



**2018/0205(COD)**

6.9.2018

# **AMENDMENTS**

## **28 - 80**

**Draft report**  
**Adina-Ioana Vălean**  
(PE625.332v01-00)

Alignment of reporting obligations in the field of environment policy

Proposal for a regulation  
(COM(2018)0381 – C8-0244/2018 – 2018/0205(COD))



**Amendment 28**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 1**

*Text proposed by the Commission*

(1) In order to address the need for implementation and compliance information, amendments of several pieces of environmental legislation should be introduced taking into account the results of the Commission Report on Actions to Streamline Environmental Report<sup>45</sup> and its related Fitness Check<sup>46</sup>.

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<sup>45</sup> COM(2017) 312.

<sup>46</sup> SWD(2017) 230.

*Amendment*

(1) In order to address the need for implementation and compliance information, amendments of several pieces of ***related legislation, including*** environmental legislation, should be introduced taking into account the results of the Commission Report on Actions to Streamline Environmental Report<sup>45</sup> and its related Fitness Check<sup>46</sup>.

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<sup>45</sup> COM(2017) 312.

<sup>46</sup> SWD(2017) 230.

Or. fr

**Amendment 29**  
**Luke Ming Flanagan**

**Proposal for a regulation**  
**Recital 2**

*Text proposed by the Commission*

(2) It is necessary that accessibility to data ***should ensure that*** the administrative burden on all entities ***remains*** as limited as possible. It requires active dissemination at national level in accordance with Directives 2003/4/EC<sup>47</sup> and 2007/2/EC<sup>48</sup> of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.

*Amendment*

(2) It is necessary that, ***while*** accessibility to data ***must remain paramount***, the administrative burden on all entities ***should be*** as limited as possible. It requires active dissemination at national level in accordance with Directives 2003/4/EC<sup>47</sup> and 2007/2/EC<sup>48</sup> of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.

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<sup>47</sup> Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41, 14.2.2003, p. 26).

<sup>48</sup> Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

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<sup>47</sup> Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41, 14.2.2003, p. 26).

<sup>48</sup> Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

Or. en

## Amendment 30

Fredrick Federley, Anneli Jäätteenmäki, Ulrike Müller

### Proposal for a regulation

#### Recital 2

*Text proposed by the Commission*

(2) It is necessary that accessibility to data should ensure that the administrative burden on all entities remains as limited as possible. It requires active dissemination at national level in accordance with Directives 2003/4/EC<sup>47</sup> and 2007/2/EC<sup>48</sup> of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.

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<sup>47</sup> Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41,

*Amendment*

(2) It is necessary that accessibility to data should ensure that the administrative burden on all entities remains as limited as possible, ***especially on non-governmental entities such as small and medium enterprises (SMEs)***. It requires active dissemination at national level in accordance with Directives 2003/4/EC<sup>47</sup> and 2007/2/EC<sup>48</sup> of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.

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<sup>47</sup> Directive 2003/4/EC of the European Parliament and of the Council of 28 January 2003 on public access to environmental information and repealing Council Directive 90/313/EEC (OJ L 41,

14.2.2003, p. 26).

<sup>48</sup> Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

14.2.2003, p. 26).

<sup>48</sup> Directive 2007/2/EC of the European Parliament and of the Council of 14 March 2007 establishing an Infrastructure for Spatial Information in the European Community (INSPIRE) (OJ L 108, 25.4.2007, p. 1).

Or. en

## **Amendment 31**

### **Stefan Eck**

### **Proposal for a regulation**

#### **Recital 3**

#### *Text proposed by the Commission*

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016<sup>49</sup>. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose.

#### *Amendment*

(3) Data reported by Member States are essential ***for increased public access to environmental information and*** for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016<sup>49</sup>. It is appropriate to add provisions to several legislative acts in the environmental sector ***to ensure a more effective participation by the public in environmental decision-making and*** for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can

also serve as indicators for this purpose.

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<sup>49</sup> OJ L 123, 12.5.2016, p. 1.

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<sup>49</sup> OJ L 123, 12.5.2016, p. 1.

Or. en

## **Amendment 32** **Mireille D'Ornano**

### **Proposal for a regulation** **Recital 3**

#### *Text proposed by the Commission*

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016<sup>49</sup>. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose.

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<sup>49</sup> OJ L 123, 12.5.2016, p. 1.

#### *Amendment*

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016<sup>49</sup>. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data, ***as such data changes quickly***. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose.

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<sup>49</sup> OJ L 123, 12.5.2016, p. 1.

Or. fr

### Amendment 33

Fredrick Federley, Anneli Jäätteenmäki, Ulrike Müller, Nils Torvalds

#### Proposal for a regulation

##### Recital 3

*Text proposed by the Commission*

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016<sup>49</sup>. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose.

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<sup>49</sup> OJ L 123, 12.5.2016, p. 1.

*Amendment*

(3) Data reported by Member States are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016<sup>49</sup>. It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose ***both for decision-makers and the general public.***

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<sup>49</sup> OJ L 123, 12.5.2016, p. 1.

