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**A7-0272/2013**

17.7.2013

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## **REPORT**

on the proposal for a regulation of the European Parliament and of the Council  
on guidelines for trans European telecommunications networks and repealing  
Decision No 1336/97/EC  
(COM(2013)0329 – C7- 0149/2013– 2011/0299(COD))

Committee on Industry, Research and Energy

Rapporteur: Evžen Tošenovský

### ***Symbols for procedures***

- \* Consultation procedure
- \*\*\* Consent procedure
- \*\*\*I Ordinary legislative procedure (first reading)
- \*\*\*II Ordinary legislative procedure (second reading)
- \*\*\*III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

### ***Amendments to a draft act***

In amendments by Parliament, amendments to draft acts are highlighted in ***bold italics***. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the draft act which may require correction when the final text is prepared – for instance, obvious errors or omissions in a language version. Suggested corrections of this kind are subject to the agreement of the departments concerned.

The heading for any amendment to an existing act that the draft act seeks to amend includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend. Passages in an existing act that Parliament wishes to amend, but that the draft act has left unchanged, are highlighted in **bold**. Any deletions that Parliament wishes to make in such passages are indicated thus: [...].

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## **DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION**

**on the proposal for a regulation of the European Parliament and of the Council on guidelines for trans European telecommunications networks and repealing Decision No 1336/97/EC**

**(COM(2013)0329 – C7-0149/2013– 2011/0299(COD))**

**(Ordinary legislative procedure: first reading)**

*The European Parliament,*

- having regard to the Commission proposal to Parliament and the Council (COM(2011)0657), and the amended proposal (COM (2013)0329),
  - having regard to Article 294(2) and Article 172 of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C7-0149/2013),
  - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
  - having regard to the opinion of the European Economic and Social Committee of 22 May 2012<sup>1</sup>,
  - having regard to the opinion of the Committee of the Regions of 7 July 2012<sup>2</sup>,
  - having regard to Rule 55 of its Rules of Procedure,
  - having regard to the report of the Committee on Industry, Research and Energy and the opinions of the Committee on the Environment, Public Health and Food Safety, the Committee on the Internal Market and Consumer Protection, the Committee on Regional Development and the Committee on Culture and Education (A7-0272/2013),
1. Adopts its position at first reading hereinafter set out;
  2. Calls on the Commission to refer the matter to Parliament again if it intends to amend its proposal substantially or replace it with another text;
  3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

### **Amendment 1**

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

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<sup>1</sup> OJ C 143, 22.5.2012, p. 120.

<sup>2</sup> OJ C 225, 27.7.2012, p. 211.

## Title

*Text proposed by the Commission*

REGULATION OF THE EUROPEAN  
PARLIAMENT AND OF THE COUNCIL

on guidelines for trans-European  
**telecommunications** networks and  
repealing Decision No 1336/97/EC

*Amendment*

REGULATION OF THE EUROPEAN  
PARLIAMENT AND OF THE COUNCIL

on guidelines for trans-European **digital**  
networks and repealing Decision No  
1336/97/EC

## Amendment 2

### Proposal for a regulation Recital 1

*Text proposed by the Commission*

(1) **Telecommunications** networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, and **doing** business. Therefore, the trans-European availability of fast Internet access and digital services in the public interest is essential for economic growth and the Single Market.

*Amendment*

(1) **Digital** networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, **education, participating in social and political life**, and business. Therefore, the trans-European availability of **widespread, high-speed, secure** Internet access and digital services in the public interest is essential for **social and** economic growth, **competitiveness, social inclusion** and the Single Market.

## Amendment 3

### Proposal for a regulation Recital 4 a (new)

*Text proposed by the Commission*

*Amendment*

**(4a) The development of broadband and high-speed broadband networks and digital services will reinforce the need for European technical standards. Union research and development programmes and increased monitoring of**

*standardisation procedures are needed if the Union is to play a pivotal role in the telecommunications industry.*

#### **Amendment 4**

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

*Text proposed by the Commission*

(5) Large scale pilots between Member States and co-financed by the Competitiveness and Innovation Programme such as PEPPOL, STORK, epSOS, eCODEX or SPOCS have validated key cross border digital services in the internal market, based on common building blocks. These have already reached or are in the future reaching the maturity level required for deployment. Existing projects of common interest have already demonstrated the clear added value of action at European level, such as in the fields of cultural heritage (Europeana), child protection (Safer Internet), social security (EESSI), while others such as in the field of consumer protection (ODR) have been proposed.

*Amendment*

(5) Large scale pilots between Member States and co-financed by the Competitiveness and Innovation Programme such as PEPPOL, STORK, epSOS, eCODEX or SPOCS have validated key cross border digital services in the internal market, based on common building blocks. These have already reached or are in the future reaching the maturity level required for deployment. Existing projects of common interest have already demonstrated the clear added value of action at European level, such as in the fields of cultural heritage (Europeana), child protection (Safer Internet, ***including Better Internet for Kids programme***), social security (EESSI), while others such as in the field of consumer protection (ODR) have been proposed.

#### **Amendment 5**

##### **Proposal for a regulation Recital 5 a (new)**

*Text proposed by the Commission*

*Amendment*

***(5a) Any actions intended to set up or develop digital cross-border services within the framework of the Digital Agenda should include a set of measures and instruments to protect and promote children's rights in the online environment.***

## Amendment 6

### Proposal for a regulation Recital 5 b (new)

*Text proposed by the Commission*

*Amendment*

***(5b) Given its recognised important role in protecting and in empowering children, the functioning of the Safer Internet Programme (the future "Better Internet for Kids") - with the awareness nodes, helplines and hotlines - should be ensured after 2014 and beyond.***

## Amendment 7

### Proposal for a regulation Recital 5 c (new)

*Text proposed by the Commission*

*Amendment*

***(5c) The financing for the Safer Internet Programme, including the Safer Internet Centres (SIC) (with awareness nodes, helplines and hotlines) in the Member States and the Better Internet for Kids programme must be maintained.***

## Amendment 8

### Proposal for a regulation Recital 7

*Text proposed by the Commission*

*Amendment*

With regard to digital service infrastructures, building blocks shall take priority over other digital service infrastructures, since the former ***are a pre-condition*** for the latter. Digital service infrastructures should, inter alia, create European added value and meet proven

With regard to digital service infrastructures, building blocks ***and digital services infrastructures with elements that can be used by other service providers*** shall take priority over other digital service infrastructures, since the former ***provides a basis*** for the latter ***to build on***. Digital

needs. They should be sufficiently mature for deployment, technically as well as operationally as proven in particular through successful piloting. They should be based on a concrete sustainability plan to ensure the long-term operation of core service platforms beyond the CEF. Financial assistance under this Regulation should therefore wherever possible be phased out over time and funding from sources other than the CEF should be mobilised.

service infrastructures should, inter alia, create European added value and meet proven needs. They should be sufficiently mature for deployment, technically as well as operationally as proven in particular through successful piloting. They should be based on a concrete sustainability plan to ensure the long-term operation of core service platforms beyond the CEF. Financial assistance under this Regulation should therefore wherever possible be phased out over time and funding from sources other than the CEF should be mobilised.

## Amendment 9

### Proposal for a regulation Recital 8

*Text proposed by the Commission*

***(8) Digital service infrastructures that are necessary to meet legal obligations under EU law and/or are developing or providing building blocks, with a potential high impact on the development of pan-European public services, should be prioritised for funding, so as to support multiple digital service infrastructures and over time gradually build up a European interoperability ecosystem. In this context, legal obligations mean specific provisions requiring either developing or using digital service infrastructures, or requiring results which can only be achieved through European digital service infrastructures.***

*Amendment*

***deleted***

## Amendment 10

### Proposal for a regulation Recital 11

*Text proposed by the Commission*

(11) The Digital Agenda for Europe

*Amendment*

(11) The Digital Agenda for Europe



stipulates that by 2020 all Europeans should have access to internet speeds of above 30 Mbps and 50% or more of European households should subscribe to internet connections above 100 Mbps.

stipulates that by 2020 all Europeans should have access to internet speeds of above 30 Mbps and 50% or more of European households should subscribe to internet connections above 100 Mbps. ***However, given the rapid evolution of technologies that lead to ever faster internet connexions, it is appropriate today, for all Union households, to target internet connections above 100 Mbps with 50% of the households having access to 1 Gbps.***

