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Committee on the Internal Market and Consumer Protection

2012/0082(COD)

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COMPROMISE AMENDMENTS

1 - 27

Draft report
Toine Manders
(PE508.284v01)

on the proposal for a regulation of the European Parliament and of the Council
simplifying the transfer of motor vehicles registered in another Member State
within the Single Market

Proposal for a regulation
(COM(2012)0164 – C7-0092/2012 – 2012/0082(COD))

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United in diversity

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Amendment 1

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 53 (Martin), TRAN 2, TRAN 3

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) The registration of motor vehicles registered in another Member State is hampered by burdensome registration formalities in the Member States, in particular by the obligation to submit these vehicles to complementary tests in order to assess their general condition prior to registration or in order to identify them. Therefore, it is necessary to reduce these formalities in order to ensure the free movement of motor vehicles and to reduce the administrative burden for citizens, businesses and registration authorities. Especially for citizens or businesses acquiring a motor vehicle registered in another Member State, it is appropriate to provide for a simplified registration procedure that includes the recognition of documents and roadworthiness tests issued in another Member State and that would organise the administrative cooperation between the competent authorities on the exchange of missing data.

Amendment

(5) The registration of motor vehicles registered in another Member State is hampered by burdensome registration formalities in the Member States, in particular by the obligation to submit these vehicles to complementary tests in order to assess their general condition prior to registration or in order to identify them. Therefore, it is necessary to reduce these formalities in order to ensure the free movement of motor vehicles and to reduce the administrative burden for citizens, businesses and registration authorities. Especially for citizens or businesses acquiring a motor vehicle registered in another Member State, it is appropriate to provide for a simplified ***and citizen-friendly*** registration procedure that includes the recognition of documents and roadworthiness tests issued in another Member State, ***as provided for in Union legislation***, and that would organise the administrative cooperation between the competent authorities on the exchange of missing data.

Or. en

Amendment 2

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 2 (Rapporteur), TRAN 4

Proposal for a regulation
Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) This Regulation should contribute to facilitating the free movement of goods within the Union as well as to strengthening the important principles and safeguards linked to road safety. As provided for in Union legislation, harmonised rules on roadworthiness testing of motor vehicles and their trailers are essential in order to reduce the administrative burden for citizens and business while ensuring the dynamic development of testing methods and test content. Certificates and national roadworthiness tests should be mutually recognised by Member States. Mutual recognition of technical controls between Member States requires common definitions and comparable test standards which are respected by all Member States.

Or. en

Amendment 3
Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 3 (Rapporteur), AM 54 (Karas, Manders), TRAN 1

Proposal for a regulation
Recital 5 b (new)

Text proposed by the Commission

Amendment

(5b) To make it easier for citizens or businesses, especially those acquiring a motor vehicle registered in another Member State, to recognise the registration certificate, its format should be aligned in all Member States in accordance with Council Directive 1999/37/EC. This would also help minimise the risk of re-registration of stolen vehicles with falsified registration

certificates.

Or. en

Amendment 4

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 4 (Rapporteur)

Proposal for a regulation

Recital 6 a (new)

Text proposed by the Commission

Amendment

(6a) Since lack of insurance against civil liability constitutes a ground for refusal of registration under this Regulation, Member States should take appropriate measures to ensure that civil liability in respect of the use of vehicles is covered by insurance in accordance with Directive 2009/103/EC.

Or. en

Amendment 5

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 56 (Harbour)

Proposal for a regulation

Recital 6 b (new)

Text proposed by the Commission

Amendment

(6b) Certain vehicles of historic interest do not have complete original documentation, either because the vehicles in question have been discarded and then restored, or because they were manufactured before Member State registration systems were established, or alternatively because they were originally racing or military vehicles. Therefore, it is appropriate to enable that these vehicles may be legitimately transferred from one

Member State to another and re-registered by referring only to available documented evidence concerning date of manufacture or first registration, where these vehicles are at least 30 years or older.

Or. en

Amendment 6

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 58 (Borissov), TRAN 6

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) This Regulation should pursue administrative simplification for citizens, businesses and registration authorities, in particular through electronic exchange of vehicle registration data. Therefore, it is necessary for the administrative simplification of registration formalities that Member States grant each other the right of access to their vehicle registration data in order to improve the exchange of information and to speed up the registration procedures.

