyen

Proposal for a regulation
Article 2 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) The 'entry' of cultural goods shall comprise the release of goods for free circulation under Article 201 of Regulation 952/2013, as well as the placement of goods under the special customs procedures detailed in Article 210 of Regulation 952/2013, storage, which shall comprise customs warehousing and free zones; specific use, which shall comprise temporary admission and end-use; processing, which shall comprise inward and outward processing.

Or. de

Amendment 97

John Procter

Proposal for a regulation

Article 2 – paragraph 1 – point b

Text proposed by the Commission

(b) *'source country' means the country in the current territory of which the cultural goods were created or discovered;*

Amendment

deleted

Or. en

Amendment 98

Sabine Verheyen

Proposal for a regulation

Article 2 – paragraph 1 – point b

Text proposed by the Commission

(b) *'source country' means the country in the current territory of which the cultural goods were created or discovered;*

Amendment

(b) *'source country' means the country in the current territory of which the cultural goods were created or discovered, **or the country that has such a close tie with the cultural goods that it views these goods as its cultural heritage and protects them as such, meaning it legally regulates their export;***

Or. de

Amendment 99

Ian Hudghton

Proposal for a regulation

Article 2 – paragraph 1 – point b

Text proposed by the Commission

(b) *'source country' means the country*

Amendment

(b) *'source country' means the country*

in the current territory of which the cultural goods were created *or* discovered;

in the current territory of which the cultural goods were created, discovered *and subsequently removed, excavated or stolen from land or underwater in the current territory of the source country*;

Or. en

Amendment 100

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa

Proposal for a regulation

Article 2 – paragraph 1 – point b

Text proposed by the Commission

(b) 'source country' means the country in the current territory of which the cultural goods were created or discovered;

Amendment

(b) 'source country' means the country in the current territory of which the cultural goods were created or discovered *or which has such a close connection with the cultural good that protects it as national cultural property upon removal from its territory*;

Or. en

Justification

The definition of “country of origin” should be broader and in line with the UNESCO Convention, so as to cover even those cases where the cultural good comes physically from a country where it was legally acquired in the past, but has now become a property subjected to another country legislation and protection, which, ultimately, can be considered as the country of origin (e.g. the Mona Lisa case).

Amendment 101

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Article 2 – paragraph 1 – point c

Text proposed by the Commission

(c) *'export country' means the last country in which the cultural goods were*

Amendment

deleted

permanently held in accordance with that country's laws and regulations before their dispatch to the Union;

Or. en

Justification

The definition of "export country" does not provide the same level of legal protection for a cultural good on its territory of the "source country", which is a definition shared by all the international conventions on protection of cultural heritage against illegal traffic. In particular, there would be a lower protection in terms of return rights of illegally exported cultural goods. Therefore the definition of "export country" must be deleted in favour of the "source country" definition.

Amendment 102

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Article 2 – paragraph 1 – point c

Text proposed by the Commission

(c) 'export country' means the last country in which the cultural goods were *permanently* held in accordance with that country's laws and regulations before their dispatch to the Union;

Amendment

(c) 'export country' means the last country in which the cultural goods were held in accordance with that country's laws and regulations before their dispatch to the Union;

Or. en

Amendment 103

Sabine Verheyen

Proposal for a regulation

Article 2 – paragraph 1 – point d

Text proposed by the Commission

(d) '*permanently*' means for a period of time of at least one month and for purposes other than temporary use, transit, export or dispatch;

Amendment

deleted

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

Text proposed by the Commission

(d) 'permanently' means for a period of time of at least ***one month*** and for purposes other than temporary use, transit, export or dispatch;

Amendment

(d) 'permanently' means for a period of time of at least ***ten years*** and for purposes other than temporary use, transit, export or dispatch;

Or. en

Amendment 107
Sabine Verheyen

Proposal for a regulation
Article 2 – paragraph 1 – point e

Text proposed by the Commission

(e) '***release for free circulation***' means ***the customs procedure referred to in Article 201 of Regulation (EU) No 952/2013;***

Amendment

deleted

Or. de

Amendment 108
Sabine Verheyen

Proposal for a regulation
Article 2 – paragraph 1 – point f

Text proposed by the Commission

(f) '***placing under a special procedure other than transit***' means ***the placing of goods under one of the special customs procedures referred to in points (b), (c) or (d) of Article 210 of Regulation (EU) No 952/2013;***

Amendment

deleted

Or. de

Amendment 109
Isabella Adinolfi

Proposal for a regulation
Article 2 – paragraph 1 – point f

Text proposed by the Commission

(f) 'placing under a special procedure ***other than transit***' means the placing of goods under one of the special customs procedures referred to in points (b), (c) or (d) of Article 210 of Regulation (EU) No 952/2013;

Amendment

(f) 'placing under a special procedure' means the placing of goods under one of the special customs procedures referred to in points (a), (b), (c) or (d) of Article 210 of Regulation (EU) No 952/2013;

Or. en

Amendment 110
John Procter

Proposal for a regulation
Article 2 – paragraph 2

Text proposed by the Commission

2. The Commission is empowered to adopt ***delegated*** acts in accordance with Article 12 in order to amend the second column of the table in the Annex following amendments in the Combined Nomenclature ***and to amend the minimum age threshold in the third column of the table in the Annex in the light of experience gathered during the implementation of this Regulation.***

Amendment

2. The Commission is empowered to adopt ***implementing*** acts in accordance with Article 12 in order to amend the second column of the table in the Annex following amendments in the Combined Nomenclature.

Or. en

Amendment 111
Marc Joulaud

Proposal for a regulation
Article 2 – paragraph 2

Text proposed by the Commission

2. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to amend the ***second column of the table in the Annex following amendments in the Combined Nomenclature and to amend*** the minimum age threshold ***in the third column of the table*** in the Annex in the light of ***experience gathered during*** the implementation of this Regulation.

Amendment

2. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to amend the ***categories of cultural goods and*** the minimum age threshold in the Annex, in the light of ***the results of*** the implementation of this Regulation.

Or. fr

Amendment 112
Sabine Verheyen

Proposal for a regulation
Article 2 – paragraph 2

Text proposed by the Commission

2. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to amend the ***second column of*** the table in the Annex following amendments in the Combined Nomenclature and to amend the minimum age threshold in ***the third column of the table*** in the Annex in the light of ***experience gathered during*** the implementation of this Regulation.

Amendment

2. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to amend the ***categories of cultural goods within*** the table in the Annex following amendments in the Combined Nomenclature and to amend the minimum age threshold in ***paragraphs B and C*** in the Annex in the light of ***experience gathered during*** the implementation of this Regulation.

Or. de

Amendment 113
Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation
Article 2 – paragraph 2

Text proposed by the Commission

2. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to amend the second column of the table in the Annex following amendments in the Combined Nomenclature and to amend the minimum age threshold in the **third column of the table in the Annex** in the light of experience gathered during the implementation of this Regulation.

Amendment

2. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to amend the second column of the table in the Annex following amendments in the Combined Nomenclature and to amend the minimum age **and financial** threshold in the Annex, in the light of experience gathered during the implementation of this Regulation.

Or. en

Amendment 114

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Article 2 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The Commission is empowered to adopt delegated acts in accordance with Article 12 in order to modify the categories of goods that are subject to the presentation of an import licence or the submission of an importer statement to the customs authorities of the first Member State of entry, in the light of the experience gathered during the implementation of this Regulation.

Or. en

Amendment 115

Sabine Verheyen

Proposal for a regulation

Article 3 – title

Text proposed by the Commission

Amendment

Cultural goods entering the customs territory of the Union

Cultural goods entering the customs territory of the Union

Or. de

Amendment 116

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

1. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure other than transit shall only be permitted upon the presentation of an import licence issued in accordance with Article 4 *or of an importer statement made out in accordance with Article 5.*

1. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure other than transit shall only be permitted upon the presentation of an import licence issued in accordance with Article 4.

Or. en

Justification

The import of cultural goods into the customs territory of the Union is permitted only upon the presentation of an import licence.

Amendment 117

John Procter

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

1. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure other than transit shall only be permitted upon the presentation of an import licence issued in

1. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure other than transit shall only be permitted upon the presentation of an import licence issued in

accordance with Article 4 or of an *importer statement* made out in accordance with Article 5.

accordance with Article 4 or of an *extended description of goods* made out in accordance with Article 5.

Or. en

Amendment 118
Isabella Adinolfi

Proposal for a regulation
Article 3 – paragraph 1

Text proposed by the Commission

1. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure *other than transit* shall only be permitted upon the presentation of an import licence issued in accordance with Article 4 or of an importer statement made out in accordance with Article 5.

Amendment

1. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure shall only be permitted upon the presentation of an import licence issued in accordance with Article 4 or of an importer statement made out in accordance with Article 5.

Or. en

Amendment 119
Santiago Fisas Ayxelà, Bogdan Brunon Wenta

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

Text proposed by the Commission

Amendment

1a. The issuance of an import licence by the customs authorities or the correct submission of the importer statement shall not be construed to be evidence of licit provenance or ownership of the cultural goods.