## **Amendment 11**

### **Proposal for a regulation Recital 11 a (new)**

*Text proposed by the Commission*

*Amendment*

***(11a) A European market with nearly 500 million people connected to high-speed broadband would act as a spearhead for the development of the Internal Market, creating a globally unique critical mass of users exposing all regions to new opportunities and giving each user increased value, as well as giving the Union the capacity to be a world leading knowledge-based economy. A rapid deployment of high-speed broadband networks is crucial for the development of European productivity and for the emergence of new and small enterprises that can be leaders in different sectors, for example health care, manufacturing and the service industries.***

## **Amendment 12**

### **Proposal for a regulation Recital 11 b (new)**

*Text proposed by the Commission*

*Amendment*

***(11b) The combination of new***

*opportunities in infrastructure and new, innovatory and interoperable services should set in motion a virtuous circle by stimulating increasing demand for high-speed broadband to which, in commercial terms, it would be advisable to respond.*

#### **Amendment 13**

##### **Proposal for a regulation Recital 11 c (new)**

*Text proposed by the Commission*

*Amendment*

*(11c) While the deployment of fibre and ultra high-speed broadband connections in the Union remains unsatisfactory, other economies in the world are taking the global lead by offering significantly higher capacity and speeds of 1 Gbps and above. Investment in fibre, both in the home and in passive infrastructure in the backhaul network, is a crucial ingredient if the Union is to be home to innovation, knowledge and services.*

#### **Amendment 14**

##### **Proposal for a regulation Recital 11 d (new)**

*Text proposed by the Commission*

*Amendment*

*(11d) Targets for 2020 should be revised, aiming for the Union to have the fastest broadband speed in the world by seeking to ensure that by 2020 all Union citizens have access to 100 Mbps and 50% of Union households have access to speeds of 1 Gbps or above.*

#### **Amendment 15**

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

## **Recital 13 a (new)**

*Text proposed by the Commission*

*Amendment*

***(13a) Public funding for broadband should be spent solely on infrastructures open to competition. Only networks open to competition via mandated third party access can deliver affordable competitive services and innovation for consumers and businesses.***

## **Amendment 16**

**Proposal for a regulation**

**Recital 13 b (new)**

*Text proposed by the Commission*

*Amendment*

***(13b) Ensuring that consumers are easily able to access and distribute content, services and applications of their choice via a single internet subscription is of vital importance for the completion of the Union's single digital market. In this context, BEREC's findings of May 2012 show that at least 20% of mobile internet users in Europe experience some form of restriction on their ability to access VoIP services. Although competition is expected to discipline operators, progress has been very slow and the publicly-funded telecommunications networks covered by this Regulation should therefore be prohibited from blocking lawful services.***

## **Amendment 17**

**Proposal for a regulation**

**Recital 19 a (new)**

*Text proposed by the Commission*

*Amendment*

***(19a) There is a need to gather information and statistical data on the public works which are likely to be used,***

*partly or completely, to install new-generation networks, and to set up a database for monitoring those works and the creation of a Union register of telecommunications networks, where possible supplemented by similar information on energy and transport networks.*

## **Amendment 18**

### **Proposal for a regulation Recital 22**

#### *Text proposed by the Commission*

The Commission should be assisted by an Expert Group of representatives of Member States which shall be consulted on and contribute to, inter alia, monitoring of the implementation of these guidelines, planning, evaluation and addressing implementation problems.

#### *Amendment*

The Commission should be assisted by an Expert Group of representatives of ***all*** Member States which shall be consulted on and contribute to, inter alia, monitoring of the implementation of these guidelines, planning, evaluation and addressing implementation problems.

## **Amendment 19**

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

#### *Text proposed by the Commission*

1. This Regulation lays down guidelines for the timely deployment and interoperability of projects of common interest in the field of trans-European ***telecommunications*** networks.

#### *Amendment*

1. This Regulation lays down guidelines for the timely deployment and interoperability of projects of common interest in the field of trans-European ***digital*** networks.

## **Amendment 20**

### **Proposal for a regulation Article 2 – paragraph 2 – point a**

#### *Text proposed by the Commission*

***"Telecommunications*** networks" means

#### *Amendment*

***"Digital*** networks" means broadband

broadband networks and digital service infrastructures.

networks and digital service infrastructures.

## Amendment 21

### Proposal for a regulation

#### Article 2 – paragraph 2 – point f

*Text proposed by the Commission*

f) "Broadband networks" means wired and wireless access networks, ancillary infrastructure and core networks capable of delivering very high speed connectivity, thereby contributing to the broadband targets of *the Digital Agenda for Europe*.

*Amendment*

f) "Broadband networks" means wired and wireless access networks, ancillary infrastructure and core networks capable of delivering very high speed connectivity, thereby contributing to the broadband targets of **100 Mbps and 1Gbps where possible and above**.

## Amendment 22

### Proposal for a regulation

#### Article 3 – paragraph 2 – point a

*Text proposed by the Commission*

(a) economic growth and support to the completion of the Digital Single Market in support of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

*Amendment*

(a) economic growth and support to the completion **and smooth functioning** of the Digital Single Market in support of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

## Amendment 23

### Proposal for a regulation

#### Article 3 – paragraph 2 – point b

*Text proposed by the Commission*

(b) improvements in the daily life for citizens, businesses and governments through the promotion of interconnection and interoperability of national, regional and local telecommunications networks as well as access to such networks.

*Amendment*

(b) improvements in the daily life for citizens, businesses and governments **at every level** through the promotion of **broadband networks**, interconnection and interoperability of national, regional and local telecommunications networks as well as **open and non-discriminatory** access to

such networks *and digital inclusion, bearing in mind that the more sparsely populated and less developed regions must be included in and served with connections. In order to complete the single digital market, close cooperation and coordination of activities under the Connecting Europe Facility programme with the national and regional broadband actions shall be ensured.*

#### **Amendment 24**

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

##### **Article 4 – paragraph 1 - point b a (new)**

*Text proposed by the Commission*

*Amendment*

*(ba) ensure a safe, inclusive and positive online environment for children and young people*

#### **Amendment 25**

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

##### **Article 4 – paragraph 2**

*Text proposed by the Commission*

*Amendment*

Projects of common interest may encompass their entire cycle, including feasibility studies, implementation, continuous operation, coordination and evaluation.

Projects of common interest may encompass their entire cycle, including feasibility studies, implementation, continuous operation *and development*, coordination and evaluation.

#### **Amendment 26**

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

##### **Article 5 – paragraph 3 a (new)**

*Text proposed by the Commission*

*Amendment*

*(3a) Financing shall be allocated taking into account the specific needs of the beneficiaries, in particular by balancing*

*the division between subsidies and innovative financial instruments.*

## Amendment 27

### Proposal for a regulation

#### Article 6 – paragraph 1

*Text proposed by the Commission*

1. Actions contributing to projects of common interest in the field of digital service infrastructures must, to be eligible for funding, ***cumulatively***:

*Amendment*

1. Actions contributing to projects of common interest in the field of digital service infrastructures must, to be eligible for funding:

## Amendment 28

### Proposal for a regulation

#### Article 6 – paragraph 2

*Text proposed by the Commission*

2. Building blocks ***essential for, and*** with demonstrable prospects of being used in, the development, deployment and operation of other digital service infrastructures as listed in the annex shall be given first priority for funding.

*Amendment*

2. Building blocks and ***mature digital services containing technical models (such as an interoperable data model, a standard for access rights or a networking model connecting all Member States)*** with demonstrable prospects of being used in the development, deployment and operation of other digital service infrastructures listed in the annex shall be given first priority for funding.

## Amendment 29

### Proposal for a regulation

#### Article 6 – paragraph 3

*Text proposed by the Commission*

3. ***Second*** priority shall be given to digital service infrastructures ***in support of specific provisions of EU legislation and based on existing building blocks.***

*Amendment*

3. Priority shall be given ***also to other*** digital service infrastructures ***as listed in the Annex (Section 1.2.) to this Regulation.***

## Amendment 30

### Proposal for a regulation

#### Article 6 – paragraph 3 a (new)

*Text proposed by the Commission*

*Amendment*

***(3a) As the core service platform is a pre-condition for establishing a digital service infrastructure, the support to core service platforms and their common building blocks shall take priority over generic services.***

## Amendment 31

### Proposal for a regulation

#### Article 6 – paragraph 4

*Text proposed by the Commission*

*Amendment*

4. On the basis of the objectives provided for in Article 3 and in function of the available budget, the work programmes may establish further eligibility and priority criteria in the field of digital service infrastructures.

4. On the basis of the objectives provided for in Article 3 and in function of the available budget, the work programmes ***as defined in Regulation (EU) No / establishing the Connecting Europe Facility ("work programmes")*** may establish further eligibility and priority criteria in the field of digital service infrastructures.