Or. en

### Amendment 34

Mireille D'Ornano

#### Proposal for a regulation

#### Recital 4

*Text proposed by the Commission*

(4) It is necessary to amend the reporting obligations laid down in Articles 10 and 17 of Council Directive 86/278/EEC. The obligation to report to the Commission should be simplified and, at the same time, Member States should ***be required to ensure a higher level of transparency, whereby the required information will be made available*** in an easily accessible manner, electronically, in line with the requirements of Directives 2003/4/EC and Directive 2007/2/EC, in particular on public access, data-sharing and services.

*Amendment*

(4) It is necessary to amend the reporting obligations laid down in Articles 10 and 17 of Council Directive 86/278/EEC. The obligation to report to the Commission should be simplified and, at the same time, Member States should ***submit*** information in an easily accessible manner, electronically, in line with the requirements of Directives 2003/4/EC and Directive 2007/2/EC, in particular on public access, data-sharing and services.

Or. fr

#### Amendment 35 Stefan Eck

#### Proposal for a regulation Recital 4

*Text proposed by the Commission*

(4) It *is* necessary to amend the reporting obligations laid down in Articles 10 and 17 of Council Directive 86/278/EEC. The obligation to report to the Commission ***should*** be simplified and, at the same time, Member States should be required to ensure a higher level of transparency, whereby the required information will be made available in an easily accessible manner, electronically, in line with the requirements of Directives 2003/4/EC and Directive 2007/2/EC, in particular on public access, data-sharing and services.

*Amendment*

(4) It ***may be*** necessary to amend the reporting obligations laid down in Articles 10 and 17 of Council Directive 86/278/EEC. The obligation to report to the Commission ***may*** be simplified ***when the administrative burden is unjustified or disproportionate*** and, at the same time, Member States should be required to ensure a higher level of transparency, whereby the required information will be made available ***to the general public to the widest extent possible*** in an easily accessible manner, electronically, in line with the requirements of Directives 2003/4/EC and Directive 2007/2/EC, in particular on public access, data-sharing and services.



**Amendment 36**  
**Stefan Eck**

**Proposal for a regulation**  
**Recital 5**

*Text proposed by the Commission*

(5) In accordance with the evaluation of Directive 2002/49/EC of the European Parliament and of the Council<sup>50</sup> there is a need to streamline the reporting deadlines for noise maps and action plans to allow sufficient time for public consultation of action plans. To that end, and for one time only, the deadline for the review or revision of the action plans is postponed by one year so that the deadline of the next round (the fourth round) of action plans is not 18 July 2023 but 18 July 2024. Thus, from the fourth round onwards, the Member States will have approximately two years between making the noise maps and completing the review or revision of action plans instead of one year as currently the case. For the following rounds of action planning, the five years cycle for the review or revision will then resume. Moreover, in order to better meet the objectives of the Directive 2002/49/EC and to provide a basis for developing measures at Union level, reporting by Member States should be carried out by electronic means. It is also necessary to enhance public participation by requiring *certain* information to be made publicly available while aligning this obligation to other Union legislation, such as Directive 2007/2/EC, without duplicating practical requirements.

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<sup>50</sup> Directive 2002/49/EC of the European

*Amendment*

(5) In accordance with the evaluation of Directive 2002/49/EC of the European Parliament and of the Council<sup>50</sup> there is a need to streamline the reporting deadlines for noise maps and action plans to allow sufficient time for public consultation of action plans. To that end, and for one time only, the deadline for the review or revision of the action plans is postponed by one year so that the deadline of the next round (the fourth round) of action plans is not 18 July 2023 but 18 July 2024. Thus, from the fourth round onwards, the Member States will have approximately two years between making the noise maps and completing the review or revision of action plans instead of one year as currently the case. For the following rounds of action planning, the five years cycle for the review or revision will then resume. Moreover, in order to better meet the objectives of the Directive 2002/49/EC and to provide a basis for developing measures at Union level, reporting by Member States should be carried out by electronic means. It is also necessary to enhance public participation by requiring *comprehensible, accurate and comparable* information to be made publicly available while aligning this obligation to other Union legislation, such as Directive 2007/2/EC, without duplicating practical requirements.

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<sup>50</sup> Directive 2002/49/EC of the European

Parliament and of the Council of 25 June 2002 relating to the assessment and management of environmental noise (OJ L 189, 18.7.2002).

Parliament and of the Council of 25 June 2002 relating to the assessment and management of environmental noise (OJ L 189, 18.7.2002).

Or. en

**Amendment 37**  
**Stefan Eck**

**Proposal for a regulation**  
**Recital 6**

*Text proposed by the Commission*

(6) In accordance with the findings of the REFIT evaluation of Directive 2004/35/EC of the European Parliament and of the Council,<sup>51</sup> availability of information can be further improved in particular on certain key data. This will serve the purposes to inform the public on environmental damage instances, in particular where it is likely to be affected by such instances, to enable operators and authorities to undertake the necessary preventive and remedial action in such instances, **and** to provide the Commission with the required evidence base to carry out regular evaluations of the Directive. The need to ensure a higher level of transparency is further underpinned by the requirements of Directive 2003/4/EC namely to make available information to the public that might result in **an imminent** threat to human health or the environment. Online information should also fulfil requirements of Directive 2007/2/EC, in particular on services and accessibility of data to the public and to the authorities.

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<sup>51</sup> SWD(2016) 0121.