Or. en

Amendment 120
Sabine Verheyen

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

Text proposed by the Commission

Amendment

1a. *The unlawful import of cultural goods into the customs territory of the European Union from the territory of the country of origin is illegal.*

Or. de

Amendment 121
John Procter

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

Text proposed by the Commission

Amendment

1a. *Paragraph 1 shall only apply to goods being exported from countries listed in Annex a (new).*

Or. en

Amendment 122
Sabine Verheyen

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

Text proposed by the Commission

Amendment

1b. *The entry of cultural goods listed in Annex B and C is only permitted upon presentation of an import licence in accordance with Article 4, or a statement by the importer made out in accordance with Article 5.*

Or. de

Amendment 123
Sabine Verheyen

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

Text proposed by the Commission

Amendment

1c. The import licence/importer's statement under Article 1 must be attached to the customs declaration.

Or. de

Amendment 124
Sabine Verheyen

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

Text proposed by the Commission

Amendment

1d. The release of cultural goods for free circulation and the placing of cultural goods under a special procedure other than transit shall only be permitted upon the presentation of an import licence issued in accordance with Article 4 or of an importer statement made out in accordance with Article 5.

Or. de

Amendment 125
Dominique Bilde

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

Text proposed by the Commission

Amendment

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU)

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU)

No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes;

No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes, *or for cooperation, loans or exchanges for cultural exhibitions between museums or similar establishments, and private or public cultural institutions*;

Or. fr

Amendment 126

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Article 3 – paragraph 2 – point a

Text proposed by the Commission

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes;

Amendment

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific, *restoration* and academic research purposes *and within a cooperation between museums or similar public non-profit institutions organizing cultural exhibitions*;

Or. en

Amendment 127

Marc Joulaud

Proposal for a regulation

Article 3 – paragraph 2 – point a

Text proposed by the Commission

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes;

Amendment

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes, *and for the purpose of*

cooperation between museums or public non-profit institutions for the organisation of exhibitions;

Or. fr

Amendment 128

John Procter

Proposal for a regulation

Article 3 – paragraph 2 – point a

Text proposed by the Commission

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes;

Amendment

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for ***conservation, exhibition, restoration,*** scientific and academic research purposes;

Or. en

Amendment 129

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Article 3 – paragraph 2 – point a

Text proposed by the Commission

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes;

Amendment

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific ***restoration, exhibition*** and academic research purposes;

Or. en

Amendment 130
Hermann Winkler

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

Text proposed by the Commission

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational, scientific and academic research purposes;

Amendment

(a) the temporary admission, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods for educational ***(both cultural and musical)***, scientific and academic research purposes;

Or. de

Justification

Should musical instruments, for instance, come under this scope, they would be exempt from temporary admission in any case. Otherwise, musicians on tour would also be affected.

Amendment 131
Dominique Bilde

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

Text proposed by the Commission

(b) the storage, within the meaning of Article 237 of Regulation (EU) No 952/2013, of cultural goods for the express purpose of ensuring their preservation by, or under the supervision of, a public authority.

Amendment

deleted

Or. fr

Amendment 132
John Procter

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

Text proposed by the Commission

Amendment

(ba) the return of cultural goods acquired by forced sale, loot or theft to their legitimate owner in the Union from a third country;

Or. en

Amendment 133

John Procter

Proposal for a regulation

Article 3 – paragraph 2 – point b b (new)

Text proposed by the Commission

Amendment

(bb) the admission of cultural goods which have already been subject to a due diligence process to establish their legitimate provenance, for example with a view to their acquisition by a museum or gallery;

Or. en

Amendment 134

John Procter

Proposal for a regulation

Article 3 – paragraph 2 – point b c (new)

Text proposed by the Commission

Amendment

(bc) the import of goods by dealers and auction houses which have been granted Authorised Economic Operator (AEO) status in accordance with Article 38 of Regulation (EU) 952/2013;

Or. en

Amendment 135

John Procter

Proposal for a regulation

Article 3 – paragraph 2 – point b d (new)

Text proposed by the Commission

Amendment

(bd) goods whose value does not meet or exceed the threshold of €150 000;

Or. en

Amendment 136

Marc Joulaud

Proposal for a regulation

Article 3 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Temporary admissions, within the meaning of Article 250 of Regulation (EU) No 952/2013, in the customs territory of the Union of cultural goods presented at commercial fairs and international art fairs should be permitted provided an importer statement is submitted in accordance with Article 5.

Or. fr

Amendment 137

Sabine Verheyen

Proposal for a regulation

Article 3 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Reintroduced cultural goods under Article 203 of Regulation 952/2013;

Or. de

Amendment 138
Dominique Bilde

Proposal for a regulation
Article 3 – paragraph 3

Text proposed by the Commission

3. The Commission may adopt, by means of implementing acts, the specific modalities for the temporary admission or storage of cultural goods referred to in paragraph 2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13.

Amendment

3. The Commission may adopt, by means of implementing acts, the specific modalities for the temporary admission or storage of cultural goods referred to in paragraph 2. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13. ***With regard to free ports, it is particularly important to place a strict limit on the legal duration of storage, so that it is not used to circumvent existing measures, particularly international ones, such as moratoriums or embargos on trade in certain works, especially to avoid controls on certain works of art.***

Or. fr

Amendment 139
Marc Joulaud

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

1. The ***release for free circulation and the placing under a special procedure other than transit in*** the Union of the cultural goods referred to in ***points (c), (d) and (h)*** of the Annex shall be subject to ***the presentation of*** an import licence to the customs authorities.

Amendment

1. The ***import into*** the Union of the cultural goods referred to in the Annex shall be subject to an import licence ***where those goods come from countries designated by a United Nations Security Council Resolution laying down restrictive measures applied to cultural goods, or by a similar measure adopted by the Union in accordance with the procedure set out in Article 215 of the Treaty on the Functioning of the***

Amendment 140

Isabella Adinolfi

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. The release for free circulation and the placing under a special procedure *other than transit* in the Union of the cultural goods referred to in points (c), (d) and (h) of the Annex shall be subject to the presentation of an import licence to the customs authorities.

Amendment

1. The release for free circulation and the placing under a special procedure in the Union of the cultural goods referred to in points (c), (d) and (h) of the Annex shall be subject to the presentation of an import licence to the customs authorities.

Or. en

Amendment 141

Sabine Verheyen

Proposal for a regulation

Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The import licence does not legally prove the goods were lawfully exported from the country of origin, nor does it prove legal ownership.

Or. de

Amendment 142

Sabine Verheyen

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information substantiating that the cultural goods in question have been exported from the source country in accordance with its laws and regulations. ***However, where the export country is a Contracting Party to the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 ('the 1970 UNESCO Convention'), the application shall be accompanied by any supporting documents and information substantiating that the cultural goods have been exported from that country in accordance with its laws and regulations.***

Amendment

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information substantiating that the cultural goods in question have been exported from the source country in accordance with its laws and regulations.

Or. de

Amendment 143

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information substantiating that the cultural goods in question have been exported from the source country in accordance with its laws and regulations. ***However, where the export country is a Contracting Party to the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit***

Amendment

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information substantiating that the cultural goods in question have been exported from the source country in accordance with its laws and regulations.

Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 ('the 1970 UNESCO Convention'), the application shall be accompanied by any supporting documents and information substantiating that the cultural goods have been exported from that country in accordance with its laws and regulations.

Or. en

Justification

Due to the significant number of signatories of the 1970 UNESCO Convention and the discrepancies in terms of its application by Contracting Parties, the Commission's proposal to distinguish between the signatory or non-signatory countries and to require different documentation for the issue of an import license cannot be supported.

Amendment 144

Santiago Fisas Aixelà, Bogdan Brunon Wenta

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information ***substantiating*** that the cultural goods in question have been exported from the source country in accordance with its laws and regulations. ***However***, where the ***export*** country ***is a Contracting Party to the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 ('the 1970 UNESCO Convention')***, the application shall be accompanied by any supporting documents and information ***substantiating*** that the cultural goods ***have been*** exported

Amendment

2. The holder of the goods shall apply for an import licence to the competent authority of the ***first*** Member State of entry. The application shall be accompanied by any supporting documents and information ***that prove*** that the cultural goods in question have been exported from the source country in accordance with its laws and regulations ***or that prove the absence of such laws and regulations. In cases*** where the ***source*** country ***of the cultural goods cannot be reliably determined***, the application shall be accompanied by any supporting documents and information, ***providing evidence*** that the cultural goods ***were*** exported from ***the export*** country in accordance with its laws and regulations.

from *that* country in accordance with its laws and regulations.

Or. en

Amendment 145
Dominique Bilde

Proposal for a regulation
Article 4 – paragraph 2

Text proposed by the Commission

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information substantiating that the cultural goods in question have been exported from the source country in accordance with its laws and regulations. However, where the export country *is a Contracting Party to* the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 ('the 1970 UNESCO Convention'), the application shall be accompanied by any supporting documents and information substantiating that the cultural goods have been exported from that country in accordance with its laws and regulations.

Amendment

2. The holder of the goods shall apply for an import licence to the competent authority of the Member State of entry. The application shall be accompanied by any supporting documents and information substantiating that the cultural goods in question have been exported from the source country in accordance with its laws and regulations. However, where the export country *has ratified* the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 ('the 1970 UNESCO Convention'), the application shall be accompanied by any supporting documents and information substantiating that the cultural goods have been exported from that country in accordance with its laws and regulations.