## Amendment 32

### Proposal for a regulation

#### Article 6 – paragraph 4

*Text proposed by the Commission*

*Amendment*

4. On the basis of the objectives provided for in Article 3 and in function of the available budget, the work programmes may establish further eligibility and priority criteria in the field of digital service infrastructures.

4. On the basis of the objectives provided for in Article 3 ***and in the Annex to this Regulation*** and in function of the available budget, the work programmes may establish further eligibility and priority criteria in the field of digital service infrastructures.



### Amendment 33

#### Proposal for a regulation

##### Article 6 – paragraph 5 – point a

*Text proposed by the Commission*

(a) make a significant contribution to the realisation of the targets of *the Digital Agenda for Europe*.

*Amendment*

(a) make a significant contribution to the realisation of broadband targets of *100Mbps and 1Gbps where possible and above*.

### Amendment 34

#### Proposal for a regulation

##### Article 6 – paragraph 5 – point e

*Text proposed by the Commission*

*(e) use the technology which is deemed most suitable to address the needs of the area in question taking into account geographic, social and economic factors based on objective criteria and in line with technological neutrality.*

*Amendment*

*deleted*

### Amendment 35

#### Proposal for a regulation

##### Article 6 – paragraph 5 – point f

*Text proposed by the Commission*

(f) *deploy* state of the art *technology* and/or be based on innovative business models, and have a high potential for replicability.

*Amendment*

(f) *propose the best balance* between state of the art *technologies in terms of data flow capacity, transmission security, network resilience, and cost efficiency*.

### Amendment 36

#### Proposal for a regulation

## Article 6 – paragraph 6

*Text proposed by the Commission*

**6. The criteria mentioned in point (f) of the preceding paragraph shall not be required for project funded from additional ring-fenced contributions provided in accordance with Article 15.2 of Regulation (EU) No xxx/2012 [CEF regulation]**

*Amendment*

**deleted**

## Amendment 37

### Proposal for a regulation Article 7

*Text proposed by the Commission*

The Union may establish contacts, discuss, exchange information and cooperate with public authorities or any other organisations in third countries to achieve any objective pursued by these guidelines. Among other objectives, this cooperation shall seek to promote the interoperability between **telecommunications** networks in the Union and **telecommunications** networks of third countries.

*Amendment*

The Union may establish contacts, discuss, exchange information and cooperate with public authorities or any other organisations in third countries to achieve any objective pursued by these guidelines. Among other objectives, this cooperation shall seek to promote the interoperability between **digital** networks in the Union and **digital** networks of third countries.

## Amendment 38

### Proposal for a regulation Article 8 – paragraph 1

*Text proposed by the Commission*

1. On the basis of information received under Article 21 of the Regulation XXX establishing the CEF, Member States and the Commission shall exchange information about the progress made with the implementation of these guidelines.

*Amendment*

1. On the basis of information received under Article 21 of the Regulation XXX establishing the CEF, Member States, the Commission shall exchange information **and best practices** about the progress made with the implementation of these guidelines. **A yearly overview of that information shall be sent to the European Parliament. Member States shall involve**

*local and regional authorities in the process.*

## Amendment 39

### Proposal for a regulation Article 8 – paragraph 2

#### *Text proposed by the Commission*

2. The Commission shall consult and be assisted by an Expert Group, composed of a representative of each Member State. In particular, the Expert Group shall assist the Commission in:

- (a) monitoring the implementation of these guidelines;
- (b) **planning** national plans or national strategies, where applicable;
- (c) undertaking measures to evaluate the implementation of the work programmes on a financial and technical level;
- (d) addressing existing or emerging project implementation problems.

The Expert Group may also consider any other issue relating to the development of the trans-European **telecommunications** networks.

#### *Amendment*

2. The Commission shall consult and be assisted by an Expert Group composed of a representative of each member State. In particular, the Expert Group shall assist the Commission in :

- a) monitoring the implementation of these guidelines;
- (b) **coordinating** national plans or national strategies, where applicable;
- (c) undertaking measures to evaluate the implementation of the work programmes on a financial and technical level;
- (d) addressing existing or emerging project implementation problems;

The Expert Group may also consider any other issue relating to the development of the trans-European **digital** networks.

***In particular, the Expert Group shall assist the Commission in preparatory work prior to drawing up the annual and multiannual work programme and its revision referred to respectively in Article 17(1) and Article 17(2) of Regulation (EU) No xxxx/xxxx establishing the Connecting. Europe Facility.***

***To that end, the Expert Group shall engage in structured cooperation with those involved in the planning, development and management of digital networks and services such as, inter alia, local and regional authorities, national***

*regulatory authorities and the Body of European Regulators for Electronic Communications (BEREC), internet access providers, public network administrators and component manufacturers.*

*The Commission and the European Investment Bank shall pay particular attention to the Expert Group's observations and shall publicly justify any instances where such observations are not taken into account. The Commission shall inform the Expert Group, at each of its meetings, of the progress made in implementing the work programme.*

#### **Amendment 40**

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

*Text proposed by the Commission*

*Amendment*

*(3a) That report shall provide an evaluation of:*

*(a) the progress achieved in the development, construction and commissioning of projects of common interest and, where relevant, delays in implementation and any other difficulties encountered;*

*(b) the funds committed and disbursed by the Union for projects of common interest in accordance with Regulation (EU) No xxxx/xxxx of the European Parliament and of the Council establishing the Connecting Europe Facility, compared with the total value of funded projects of common interest.*

#### **Amendment 41**

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

## Annex – Section 1 – paragraph 1

### *Text proposed by the Commission*

Interventions in the area of digital service infrastructure generally rely on a two-layer architecture approach: core service platforms and generic services. ***As the core service platform is a pre-condition for establishing a digital service infrastructure, the support to core service platforms and their common building blocks shall take priority over generic services.***

### *Amendment*

Interventions in the area of digital service infrastructure generally rely on a two-layer architecture approach: core service platforms and generic services.

## Amendment 42

### Proposal for a regulation

#### Annex – Section 1 – paragraph 2

### *Text proposed by the Commission*

The core service platforms ***and their common building blocks*** address interoperability and security needs of projects of common interest. They are intended to enable digital interactions between public authorities and citizens, public authorities and businesses and organisations, or among public authorities of different Member States through standardised, cross-border, and user-friendly interaction platforms. ***Building block*** digital service infrastructures shall take priority over other digital service infrastructures, ***since the former are a pre-condition for the latter.*** The generic services provide the connection to the core service platforms and enable the national added value services to use the core service platforms. They provide gateways between national services and core service platforms and allow national public authorities and organisations, businesses and/or citizens to access the core service platform for their cross-border transactions. The quality of the services and the support

### *Amendment*

The core service platforms address interoperability and security needs of projects of common interest. They are intended to enable digital interactions between public authorities and citizens, public authorities and businesses and organisations, or among public authorities of different Member States through standardised, cross-border, and user-friendly interaction platforms. Digital service infrastructures ***that provide an integral part of other digital service infrastructures, or that can serve as a model for new platforms,*** shall take priority over other digital service infrastructures. The generic services provide the connection to the core service platforms and enable the national added value services to use the core service platforms. They provide gateways between national services and core service platforms and allow national public authorities and organisations, businesses and/or citizens to access the core service platform for their cross-border transactions.

for stakeholders involved in cross-border transactions shall be assured. They shall support and stimulate take-up of core service platforms.

The quality of the services and the support for stakeholders involved in cross-border transactions shall be assured. They shall support and stimulate take-up of core service platforms.

#### **Amendment 43**

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

##### **Annex – Section 1 – point 1 – point e a (new)**

*Text proposed by the Commission*

*Amendment*

*(ea) Critical measures for online safety: this refers to services to ensure online safety for children and young people through the strengthening and development of approaches that, while maintaining the internet's open nature, employ proportionate technical responses combined with actions empowering individuals, particularly by means of education.*

#### **Amendment 44**

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

##### **Annex – section 1 – point 2 – introductory part**

*Text proposed by the Commission*

*Amendment*

2. Other digital service infrastructures a priori identified as eligible in accordance with Article 6.1:

2. Other digital service infrastructures a priori identified as eligible in accordance with Article 6.1 **and 6.3**:

#### **Amendment 45**

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

##### **Annex – section 1 – point 2 – point f**

*Text proposed by the Commission*

*Amendment*

(f) Access to digital resources of European heritage: This refers to the core service platform based on the current Europeana

(f) Access to digital resources of European heritage: This refers to the core service platform based on the current Europeana

portal. The platform ***will provide a single*** access point to Europeana cultural heritage content at item level, a set of interface specifications to interact with the infrastructure (search for data, download data), support for the metadata adaptation and ingestion of new content, as well as information on conditions for reuse of the content accessible through the infrastructure.

portal. The platform ***provides the central*** access point to Europeana cultural heritage content at item level, a set of interface specifications to interact with the infrastructure (search for data, download data), support for the metadata adaptation and ingestion of new content, as well as information on conditions for reuse of the content accessible through the infrastructure.