*Amendment*

(6) In accordance with the findings of the REFIT evaluation of Directive 2004/35/EC of the European Parliament and of the Council,<sup>51</sup> availability of information can be further improved in particular on certain key data. This will serve the purposes to inform the public on environmental damage instances, in particular where it is likely to be affected by such instances, to enable operators and authorities to undertake the necessary preventive and remedial action in such instances, to provide the Commission with the required evidence base to carry out regular evaluations of the Directive **and, ultimately, to improve environmental protection**. The need to ensure a higher level of transparency is further underpinned by the requirements of Directive 2003/4/EC namely to make available information to the public that might result in **a** threat to human **and animal** health or the environment. Online information should also fulfil requirements of Directive 2007/2/EC, in particular on services and accessibility of data to the public and to the authorities.

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<sup>51</sup> SWD(2016) 0121.

**Amendment 38**  
**Massimo Paolucci**

**Proposal for a regulation**  
**Recital 7**

*Text proposed by the Commission*

(7) Based on the Commission report to the Council and the European Parliament concerning the implementation of Directive 2007/2/EC and the REFIT evaluation<sup>52</sup>, it is appropriate, with a view to simplifying the implementation of that Directive and reducing administrative burden related to monitoring by Member States, to no longer require Member States to send to the Commission triennial reports, and the Commission to present to the European Parliament and to the Council a summary report, because the reporting Fitness Check confirmed the limited use of such reports.<sup>53</sup>

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<sup>52</sup> COM(2016) 478 and SWD(2016) 273.

<sup>53</sup> COM(2017) 312.

*Amendment*

(7) Based on the Commission report to the Council and the European Parliament concerning the implementation of Directive 2007/2/EC and the REFIT evaluation<sup>52</sup>, it is appropriate, with a view to simplifying the implementation of that Directive and reducing administrative burden related to monitoring by Member States, to no longer require Member States to send to the Commission triennial reports, and the Commission to present to the European Parliament and to the Council a summary report, because the reporting Fitness Check confirmed the limited use of such reports.<sup>53</sup> ***Nevertheless, the Commission should continue to carry out, at regular intervals, an evaluation of that Directive and make it publicly available.***

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<sup>52</sup> COM(2016) 478 and SWD(2016) 273.

<sup>53</sup> COM(2017) 312.

*Justification*

*The current text of Directive 2007/2/EC requests the Commission to present a report to the European Parliament and the Council. Therefore, at least a regular evaluation, publicly available, is needed.*

**Amendment 39**  
**Stefan Eck**

## Proposal for a regulation

### Recital 10

#### *Text proposed by the Commission*

(10) In accordance with the findings of the REFIT evaluation<sup>57</sup> of Regulation (EC) No 166/2006 of the European Parliament and of the Council<sup>58</sup>, it **is** necessary to amend **or abolish** the reporting obligations laid down in that Regulation. In order to enhance coherence with reporting under Directive 2010/75/EU of the European Parliament and of the Council<sup>59</sup>, it is necessary to confer implementing powers to the Commission to establish the type, format and frequency of information to be made available under Regulation (EC) No 166/2006, and to **abolish** the reporting format currently laid down in that Regulation. It is also necessary to amend Article 11 of Regulation (EC) No 166/2006 on confidentiality to ensure greater transparency of reporting to the Commission. To minimise administrative burden on Member States and the Commission, it is further necessary to **abolish** the reporting obligations laid down in Articles 16 and 17 of Regulation (EC) No 166/2006, **as these provide information that is of limited value or does not correspond to policy needs**.

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<sup>57</sup> SWD(2017) 710.

<sup>58</sup> Regulation (EC) No 166/2006 of the European Parliament and of the Council of 18 January 2006 concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC (OJ L 33, 4.2.2006, p. 1).

<sup>59</sup> Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and

#### *Amendment*

(10) In accordance with the findings of the REFIT evaluation<sup>57</sup> of Regulation (EC) No 166/2006 of the European Parliament and of the Council<sup>58</sup>, it **may be** necessary to amend the reporting obligations laid down in that Regulation. In order to enhance coherence with reporting under Directive 2010/75/EU of the European Parliament and of the Council<sup>59</sup>, it is necessary to confer implementing powers to the Commission to establish the type, format and frequency of information to be made available under Regulation (EC) No 166/2006, and to **amend** the reporting format currently laid down in that Regulation. It is also necessary to amend Article 11 of Regulation (EC) No 166/2006 on confidentiality to ensure greater transparency of reporting to the Commission. To minimise administrative burden on Member States and the Commission, it is further necessary to **amend** the reporting obligations laid down in Articles 16 and 17 of Regulation (EC) No 166/2006.

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<sup>57</sup> SWD(2017) 710.

<sup>58</sup> Regulation (EC) No 166/2006 of the European Parliament and of the Council of 18 January 2006 concerning the establishment of a European Pollutant Release and Transfer Register and amending Council Directives 91/689/EEC and 96/61/EC (OJ L 33, 4.2.2006, p. 1).

<sup>59</sup> Directive 2010/75/EU of the European Parliament and of the Council of 24 November 2010 on industrial emissions (integrated pollution prevention and

control) (OJ L 334, 17.12.2010, p. 17).

control) (OJ L 334, 17.12.2010, p. 17).