Or. fr

Amendment 146
Sabine Verheyen

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

Text proposed by the Commission

Amendment

2a. *However, where the export country is a Contracting Party to the UNESCO Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property signed in Paris on 14 November 1970 ('the 1970 UNESCO Convention'), the application shall be accompanied by any supporting documents and information substantiating that the cultural goods have been exported from that country in accordance with its laws and regulations*

Or. de

Amendment 147
Sabine Verheyen

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

Text proposed by the Commission

Amendment

2b. *The previous paragraph 2a does not apply to cultural goods that originate and have been imported from conflict-affected areas or high-risk areas. These goods require a legal export licence from the country of origin, or an export licence in accordance with paragraph 2c.*

Or. de

Amendment 148
Sabine Verheyen

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

Text proposed by the Commission

Amendment

2c. If the country of origin of the cultural good cannot be ascertained beyond a shadow of a doubt, the application for an import licence shall be accompanied by any supporting documents and information substantiating that the cultural goods spent at least 10 years in the last country they were imported from, and that they were imported from that country in accordance with its laws and regulations.

Or. de

Amendment 149
Sabine Verheyen

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

Amendment

3. The competent authority of the Member State *of entry* shall verify whether the application is complete. It shall request any missing information or document from the applicant within 30 days of receipt of the application.

3. The competent authority of the ***first importing*** Member State shall verify whether the application is complete. It shall request any missing information or document from the applicant within 30 days of receipt of the application. ***The competent authority of the first importing Member State shall verify whether paragraph 2c applies.***

Or. de

Amendment 150
Santiago Fisas Aixelà, Bogdan Brunon Wenta

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

Amendment

3. The competent authority of the

3. The competent authority of the ***first***

Member State of entry shall verify whether the application is complete. It shall request any missing information or document from the applicant within 30 days of receipt of the application.

Member State of entry shall verify whether the application is complete. It shall request any missing information or document from the applicant within 30 days of receipt of the application.

Or. en

Amendment 151 **Dominique Bilde**

Proposal for a regulation **Article 4 – paragraph 3**

Text proposed by the Commission

3. The competent authority of the Member State of entry shall verify whether the application is complete. It shall request any missing information or document from the applicant within 30 days of receipt of the application.

Amendment

3. The competent authority of the Member State of entry shall verify whether the application is complete ***and shall check that all the information and documents submitted are reliable and in order.*** It shall request any missing information or document from the applicant within 30 days of receipt of the application.

Or. fr

Amendment 152 **Sabine Verheyen**

Proposal for a regulation **Article 4 – paragraph 4 – introductory part**

Text proposed by the Commission

4. The competent authority shall, within 90 days of the submission of the complete application, examine the application and decide to issue the import licence or reject the application. It ***may*** reject the application on the following grounds:

Amendment

4. The competent authority shall, within 90 days of the submission of the complete application, examine the application and decide to issue the import licence or reject the application. It ***must*** reject the application on the following grounds:

Or. de

Amendment 153
Santiago Fisas Ayxelà, Bogdan Brunon Wenta

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

Text proposed by the Commission

(a) where the *export country* is not a *Contracting Party to the 1970 UNESCO Convention*, it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations;

Amendment

(a) where the *evidence required in paragraphs 2 or 3* is not provided;

Or. en

Amendment 154
Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

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

Text proposed by the Commission

(a) *where the export country is not a Contracting Party to the 1970 UNESCO Convention*, it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations;

Amendment

(a) *when* it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations;

Or. en

Justification

The application may be rejected if it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations, regardless if the country is a Contracting Party of the 1970 UNESCO Convention or not.

Amendment 155
Dominique Bilde

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

Text proposed by the Commission

(a) where the export country *is not a Contracting Party to the 1970 UNESCO Convention*, it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations;

Amendment

(a) where the export country *has not ratified* the 1970 UNESCO Convention, it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations;

Or. fr

Amendment 156
John Procter

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

Text proposed by the Commission

(a) where *the export country is not a Contracting Party to the 1970 UNESCO Convention*, it is not demonstrated that the cultural goods were exported from the *source* country in accordance with its laws and regulations;

Amendment

(a) where it is not demonstrated that the cultural goods were exported from the *export* country in accordance with its laws and regulations;

Or. en

Amendment 157
John Procter

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

Text proposed by the Commission

(b) *where the export country is a Contracting Party to the 1970 UNESCO Convention, it is not demonstrated that the cultural goods were exported from the export country in accordance with its laws and regulations;*

Amendment

deleted

Amendment 158

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

Amendment

(b) where the export country is a Contracting Party to the 1970 UNESCO Convention, it is not demonstrated that the cultural goods were exported from the export country in accordance with its laws and regulations; *deleted*

Or. en

Justification

"Export country" definition is deleted. The import licence may be rejected if it is not demonstrated that the cultural goods were exported from the source country in accordance with its laws and regulations, regardless if the country is a Contracting Party of the 1970 UNESCO Convention or not.

Amendment 159

Santiago Fisas Aixelà, Bogdan Brunon Wenta

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

Amendment

(b) where the export country is a Contracting Party to the 1970 UNESCO Convention, it is not demonstrated that the cultural goods were exported from the export country in accordance with its laws and regulations;

(b) where there are pending claims for restitution by the authorities of the source country.

Or. en

Amendment 160
Dominique Bilde

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

Text proposed by the Commission

(b) where the export country *is a Contracting Party to* the 1970 UNESCO Convention, it is not demonstrated that the cultural goods were exported from the export country in accordance with its laws and regulations;

Amendment

(b) where the export country *has ratified* the 1970 UNESCO Convention, it is not demonstrated that the cultural goods were exported from the export country in accordance with its laws and regulations;

Or. fr

Amendment 161
Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa

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

Text proposed by the Commission

Amendment

(ba) when there are pending requests for repayment from the competent authorities of the source country;

Or. en

Justification

Among the reasons for which the application for the issue of an import license may be refused by the competent authority, the case of a pending request by the country of origin must also appear.

Amendment 162
Ian Hudghton

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

Text proposed by the Commission

Amendment

(c) the competent authority has reasonable grounds to ***believe*** that the holder of the goods did not acquire them lawfully.

(c) the competent authority has reasonable grounds to ***affirm*** that the holder of the goods did not acquire them lawfully.

Or. en

Amendment 163

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ca) if the import request concerns a cultural good for which the same application was previously refused by another member state of the Union, refusal that the applicant is required to communicate to the competent authority for the issue of the license import;

Or. en

Justification

Among the reasons for which the application for the issue of an import license might be refused by the competent authority, there must be also the case in which the same application was previously refused by another Member State, refusal that the applicant is held to communicate to the competent authority for the issue of the license import.

Amendment 164

Sabine Verheyen

Proposal for a regulation

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

Text proposed by the Commission

Amendment

ca) This applies to cultural goods coming from conflict-affected areas or

high-risk areas without a legal export licence from the country of origin or the exporting country in accordance with paragraph 2c.

Or. de

Amendment 165
John Procter

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

Text proposed by the Commission

Amendment

(ca) this Article shall not apply to goods whose export country is not listed in Annex a (new).

Or. en

Amendment 166
Dominique Bilde

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

Text proposed by the Commission

Amendment

(ca) or for any other public policy reason duly justified by the public authority.

Or. fr

Amendment 167
John Procter

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

Text proposed by the Commission

Amendment

(cb) the Commission shall be empowered to adopt implementing acts in accordance with Article 12 to amend Annex a (new) to take account of political developments or other events which may have an effect on the preservation of cultural goods listed in Annex by updating the list of export countries to which this Article applies.

Or. en

Amendment 168
Isabella Adinolfi

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

Text proposed by the Commission

Amendment

In case the import licence is issued, the competent authority shall register that licence electronically.

Or. en

Amendment 169
Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

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

Text proposed by the Commission

Amendment

4a. In the event of rejection of the application, the administrative decision referred to in paragraph 4 shall be accompanied by a statement of reasons including information on the appeal procedure which is communicated to the applicant affected at the time it is issued.

Amendment 170
Sabine Verheyen

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

Text proposed by the Commission

Amendment

4a. If an application for an import licence is rejected, then this requires a detailed justification, including information on the applicable opposition proceedings.

Or. de

Amendment 171
Dominique Bilde

Proposal for a regulation
Article 4 – paragraph 6

Text proposed by the Commission

Amendment

6. The Commission may establish, by means of implementing acts, the template for the application for the import licence as well as the procedural rules on the submission and processing of such an application. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13.

6. The Commission may establish, by means of implementing acts, the template for the application for the import licence as well as the procedural rules on the submission and processing of such an application. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13. ***Member States shall be free to draw up their own licence templates or to amend the templates proposed by the Commission in line with their needs. In that event, they shall send the Commission the above-mentioned templates and/or inform it of the changes made.***

Or. fr

Amendment 172
Sabine Verheyen

Proposal for a regulation
Article 4 – paragraph 6

Text proposed by the Commission

6. The Commission *may* establish, by means of implementing acts, the template for the application for the import licence as well as the procedural rules on the submission and processing of such an application. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13.