## Amendment 46

### Proposal for a directive Annex – section 1 – point 2 – point g

#### *Text proposed by the Commission*

(g) Safer internet service infrastructure:  
This refers to the platform for acquiring, operating and maintaining shared computing facilities, databases and software tools for the Safer Internet Centres (SICs) in the Member States. Back-office operations to handle reporting of sex abuse content are also included as well as the link with police authorities including international organisations such as Interpol, and when appropriate, the handling of the take down of this content by the relevant web sites. This will be supported by common databases.

#### *Amendment*

(g) Safer internet service infrastructure:  
This refers to the platform for acquiring, operating and maintaining shared computing facilities, databases and software tools ***as well as exchange of best practices*** for the Safer Internet Centres (SICs) in the Member States. ***SICs in the Member States ensuring Union added value are the key element of the safer internet service infrastructure, of which national helplines, hotlines, awareness nodes and other awareness-raising activities are of particular importance.*** Back-office operations to handle reporting of sex abuse content are also included as well as the link with police authorities including international organisations such as Interpol, and when appropriate, the handling of the take down of this content by the relevant web sites. This will be supported by common databases ***and by common software systems.***

## Amendment 47

### Proposal for a regulation

**Annex – section 1 – point 2 – point h a (new)**

*Text proposed by the Commission*

*Amendment*

*(ha) Deployment of infrastructures in public transport allowing the use of secure and interoperable mobile proximity services: the deployment of infrastructures in public transport allowing the use of secure and interoperable mobile proximity services will enable citizens, businesses and organisations to access a variety of innovative services in mobility across the Union.*

**Amendment 48**

**Proposal for a regulation**

**Annex – section 1 – point 2 – point h b (new)**

*Text proposed by the Commission*

*Amendment*

*(hb) European Platform for Access to Educational Resources. The objective is to exploit the benefits of ICT in the field of education through Union-wide access to shared educational material. Cost-effective access to and improved quality of educational material through peer-review would strengthen Union cohesiveness by enabling contacts, cooperation and debates among students and in the academic world. It would serve as a backbone for cooperation between educational institutions facilitating the implementation of other Union programmes such as "Erasmus for All". It would improve access to education and enhance the position of the Union in the global academic sphere.*

**Amendment 49**

**Proposal for a regulation**



**Annex – section 2 – point 1 – subparagraph 1 a (new)**

*Text proposed by the Commission*

*Amendment*

*(c) Exploitation of potential synergies between the roll-out of broadband networks and other utilities networks (energy, transport, water, sewerage, etc.), in particular those related to smart electricity distribution.*

*Where possible, potential synergies shall be exploited between the roll-out of broadband networks and other utilities networks (energy, transport, water, sewerage, etc.), in particular those related to smart electricity distribution.*

**Amendment 50**

**Proposal for a regulation**

**Annex – section 2 – point 1 – point c a (new)**

*Text proposed by the Commission*

*Amendment*

*(ca) Assistance in narrowing the digital divide.*

</Amend>

**Amendment 51**

**Proposal for a regulation**

**Annex – section 2 – point 2 – introductory part**

*Text proposed by the Commission*

*Amendment*

All projects financially supported under this Regulation shall significantly contribute to the achievement of *the targets of the Digital Agenda for Europe*.

All projects financially supported under this Regulation shall significantly contribute to the achievement of **100Mbps and 1Gbps where possible and above**.

**Amendment 52**

**Proposal for a regulation**

**Annex – section 2 – point 2 – introductory part**

*Text proposed by the Commission*

*Amendment*

All projects financially supported under this **Regulation** shall significantly contribute to the achievement of the targets of the Digital Agenda for Europe.

All projects financially supported under this **section** shall significantly contribute to the achievement of the targets of the Digital Agenda for Europe.

## Amendment 53

### Proposal for a regulation

Annex – section 2 – point 2 – point a – point a

*Text proposed by the Commission*

(a) be based on state-of-the art technology, either wired or wireless, capable of delivering very high-speed broadband services, thus meeting demand for applications which require high bandwidth, or

*Amendment*

(a) be based on state-of-the art technology, either wired or wireless, capable of delivering very high-speed broadband services ***of speeds of up to at least 100 Mbps***, thus meeting demand for applications which require high bandwidth, or

## Amendment 54

### Proposal for a regulation

Annex – section 2 – point 2 – point a – point c a (new)

*Text proposed by the Commission*

*Amendment*

***(ca) comply with applicable law, in particular with competition law and with the obligation to ensure access. Only networks open to competition should be eligible for public funding as set out in this Regulation.***

## Amendment 55

### Proposal for a regulation

Annex – section 2 – point 2 – point a – point c b (new)

*Text proposed by the Commission*

*Amendment*

***(cb) support the open nature of the internet by ensuring that blocking of lawful services on telecommunications networks funded via this Regulation is prohibited, while allowing for reasonable traffic management at time of network congestion at peak hours, respecting the minimum quality of service requirements stipulated in Article 22(3) of Directive 2002/22/EC of the European Parliament***

*and of the Council of 7 March 2002 on universal service and users' rights relating to electronic communications networks and services (the Universal Service Directive).*

## **Amendment 56**

### **Proposal for a regulation**

#### **Annex – section 2 – point 2 – point b**

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

b) Actions funded from additional ring-fenced contributions provided in accordance with Article 15.2 of Regulation (EU) No xxxx/2012 [CEF regulation] shall bring significant new capabilities to the market in terms of broadband service availability, speeds and capacity. Projects which provide speeds of data transmission of less than **30** Mbps should ensure the increase of speeds to at least **30** Mbps over time.

##### *Amendment*

b) Actions funded from additional ring-fenced contributions provided in accordance with Article 15.2 of Regulation (EU) No xxxx/2012 [CEF regulation] shall bring significant new capabilities to the market in terms of broadband service availability, speeds and capacity. Projects which provide speeds of data transmission of less than **100** Mbps should ensure the increase of speeds to at least **100** Mbps over time.

## **Amendment 57**

### **Proposal for a regulation**

#### **Annex – section 3 – introductory part**

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

##### **Section 3. Horizontal actions**

The deployment of trans-European **telecommunications** networks that will help to remove the bottlenecks existing in the digital single market shall be accompanied by **studies and** programme support actions. These actions may consist of:

##### *Amendment*

##### **Section 3. Horizontal actions**

The deployment of trans-European **digital** networks that will help to remove the bottlenecks existing in the digital single market shall be accompanied by programme support actions. Those actions may consist of:

22.6.2012

## **OPINION OF THE COMMITTEE ON THE ENVIRONMENT, PUBLIC HEALTH AND FOOD SAFETY**

for the Committee on Industry, Research and Energy

on the proposal for a regulation of the European Parliament and of the Council on guidelines for trans European telecommunications networks and repealing Decision No 1336/97/EC (COM(2011)0657) – C7-0373/2011 – 2011/0299(COD))

Rapporteur: Oreste Rossi

### **SHORT JUSTIFICATION**

The purpose of this Regulation is to establish, in the context of the Connecting Europe Facility, which forms part of the Europe 2020 strategy, a series of guidelines covering the objectives and priorities for broadband networks and digital service infrastructures in the field of telecommunications.

The regulation identifies projects of common interest for the deployment of broadband networks and digital service infrastructures, aimed at improving the competitiveness of the European economy, promoting the interconnection and interoperability of national networks and supporting the development of a Digital Single Market, in addition to helping reduce greenhouse gas emissions and protect the environment.

The establishment of cross-border access to a digital public service interoperable infrastructure is an area where the EU can contribute high added value. Such public administration services include the cross-border delivery of eHealth services, which is particularly relevant to the remit of the Committee on the Environment, Public Health and Food Safety.

Interoperable cross-border eHealth services would allow interaction between citizens and health operators, data transfers between institutions, access to electronic health records and electronic prescription services and remote health/assisted living tele-services. eHealth services would help improve patient safety, reduce medical costs, modernise national healthcare systems and increase their efficiency.

The rapporteur agrees and endorses the Commission proposal and, at the same time, wishes to put forward a number of amendments to make the projects of common interest in the field of electronic public administration more effective.

Interoperable cross-border eHealth services, in particular, should provide for health and hospital services to adopt a harmonised standard for electronic data and document presentation, including codification systems common to the Member States to establish a

standard terminology for individual health services. A common minimum set of electronic data and documents should also be established as the basic record for patients covered by interoperable eHealth services (e.g. blood factor, anamnesis, discharge letters, etc.).