Or. en

**Amendment 40**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 11**

*Text proposed by the Commission*

(11) To improve and facilitate the access of the public to information on the implementation of Regulation (EU) No 995/2010 of the European Parliament and of the Council<sup>60</sup>, the data provided by the Member States on the implementation of that Regulation *should* be made publicly available by the Commission through a Union-wide overview of this data; in order to increase consistency of information and to facilitate the monitoring of the functioning of the Regulation, implementing powers should be conferred to the Commission to lay down the format and procedure for Member States to make information available, and the frequency and period of provision of information should be aligned to that of the Council Regulation (EC) No 2173/2005<sup>61</sup>.

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<sup>60</sup> Regulation (EU) No 995/2010 of the European Parliament and of the Council of 20 October 2010 laying down the obligations of operators who place timber and timber products on the market (OJ L 295, 12.11.2010, p. 23).

<sup>61</sup> Council Regulation (EC) No 2173/2005 of 20 December 2005 on the establishment of a FLEGT licensing scheme for imports of timber into the European Community (OJ L 347, 30.12.2005, p. 1).

*Amendment*

(11) To improve and facilitate the access of the public to information on the implementation of Regulation (EU) No 995/2010 of the European Parliament and of the Council<sup>60</sup>, the data provided by the Member States on the implementation of that Regulation *must* be made publicly available by the Commission through a Union-wide overview of this data; in order to increase consistency of information and to facilitate the monitoring of the functioning of the Regulation, implementing powers should be conferred to the Commission to lay down the format and procedure for Member States to make information available, and the frequency and period of provision of information should be aligned to that of the Council Regulation (EC) No 2173/2005<sup>61</sup>.

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<sup>60</sup> Regulation (EU) No 995/2010 of the European Parliament and of the Council of 20 October 2010 laying down the obligations of operators who place timber and timber products on the market (OJ L 295, 12.11.2010, p. 23).

<sup>61</sup> Council Regulation (EC) No 2173/2005 of 20 December 2005 on the establishment of a FLEGT licensing scheme for imports of timber into the European Community (OJ L 347, 30.12.2005, p. 1).

**Amendment 41**  
**Mireille D'Ornano**

**Proposal for a regulation**  
**Recital 13**

*Text proposed by the Commission*

(13) To improve and facilitate the access of the public to information on the implementation of the Regulation (EC) No 2173/2005, the data provided by the Member States on the implementation of that Regulation *should* be made publicly available through a Commission Union-wide overview. On the basis of the experience that the Commission and the Member States have gained from the first year of Forest Law Enforcement, Governance and Trade licencing, provisions of the Regulation related to reporting need to be updated. The Commission, in exercising its implementing powers to lay down the format and procedure for Member States to make information available, should be assisted by the Committee established in Article 11 of that Regulation. The provisions on evaluation of the Regulation need to be updated.

*Amendment*

(13) To improve and facilitate the access of the public to information on the implementation of the Regulation (EC) No 2173/2005, the data provided by the Member States on the implementation of that Regulation *must* be made publicly available through a Commission Union-wide overview. On the basis of the experience that the Commission and the Member States have gained from the first year of Forest Law Enforcement, Governance and Trade licencing, provisions of the Regulation related to reporting need to be updated. The Commission, in exercising its implementing powers to lay down the format and procedure for Member States to make information available, should be assisted by the Committee established in Article 11 of that Regulation. The provisions on evaluation of the Regulation need to be updated.

Or. fr

**Amendment 42**  
**Marijana Petir, Norbert Erdős**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point 1**  
 Directive 86/278/EEC  
 Article 10 – paragraph 2

*Text proposed by the Commission*

The records referred to in paragraph 1 shall

*Amendment*

The records referred to in paragraph 1 shall

be made available to the public for each calendar *year*, within three months of the end of the relevant calendar year, in a consolidated format as laid down in the Annex to Commission Decision 94/741/EC\*\* or another format provided pursuant to Article 17.

be made available to the public for each **2** calendar *years*, within three months of the end of the relevant calendar year, in a consolidated format as laid down in the Annex to Commission Decision 94/741/EC\*\* or another format provided pursuant to Article 17.

Or. en

**Amendment 43**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 1 – paragraph 1 – point 2**  
Directive 86/278/EEC  
Article 17 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***The Commission shall, no later than 1 January 2021 and at least every three years thereafter, carry out an evaluation of this Directive and of its implementation. The Commission shall report to the European Parliament and to the Council on the results of that evaluation and accompany such reports, if necessary, by appropriate legislative proposals.***

Or. en

**Amendment 44**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 2 – paragraph 1 – point 4**  
Directive 2002/49/EC  
Article 10 – paragraph 2

*Text proposed by the Commission*

*Amendment*

2. The Member States shall ensure

2. The Member States shall ensure

that the information from strategic noise maps and summaries of the action plans as referred to in Annex VI are sent to the Commission within six months of the dates laid down in Articles 7 and 8 respectively. For that purpose, Member States shall only report the information electronically to the data repository *to be established in accordance with the regulatory procedure with scrutiny referred to in Article 13(3)*. In case a Member State wants to update information, it shall describe the differences between the updated and original information and the reasons for the update when making the updated information available to the data repository.

that the information from strategic noise maps and summaries of the action plans as referred to in Annex VI are sent to the Commission within six months of the dates laid down in Articles 7 and 8 respectively. For that purpose, Member States shall only report the information electronically to the data repository. In case a Member State wants to update information, it shall describe the differences between the updated and original information and the reasons for the update when making the updated information available to the data repository. *The Commission shall adopt delegated acts in accordance with Article 10a to supplement this Directive concerning the setting up of the data repository.*