Amendment

6. The Commission *shall* establish, by means of implementing acts, the template for the application for the import licence as well as the procedural rules on the submission and processing of such an application. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13.

Or. de

Amendment 173
Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation
Article 5

Text proposed by the Commission

Article 5

Importer statement

1. *The release for free circulation and the placing under a special procedure other than transit in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.*

2. *The importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from the source country in accordance with its laws and regulations. However, where the export country is a*

Amendment

deleted

Contracting Party to the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from that country in accordance with its laws and regulations.

The importer statement shall include a standardised document describing the cultural goods in question in sufficient detail for them to be identified by the customs authorities.

3. *The Commission may adopt, by means of implementing acts, the template for the importer statement as well as the procedural rules on the submission and processing of the importer statement. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13.*

Or. en

Justification

The control mechanism based on auto-certification issued by the importer cannot be accepted.

Amendment 174
John Procter

Proposal for a regulation
Article 5 – title

Text proposed by the Commission

Importer statement

Amendment

Extended description of goods

Or. en

Amendment 175
Sabine Verheyen

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The **release for free circulation and the placing under a special procedure other than transit in the Union of the** cultural goods referred to in **points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the** Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.

Amendment

1. The **entry of** cultural goods referred to in Annex **C** shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.

Or. de

Amendment 176
Marc Joulaud

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The **release for free circulation and the placing under a special procedure other than transit in the Union** of the cultural goods referred to in **points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the** Annex shall be subject to the submission of an importer statement **to the customs authorities of the Member State of entry.**

Amendment

1. The **import** of the cultural goods referred to in the Annex **which are not covered by Article 4** shall be subject to the submission of an importer statement.

Or. fr

Amendment 177
John Procter

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The **release for free circulation and the placing under a special procedure**

Amendment

1. The **import** of the cultural goods referred to in points (e), (f) **and (g)(ii)** of

other than transit in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the Annex shall be subject to *the submission of an importer statement* to the customs authorities of the Member State of entry.

the Annex shall be subject to *an extended description of goods to be supplied* to the customs authorities of the Member State of entry.

Or. en

Amendment 178
Santiago Fisas Aixelà, Bogdan Brunon Wenta

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The release for free circulation and the placing under a special procedure other than transit in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.

Amendment

1. The release for free circulation and the placing under a special procedure other than transit in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the Annex shall be subject to the submission of an *electronic* importer statement to the customs authorities of the *first* Member State of entry.

Or. en

Amendment 179
Isabella Adinolfi

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The release for free circulation and the placing under a special procedure *other than transit* in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.

Amendment

1. The release for free circulation and the placing under a special procedure in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) and (l) of the Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.

Amendment 180
Hermann Winkler

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. The release for free circulation and the placing under a special procedure other than transit in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j), (k) **and (l)** of the Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry.

Amendment

1. The release for free circulation and the placing under a special procedure other than transit in the Union of the cultural goods referred to in points (a), (b), (e), (f), (g), (i), (j) **and (k)** of the Annex shall be subject to the submission of an importer statement to the customs authorities of the Member State of entry. ***For cultural goods referred to in points (e), (i), (j), (k), this is only the case for a value of EUR 50 000 upwards.***

Or. de

Justification

This category of cultural goods requires a different approach seeing as books, maps and coins in particular often have no documents of origin. These cultural goods were manufactured specifically for distribution. It should be possible for old books and prints that are of interest to collectors, albeit not highly valuable, to be imported with relative ease. They are not the target of terrorism funding. There needs to be a risk-based regulation, for instance on an additional value limit.

Amendment 181
Sabine Verheyen

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The importer statement shall ***contain a declaration*** signed by the holder of the goods that the goods have been exported from the source country in accordance with its laws and regulations. ***However, where***

Amendment

This should consist of the following:

the export country is a Contracting Party to the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from that country in accordance with its laws and regulations.

- standardised document describing the cultural goods in question in sufficient detail for them to be identified by the customs authorities;

- any additional documents and information substantiating that the cultural good in question was exported legally from the country of origin and in accordance with that country's laws and regulations.

If no official documents can be submitted for legal reasons,

the importer *shall submit a* statement signed by the holder of the goods that the goods have been exported from the source country in accordance with its laws and regulations.

Or. de

Amendment 182
Santiago Fisas Aixelà, Bogdan Brunon Wenta

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from the source country in accordance with its laws and regulations. *However, where the export country is a Contracting Party to the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder of the goods that the goods have been*

Amendment

The importer statement shall contain a declaration signed by the holder of the goods **stating** that the goods have been exported from the source country in accordance with its laws and regulations.

exported from that country in accordance with its laws and regulations.

Or. en

Amendment 183

John Procter

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The importer *statement* shall *contain a declaration signed by the holder of the goods that the goods have been exported from the source country* in accordance with *its laws and regulations. However, where the export country is a Contracting Party to the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from that country in accordance with its laws and regulations.*

Amendment

The importer shall, *within the description of goods supplied in the customs* declaration in accordance with *Articles 162 to 169 of Regulation (EU) No 952/2013, identify the name of* the export country of the goods.

Or. en

Amendment 184

Dominique Bilde

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from the source country in accordance with its laws and regulations. However, where the export country *is a Contracting Party to* the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder

Amendment

The importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from the source country in accordance with its laws and regulations. However, where the export country *has ratified* the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder

of the goods that the goods have been exported from that country in accordance with its laws and regulations.

of the goods that the goods have been exported from that country in accordance with its laws and regulations.

Or. fr

Amendment 185
Sabine Verheyen

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1 a (new)

Text proposed by the Commission

Amendment

However, where the export country is a Contracting Party to the UNESCO Convention on Cultural Property, the importer statement shall contain a declaration signed by the holder of the goods that the goods have been exported from that country in accordance with its laws and regulations.

Or. de

Amendment 186
Sabine Verheyen

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1 b (new)

Text proposed by the Commission

Amendment

The previous paragraph does not apply to cultural goods from conflict-affected areas or high-risk areas.

Or. de

Amendment 187
Sabine Verheyen

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1 c (new)

Text proposed by the Commission

Amendment

If the country of origin of the cultural goods cannot be ascertained beyond a shadow of a doubt, the importer statement shall contain a declaration signed by the legal holder of the goods stating that they spent at least 10 years in the country they were exported from last, and that they were exported according to the laws and regulations of that country.

Or. de

Amendment 188
Sabine Verheyen

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

Text proposed by the Commission

Amendment

The importer statement shall include a standardised document describing the cultural goods in question in sufficient detail for them to be identified by the customs authorities.

deleted

Or. de

Amendment 189
John Procter

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

Text proposed by the Commission

Amendment

The importer statement shall include a standardised document describing the cultural goods in question in sufficient detail for them to be identified by the

Where deemed necessary by the customs authorities of the Member State of entry due to the risk of illicit trade, taking into account the type of cultural good, the

customs authorities.

export country involved, including whether those countries are signatories to the UNESCO Convention on Cultural Property, and the value of the goods, the customs authorities shall have recourse to the provisions of Article 188 of Regulation (EU) No 952/2013 to verify import of the goods is in accordance with the requirements of that Regulation.

Or. en

Amendment 190

Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

In cases where the source country of the cultural goods cannot be reliably determined, the importer statement shall contain a declaration signed by the holder of the goods stating that the cultural goods were exported from the export country in accordance with its laws and regulations.

Or. en

Amendment 191

John Procter

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

Amendment

3. The Commission may adopt, by means of implementing acts, the template for the importer statement as well as the procedural rules on the submission and processing of the importer statement. Those implementing acts shall be adopted

deleted

in accordance with the examination procedure referred to in Article 13.

Or. en

Amendment 192
Dominique Bilde

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. The Commission may adopt, by means of implementing acts, the template for the importer statement as well as the procedural rules on the submission and processing of the importer statement. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13.

Amendment

3. The Commission may adopt, by means of implementing acts, the template for the importer statement as well as the procedural rules on the submission and processing of the importer statement. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 13. ***Member States may draft their own import statements or may make amendments to the Commission's documents or to the procedural rules. In that event, they shall notify the Commission accordingly.***

Or. fr

Amendment 193
Sabine Verheyen

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. The Commission ***may*** adopt, by means of implementing acts, the template for the importer statement as well as the procedural rules on the submission and processing of the importer statement. Those implementing acts shall be adopted in accordance with the examination

Amendment

3. The Commission ***shall*** adopt, by means of implementing acts, the template for the importer statement as well as the procedural rules on the submission and processing of the importer statement. Those implementing acts shall be adopted in accordance with the examination

procedure referred to in Article 13.

procedure referred to in Article 13.

Or. de

Amendment 194

John Procter

Proposal for a regulation

Article 5 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. This Article shall not apply to goods whose export country is not listed in Annex a (new).

Or. en

Amendment 195

John Procter

Proposal for a regulation

Article 5 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3 b. The Commission shall be empowered to adopt implementing acts in accordance with Article 12 to amend Annex a (new) to take account of political developments or other events which may have an effect on the preservation of cultural goods listed in Annex by updating the list of export countries to which this Article applies.

Or. en

Amendment 196

John Procter

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

1. The import licence referred to in Article 4 or the ***importer statement*** referred to in Article 5, as the case may be, shall be submitted to the customs office competent to release the cultural goods for free circulation or for placing them under a special procedure other than transit.