More generally, it is to be hoped that electronic public administration projects will result in a single European identification code which ordinary citizens and businesses can use in their relations with public administration services in all Member States.

## AMENDMENTS

The Committee on the Environment, Public Health and Food Safety calls on the Committee on Industry, Research and Energy, as the committee responsible, to incorporate the following amendments in its report:

### Amendment 1

#### Proposal for a regulation

##### Recital 4

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

(4) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions -European Broadband: investing in digitally driven growth<sup>9</sup> concludes that the critical role of the internet means that the benefits for society as a whole appear to be much greater than the private incentives to invest in faster networks. Public support for this area is therefore necessary, but should not unduly distort competition.

###### *Amendment*

(4) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions -European Broadband: investing in digitally driven growth<sup>9</sup> concludes that the critical role of the internet means that the benefits for society as a whole appear to be much greater than the private incentives to invest in faster networks. Public support for this area is therefore necessary, but should not unduly distort competition. ***In its resolution of 6 July 2011 on European Broadband: investing in digitally driven growth, the European Parliament emphasises that broadband services are key to the competitiveness of EU industry and greatly contribute to EU economic growth, social cohesion and the creation of quality employment, as well as to the participation of all regional and social groups in digital life in the EU; recommends promoting a competitive market for investment in, and utilisation***

*of, fixed and wireless broadband infrastructure; notes that a competitive market is a catalyst for additional investment and innovation by communications, applications and content providers, as well as a vital platform for the digital economy.*

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<sup>1</sup> P7\_TA-(2011)0322

## Amendment 2

### Proposal for a regulation

#### Recital 10

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

(10) Substantial economic and social benefits, which cannot be captured nor monetised by investors, are associated with higher broadband speeds. Fast and ultra-fast broadband is the key enabling infrastructure for the development and deployment of digital services, which rely on the availability, speed, reliability and resilience of the physical networks. The deployment and take-up of faster networks opens the way for innovative services exploiting higher speeds. Action at Union level is necessary to maximise the synergies and interactions between those two components of digital telecommunications networks.

##### *Amendment*

(10) Substantial economic and social benefits, which cannot be captured nor monetised by investors, are associated with higher broadband speeds. Fast and ultra-fast broadband is the key enabling infrastructure for the development and deployment of digital services, which rely on the availability, speed, reliability and resilience of the physical networks. The deployment and take-up of faster networks opens the way for innovative services exploiting higher speeds. Action at Union level is necessary to maximise the synergies and interactions between those two components of digital telecommunications networks. ***Universal access to broadband networks is essential for the growth of modern economies and for individual wellbeing and digital inclusion. Extension of broadband networks in rural and economically and socially less-favoured areas will facilitate better communications, particularly for persons with reduced mobility or living in isolated conditions, as well as improving access to services and encouraging the development of SMEs in rural areas,***

*thereby helping to create new jobs and develop new services in these localities;*

### **Amendment 3**

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

*Text proposed by the Commission*

(13) The development of broadband networks and digital service infrastructures will contribute to the Union's objective to reduce greenhouse gas emission by enabling energy-efficient solutions in many sectors of Europe's economy. This positive effect will be limited, but only to some extent, by the growing energy and resource demand related mainly to the construction of broadband networks and the operation of digital service infrastructures.

*Amendment*

*(13) **The use of information technology and communications facilitates a structural adjustment towards goods and services which consume less resources, energy savings in buildings and electricity networks and the development of more efficient and lower-energy intelligent transport systems.*** The development of broadband networks and digital service infrastructures will contribute to the Union's objective to reduce greenhouse gas emission by enabling energy-efficient solutions in many sectors of Europe's economy. This positive effect will be limited, but only to some extent, by the growing energy and resource demand related mainly to the construction of broadband networks and the operation of digital service infrastructures.

### **Amendment 4**

#### **Proposal for a regulation Recital 24 a (new)**

*Text proposed by the Commission*

*Amendment*

*(24a) **In the implementation of this Regulation, any processing of personal data should be carried out in accordance with Union law, as set out, in particular, in Directive 95/46/EC of the European Parliament and of the Council of 24 October 1995 on the protection of individuals with regard to the processing of personal data and on the free***

*movement of such data and Directive 2002/58/EC of the European Parliament and of the Council of 12 July 2002 concerning the processing of personal data and the protection of privacy in the electronic communications sector (Directive on privacy and electronic communications) .*

## **Amendment 5**

### **Proposal for a regulation Article 2 – point 1**

#### *Text proposed by the Commission*

(1) contribute to economic growth and support the development of the Single Market resulting in the improvement of the competitiveness of the European economy, ***including*** small and medium sized enterprises (SMEs).

#### *Amendment*

(1) contribute to economic growth and support the development of the Single Market resulting in the improvement of the competitiveness of the European economy, ***particularly through increasing market access for*** small and medium sized enterprises (SMEs).

## **Amendment 6**

### **Proposal for a regulation Article 2 – point 2**

#### *Text proposed by the Commission*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks.

#### *Amendment*

(2) contribute to improvements in ***social cohesion and*** daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks.

## **Amendment 7**

### **Proposal for a regulation Article 2 – point 2 a (new)**



*Text proposed by the Commission*

*Amendment*

***(2a) contribute to the protection and defence of information and information systems by ensuring their availability, integrity, authentication, and confidentiality. Such measures should include protection, detection, and reaction capabilities of information systems, especially from cyber attacks.***

## **Amendment 8**

### **Proposal for a regulation Article 2 – point 4**

*Text proposed by the Commission*

(4) facilitate sustainable deployment of trans-European digital service infrastructures, their interoperability and coordination at European level, their operation, maintenance and ***upgrading***.

*Amendment*

(4) facilitate sustainable deployment of ***open, accessible and non-discriminatory*** trans-European digital service infrastructures, their interoperability and coordination at European level, their operation, maintenance, ***upgrading*** and ***security***.

## **Amendment 9**

### **Proposal for a regulation Article 4 – point b**

*Text proposed by the Commission*

(b) the deployment of broadband networks to link island, landlocked and peripheral regions with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

*Amendment*

(b) the deployment of broadband networks to link island, landlocked and peripheral regions, ***rural areas and economically and socially less-favoured regions*** with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

## **Amendment 10**

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

*Text proposed by the Commission*

2. A project of common interest may encompass its entire cycle, including feasibility studies, implementation, continuous operation, coordination and evaluation.

*Amendment*

2. A project of common interest may encompass its entire cycle, including feasibility studies, implementation, continuous operation, coordination and evaluation.

***Projects of common interest should respect the principle of technology neutrality, which forms the basis of the EU electronic communications structure.***

**Amendment 11**

**Proposal for a regulation**  
**Article 5 – paragraph 7 – point c**

*Text proposed by the Commission*

(c) new opportunities for exploiting synergies between different ***infrastructures, including those in the field of transport and energy.***

*Amendment*

(c) new opportunities for exploiting synergies between different **types of infrastructure.**

*Justification*

*For the sake of consistency*

**Amendment 12**

**Proposal for a regulation**  
**Article 5 – paragraph 8 – point c**

*Text proposed by the Commission*

(c) demonstrates European added value.

*Amendment*

(c) demonstrates European added value ***following a feasibility study and cost-benefit analysis.***

**Amendment 13**

**Proposal for a regulation**  
**Article 7 – paragraph 2**

*Text proposed by the Commission*

2. The Commission shall be assisted by an Expert Group, composed of a representative of each Member State, for monitoring of the implementation of these guidelines, assisting in the planning through the national strategies for high speed internet and mapping of infrastructures, and exchanging information. The Expert Group may also consider any other issue relating to the development of the trans-European telecommunication networks.

*Amendment*

2. The Commission shall be assisted by an Expert Group, composed of a representative of each Member State, for monitoring of the implementation of these guidelines, assisting in the planning through the national strategies for high speed internet and mapping of infrastructures, and exchanging information. ***The Commission, together with the Expert Group, shall evaluate whether the scope of projects of common interest continues to reflect social, environmental and economic priorities, technological development or the situation on the relevant markets, as well as new opportunities to exploit synergies between the different types of infrastructure.*** The Expert Group may also consider any other issue relating to the development of the trans-European telecommunication networks.