Amendment

(7) This Regulation should pursue administrative simplification for citizens, businesses and registration authorities, in particular through *mutual recognition and* electronic exchange of vehicle registration data. Therefore, it is necessary *that the European Vehicle and Driving Licence Information System (EUCARIS) is fully implemented and operational in order to be used for the purpose of this Regulation. It is also necessary* for the administrative simplification of registration formalities that Member States grant each other the right of access to their vehicle registration data in order to improve the exchange of information and to speed up the registration procedures.

Or. en

Amendment 8

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 7 (Rapporteur), AM 57 (Borissov)

Proposal for a regulation
Recital 14

Text proposed by the Commission

(14) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to lay down the common procedures and specifications for the software application that is necessary for the electronic exchange of vehicle registration data, including the format for the data exchanged, the technical procedures for electronic consultation of and access to the national electronic registers, access procedures and security mechanisms, and to establish the format and the model of the professional vehicle registration certificate. Those powers should be exercised in accordance with 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 the Member States of the Commission's exercise of implementing powers.

Amendment

(14) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission to lay down the common procedures and specifications for the software application, ***namely a version of the European Vehicle and Driving Licence Information System (EUCARIS)***, that is necessary for the electronic exchange of vehicle registration data, including the format for the data exchanged, the technical procedures for electronic consultation of and access to the national electronic registers, access procedures and security mechanisms, and to establish the format and the model of the professional vehicle registration certificate. Those powers should be exercised in accordance with 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 the Member States of the Commission's exercise of implementing powers.

Or. en

Amendment 9

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 8 (Rapporteur), AM 61 (Manders), AM 62 (Gáll-Pelcz), AM 63 (Pietikäinen), AM 64 (Pietikäinen), AM 66 (Comi)

Proposal for a regulation
Article 2 – point 3

Text proposed by the Commission

(3) 'holder of the registration certificate' means the person in whose name a vehicle is registered in a Member State;

Amendment

(3) 'holder of the registration certificate' means the ***natural or legal*** person in whose name a vehicle is registered in a Member

State;

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

Text proposed by the Commission

Amendment

(4a) 'vehicle holder' means the natural or legal person, other than the holder of the registration certificate, who has acquired the right to use the vehicle for an agreed period of time in a common accord with the owner of the vehicle.

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

Text proposed by the Commission

Amendment

(1a) In derogation from paragraph 1, a Member State may require the registration on its territory of a vehicle registered in another Member State if the vehicle holder has normal residence in that Member State and uses the vehicle essentially in the Member State of normal residence on a permanent basis, that is for at least 185 days in each calendar year.

Or. en

Amendment 10
Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 68 (Stihler), AM 69 (Gáll-Pelcz), AM 70 (Schwab), AM 71 (Harbour), 72 (Gáll-Pelcz), AM 73 (Gáll-Pelcz), TRAN 8

Proposal for a regulation
Article 4 – paragraph 1 – subparagraph 1, subparagraph 1 a (new) and subparagraph 2

Text proposed by the Commission

Amendment

1. Where the holder of the registration certificate moves his normal residence to another Member State, he shall request registration of a vehicle registered in another Member State within a period of

1. Where the holder of the registration certificate moves his normal residence to another Member State, he shall request registration of a vehicle registered in another Member State within a period of

six months following his arrival.

three months following the date on which he has moved his normal residence in accordance with Article 3.

In case of change of owner of a vehicle registered in a Member State and transfer of this vehicle to another Member State which is the place of normal residence of the new owner of the vehicle, the new owner shall request registration of the vehicle within 30 days following the transfer of the vehicle.

During the *period* referred to in the first *subparagraph*, the use of the vehicle shall not be restricted.

During the *periods* referred to in the first *and second subparagraphs*, the use of the vehicle shall not be restricted.

Or. en

Amendment 11

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 74 (Karas, Manders), AM 86 (Stihler)

Proposal for a regulation

Article 4 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States shall provide for effective, proportionate and dissuasive sanctions if the holder of the registration certificate fails to request re-registration of the vehicle within the deadline in paragraph 1. These sanctions may include penalties or restricted use of the vehicle until a successful re-registration.

Or. en

Amendment 12

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 15 (Rapporteur), AM 77 (Manders)

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

Text proposed by the Commission

Amendment

3a. Member States may identify the vehicle before re-registration by comparing the vehicle identification number with the information in the registration certificate and in the official vehicle register of the Member State where the vehicle is registered.