Amendment

1. The import licence referred to in Article 4 or the ***extended description of goods*** referred to in Article 5, as the case may be, shall be submitted to the customs office competent to release the cultural goods for free circulation or for placing them under a special procedure other than transit.

Or. en

Amendment 197

Isabella Adinolfi

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

1. The import licence referred to in Article 4 or the importer statement referred to in Article 5, as the case may be, shall be submitted to the customs office competent to release the cultural goods for free circulation or for placing them under a special procedure ***other than transit***.

Amendment

1. The import licence referred to in Article 4 or the importer statement referred to in Article 5, as the case may be, shall be submitted to the customs office competent to release the cultural goods for free circulation or for placing them under a special procedure.

Or. en

Amendment 198

Silvia Costa, Luigi Morgano

Proposal for a regulation

Article 6 – paragraph 2

Text proposed by the Commission

2. With regard to cultural goods requiring the issue of an import licence to enter the customs territory of the Union, the customs authorities shall check whether the import licence corresponds to the goods

Amendment

2. With regard to cultural goods requiring the issue of an import licence to enter the customs territory of the Union, the customs authorities shall check whether the import licence corresponds to the goods

presented. For that purpose, they may physically examine the cultural goods, including by conducting an expertise.

presented. For that purpose, they may physically examine the cultural goods, including by conducting an expertise, *in close collaboration with the competent authorities of the ministries for cultural goods.*

Or. it

Amendment 199

John Procter

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

3. With regard to cultural goods requiring the submission of an *importer statement* to enter the customs territory of the Union, the customs authorities shall check whether the *importer statement* complies with the requirements provided for in or on the basis of Article 5 and corresponds to the goods presented. For that purpose, they may require additional information from the declarant and physically examine the cultural goods, including by conducting an expertise. They shall register the *importer statement* by attributing to it a serial number and a registration date and, upon release of the goods, provide the declarant with a copy of the registered *importer statement*.

Amendment

3. With regard to cultural goods requiring the submission of an *extended description of goods* to enter the customs territory of the Union, the customs authorities shall check whether the *extended description of goods* complies with the requirements provided for in or on the basis of Article 5 and corresponds to the goods presented. For that purpose, they may require additional information from the declarant and physically examine the cultural goods, including by conducting an expertise. They shall register the *extended description of goods* by attributing to it a serial number and a registration date and, upon release of the goods, provide the declarant with a copy of the registered *extended description of goods*.

Or. en

Amendment 200

Silvia Costa, Luigi Morgano

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

3. With regard to cultural goods requiring the submission of an importer statement to enter the customs territory of the Union, the customs authorities shall check whether the importer statement complies with the requirements provided for in or on the basis of Article 5 and corresponds to the goods presented. For that purpose, they may require additional information from the declarant and physically examine the cultural goods, including by conducting an expertise. They shall register the importer statement by attributing to it a serial number and a registration date and, upon release of the goods, provide the declarant with a copy of the registered importer statement.

Amendment

3. With regard to cultural goods requiring the submission of an importer statement to enter the customs territory of the Union, the customs authorities shall check whether the importer statement complies with the requirements provided for in or on the basis of Article 5 and corresponds to the goods presented. For that purpose, they may require additional information from the declarant and physically examine the cultural goods, including by conducting an expertise *as set out in paragraph 2*. They shall register the importer statement by attributing to it a serial number and a registration date and, upon release of the goods, provide the declarant with a copy of the registered importer statement.

Or. it

Amendment 201
Isabella Adinolfi

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

3. With regard to cultural goods requiring the submission of an importer statement to enter the customs territory of the Union, the customs authorities shall check whether the importer statement complies with the requirements provided for in or on the basis of Article 5 and corresponds to the goods presented. For that purpose, they may require additional information from the declarant and physically examine the cultural goods, including by conducting an expertise. They shall register the importer statement by attributing to it a serial number and a registration date and, upon release of the

Amendment

3. With regard to cultural goods requiring the submission of an importer statement to enter the customs territory of the Union, the customs authorities shall check whether the importer statement complies with the requirements provided for in or on the basis of Article 5 and corresponds to the goods presented. For that purpose, they may require additional information from the declarant and physically examine the cultural goods, including by conducting an expertise. They shall *electronically* register the importer statement by attributing to it a serial number and a registration date and, upon

goods, provide the declarant with a copy of the registered importer statement.

release of the goods, provide the declarant with a copy of the registered importer statement.

Or. en

Amendment 202

Isabella Adinolfi

Proposal for a regulation

Article 6 – paragraph 4

Text proposed by the Commission

4. When submitting a declaration for the release of cultural goods for free circulation or for placing them under a special procedure *other than transit*, the quantity of the products shall be indicated using the supplementary unit set out in the Annex.

Amendment

4. When submitting a declaration for the release of cultural goods for free circulation or for placing them under a special procedure, the quantity of the products shall be indicated using the supplementary unit set out in the Annex.

Or. en

Amendment 203

Hermann Winkler

Proposal for a regulation

Article 7 – paragraph 1

Text proposed by the Commission

Where Member States restrict the number of customs offices competent to release cultural goods for free circulation or to place them under a special procedure other than transit, they shall communicate the details of those customs offices as well as any changes in that respect to the Commission.

Amendment

Where Member States restrict the number of customs offices competent to release cultural goods for free circulation or to place them under a special procedure other than transit, they shall communicate the details of those customs offices as well as any changes in that respect to the Commission. ***Even though the number of customs offices is restricted, Member States shall ensure that the holders of the goods or the importers have sufficient access to these offices.***

Amendment 204
Sabine Verheyen

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

Where Member States restrict the number of customs offices competent to **release** cultural goods **for free circulation or to place them under a special procedure other than transit**, they shall communicate the details of those customs offices as well as any changes in that respect to the Commission.

Amendment

Where Member States restrict the number of customs offices competent to **import** cultural goods, they shall communicate the details of those customs offices as well as any changes in that respect to the Commission.

Amendment 205
Isabella Adinolfi

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

Where Member States restrict the number of customs offices competent to release cultural goods for free circulation or to place them under a special procedure **other than transit**, they shall communicate the details of those customs offices as well as any changes in that respect to the Commission.

Amendment

Where Member States restrict the number of customs offices competent to release cultural goods for free circulation or to place them under a special procedure, they shall communicate the details of those customs offices as well as any changes in that respect to the Commission.

Amendment 206
Santiago Fisas Aixelà, Bogdan Brunon Wenta, Marc Joulaud

Proposal for a regulation
Article 8 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. *In case of retention of the cultural goods, adequate conservation conditions shall be guaranteed in accordance with the conditions and responsibilities for the temporary storage of goods as stated in Article 147 of Regulation (EU) No 952/2013, having due regard to the specific nature of the goods.*

Or. en

Amendment 207
Isabella Adinolfi

Proposal for a regulation
Article 8 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. *Customs authorities shall immediately notify the source country or the export country, as the case may be, if, after having taken the decision referred to in paragraph 1, there are reasonable grounds to suspect that the cultural goods in question have been removed from the territory of the source country or the export country without the consent of their legitimate owner or have been removed in breach of those countries' laws and regulations.*

Or. en

Amendment 208
John Procter

Proposal for a regulation
Article 9 – paragraph 2

Text proposed by the Commission

2. An electronic system may be developed for the storage and the exchange of information between the authorities of the Member States, in particular regarding *importer statements* and import licences.

Amendment

2. An electronic system may be developed for the storage and the exchange of information between the authorities of the Member States, in particular regarding *extended descriptions of goods* and import licences.

Or. en

Amendment 209
Isabella Adinolfi

Proposal for a regulation
Article 9 – paragraph 2

Text proposed by the Commission

2. An electronic system *may* be developed for the storage and the exchange of information between the authorities of the Member States, in particular regarding importer statements and import licences.

Amendment

2. An electronic system *shall* be developed for the storage and the exchange of information between the authorities of the Member States, in particular regarding importer statements and import licences.

Or. en

Amendment 210
Silvia Costa, Luigi Morgano

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

The Member States shall lay down the rules on penalties applicable to infringements of Articles 3, 4 and 5 and in particular, to the making of false statements and the submission of false information to obtain entry of cultural goods into the customs territory of the Union, and shall take all measures necessary to ensure that they are

Amendment

The Member States shall lay down the rules on penalties applicable to infringements of Articles 3, 4 and 5 and in particular, to the making of false statements and the submission of false information to obtain entry of cultural goods into the customs territory of the Union, and shall take all measures necessary to ensure that they are

implemented. The penalties provided for shall be effective, proportionate and dissuasive. Member States shall notify the Commission of those rules and of those measures within 18 months of the entry into force of the Regulation and shall notify it, without delay, of any subsequent amendment affecting them.

implemented. The penalties provided for shall be effective, proportionate and dissuasive. Member States *furthermore undertake to assess the advisability of establishing, where they are not already present in their own legal systems, specific operational units specialising in combating the unlawful import of cultural goods.* Member States shall notify the Commission of those rules and of those measures within 18 months of the entry into force of the Regulation and shall notify it, without delay, of any subsequent amendment affecting them.