**Amendment 14**

**Proposal for a regulation**  
**Article 7 – paragraph 4**

*Text proposed by the Commission*

4. ***In these reports the Commission shall also evaluate whether the scope of the projects of common interest continues to reflect political priorities, technological developments or the situation in the relevant markets.*** For major projects, ***these reports shall include*** an analysis of the environmental impact, taking into account climate change adaptation and mitigation needs, and disaster resilience. Such a review may also be carried out at any other

*Amendment*

4. For major projects, ***the Commission shall make*** an analysis of the environmental impact, taking into account climate change adaptation and mitigation needs, and disaster resilience. Such a review may also be carried out at any other time when it is deemed appropriate ***in order to avoid investment in infrastructures which become obsolete in the short term.***

time when it is deemed appropriate.

## Amendment 15

### Proposal for a regulation

#### Article 8 – paragraph 2

*Text proposed by the Commission*

2. The delegation of power referred to in the Articles 5(6) shall be conferred on the Commission for ***an indeterminate*** period of time from the date of the entry into force of this Regulation.

*Amendment*

2. The delegation of power referred to in the Articles 5(6) shall be conferred on the Commission for ***a period of five years*** from the date of the 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.***

## Amendment 16

### Proposal for a regulation

#### Article 10 – paragraph 2

*Text proposed by the Commission*

It shall apply from ***1 January 2014***.

*Amendment*

It shall apply from ... \*.

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***\* OJ please insert date: two years from the entry into force of this Regulation.***

### *Justification*

*Given that this regulation is linked to the Regulation establishing the Connecting Europe Facility, it would not be appropriate to indicate a set date of application that does not take account of the time required for approval of the various regulations.*

## Amendment 17

### Proposal for a regulation

#### Annex – paragraph 2

*Text proposed by the Commission*

The deployment and enhancement of trans-

*Amendment*

The deployment and enhancement of trans-

European telecommunication networks (broadband networks and digital service infrastructures) shall contribute to fostering economic growth, creating jobs and achieving a vibrant digital single market. In particular, their deployment will grant faster access to the internet, bring about information technology-enabled improvements in daily life for citizens, **including children and young persons**, businesses and governments, increase interoperability and facilitate the alignment or convergence to commonly agreed standards.

European telecommunication networks (broadband networks and digital service infrastructures) shall contribute to fostering economic growth, creating jobs and achieving a vibrant digital single market. In particular, their deployment will grant faster access to the internet, bring about information technology-enabled improvements in daily life for citizens, businesses and governments, increase interoperability and facilitate the alignment or convergence to commonly agreed standards.

#### *Justification*

*The deployment of trans-European networks should be for the benefit of all citizens. It is therefore superfluous to mention specific categories.*

#### **Amendment 18**

##### **Proposal for a regulation Annex – section 2 – paragraph 1**

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

All broadband investments within the territory of the Union expand the network capacity and bring about benefits to all the potential users, including those in Member States other than the country of the investment. Investment in these networks will bring about more competition and more innovation in the economy, will deliver more efficient and effective public services, contribute to the EU goals on a low carbon economy and to the overall EU competitiveness and productivity.

###### *Amendment*

All broadband investments within the territory of the Union expand the network capacity and bring about benefits to all the potential users, including those in Member States other than the country of the investment. Investment in these networks will bring about more competition, **social cohesion** and more innovation in the economy, will deliver more efficient and effective public services, contribute to the EU goals on a low carbon economy and to the overall EU competitiveness and productivity.

#### **Amendment 19**

##### **Proposal for a regulation Annex – section 2 – paragraph 2**

*Text proposed by the Commission*

Investment in broadband infrastructure has been undertaken predominantly by private investors and it is expected that this will remain the case. ***However, the*** achievement of the Digital Agenda targets will require investment in areas for which there is not a clear business case or where a business case may need to be enhanced within the time frame of the targets. The following types of areas can be characterized on the basis of the likely investment:

*Amendment*

Investment in broadband infrastructure has been undertaken predominantly by private investors and it is expected that this will remain the case. ***In many regions, however, investment in broadband infrastructure is insufficient because of the lack of competition and the high market risk, while public services are rudimentary and are not interoperable because of the fragmentary nature of the technical solutions. The*** achievement of the Digital Agenda targets will require investment in areas for which there is not a clear business case or where a business case may need to be enhanced within the time frame of the targets. The following types of areas can be characterized on the basis of the likely investment:

**Amendment 20**

**Proposal for a regulation**

**Annex – section 2 – paragraph 4**

*Text proposed by the Commission*

Rural and low density areas are typically served with low speed connections and in some cases even not served at all. The business case for investment is unlikely to be viable and the European targets are unlikely to be reached by 2020. Investment in these areas needs higher financial support, provided by grants, possibly in combination with financial instruments. Such areas will include remote and sparsely populated regions where investment costs are either very high or where income is low. The support from the Connecting Europe Facility in these areas is likely to complement available cohesion funds or rural development and other direct public support.

*Amendment*

Rural and low density areas are typically served with low speed connections and in some cases even not served at all. ***This is a priority area where broadband access can be supplied with satellite connectivity.*** The business case for investment is unlikely to be viable and the European targets are unlikely to be reached by 2020. Investment in these areas needs higher financial support, provided by grants, possibly in combination with financial instruments. Such areas will include remote and sparsely populated regions where investment costs are either very high or where income is low. The support from the Connecting Europe Facility in these areas is likely to complement available cohesion funds or rural development and other direct

public support.

## Amendment 21

### Proposal for a regulation

#### Annex – section 3 – paragraph 2 – subparagraph 1

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

eGovernment refers to the digital interaction between public authorities and citizens, public authorities and businesses and organisations, and among public authorities of different countries. **Standardised, cross-border**, and user-friendly interaction platforms will generate efficiency gains both throughout the economy and in the public sector and will contribute to the Single Market.

##### *Amendment*

eGovernment refers to the digital interaction between public authorities and citizens, public authorities and businesses and organisations, and among public authorities of different countries. **Cross-border** and user-friendly interaction platforms will generate efficiency gains both throughout the economy and in the public sector and will contribute to the Single Market.

## Amendment 22

### Proposal for a regulation

#### Annex – section 3 – paragraph 2 – subparagraph 2

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

Interoperable electronic identification and authentication across Europe. A set of connected and secured authentication servers and protocols that ensure interoperability of the variety of authentication and identification and authorization systems that exist in Europe will be deployed. This platform will enable citizens and businesses to access online services when needed for example to study, work, travel, get health care or do business abroad. It will constitute the core layer for all those digital services for which electronic identification and authentication are needed: e.g. electronic procurement, online health services, standardised business reporting, electronic exchange of judicial information, trans-European online company registration, e-Government

##### *Amendment*

Interoperable electronic identification and authentication across Europe. A set of connected and secured authentication servers and protocols that ensure interoperability of the variety of authentication and identification and authorization systems that exist in Europe will be deployed, **with the ultimate aim of establishing a single European identification code for natural and legal persons for public administration purposes**. This platform will enable citizens and businesses to access online services when needed for example to study, work, travel, get health care or do business abroad. It will constitute the core layer for all those digital services for which electronic identification and authentication are needed: e.g. electronic procurement,

services for businesses, including communication between business registers relating to cross-border mergers and foreign branches. This platform may also use resources and tools of the multilingual core platform.

online health services, standardised business reporting, electronic exchange of judicial information, trans-European online company registration, e-Government services for businesses, including communication between business registers relating to cross-border mergers and foreign branches. This platform may also use resources and tools of the multilingual core platform.

### *Justification*

*The establishment of a single European identification code for online services, which can be used by all citizens and businesses in every Member State, would make relations with the public administration significantly easier and provide a more effective guarantee of genuine interoperability.*

## **Amendment 23**

### **Proposal for a regulation**

#### **Annex – section 3 – paragraph 2 – subparagraph 3 – point d – paragraph 1**

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

(d) Interoperable cross border eHealth services: These services will enable the interaction between citizens/patients and health care providers, institution-to-institution and organization-to-organization transmission of data, or peer-to-peer communication between citizens/patients and/or health professionals and institutions. The infrastructure to be deployed will comply with the principles of data protection as set out, in particular, in Directives 95/46/EC and 2002/58/EC, as well as with international and national ethical rules related to the use of patient health records and other personal data.

##### *Amendment*

(d) Interoperable cross border eHealth services: These services will enable the interaction between citizens/patients and health care providers, institution-to-institution and organization-to-organization transmission of data, or peer-to-peer communication between citizens/patients and/or health professionals and institutions. The infrastructure to be deployed will: ***provide for adoption of a harmonised standard for the presentation of data and documents produced within the information systems of health and hospital facilities; establish a common minimum set of electronic data and documents as the basic record for patients covered by interoperable cross-border eHealth services;*** comply with the principles of data protection as set out, in particular, in Directives 95/46/EC and 2002/58/EC, as well as with international and national ethical rules related to the use



of patient health records and other personal data.