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

Text proposed by the Commission

Amendment

4. Vehicle registration authorities may ***only*** carry out ***physical checks*** of the vehicle registered in another Member State prior to its registration in any of the following cases:

4. Vehicle registration authorities may carry out ***technical inspections*** of the vehicle registered in another Member State prior to its registration in any of the following cases:

Or. en

Amendment 13
Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 19 (Rapporteur), AM 75 (Borisssov), AM 76 (Harbour)

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

Text proposed by the Commission

Amendment

4a. For the purpose of re-registration, Member States shall mutually recognise certificates of the roadworthiness tests issued by other Member States, once their validity has been recognised at the time of re-registration, in accordance with Regulation 2013/xx/EU¹.

¹ *Proposal for a Regulation of the*

*European Parliament and of the Council
on periodic roadworthiness tests for motor
vehicles and their trailers and repealing
Directive 2009/40/EC (2012/0184(COD)).*

Or. en

Amendment 14

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 20 (Rapporteur), AM 78 (Comi)

Proposal for a regulation

Article 4 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. When a Member State receives a report that a vehicle has been registered in another Member State, as provided for in paragraph 5, it shall without delay cancel the registration of the vehicle on its territory in accordance with Directive 2013/xx/EU¹ and its national cancellation procedures applicable to vehicle registers.

¹ *Proposal for a Directive of the European Parliament and of the Council amending Council Directive 1999/37/EC on the registration documents for vehicles (2012/0185(COD)).*

Or. en

Amendment 15

Rapporteur, EPP, S&D, ALDE, EFD

Compromise amendment replacing AM 21 (Rapporteur)

Proposal for a regulation
Article 4 – paragraph 5 b (new)

Text proposed by the Commission

Amendment

5b. By ...* , Member States shall provide for the possibility of a paperless online re-registration of vehicles via a secure online database. The request for re-registration shall be made directly in the national database of the Member State where the vehicle is re-registered.

**** OJ: please insert the date: three years after the date of entry into force of this Regulation.***

Or. en

Amendment 16
Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 23 (Rapporteur), AM 24 (Rapporteur), AM 25 (Rapporteur), AM 26 (Rapporteur), AM 27 (Rapporteur), AM 28 (Rapporteur), AM 29 (Rapporteur), AM 30 (Rapporteur), AM 80 (Stihler), TRAN 12, TRAN 13, TRAN 14

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

Amendment

-1a. Vehicle registration authorities shall refuse to register a vehicle registered in another Member State:

(a) where vehicle registration documents are lost or stolen, unless the natural or legal person seeking to register the vehicle can clearly demonstrate either the ownership of the vehicle or that he is the holder of the registration certificate;

(b) where the technical inspections, as referred to in Article 4(4), were not successfully passed;

(c) where the holder of the registration certificate is unable to provide proof of his identity;

1. Vehicle registration authorities may refuse to register a vehicle registered in another Member State only in any of the following cases:

(a) where the conditions set out in Article 4(2) are not fulfilled;

(b) where applicable, if the levies or fees imposed by *that* Member State for the registration referred to in Article 4 were not paid;

(c) where the physical checks as referred to in Article 4(4) were not successfully passed;

(d) where the information gathered in accordance with Article 7 indicates any of the following:

(i) the vehicle is seriously damaged, stolen or *destroyed*;

(ii) the vehicle registration documents are stolen unless the holder of the registration certificate can clearly demonstrate ownership of the vehicle;

(iii) the date of the next mandatory roadworthiness certificate has passed.

(d) where the holder of the registration certificate has no normal residence, as referred to in Article 3(2), in the Member State where he is seeking to register the vehicle.

1. Vehicle registration authorities may refuse to register a vehicle registered in another Member State only in any of the following cases:

(a) where the conditions set out in Article 4(2) are not fulfilled;

(b) where applicable, if the levies or fees imposed by *the* Member State *of the vehicle registration authorities* for the registration referred to in Article 4 were not paid;

(ba) where applicable, if the relevant taxes were not paid;

deleted

(d) where the information gathered in accordance with Article 7 indicates any of the following:

(i) the vehicle is seriously damaged, stolen, *destroyed or has been fraudulently obtained*;

deleted

deleted

(da) where a vehicle is denied access to an environmental zone in a Member State or where a vehicle fails to comply with environmental standards as provided for in applicable Union and national law, unless the vehicle can be qualified as vehicle of historic interest as defined in Regulation 2013/xx/EU¹.

(db) where civil liability in respect of the use of the vehicle is not covered by insurance, if such insurance is a

precondition for registration of the vehicle.