Or. it

Amendment 211

John Procter

Proposal for a regulation

Article 11

Text proposed by the Commission

Amendment

Article 11

deleted

Training, capacity building and awareness raising

Member States shall organise training and capacity building activities to ensure the effective implementation of this Regulation by the authorities concerned. They may also use awareness-raising campaigns to sensitise in particular buyers of cultural goods.

Or. en

Amendment 212

Luigi Morgano, Alessia Maria Mosca, Arndt Kohn, Silvia Costa, Ian Hudghton

Proposal for a regulation

Article 11 – paragraph -1 (new)

-1. In their preparatory works for the implementation of this Regulation, the Commission and the Member States shall cooperate with international organisations, such as the UNESCO, the Interpol, EUROPOL and the ICOM, to ensure effective training, capacity building activities and awareness rising campaigns.

Or. en

Justification

In order to achieve a broad implementation of this regulation, the Commission and the Member States, in their preparatory work, should build on the experience gained by international organizations such as UNESCO, Interpol, EUROPOL, and ICOM in the field of protection of cultural goods against illicit trafficking, in order to carry out effective training, capacity building and awareness campaigns.

Amendment 213
Dominique Bilde

Proposal for a regulation
Article 12 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in Article 2(2) shall be conferred on the Commission for ***an indeterminate period of time*** from ... [Publications Office is to fill in the date of entry into force of this Act].

Amendment

2. The power to adopt delegated acts referred to in Article 2(2) shall be conferred on the Commission for ***a period of five years*** from ... [Publications Office is to fill in the date of entry into force of this Act].

Or. fr

Amendment 214
Sabine Verheyen

Proposal for a regulation
Article 12 a (new)

Article 12a

In tandem with the European External Action Service and the OECD, the Commission is drafting non-binding guidelines in the shape of a handbook that explains how best to apply criteria for determining conflict-affected areas and high-risk areas. That handbook shall be based on the definition of 'conflict-affected and high-risk' areas set out in Article X(letter) of this Regulation and shall take into account the OECD Due Diligence Guidance in this field, including other supply chain risks triggering red flags as defined in the relevant supplements to that Guidance.

The Commission shall call upon external expertise that will provide an indicative, non-exhaustive, regularly updated list of conflict-affected and high-risk areas. This list is based on analyses from the handbook mentioned in paragraph 1 that have been conducted by experts, as well as on information from academic research and due diligence systems for supply chains. Union importers sourcing from areas which are not mentioned on that list shall also maintain their responsibility to comply with the due diligence obligations under this Regulation.

Or. de

Amendment 215
John Procter

Proposal for a regulation
Article 14 – paragraph 1 – subparagraph 1 – point a

Text proposed by the Commission

Amendment

(a) statistical information on *importer statements* registered;

(a) statistical information on *extended description of goods* registered;

Amendment 216

Luigi Morgano, Alessia Maria Mosca, Silvia Costa, Ian Hudghton

Proposal for a regulation

Annex – table

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Justification

The Annex of the proposal of the Commission shall be deleted and replaced with the Annex of the Export Regulation of cultural goods 116/2009, adapted to a single 100-year threshold and with some value thresholds recalibrated. Due to procedural reasons, two different amendments have been proposed (one to delete, the other one to modify the previous Annex) and they shall be voted jointly.

Amendment 217

Luigi Morgano, Alessia Maria Mosca, Silvia Costa, Ian Hudghton

Proposal for a regulation

Annex – table a (new)

Text proposed by the Commission

Amendment

Proposal for a Regulation of the European Parliament and of the Council

on the import of cultural goods

Cultural goods covered by Article 2 (1)

A.

1. Archaeological objects more than 100 years old which are the products of:

–	<i>excavations and finds on land or under water</i>	9705 00 00
–	<i>archaeological sites</i>	9706 00 00
–	<i>archaeological collections</i>	
2.	<i>Elements forming an integral part of artistic, historical or religious monuments which have been dismembered, of an age exceeding 100 years</i>	9705 00 00
		9706 00 00
3.	<i>Pictures and paintings, other than those included in categories 4 or 5, executed entirely by hand in any medium and on any material</i>	9701
4.	<i>Watercolours, gouaches and pastels executed entirely by hand on any material</i>	9701
5.	<i>Mosaics in any material executed entirely by hand, other than those falling in categories 1 or 2, and drawings in any medium executed entirely by hand on any material</i>	6914
		9701
6.	<i>Original engravings, prints, serigraphs and lithographs with their respective plates and original posters</i>	Chapter 49
		9702 00 00
		8442 50 99
7.	<i>Original sculptures or statuary and copies produced by the same process as the original, other than those in category 1</i>	9703 00 00
8.	<i>Photographs, films and negatives thereof</i>	3704
		3705
		3706
		4911 91 80
9.	<i>Incunabula and manuscripts, including maps and musical scores, singly or in collections</i>	9702 00 00
		9706 00 00
		4901 10 00
		4901 99 00
		4904 00 00
		4905 91 00
		4905 99 00
		4906 00 00
10.	<i>Books more than 100 years old, singly or in collections</i>	9705 00 00
		9706 00 00

- | | | |
|------------|--|-------------------|
| 11. | <i>Printed maps more than 100 years old</i> | 9706 00 00 |
| 12. | | |
| (a) | <i>Collections and specimens from zoological, botanical, mineralogical or anatomical collections;</i> | 9705 00 00 |
| (b) | <i>Collections of historical, paleontological, ethnographic or numismatic interest</i> | 9705 00 00 |
| 13. | <i>Any other antique items not included in categories A.1 to A.12 more than 100 years old</i> | 97060000 |

The cultural objects in categories A.1 to A.13 are covered by this Regulation only if their value corresponds to, or exceeds, the financial thresholds under B.

B.

Financial thresholds applicable to certain categories under A (in euro)

Value:

Whatever the value

- 1 (Archaeological objects)**
 - 2 (Dismembered monuments)**
 - 9 (Incunabula and manuscripts)**
- 15 000**
- 5 (Mosaics and drawings)**
 - 6 (Engravings)**
 - 8 (Photographs)**
 - 11 (Printed maps)**
- 30 000**
- 4 (Watercolours, gouaches and pastels)**
- 50 000**
- 3 (Pictures)**
 - 7 (Statuary)**
 - 10 (Books)**
 - 12 (Collections)**
 - 13 (Any other object)**

The assessment of whether or not the conditions relating to financial value are fulfilled must be made when an application for an import licence is submitted. The financial value is that of the cultural object in the Member State referred to in Article 2, point 1(a).

For the Member States which do not have the euro as their currency, the values expressed in euro in Annex I shall be converted and expressed in national currencies at the rate of exchange on 31 December 2001 published in the Official Journal of the European Communities. This countervalue in national currencies shall be reviewed every two years

with effect from 31 December 2001. Calculation of this countervalue shall be based on the average daily value of those currencies, expressed in euro, during the 24 months ending on the last day of August preceding the revision which takes effect on 31 December. This method of calculation shall be reviewed, on a proposal from the Commission, by the Advisory Committee on Cultural Goods, in principle two years after the first application. For each revision, the values expressed in euro and their counter values in national currency shall be published periodically in the Official Journal of the European Union in the first days of the month of November preceding the date on which the revision takes effect.

Or. en

(<http://eur-lex.europa.eu/legal-content/EN/TXT/?qid=1522064603053&uri=CELEX:32009R0116>)

Justification

The European Union must guarantee the same level of protection recognized to its cultural goods, including those imported from third countries on its territory. To this end, also in order to facilitate the application of this regulation by the competent customs authorities and the authorities responsible for issuing import licenses, the originally proposed annex shall be replaced with that of Regulation 116/2009 concerning exportation of cultural goods, adapting it to a single 100-year threshold and recalibrating some value thresholds, bearing in mind the scope of this regulation.

Amendment 218 **Sabine Verheyen**

Proposal for a regulation **Annex – table**

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Justification

The deletion of the table is supplemented by the introduction of a new table (Annex – table a (new)) in Amendment 219, that should therefore be voted together with this amendment.