Or. en

**Amendment 45**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 2 – paragraph 1 – point 4 a (new)**  
Directive 2002/49/EC  
Article 10 a (new)

*Text proposed by the Commission*

*Amendment*

**4a.** *The following Article is added:*

**Article 10a**

**Exercise of the delegation**

**1.** *The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.*

**2.** *The power to adopt delegated acts referred to in Article 10(2) shall be conferred on the Commission for a period five years from... [date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine*



*months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.*

*3. The delegation of power referred to in Article 10(2a) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.*

*4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.*

*5. A delegated act adopted pursuant to Article 10(2) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.*

Or. en

**Amendment 46**  
**Davor Škrlec**

**Proposal for a regulation**

**Article 2 – paragraph 1 – point 5**

Directive 2002/49/EC

Annex VI – point 3

*Text proposed by the Commission*

"The Commission, assisted by the European Environment Agency, shall **develop** a mandatory digital information exchange mechanism to share the information from the strategic noise maps and summaries of action plans, as referred to in Article 10 (2) **in accordance with the regulatory procedure with scrutiny referred to in Article 13(3)**.

*Amendment*

"The Commission, assisted by the European Environment Agency, shall **adopt delegated acts in accordance with Article 10a to supplement this Directive concerning the development of** a mandatory digital information exchange mechanism to share the information from the strategic noise maps and summaries of action plans, as referred to in Article 10 (2).

Or. en

**Amendment 47**

**Massimo Paolucci**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point 2**

Directive 2004/35/EC

Article 18 – introductory part

*Text proposed by the Commission*

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public in an open data format online, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council\*. For each incident, the information listed in Annex VI of this Directive shall be provided as a minimum.

*Amendment*

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public **and to the Commission** in an open data format online, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council\*. For each incident, the information listed in Annex VI of this Directive shall be provided as a minimum.

Or. en

*Justification*

*This is to make sure that the Commission has access to the data in order to fulfil its obligation under article 18(3)*

**Amendment 48**

**Davor Škrlec**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point 2**

Directive 2004/35/EC

Article 18 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***1a. The Commission shall adopt a delegated act in accordance with Article 18a to amend Annex VI to this Directive concerning the detailed criteria according to which the scale and type of the environmental damage shall be classified.***

Or. en

**Amendment 49**

**Jens Gieseke, Rupert Matthews**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point 2**

Directive 2004/35/EC

Article 18 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***The Commission shall develop guidelines concerning the implementation of Annex VI, in particular the classification of the scale of environmental damages as small, medium, large or very large.***

Or. en

### *Justification*

*The basis on which the Commission proposal makes the distinction between the categories of "small/.../very large environmental damage" remains unclear. It can be presumed that there will be discrepancies between the Member States' practices on how to interpret the "significance" of a damage that conditions the reporting under Art. 18. Furthermore, remediation costs can vary from Member State to Member State.*

#### **Amendment 50** **Massimo Paolucci**

##### **Proposal for a regulation** **Article 3 – paragraph 1 – point 2** Directive 2004/35/EC Article 18 – paragraph 3

###### *Text proposed by the Commission*

3. The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to paragraph 1.

###### *Amendment*

3. The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to paragraph 1 ***and update it regularly, at least on an annual basis.***

Or. en

### *Justification*

*An explicit reference to the obligation to regularly update the overview is needed*

#### **Amendment 51** **Davor Škrlec**

##### **Proposal for a regulation** **Article 3 – paragraph 1 – point 2** Directive 2004/35/EC Article 18 – paragraph 4 – introductory part

###### *Text proposed by the Commission*

4. The Commission shall, ***at regular intervals***, carry out an evaluation of this Directive. The evaluation shall be based, inter alia, on the following elements:

###### *Amendment*

4. The Commission shall, ***no later than 1 January 2020 and at least every five years thereafter***, carry out an evaluation of this Directive ***and of its***

**implementation.** The evaluation shall be based, inter alia, on the following elements:

Or. en

**Amendment 52**  
**Massimo Paolucci**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point 2**  
Directive 2004/35/EC  
Article 18 – paragraph 4 – introductory part

*Text proposed by the Commission*

4. The Commission shall, at regular intervals, carry out an evaluation of this Directive. The evaluation shall be based, inter alia, on the following elements:

*Amendment*

4. The Commission shall, at regular intervals, carry out an evaluation of this Directive. The evaluation shall be **made publicly available and be** based, inter alia, on the following elements:

Or. en

*Justification*

*An explicit reference to publicity of the evaluation is needed*

**Amendment 53**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point 2**  
Directive 2004/35/EC  
Article 18 – paragraph 4 – point a

*Text proposed by the Commission*

(a) the experience gathered with the implementation of this Directive;

*Amendment*

(a) the experience gathered with the implementation of this Directive **in terms of actual remediation of environmental damages, in particular in relations to any incidents of environmental damage caused by genetically modified organisms (GMOs), the application of this Directive**

*to protected species and natural habitats, the right of an operator to limit his liability in accordance with the international conventions referred to in Article 4(3), and the exclusion of pollution covered by the international instruments listed in Annexes IV and V from the scope of this Directive;*