#### *Justification*

*To enable the eHealth service to operate effectively, a 'European health record' should be adopted, using a single data presentation standard and, in particular, clearly indicating the data which will form the patient's basic record (e.g. blood factor, anamnesis, discharge letters following recovery, emergency service reports, etc.).*

## **Amendment 24**

### **Proposal for a regulation**

#### **Annex – section 3 – paragraph 2 – subparagraph 3 – point d – paragraph 2**

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

The services will comprise cross border access to electronic health records and electronic prescription services as well as remote health/assisted living tele-services, cross border multi lingual semantic services linked to the multilingual core platform, access to social security information building on the EESSI (Electronic Exchange of Social Security Information) infrastructure, etc.

##### *Amendment*

The services will comprise cross border access to electronic health records and electronic prescription services as well as remote health/assisted living tele-services, cross border multi lingual semantic services ***with common codification systems*** linked to the multilingual core platform, access to social security information building on the EESSI (Electronic Exchange of Social Security Information) infrastructure, etc.

#### *Justification*

*It is important to specify that cross-border multilingual services must adopt codification systems that are common to the Member States in order to establish harmonised terminology to refer to individual health services (e.g. relating to laboratory analyses, pathological anatomy, radiology, etc.).*

## **PROCEDURE**

<b>Title</b>	Trans-European telecommunications networks, and repeal of Decision No 1336/97/EC
<b>References</b>	COM(2011)0657 – C7-0373/2011 – 2011/0299(COD)
<b>Committee responsible</b> Date announced in plenary	ITRE 15.11.2011

<b>Opinion by</b> Date announced in plenary	ENVI 15.11.2011
<b>Rapporteur</b> Date appointed	Oreste Rossi 28.11.2011
<b>Discussed in committee</b>	1.3.2012
<b>Date adopted</b>	20.6.2012
<b>Result of final vote</b>	+: 53 -: 0 0: 1
<b>Members present for the final vote</b>	Elena Oana Antonescu, Sophie Auconie, Pilar Ayuso, Paolo Bartolozzi, Lajos Bokros, Martin Callanan, Nessa Childers, Yves Cochet, Chris Davies, Edite Estrela, Jill Evans, Karl-Heinz Florenz, Elisabetta Gardini, Matthias Groote, Françoise Grossetête, Cristina Gutiérrez-Cortines, Satu Hassi, Jolanta Emilia Hibner, Dan Jørgensen, Christa Kläß, Eija-Riitta Korhola, Holger Krahmer, Peter Liese, Kartika Tamara Liotard, Zofija Mazej Kukovič, Linda McAvan, Andres Perello Rodriguez, Mario Pirillo, Pavel Poc, Frédérique Ries, Anna Rosbach, Oreste Rossi, Dagmar Roth-Behrendt, Carl Schlyter, Richard Seeber, Claudiu Ciprian Tănăsescu, Anja Weisgerber, Åsa Westlund, Glenis Willmott, Sabine Wils, Marina Yannakoudakis
<b>Substitute(s) present for the final vote</b>	Margrete Auken, Erik Bánki, Cristian Silviu Buşoi, Nikos Chrysogelos, Minodora Cliveti, Gaston Franco, Vittorio Prodi, Birgit Schnieper-Jastram, Rebecca Taylor, Eleni Theocharous, Marita Ulvskog, Andrea Zanoni
<b>Substitute(s) under Rule 187(2) present for the final vote</b>	Véronique Mathieu

12.10.2012

## **OPINION OF THE COMMITTEE ON THE INTERNAL MARKET AND CONSUMER PROTECTION**

for the Committee on Industry, Research and Energy

on the proposal for a Regulation of the European Parliament and of the Council on guidelines for trans European telecommunications networks and repealing Decision No 1336/97/EC (COM(2011)0657 – C7-0373/2011 – 2011/0299(COD))

Rapporteur: Marielle Gallo

### **SHORT JUSTIFICATION**

The rapporteur congratulates the Commission which has proposed guidelines for trans-European telecommunications networks, thereby helping to honour the commitments made in the Europe 2020 Strategy and the Digital Strategy for Europe.

This proposal draws up guidelines for trans-European telecommunications networks. In so doing, it proposes objectives and priorities for projects of common interest aimed at eliminating bottlenecks by providing network connectivity and access, including across borders, to digital public service infrastructures.

At this period of austerity measures and low economic growth, your rapporteur hopes that the new tools proposed by the Commission in the interconnection mechanism for Europe will give a fresh market impetus to help achieve the Digital Single Market.

The internet economy and its importance for employment are capital and will be worth more than EUR 800 billion in 2016, more than 5% of the GDP of the European Union. The internet has changed our way of life and work, how we access information and how individuals interact and has considerable potential to change many other aspects of our lives, such as access to knowledge and education. The internet has also transformed the way we compare, sell or buy products and services, or seek or make available information, and manage our payments and our data. E-commerce and more generally digital services are now central to the lives of consumers, businesses and citizens in general.

But a number of obstacles are now blocking the completion of Digital Single Market: a lack of investment in broadband infrastructure, particularly in rural areas of the EU, and the lack of a European strategy for the development of digital cross-border services infrastructure. The cost of this deficit is estimated at at least 4.1% of GDP by 2020, or EUR 500 billion or EUR 1

000 per citizen<sup>1</sup>.

Your rapporteur considers that this situation is particularly problematic for SMEs, which, lacking connection to a network of sufficient quality and speed, are unable to benefit from new technologies like 'cloud computing' which allow an innovative commercial approach and significant economies of scale.

Your rapporteur is also concerned that the lack of access to ultra-fast broadband internet harms the most vulnerable consumers. Without this, they are deprived of access to a whole range of new applications or services, for example comparing prices online, and the most advantageous offers pass them by.

Your rapporteur therefore wishes to stress the importance of the objective of the Digital Agenda for Europe: securing lasting economic and social benefits through a Single Digital Market based on ultra-fast broadband.

Your rapporteur would like to emphasize the importance of cyber-security in ensuring that consumers are protected. Digital services play an ever-increasing role in our daily lives, and in this connection use a volume of personal or public data that is constantly increasing. A safe and secure online environment is therefore an imperative.

Your rapporteur endorses the Commission's analysis that the failure to complete the Digital Single Market is due to a supply problem, but also to problem of demand. Thus one of the objectives of projects of common interest should be to stimulate demand for fast and ultra-fast broadband, in particular through e-government services.

## AMENDMENTS

The Committee on the Internal Market and Consumer Protection calls on the Committee on Industry, Research and Energy, as the committee responsible, to incorporate the following amendments in its report:

### Amendment 1

#### Proposal for a regulation Recital 4

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

(4) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of

##### *Amendment*

(4) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of

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<sup>1</sup> Copenhagen Economics, The Economic Impact of a European Digital Single Market, March 2010.

the Regions -European Broadband: investing in digitally driven growth concludes that the critical role of the internet means that the benefits for society as a whole appear to be much greater than the private incentives to invest in faster networks. Public support for this area is therefore necessary, but should not unduly distort competition.

the Regions - European Broadband: investing in digitally driven growth concludes that the critical role of the internet means that the benefits for society as a whole appear to be much greater than the private incentives to invest in faster networks. Public support for this area is therefore necessary, ***particularly in rural areas***, but should not unduly distort competition.

## **Amendment 2**

### **Proposal for a regulation Recital 6 a (new)**

*Text proposed by the Commission*

*Amendment*

***(6a) Net neutrality is vital for an open internet.***

## **Amendment 3**

### **Proposal for a regulation Recital 8 a (new)**

*Text proposed by the Commission*

*Amendment*

***(8 a) The projects of common interest listed in this Regulation should also help to strengthen the economic, social and territorial cohesion of the Union, in accordance with Article 174 of the Treaty on the Functioning of the European Union. In this regard, special attention should be given to rural, remote or sparsely populated areas.***

### *Justification*

*The European Union must act above all to remedy market failures. In order to strengthen its territorial cohesion, the EU must ensure that even the most sparsely populated or isolated areas have good access to telecommunications infrastructure.*

## **Amendment 4**

### **Proposal for a regulation**

## Recital 9 a (new)

*Text proposed by the Commission*

*Amendment*

***(9a) As regards the use of public-private partnerships to provide fast broadband services, particularly in rural areas, it is desirable to make use of such partnerships between regional and local authorities and small and medium-sized information and communication technologies ("ICT") undertakings in the field of public ICT services, with European funding, as they can form a sustainable basis for the local development of skills and knowledge throughout the Union.***

## Amendment 5

### Proposal for a regulation

#### Recital 10

*Text proposed by the Commission*

*Amendment*

(10) Substantial economic and social benefits, which cannot be captured nor monetised by investors, are associated with higher broadband speeds. Fast and ultra-fast broadband is the key enabling infrastructure for the development and deployment of digital services, which rely on the availability, speed, reliability and resilience of the physical networks. The deployment and take-up of faster networks opens the way for innovative services exploiting higher speeds. Action at Union level is necessary to maximise the synergies and interactions between those two components of digital telecommunications networks.