¹ *Proposal for a Regulation of the European Parliament and of the Council on periodic roadworthiness tests for motor vehicles and their trailers and repealing Directive 2009/40/EC (2012/0184(COD)).*

Or. en

Amendment 17

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 31 (Rapporteur), AM 83 (Martin), AM 84 (Karas, Schwab), AM 85 (Stihler)

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. Any decision taken by a vehicle registration authority refusing to register a vehicle registered in another Member State shall be duly substantiated. The person concerned may within a period of **one month** from receipt of the negative decision request the competent vehicle registration authority to review the decision. That request shall include reasons for such review. Within **one month** from receipt of that request, the competent vehicle registration authority shall confirm or reverse its decision.

Amendment

2. Any decision taken by a vehicle registration authority refusing to register a vehicle registered in another Member State shall be duly substantiated **and shall include information about the appeal procedure and time limits**. The person concerned may within a period of **six weeks** from receipt of the negative decision request **that** the competent authority review the decision. That request shall include reasons for such review. Within **six weeks** from receipt of that request, the competent vehicle registration authority shall confirm or reverse its decision. **During the period of review, the vehicle shall not be used on public roads. Upon refusal of registration, the Member State that has refused the registration shall send information on refusal to the Member State where the vehicle was previously registered, in accordance with Article 7.**

Or. en

Amendment 18

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 87 (Gáll-Pelcz), AM 88 (Borissov), AM 89 (Comi), AM 90 (Karas, Manders), AM 91 (Karas, Schwab, Manders), AM 32 (Rapporteur)

Proposal for a regulation

Article 6 – paragraph 1 and paragraph 2

Text proposed by the Commission

(1) Any person that has ***purchased*** a vehicle in ***another*** Member State and where that vehicle does not have a registration certificate may request ***the vehicle registration authority to issue*** a temporary registration certificate ***of a*** vehicle ***in view of*** its transfer to ***another*** Member State. The temporary registration certificate shall be valid for a period of 30 days.

2. Upon receipt of the request for the temporary registration certificate referred to in paragraph 1, the vehicle registration authority shall immediately gather the information on the data items set out in Annex I directly from the vehicle

Amendment

1. Any person that has ***obtained*** a vehicle in ***a*** Member State ***other than the Member State of his normal residence*** and where that vehicle does not have a registration certificate may request ***that*** a temporary registration certificate ***be issued for that*** vehicle ***with a view to*** its transfer to ***the*** Member State ***of normal residence***.

The first subparagraph applies to vehicles purchased, inherited, won or received as a gift, as long as the person that has obtained the vehicle can prove its rightful use or possession.

The request for a temporary registration certificate may be submitted to:

- (a) the vehicle registration authority of the Member State where the vehicle is obtained, or***
- (b) the vehicle registration authority of the Member State of normal residence.***

The temporary registration certificate shall be valid for a period of 30 days.

1a. Within the period of validity of the temporary registration certificate, the person that has obtained the vehicle is required to register the vehicle in the Member State of normal residence.

2. Upon receipt ***in the Member State of normal residence*** of the request for the temporary registration certificate referred to in ***point (b) of*** paragraph 1, the vehicle registration authority ***of that Member State*** shall immediately gather the information

registration authority of the Member State where the vehicle *is* registered, in accordance with Article 7, and transfer the data to its own register.

on the data items set out in Annex I directly from the vehicle registration authority of the Member State where the vehicle *was last* registered, in accordance with Article 7, and transfer the data to its own register.

Or. en

Amendment 19

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 92 (Karas, Schwab, Manders), AM 93 (Stihler)

Proposal for a regulation

Article 6 – paragraph 3 – point b a (new)

Text proposed by the Commission

Amendment

(ba) where civil liability in respect of the use of the vehicle is not covered by insurance, if such insurance is a precondition for registration of the vehicle.

Or. en

Amendment 27

Rapporteur, EPP, ALDE, ECR

Compromise amendment replacing AM 95 (Harbour), AM 110 (Harbour)

Proposal for a regulation

Article 7 – paragraph 1

Text proposed by the Commission

Amendment

1. For the purposes of registering a vehicle registered in another Member State, vehicle registration authorities shall grant the vehicle registration authorities of the other Member States access to the data stored in the official vehicle registers on data items set out in Annex I.