Or. en

#### **Amendment 54**

**Davor Škrlec**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 1 – point 2**

Directive 2004/35/EC

Article 18 – paragraph 4 – point b a (new)

*Text proposed by the Commission*

*Amendment*

*(ba) an analysis of the developments and changes within the relevant international fora and their implementation in the Member States.*

Or. en

#### **Amendment 55**

**Davor Škrlec**

#### **Proposal for a regulation**

#### **Article 3 – paragraph 1 – point 2**

Directive 2004/35/EC

Article 18 – paragraph 4 a (new)

*Text proposed by the Commission*

*Amendment*

*4a. The evaluation referred to in paragraph 4 shall also consider the extension of the definition of 'environmental damage' as defined in Article 2(1), and of the scope of this Directive to include damages to human*

*health, in order to also include damages to the air which can have significant health risks.*

Or. en

**Amendment 56**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point 2**  
Directive 2004/35/EC  
Article 18 – paragraph 4 b (new)

*Text proposed by the Commission*

*Amendment*

**4b.** *The Commission shall report to the European Parliament and to the Council on the results of the evaluation referred to in paragraph 4 and accompany such reports, if necessary, by appropriate legislative proposals.*

Or. en

**Amendment 57**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 3 – paragraph 1 – point 2 a (new)**  
Directive 2004/35/EC  
Article 18 a (new)

*Text proposed by the Commission*

*Amendment*

**2a.** *The following Article is added:*  
**Article 18a**

**Exercise of the delegation**

**1.** *The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.*

**2.** *The power to adopt delegated acts referred to in Article 18(1a) shall be*

*conferred on the Commission for a period five years from... [date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.*

*3. The delegation of power referred to in Article 18(1a) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.*

*4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.*

*5. A delegated act adopted pursuant to Article 18(1a) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.*

Or. en



**Amendment 58**  
**Davor Škrlec**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point 3**

Directive 2004/35/EC

Annex VI – paragraph 1 – introductory part

*Text proposed by the Commission*

The information referred to in Article 18(1) shall *refer to* emissions, events or incidents causing environmental damage or imminent threat of damage, with the following information and data for each instance:

*Amendment*

The information referred to in Article 18(1) shall *include a list of* emissions, events or incidents causing environmental damage or imminent threat of damage, with the following information and data for each instance:

Or. en

**Amendment 59**  
**Marijana Petir, Norbert Erdős**

**Proposal for a regulation**

**Article 3 – paragraph 1 – point 3**

Directive 2004/35/EC

Annex VI – paragraph 1 – point 1

*Text proposed by the Commission*

1. scale and type of environmental damage, date of occurrence and/or discovery of the damage. The scale of environmental damage shall be classified as small, medium, large or very large. The type of environmental damage shall be classified as damage to water, marine environment, soil, nature/ecosystems or damage to human health caused by pollution;

*Amendment*

1. scale and type of environmental damage, date of occurrence and/or discovery of the damage. The scale of environmental damage shall be classified as small, medium, large or very large. The type of environmental damage shall be classified as damage to water, marine environment, soil, nature/ecosystems or damage to human *or animal* health caused by pollution;

Or. en

**Amendment 60**  
**Marijana Petir, Norbert Erdős**

## Proposal for a regulation

### Article 4 – paragraph 1 – point 1 – point a

Directive 2007/2/EC

Article 21 – paragraph 2

*Text proposed by the Commission*

2. No later than 31 March every **year** Member States shall update and publish their summary report. This report, which shall be made public by the Commission services assisted by the European Environment Agency, shall include summary descriptions of:

*Amendment*

2. No later than 31 March every **2 years** Member States shall update and publish their summary report. This report, which shall be made public by the Commission services assisted by the European Environment Agency, shall include summary descriptions of:

Or. en

## Amendment 61

Marijana Petir, Norbert Erdős

## Proposal for a regulation

### Article 4 – paragraph 1 – point 2

Directive 2007/2/EC

Article 23 – paragraph 1

*Text proposed by the Commission*

The European Environment Agency shall publish and update **annually** the Union-wide overview on the basis of metadata and data made available by the Member States through network services in accordance with Article 21. The Union-wide overview shall include, as appropriate, indicators for outputs, results and impacts of this Directive, Union-wide overview maps and Member State overview reports.

*Amendment*

The European Environment Agency shall publish and update **biannually** the Union-wide overview on the basis of metadata and data made available by the Member States through network services in accordance with Article 21. The Union-wide overview shall include, as appropriate, indicators for outputs, results and impacts of this Directive, Union-wide overview maps and Member State overview reports.