Text proposed by the Commission

Amendment

Proposal for a Regulation of the European Parliament and of the Council
on the import of cultural goods

Part A

Cultural goods covered by Article 3 (1)

<i>(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and objects of paleontological interest;</i>
<i>(b) property relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;</i>
<i>(c) products of archaeological excavations (including regular and clandestine) or of archaeological discoveries on land and underwater;</i>
<i>(d) elements of artistic or historical monuments or archaeological sites which have been dismembered;</i>
<i>(e) antiquities more than one hundred years old, such as inscriptions, coins and engraved seals;</i>
<i>(f) objects of ethnological interest;</i>
<i>(g) objects of artistic interest such as:</i>
<i>(i) pictures, paintings and drawings produced entirely by hand on any support and in any material (excluding industrial designs and manufactured articles decorated by hand);</i>
<i>(ii) original works of statuary art and sculpture in any material;</i>
<i>(iii) original engravings, prints and lithographs;</i>
<i>(iv) original artistic assemblages and montages in any material;</i>
<i>(h) rare manuscripts and incunabula;</i>
<i>(i) old books, documents and publications of special interest (historical, artistic, scientific, literary, etc.) singly or in collections;</i>
<i>(j) postage, revenue and similar stamps, singly or in collections;</i>
<i>(k) archives, including sound, photographic and cinematographic archives;</i>

(l) *articles of furniture more than one hundred years old and old musical instruments.*

Part B

Cultural goods covered by Article 4

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(a) Products of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
(b) elements of artistic or historical monuments or archaeological sites which have been dismembered;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
(c) rare manuscripts and incunabula.	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99; ex 4906	More than 250 years old	number of items (p/st)

Part C

Cultural goods covered by Article 5

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and	ex 9705	More than 250 years old	number of items (p/st)

<i>objects of paleontological interest;</i>			
<i>(b) property relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;</i>	<i>ex 9705</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(c) antiquities, such as inscriptions, coins and engraved seals;</i>	<i>ex 9706</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(d) objects of ethnological interest;</i>	<i>ex 9705</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(e) objects of artistic interest, such as:</i>	<i>/</i>	<i>/</i>	<i>/</i>
<i>(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;</i>	<i>ex 9701</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(ii) original works of statuary</i>	<i>ex 9703</i>	<i>More than 250</i>	<i>number of items</i>

<i>art and sculpture in any material;</i>		<i>years old</i>	<i>(p/st)</i>
<i>(iii) original engravings, prints and lithographs;</i>	<i>ex Chapter 49; ex 9702;</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(iv) original artistic assemblages and montages in any material;</i>	<i>ex 9701</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(f) old books, documents and publications of special interest, singly or in collections;</i>	<i>ex 9705; ex 9706</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(g) postage, revenue and similar stamps, singly or in collections;</i>	<i>ex 9704</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(h) archives, including sound, photographic and cinematographic archives;</i>	<i>ex 3704; ex 3705; ex 3706; ex 4901; ex 4906; ex 9705; ex 9706</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>
<i>(i) articles of furniture and old musical instruments.</i>	<i>ex 9706</i>	<i>More than 250 years old</i>	<i>number of items (p/st)</i>

Or. en

Justification

This amendment is to be voted together with the deletion of the Commission proposal's table.

Amendment 220
Santiago Fisas Aixelà

Proposal for a regulation

Annex – table – heading

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
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Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
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Or. en

Amendment 221 Isabella Adinolfi

Proposal for a regulation Annex – table – point a

Text proposed by the Commission

(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and objects of paleontological interest;	ex 9705	More than 250 years old	number of items (p/st)
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Amendment

(a) Rare collections and specimens of	ex 9705	More than 100 years old	number of items (p/st)
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fauna, flora, minerals and anatomy, and objects of paleontological interest;			
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Or. en

Amendment 222

John Procter

Proposal for a regulation

Annex – table – point a

Text proposed by the Commission

(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and objects of paleontological interest;	ex 9705	More than 250 years old	number of items (p/st)
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Amendment

(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and objects of paleontological interest;	ex 9705	More than 500 years old	number of items (p/st)
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Or. en

Amendment 223

Santiago Fisas Aixelà

Proposal for a regulation
Annex – table – point a

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and objects of paleontological interest;	ex 9705	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(a) Rare collections and specimens of fauna, flora, minerals and anatomy, and objects of paleontological interest;	ex 9705	More than 250 years old	<i>50 000</i>	number of items (p/st)

Or. en

Amendment 224
Isabella Adinolfi

Proposal for a regulation
Annex – table – point b

Text proposed by the Commission

(b) objects relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;	ex 9705	More than 250 years old	number of items (p/st)
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Amendment

(b) objects relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;	ex 9705	More than 100 years old	number of items (p/st)
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Or. en

Amendment 225
John Procter

Proposal for a regulation
Annex – table – point b

Text proposed by the Commission

(b) objects relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;	ex 9705	More than 250 years old	number of items (p/st)
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Amendment

(b) objects relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;	ex 9705	More than 500 years old	number of items (p/st)
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Or. en

Amendment 226
Santiago Fisas Aixelà

Proposal for a regulation

Annex – table – point b

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(b) objects relating to history, including the history of science and technology and military and social history, to the life of national leaders, thinkers, scientists and artists and to events of national importance;	ex 9705	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(b) objects relating to history, including the history of science and technology and military and social history, to the life of national leaders,	ex 9705	More than 250 years old	<i>50 000</i>	number of items (p/st)

thinkers, scientists and artists and to events of national importance;				
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Or. en

Amendment 227
Isabella Adinolfi

Proposal for a regulation
Annex – table – point c

Text proposed by the Commission

(c) products of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(c) products of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;	ex 9705; ex 9706	More than 100 years old	number of items (p/st)
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Or. en

Amendment 228
John Procter

Proposal for a regulation
Annex – table – point c

Text proposed by the Commission

(c) products of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(c) products of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;	ex 9705; ex 9706	More than 500 years old	number of items (p/st)
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Or. en

Amendment 229
Santiago Fisas Aixelà

Proposal for a regulation
Annex – table – point c

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(c) products	ex 9705; ex 9706	More than 250	number of items

of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;		years old	(p/st)
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Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(c) products of archaeological excavations, including regular or clandestine, or of archaeological discoveries on land or underwater;	ex 9705; ex 9706	More than 250 years old	<i>0</i>	number of items (p/st)

Or. en

Amendment 230
Isabella Adinolfi

Proposal for a regulation
Annex – table – point d

Text proposed by the Commission

(d) elements of artistic or	ex 9705; ex 9706	More than 250	number of items
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historical monuments or archaeological sites which have been dismembered;		years old	(p/st)
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Amendment

(d) elements of artistic or historical monuments or archaeological sites which have been dismembered;	ex 9705; ex 9706	More than 100 years old	number of items (p/st)
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Or. en

Amendment 231
John Procter

Proposal for a regulation
Annex – table – point d

Text proposed by the Commission

(d) elements of artistic or historical monuments or archaeological sites which have been dismembered;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(d) elements of artistic or historical monuments or archaeological sites which have	ex 9705; ex 9706	More than 500 years old	number of items (p/st)
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been dismembered;			
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Or. en

Amendment 232
Santiago Fisas Ayxelà

Proposal for a regulation
Annex – table – point d

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(d) elements of artistic or historical monuments or archaeological sites which have been dismembered;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(d) elements of artistic or historical monuments or archaeological sites	ex 9705; ex 9706	More than 250 years old	<i>0</i>	number of items (p/st)

which have been dismembered;				
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Or. en

Amendment 233
Isabella Adinolfi

Proposal for a regulation
Annex – table – point e

Text proposed by the Commission

(e) antiquities , such as inscriptions, coins and engraved seals;	ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(e) antiquities , such as inscriptions, coins and engraved seals;	ex 9706	More than 100 years old	number of items (p/st)
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Or. en

Amendment 234
John Procter

Proposal for a regulation
Annex – table – point e

Text proposed by the Commission

(e)	ex 9706	More than 250	number of items
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antiquities , such as inscriptions, coins and engraved seals;		years old	(p/st)
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Amendment

(e) antiquities , such as inscriptions, coins and engraved seals;	ex 9706	More than 500 years old	number of items (p/st)
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Or. en

Amendment 235
Santiago Fisas Aixelà

Proposal for a regulation
Annex – table – point e

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(e) antiquities , such as inscriptions, coins and engraved seals;	ex 9706	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or	Minimum age threshold	Minimum financial threshold (in euro)	Supplementary units

	Subheading			
(e) antiquities, such as inscriptions, coins and engraved seals;	ex 9706	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 236
Isabella Adinolfi

Proposal for a regulation
Annex – table – point f

Text proposed by the Commission

(f) objects of ethnological interest;	ex 9705	More than 250 years old	number of items (p/st)
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Amendment

(f) objects of ethnological interest;	ex 9705	More than 100 years old	number of items (p/st)
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Or. en

Amendment 237
John Procter

Proposal for a regulation
Annex – table – point f

Text proposed by the Commission

(f) objects of ethnological	ex 9705	More than 250	number of items
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interest;		years old	(p/st)
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Amendment

(f) objects of ethnological interest;	ex 9705	More than 500 years old	number of items (p/st)
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Or. en

Amendment 238
Santiago Fisas Aixelà

Proposal for a regulation
Annex – table – point f

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(f) objects of ethnological interest;	ex 9705	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Minimum financial threshold (in euro)	Supplementary units
(f) objects of ethnological interest;	ex 9705	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 239
Isabella Adinolfi

Proposal for a regulation
Annex – table – point g – point i

Text proposed by the Commission

(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;	ex 9701	More than 250 years old	number of items (p/st)
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Amendment

(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;	ex 9701	More than 100 years old	number of items (p/st)
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Or. en

Amendment 240
John Procter

Proposal for a regulation
Annex – table – point g – point i

Text proposed by the Commission

(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;	ex 9701	More than 250 years old	number of items (p/st)
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Amendment

(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;	ex 9701	More than 500 years old	number of items (p/st)
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Or. en

Amendment 241

Santiago Fisas Ayxelà

Proposal for a regulation

Annex – table – point g – point i

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or	Minimum age threshold	Supplementary units
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	Subheading		
(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;	ex 9701	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Minimum financial threshold (in euro)	Supplementary units
(i) pictures, paintings and drawings produced entirely by hand on any support and in any material, excluding industrial designs and manufactured articles decorated by hand;	ex 9701	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 242
Isabella Adinolfi