1. For the purposes of registering a vehicle registered in another Member State, vehicle registration authorities shall grant the vehicle registration authorities of the other Member States access to the data stored in the official vehicle registers on data items set out in Annex I.

Proposal for a regulation
Article 14 – paragraph 2

Text proposed by the Commission

It shall apply from xxxx [date to be inserted: **one year** after entry into force of this Regulation].

Amendment

It shall apply from xxxx [date to be inserted: **three years** after entry into force of this Regulation].

Or. en

Amendment 20
Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 38 (Rapporteur), AM 96 (Borissov)

Proposal for a regulation
Article 7 – paragraph 2 – subparagraph 1

Text proposed by the Commission

2. For the purposes of paragraph 1, vehicle registration authorities shall use the software application as set out in Annex II.

Amendment

2. For the purposes of paragraph 1, vehicle registration authorities shall use **the most up-to-date version of the European Vehicle and Driving Licence Information System (EUCARIS)** software application, **especially designed for the purposes of this Regulation** as set out in Annex II.

Or. en

Amendment 21
Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 41 (Rapporteur), TRAN 16, AM 42 (Rapporteur)

Proposal for a regulation
Article 7 – paragraph 4 and paragraph 4 a (new)

Text proposed by the Commission

4. The Commission shall adopt implementing acts to lay down the common procedures and specifications for the software application referred to in paragraph 2, including the format for the

Amendment

4. The Commission shall adopt implementing acts to lay down the common procedures and specifications for the software application referred to in paragraph 2 **to meet the requirements of**

data exchanged, the technical procedures for electronic consultation of and access to the national electronic registers, access procedures and security mechanisms. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2).

this Regulation, including the format for the data exchanged, the technical procedures for electronic consultation of and access to the national electronic registers, access procedures and security mechanisms. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2).

4a. The Commission shall regularly evaluate the adequacy of the security measures relating to the protection of the data exchanged, taking into account technological developments and the evolution of risks.

Or. en

Amendment 22

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 99 (Manders), AM 100 (Karas), AM 101 (Manders), AM 102 (Bielan), AM 104 (Manders), AM 105 (Borissov), AM 106 (Karas), TRAN 17, TRAN 18, TRAN 19

Proposal for a regulation

Article 8

Text proposed by the Commission

1. A vehicle registration authority may issue one or several professional vehicle registration certificates to ***any undertaking that complies with the following criteria:***

- (a) it is established on its territory;*
- (b) it distributes vehicles or provides repair, maintenance or testing services for vehicles;*
- (c) it has a good reputation and has the requisite professional competence.*

Amendment

1. A vehicle registration authority may issue one or several professional vehicle registration certificates to ***manufacturers of vehicles, manufacturers of vehicle parts, automotive repair shops, dealers and undertakings conveying vehicles across borders, technical services and inspection authorities.***

deleted

deleted

deleted

Vehicles carrying a professional vehicle registration certificate may only be used for professional purposes by the employer

and employees of the undertaking that has been issued such a certificate.

deleted

2. Vehicle registration authorities shall ensure that the vehicle data as referred to in Annex I are recorded in their register for each professional vehicle registration.

3. Vehicles carrying a professional vehicle registration certificate may only be used if the vehicle does not constitute a direct and immediate risk to road safety. Those vehicles may not be used for commercial transport of persons or goods.

4. Member States may not impede, for reasons related to the registration of the vehicle, the free movement of vehicles covered by a professional vehicle registration certificate.

5. The Commission shall adopt implementing acts to establish the format and the model of the professional vehicle registration certificate.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2).

3. Vehicles carrying a professional vehicle registration certificate may only be used if the vehicle does not constitute a direct and immediate risk to road safety **and carries a compulsory roadworthiness certificate.**

Those vehicles may not be used for commercial transport of persons or goods.

4. Member States may not impede, for reasons related to the registration of the vehicle, the free movement of vehicles covered by a professional vehicle registration certificate.

4a. Professional vehicle registration certificates shall be mutually recognized in all Member States for journeys of transfer, check and test purposes.

5. The Commission shall adopt implementing acts to establish the format and the model of the professional vehicle registration certificate.

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2).

Or. en

Amendment 23

Rapporteur, EPP, S&D, ALDE, EFD

Compromise amendment replacing AM 22 (Rapporteur), AM 79 (Comi), AM 107 (Manders), AM 55 (Manders)

Proposal for a regulation

Article 8 a (new)

Text proposed by the Commission

Amendment

Article 8 a

Choice of vehicle number plate

1. Member States shall offer the choice of re-registration, temporary registration for transfer purposes or professional registration of a vehicle with a number plate either in colours determined by national law or Union colours, where consistent with national rules on the use of Union colours.