Or. en

## Amendment 62

Davor Škrlec

**Proposal for a regulation**

**Article 4 – paragraph 1 – point 2**

Directive 2007/2/EC

Article 23 – paragraph 2

*Text proposed by the Commission*

The Commission shall, ***at regular intervals***, carry out an evaluation of this Directive. The evaluation shall be based, inter alia, on the following elements:

*Amendment*

The Commission shall, ***no later than 1 January 2021 and at least every five years thereafter***, carry out an evaluation of this Directive ***and of its implementation***. The evaluation shall be based, inter alia, on the following elements:

Or. en

**Amendment 63**

**Massimo Paolucci**

**Proposal for a regulation**

**Article 4 – paragraph 1 – point 2**

Directive 2007/2/EC

Article 23

*Text proposed by the Commission*

The Commission shall, at regular intervals, carry out an evaluation of this Directive. The evaluation shall be based, inter alia, on the following elements:

*Amendment*

The Commission shall, at regular intervals, carry out an evaluation of this Directive ***and make it publicly available***. The evaluation shall be based, inter alia, on the following elements:

Or. en

*Justification*

*The current text of Article 23 of Directive 2007/2/EC requests the Commission to present a report to the European Parliament and the Council. Therefore, an explicit reference to the publicity of the evaluation is needed.*

**Amendment 64**

**Davor Škrlec**

**Proposal for a regulation**

**Article 4 – paragraph 1 – point 2**

Directive 2007/2/EC

Article 23 – paragraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

***The Commission shall report to the European Parliament and to the Council on the results of the evaluation referred to in the second paragraph and accompany such reports, if necessary, by appropriate legislative proposals.***

Or. en

**Amendment 65**

**Massimo Paolucci**

**Proposal for a regulation**

**Article 5 – paragraph 1 – point 1**

Directive 2009/147/EC

Article 12 – paragraph 1

*Text proposed by the Commission*

*Amendment*

Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC\*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.";

Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC\*, ***and make accessible to the public*** a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.";

Or. en

## *Justification*

*As to fully align Directive 2009/147 to the provisions of Directive 92/43*

### **Amendment 66**

**Davor Škrlec**

#### **Proposal for a regulation**

##### **Article 5 – paragraph 1 – point 1**

Directive 2009/147/EC

Article 12 – paragraph 1

#### *Text proposed by the Commission*

Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC\*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.";

#### *Amendment*

Member States shall ***publish and*** forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC\*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.";

Or. en

### **Amendment 67**

**Davor Škrlec**

#### **Proposal for a regulation**

##### **Article 5 – paragraph 1 – point 2**

Directive 2009/147/EC

Article 12 – paragraph 2 – first sentence

#### *Text proposed by the Commission*

2. The Commission, assisted by the European Environment Agency, shall

#### *Amendment*

2. The Commission, assisted by the European Environment Agency, shall

*prepare* every six years a composite report based on the information referred to in paragraph 1..

*publish* every six years a composite report based on the information referred to in paragraph 1.

Or. en

## **Amendment 68**

**Marijana Petir, Norbert Erdős**

### **Proposal for a regulation**

**Article 6 – paragraph 1 – point 1 – point a**

Directive 2010/63/EU

Article 43 – paragraph 3

#### *Text proposed by the Commission*

3. Member States shall, until 31 December **2020**, publish the non-technical project summaries of authorised projects and any updates thereto. From 1 January **2021**, Member States shall submit and publish the non-technical project summaries, at the latest within 6 months of authorisation, and any updates thereto, by electronic transfer to the Commission.

#### *Amendment*

3. Member States shall, until 31 December **2021**, publish the non-technical project summaries of authorised projects and any updates thereto. From 1 January **2022**, Member States shall submit and publish the non-technical project summaries, at the latest within 6 months of authorisation, and any updates thereto, by electronic transfer to the Commission.

Or. en

## **Amendment 69**

**Marijana Petir, Norbert Erdős**

### **Proposal for a regulation**

**Article 6 – paragraph 1 – point 2 – point a**

Directive 2010/63/EU

Article 54 – paragraph 1 – subparagraph 1

#### *Text proposed by the Commission*

Member States shall by 30 September **2023**, and every 5 years thereafter, send the information on the implementation of this Directive and in particular Articles 10(1), 26, 28, 34, 38, 39, 43 and 46 thereof.

#### *Amendment*

Member States shall by 30 September **2024**, and every 5 years thereafter, send the information on the implementation of this Directive and in particular Articles 10(1), 26, 28, 34, 38, 39, 43 and 46 thereof.

**Amendment 70**

**Davor Škrlec, Pascal Durand, Tilly Metz**

**Proposal for a regulation**

**Article 6 – paragraph 1 – point 2 – point a**

Directive 2010/63/EU

Article 54 – paragraph 1 – subparagraph 3

*Text proposed by the Commission*

The Commission services shall publish a Union overview on the basis of the data submitted by the Member States.

*Amendment*

***No later than 6 months after the submission by the Member States of the data referred to in the second subparagraph, the Commission services shall make publicly available the data submitted by the Member States, and publish a Union overview on the basis of the data submitted by the Member States.***

**Amendment 71**

**Davor Škrlec, Tilly Metz, Pascal Durand**

**Proposal for a regulation**

**Article 6 – paragraph 1 – point 2 – point a**

Directive 2010/63/EU

Article 54 – paragraph 1 a (new)

*Text proposed by the Commission*

*Amendment*

***1a. The Commission shall, no later than 10 November 2020 and at least every five years thereafter, carry out an evaluation of this Directive and of its implementation, based in particular on the information received from the Member States pursuant to Article 54(1), and taking into account advancements in the development of alternative methods not entailing the use of animals. The Commission shall report to the European Parliament and to the Council on the***

*results of this evaluation and accompany such reports, if necessary, by appropriate legislative proposals.*

Or. en

**Amendment 72**

**Marijana Petir, Norbert Erdős**

**Proposal for a regulation**

**Article 6 – paragraph 1 – point 2 – point a**

Directive 2010/63/EU

Article 54 – paragraph 2

*Text proposed by the Commission*

Member States shall collect and make publicly available, on ***an annual*** basis, statistical information on the use of animals in procedures, including information on the actual severity of the procedures and on the origin and species of non-human primates used in procedures.