Proposal for a regulation
Annex – table – point g – point ii

Text proposed by the Commission

(ii) original works of statuary art and sculpture in any material;	ex 9703	More than 250 years old	number of items (p/st)
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Amendment

(ii) original works of statuary art and sculpture in any material;	ex 9703	More than 100 years old	number of items (p/st)
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Or. en

Amendment 243
John Procter

Proposal for a regulation
Annex – table – point g – point ii

Text proposed by the Commission

(ii) original works of statuary art and sculpture in any material;	ex 9703	More than 250 years old	number of items (p/st)
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Amendment

(ii) original works of statuary art and sculpture in any material;	ex 9703	More than 500 years old	number of items (p/st)
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Or. en

Amendment 244
Santiago Fisas Aixelà

Proposal for a regulation
Annex – table – point g – point ii

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(ii) original works of statuary art and sculpture in any material;	ex 9703	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(ii) original works of statuary art and sculpture in any material;	ex 9703	More than 250 years old	<i>50 000</i>	number of items (p/st)

Or. en

Amendment 245
Isabella Adinolfi

Proposal for a regulation
Annex – table – point g – point iii

Text proposed by the Commission

(iii) original engravings, prints and lithographs;	ex Chapter 49; ex 9702;	More than 250 years old	number of items (p/st)
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Amendment

(iii) original engravings, prints and lithographs;	ex Chapter 49; ex 9702;	More than 100 years old	number of items (p/st)
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Or. en

Amendment 246

John Procter

Proposal for a regulation

Annex – table – point g – point iii

Text proposed by the Commission

(iii) original engravings, prints and lithographs;	ex Chapter 49; ex 9702;	More than 250 years old	number of items (p/st)
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Amendment

(iii) original engravings, prints and lithographs;	ex Chapter 49; ex 9702;	More than 500 years old	number of items (p/st)
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Or. en

Amendment 247

Santiago Fisas Aixelà

Proposal for a regulation

Annex – table – point g – point iii

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(iii) original engravings, prints and lithographs;	ex Chapter 49; ex 9702;	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(iii) original engravings, prints and lithographs;	ex Chapter 49; ex 9702;	More than 250 years old	<i>50 000</i>	number of items (p/st)

Or. en

Amendment 248
Isabella Adinolfi

Proposal for a regulation
Annex – table – point g – point iv

Text proposed by the Commission

(iv) original artistic assemblages and montages in any material;	ex 9701	More than 250 years old	number of items (p/st)
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Amendment

(iv) original artistic assemblages and montages in any material;	ex 9701	More than 100 years old	number of items (p/st)
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Or. en

Amendment 249

John Procter

Proposal for a regulation

Annex – table – point g – point iv

Text proposed by the Commission

(iv) original artistic assemblages and montages in any material;	ex 9701	More than 250 years old	number of items (p/st)
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Amendment

(iv) original artistic assemblages and montages in any material;	ex 9701	More than 500 years old	number of items (p/st)
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Or. en

Amendment 250

Santiago Fisas Aixelà

Proposal for a regulation

Annex – table – point g – point iv

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(iv) original artistic assemblages and montages in any material;	ex 9701	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(iv) original artistic assemblages and montages in any material;	ex 9701	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 251
Isabella Adinolfi

Proposal for a regulation
Annex – table – point h

Text proposed by the Commission

(h) rare manuscripts and incunabula,	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99;	More than 250 years old	number of items (p/st)
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	ex 4906		
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Amendment

(h) rare manuscripts and incunabula,	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99; ex 4906	More than 100 years old	number of items (p/st)
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Or. en

Amendment 252

John Procter

Proposal for a regulation

Annex – table – point h

Text proposed by the Commission

(h) rare manuscripts and incunabula,	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99; ex 4906	More than 250 years old	number of items (p/st)
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Amendment

(h) rare manuscripts and incunabula,	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99; ex 4906	More than 500 years old	number of items (p/st)
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Or. en

Amendment 253

Santiago Fisas Ayxelà

Proposal for a regulation

Annex – table – point h

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(h) rare manuscripts and incunabula,	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99; ex 4906	More than 250 years old	number of items (p/st)

Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(h) rare manuscripts and incunabula,	ex 9702; ex 9706; ex 4901 10 and ex 4901 99; ex 4904; ex 4905 91 and ex 4905 99; ex 4906	More than 250 years old	0	number of items (p/st)

Or. en

Amendment 254
Isabella Adinolfi

Proposal for a regulation
Annex – table – point i

Text proposed by the Commission

(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 100 years old	number of items (p/st)
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Or. en

Amendment 255
Hermann Winkler

Proposal for a regulation
Annex – table – point i

Text proposed by the Commission

(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 400 years old	number of items (p/st)
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Amendment 256**John Procter****Proposal for a regulation****Annex – table – point i***Text proposed by the Commission*

(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 500 years old	number of items (p/st)
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Amendment 257**Santiago Fisas Aixelà****Proposal for a regulation****Annex – table – point i***Text proposed by the Commission*

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(i) old books,	ex 9705; ex 9706	More than 250	number of items

documents and publications of special interest, singly or in collections;		years old	(p/st)
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Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Minimum financial threshold (in euro)	Supplementary units
(i) old books, documents and publications of special interest, singly or in collections;	ex 9705; ex 9706	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 258
Isabella Adinolfi

Proposal for a regulation
Annex – table – point j

Text proposed by the Commission

(j) postage, revenue and similar stamps, singly or in collections;	ex 9704	More than 250 years old	number of items (p/st)
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Amendment

(j) postage, revenue and similar stamps,	ex 9704	More than 100 years old	number of items (p/st)
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singly or in collections;			
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Or. en

Amendment 259

John Procter

Proposal for a regulation

Annex – table – point j

Text proposed by the Commission

(j) postage, revenue and similar stamps, singly or in collections;	ex 9704	More than 250 years old	number of items (p/st)
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Amendment

(j) postage, revenue and similar stamps, singly or in collections;	ex 9704	More than 500 years old	number of items (p/st)
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Or. en

Amendment 260

Santiago Fisas Ayxelà

Proposal for a regulation

Annex – table – point j

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
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(j) postage, revenue and similar stamps, singly or in collections;	ex 9704	More than 250 years old	number of items (p/st)
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Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Minimum financial threshold (in euro)	Supplementary units
(j) postage, revenue and similar stamps, singly or in collections;	ex 9704	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 261

Isabella Adinolfi

Proposal for a regulation

Annex – table – point k

Text proposed by the Commission

(k) archives, including sound, photographic and cinematographic archives;	ex 3704; ex 3705; ex 3706; ex 4901; ex 4906; ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(k) archives, including sound, photographic and cinematographic	ex 3704; ex 3705; ex 3706; ex 4901; ex 4906; ex 9705; ex 9706	More than 100 years old	number of items (p/st)
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archives;			
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Or. en

Amendment 262

John Procter

Proposal for a regulation

Annex – table – point k

Text proposed by the Commission

(k) archives, including sound, photographic and cinematographic archives;	ex 3704; ex 3705; ex 3706; ex 4901; ex 4906; ex 9705; ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(k) archives, including sound, photographic and cinematographic archives;	ex 3704; ex 3705; ex 3706; ex 4901; ex 4906; ex 9705; ex 9706	More than 500 years old	number of items (p/st)
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Or. en

Amendment 263

Santiago Fisas Ayxelà

Proposal for a regulation

Annex – table – point k

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(k) archives,	ex 3704; ex 3705;	More than 250	number of items

including sound, photographic and cinematographic archives;	ex 3706; ex 4901; ex 4906; ex 9705; ex 9706	years old	(p/st)
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Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Minimum financial threshold (in euro)	Supplementary units
(k) archives, including sound, photographic and cinematographic archives;	ex 3704; ex 3705; ex 3706; ex 4901; ex 4906; ex 9705; ex 9706	More than 250 years old	50 000	number of items (p/st)

Or. en

Amendment 264
Isabella Adinolfi

Proposal for a regulation
Annex – table – point 1

Text proposed by the Commission

(l) articles of furniture and old musical instruments.	ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(l) articles of furniture and old musical	ex 9706	More than 100 years old	number of items (p/st)
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instruments.			
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Or. en

Amendment 265

John Procter

Proposal for a regulation

Annex – table – point I

Text proposed by the Commission

(I) articles of furniture and old musical instruments.	ex 9706	More than 250 years old	number of items (p/st)
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Amendment

(I) articles of furniture and old musical instruments.	ex 9706	More than 500 years old	number of items (p/st)
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Or. en

Amendment 266

Santiago Fisas Ayxelà

Proposal for a regulation

Annex – table – point I

Text proposed by the Commission

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	Supplementary units
(I) articles of furniture and old musical	ex 9706	More than 250 years old	number of items (p/st)

instruments.			
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Amendment

Categories of cultural goods	Combined Nomenclature (CN) Chapter, Heading or Subheading	Minimum age threshold	<i>Minimum financial threshold (in euro)</i>	Supplementary units
(l) articles of furniture and old musical instruments.	ex 9706	More than 250 years old	<i>50 000</i>	number of items (p/st)

Or. en

Amendment 267

John Procter

Proposal for a regulation

Annex a (new)

Text proposed by the Commission

Amendment

Annex a

Export country

Or. en