2. Where a number plate is offered in Union colours, it shall be composed of yellow codes against a blue background, in accordance with the colour scheme provided for in Council Regulation (EC) No 2411/98.

3. Where a temporary transfer or a professional number plate is offered in Union colours, it shall be composed of blue codes against a yellow background, in accordance with the colour scheme provided for in Council Regulation (EC) No 2411/98.

4. The choice referred to in paragraph 1 shall be without prejudice to the right of Member States to determine the code schemes.

Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) Citizens and businesses, in particular rental and leasing industries, face obstacles when transferring their vehicles from one Member State to another, including in view of their re-registration there, that can range from time-consuming administrative formalities to the risk of vandalism. All these could be offset if there was a possibility, should citizens and businesses wish so, of equipping their vehicles with number plates of common appearance. Such a possibility would be particularly beneficial to citizens who often move from one Member State to another for personal or occupational reasons, rental, leasing and

transport companies, as well as businesses such as vehicle dealers. They should have the possibility to choose number plates, temporary transfer or professional number plates either in colours determined by national law or in Union colours, in order to have the vehicles acquired in another Member State re-registered or, where appropriate, temporarily registered for transfer purposes. Therefore, it is necessary, in order to eliminate the barriers to free movement of vehicles within the internal market, to offer citizens and businesses the possibility to choose between colours determined by national law and Union colours of the number plates.

NB: Rapporteur and Shadow Rapporteurs agreed to recommend that, if CA 23 is adopted, the IMCO Committee requests an impact assessment on the choice of number plates in Union colours.

Or. en

Amendment 24

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 45 (Rapporteur), AM 108 (Borissov), AM 109 (Bielan)

Proposal for a regulation

Article 9 – paragraph 2 – point a

Text proposed by the Commission

(a) the information on the registration of vehicles in the Member State of the ***relevant*** authority;

Amendment

(a) the information on the ***procedures related to the*** registration of vehicles in the Member State of the ***vehicle registration*** authority, ***including relevant documents needed for re-registration, time limits and expected waiting time for a decision, grounds for refusal, and relevant rights of Union citizens to re-registration in the official language or languages of that Member State and in English, French or***

German;

Or. en

Amendment 25

Rapporteur, EPP, S&D, ALDE, EFD

Compromise amendment replacing AM 47 (Rapporteur), AM 67 (Comi), AM 5 (Rapporteur)

Proposal for a regulation

Article 9 a (new)

Text proposed by the Commission

Amendment

Article 9a

***Safeguards against fraudulent use of
number plates***

1. Upon the registration of a vehicle, that vehicle and its number plate shall be provided, by the vehicle registration authority, with a radio-frequency identification (RFID) tag.

2. The vehicle registration authority shall provide a new set of RFID tags in the event of loss of the original number plate or replacement of the vehicle by another vehicle.

3. If the use or registration of a vehicle is found to have been improper by the Member State during a check of vehicles registered in other Member States, the Member State may undertake measures in respect of that vehicle in accordance with national law.

Recital 7 a (new)

Text proposed by the Commission

Amendment

(7a) Owing to the progressive integration of internal market, the trade with vehicles, including second-hand vehicles, has increased but has also a potential to increase further. In order to achieve that objective, free movement of and trade with

vehicles should be accompanied by measures preventing fraudulent use of vehicles and number plates and detecting fraudulent swapping of number plates between vehicles. New technologies could also contribute to further improving enforcement and the prevention of fraud in cross-border movement and re-registration of vehicles. Therefore, it is appropriate to introduce safeguards against fraudulent use of number plates by equipping vehicles when re-registered and number plates with radio-frequency identification (RFID) tags, in order to eliminate the barriers to free movement of vehicles within the internal market.

Or. en

Amendment 26

Rapporteur, EPP, S&D, ALDE, ECR, EFD

Compromise amendment replacing AM 49 (Rapporteur), TRAN 23

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

2. The delegation of power referred to in Article 10 shall be conferred on the Commission for *an indeterminate* period of *time* from the date of entry into force of this Regulation.

Amendment

2. The delegation of power referred to in Article 10 shall be conferred on the Commission for *a* period of *five years* from the 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 six 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 Council opposes such extension not later than three months before the end of each period.*

Or. en