*Amendment*

Member States shall collect and make publicly available, on ***a biannual*** basis, statistical information on the use of animals in procedures, including information on the actual severity of the procedures and on the origin and species of non-human primates used in procedures.

Or. en

**Amendment 73**

**Davor Škrlec**

**Proposal for a regulation**

**Article 6 – paragraph 1 – point 2 – point b**

Directive 2010/63/EU

Article 54 – paragraph 4

*Text proposed by the Commission*

4. The Commission shall establish a common format and information content for submitting the information referred to in paragraphs 1, 2 and 3 in accordance with the ***regulatory*** procedure referred to in Article 56(3).;

*Amendment*

4. The Commission shall establish a common format and information content for submitting the information referred to in paragraphs 1, 2 and 3 in accordance with the ***examination*** procedure referred to in Article 56(3).;

Or. en



**Amendment 74**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 6 – paragraph 1 – point 2 a (new)**  
Directive 2010/63/EU  
Article 56 – paragraph 3

*Text proposed by the Commission*

*Amendment*

**2a. In Article 56, paragraph 3 is replaced by the following:**

**" 3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. ";**

Or. en

**Amendment 75**  
**Marijana Petir, Norbert Erdős**

**Proposal for a regulation**  
**Article 7 – paragraph 1 – point 2**  
Regulation 166/2006/EC  
Article 7 – paragraph 2

*Text proposed by the Commission*

*Amendment*

2. Member States shall provide, **each year**, to the Commission by electronic transfer a report containing all the data referred to in Article 5(1) and (2) in a format and by a date to be established by the Commission by means of implementing acts in accordance with the procedure referred to in Article 19(2). The reporting date shall be, in any case, no later than 9 months after the end of the reporting **year**.

2. Member States shall provide, **every two years**, to the Commission by electronic transfer a report containing all the data referred to in Article 5(1) and (2) in a format and by a date to be established by the Commission by means of implementing acts in accordance with the procedure referred to in Article 19(2). The reporting date shall be, in any case, no later than 9 months after the end of the reporting **period**.

Or. en

**Amendment 76**  
**Davor Škrlec**

**Proposal for a regulation**

**Article 8 – paragraph 1**

Regulation (EU) No 995/2010

Article 20 – paragraph 3

*Text proposed by the Commission*

3. By 3 December 2015 and every *six* years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

*Amendment*

3. By 3 December 2015 and every *five* years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

Or. en

**Amendment 77**

**Marijana Petir, Norbert Erdős**

**Proposal for a regulation**

**Article 8 – paragraph 1**

Regulation 995/2010/EU

Article 20 – paragraph 3

*Text proposed by the Commission*

3. By 3 December **2015** and every six years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber

*Amendment*

3. By 3 December **2021** and every six years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber

products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

Or. en

**Amendment 78**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 9 – paragraph 1 – point 2**  
Regulation (EC) No 2173/2005  
Article 9 – paragraph 1

*Text proposed by the Commission*

By December 2021 and every **6** years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation. In doing so it should take into account the progress on implementation of the voluntary Partnership Agreements. The Commission shall report to the European Parliament and to the Council on the result of the review and accompany such reports where appropriate, by proposals for improvement of the FLEGT licensing scheme.

*Amendment*

By December 2021 and every **five** years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation. In doing so it should take into account the progress on implementation of the voluntary Partnership Agreements. The Commission shall report to the European Parliament and to the Council on the result of the review and accompany such reports where appropriate, by proposals for improvement of the FLEGT licensing scheme.

Or. en

**Amendment 79**  
**Davor Škrlec**

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

Regulation (EC) No 338/97  
Article 15 – paragraph 4 – point c

*Text proposed by the Commission*

(c) Without prejudice to Article 20, the management authorities of the Member States shall, one year before each meeting of the Conference of the Parties to the Convention, communicate to the Commission all the information relating to the relevant preceding period required for drawing up the reports referred to in Article VIII.7 (b) of the Convention and equivalent information on the provisions of this Regulation that fall outside the scope of the Convention. The information to be communicated and the format for its presentation shall be specified by the Commission in accordance with the **regulatory** procedure referred to in Article 18(2).

*Amendment*

(c) Without prejudice to Article 20, the management authorities of the Member States shall, one year before each meeting of the Conference of the Parties to the Convention, communicate to the Commission all the information relating to the relevant preceding period required for drawing up the reports referred to in Article VIII.7 (b) of the Convention and equivalent information on the provisions of this Regulation that fall outside the scope of the Convention. The information to be communicated and the format for its presentation shall be specified by the Commission in accordance with the **examination** procedure referred to in Article 18(2).

Or. en

**Amendment 80**  
**Davor Škrlec**

**Proposal for a regulation**  
**Article 10 – paragraph 1 – point 1 a (new)**  
Regulation (EC) No 338/97  
Article 18 – paragraph 2

*Text proposed by the Commission*

*Amendment*

**1a. In Article 18, paragraph 2 is replaced by the following:**

**"2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply."**

Or. en