(10) Substantial economic and social benefits, which cannot be captured nor monetised by investors, are associated with higher broadband speeds. Fast and ultra-fast broadband is the key enabling infrastructure for the ***comprehensive*** development and deployment of digital services, which rely on the availability, speed, reliability and resilience of the physical networks. The deployment and take-up of faster networks opens the way for innovative services exploiting higher speeds. Action at Union level is necessary to maximise the synergies and interactions between those two components of digital telecommunications networks, ***particularly given the increasing number of mobile devices connected to the internet, such as smart phones and tablets.***

## *Justification*

*The use of new devices reinforces the need for effective telecommunications infrastructure.*

### **Amendment 6**

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

##### **Recital 11 a (new)**

*Text proposed by the Commission*

*Amendment*

***(11a) To serve rural areas, it is vital to expand access networks, which facilitate the linking of individual house connections.***

### **Amendment 7**

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

##### **Recital 18**

*Text proposed by the Commission*

*Amendment*

(18) Increasing and preserving access to Europe's rich and diverse cultural content and data held by public sector bodies, and opening them up for reuse in full respect of copyright and related rights, will nurture creativity and spur innovation and entrepreneurship. Unhampered access to re-usable multilingual resources will help overcome language barriers, which undermine the internal market for online services and limit access to knowledge.

(18) Increasing and preserving access to Europe's rich and diverse cultural content and data held by public sector bodies, and opening them up for reuse in full respect of copyright and related rights, will nurture creativity and spur innovation and entrepreneurship. Unhampered access to re-usable multilingual resources will help overcome language barriers, which undermine the internal market for online services and limit access to knowledge. ***It must, however, remain possible for national, regional and local decision-makers to decide for themselves on the use of their information and to cover a large part of their costs arising from the performance of their public duties.***

### **Amendment 8**

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

##### **Recital 21**

*Text proposed by the Commission*

(21) In order to take into account the developments in the areas of information and communication technologies, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annex to this Regulation. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The objective of this delegation is to address new technological and market developments, emerging political priorities or opportunities for exploiting synergies between different infrastructures, including those in the fields of Transport and Energy. The scope of delegation is limited to modifying the description of projects of common interest, adding a project of common interest or removing an obsolete project of common interest according to pre-established, clear and transparent criteria.

*Amendment*

(21) In order to take into account the developments in the areas of information and communication technologies, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annex to this Regulation. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level ***and at regional and local level***. The objective of this delegation is to address new technological and market developments, emerging political priorities or opportunities for exploiting synergies between different infrastructures, including those in the fields of Transport and Energy. The scope of delegation is limited to modifying the description of projects of common interest, adding a project of common interest or removing an obsolete project of common interest according to pre-established, clear and transparent criteria.

**Amendment 9**

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

*Text proposed by the Commission*

(1) contribute to economic growth and support the development of the Single Market resulting in the improvement of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

*Amendment*

(1) contribute to economic growth and support the development of the Single Market, ***and promote the digital integration of entire economically and culturally deprived areas***, resulting in the improvement of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

**Amendment 10**



**Proposal for a regulation**  
**Article 2 – point 2**

*Text proposed by the Commission*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks.

*Amendment*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks ***at affordable prices.***

**Amendment 11**  
**Proposal for a regulation**  
**Article 2 – point 3**

*Text proposed by the Commission*

(3) stimulate the Europe-wide deployment of fast and ultra-fast broadband networks which, in turn, shall facilitate the development and deployment of trans-European digital services.

*Amendment*

(3) stimulate the Europe-wide deployment of fast and ultra-fast broadband networks, ***focusing particularly on rural and sparsely populated areas, in accordance with the principle of technological neutrality,*** which, in turn, shall facilitate the development and deployment of trans-European digital services.

*Justification*

*The European Union must act above all to remedy market failures. In order to strengthen its territorial cohesion, the EU must ensure that even the most sparsely populated or isolated areas have good access to telecommunications infrastructure.*

**Amendment 12**

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

*Text proposed by the Commission*

*Amendment*

***(4a) stimulate demand for services requiring broadband, in particular by developing e-government services, which will help develop the digital internal market;***

## *Justification*

*Demand which is still insufficient today must be stimulated to create a virtuous circle in which increased demand will encourage the development of new services for consumers.*

### **Amendment 13**

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

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

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

(a) the deployment of ultra fast broadband networks ensuring the speed of data transmission of 100 Mbps and above;

###### *Amendment*

(a) the ***comprehensive*** deployment of ultra fast broadband networks ensuring the speed of data transmission of 100 Mbps and above;

### **Amendment 14**

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

##### **Article 4 – paragraph 1 – point b**

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

(b) the deployment of broadband networks to link island, landlocked and peripheral regions with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

###### *Amendment*

(b) the deployment of broadband networks, ***particularly access networks***, to link island, landlocked and peripheral regions with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

### **Amendment 15**

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

##### **Article 5 – paragraph 3**

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

(3) Member States and/or other entities in charge of the implementation of projects of common interest or contributing to their implementation shall take the necessary legal, administrative, technical and

###### *Amendment*

(3) Member States and/or other entities, ***including regional and local authorities***, in charge of the implementation of projects of common interest or contributing to their implementation shall take, ***where***

financial measures in compliance with the corresponding specifications of this Regulation.

**appropriate**, the necessary legal, administrative, technical and financial measures in compliance with the corresponding specifications of this Regulation.

## Amendment 16

### Proposal for a regulation

#### Annex – section 1 – point a – subparagraph 2 a (new)

*Text proposed by the Commission*

*Amendment*

***When infrastructure projects are undertaken in the Union on any type of network (transport, energy or telecommunications), the mapping of other networks may be carried out at the same time.***

*Justification*

*The goal is to create synergies, as mapping is very expensive, and whenever construction work begins with a view to modifying or upgrading a network, it may be useful to take advantage of this work to map other networks.*

## Amendment 17

### Proposal for a regulation

#### Annex – section 2 – paragraph 9 – introductory part

*Text proposed by the Commission*

*Amendment*

Actions contributing to the project of common interest in the area of broadband networks, irrespective of the technology used, shall:

Actions contributing to the project of common interest in the area of broadband networks, irrespective of the technology used, shall, ***where it is demonstrable that the market is unable to deliver this infrastructure commercially:***

*Justification*

*It should be very clear that support should only be provided to areas where the market will not provide.*

## Amendment 18

### Proposal for a regulation

Annex – section 3 – subsection 'Safety and security' – heading 'Safer internet service infrastructure' – paragraph 3 – point e a (new)

*Text proposed by the Commission*

*Amendment*

#### ***Online Dispute Resolution Platform:***

***This service will provide a platform for the out-of-court resolution of contractual disputes between consumers and traders. It will enable them to submit a dispute online in their language and be directed to a national alternative dispute resolution entity, which will be competent to deal with and solve the dispute in a transparent, effective and impartial manner.***

## Amendment 19

### Proposal for a regulation

Annex – section 3 – subsection 'Safety and security' – heading 'Critical Information Infrastructures' – paragraph 1

*Text proposed by the Commission*

*Amendment*

***Communication*** channels and platforms ***will be developed and deployed in order to*** enhance the EU-wide capability for preparedness, information sharing, coordination and response.

***Facilitation of the development of communication*** channels and platforms in ***Member States should*** enhance the EU-wide capability for preparedness, information sharing, coordination and response, ***whilst taking into account existing national capabilities and initiatives.***

#### *Justification*

*The Commission should play a facilitating role and should take into account existing capabilities and initiatives in Member States. This amendment would clarify this point.*

## Amendment 20

### Proposal for a regulation

Annex – section 3 – subsection 'Safety and security' – heading 'Critical Information

## Infrastructures' – paragraph 2

### *Text proposed by the Commission*

The core service platform will consist of a network of National/Governmental Computer Emergency Response Teams (CERTs) based on a minimum set of baseline capabilities. The network **will** provide **the backbone** of a European Information Sharing and Alert System (EISAS) for EU citizens and SMEs.

### *Amendment*

The core service platform will consist of a network of National/Governmental Computer Emergency Response Teams (CERTs) based on a minimum set of baseline capabilities. The network **may** provide **a limited amount of information to** a European Information Sharing and Alert System (EISAS) for EU citizens and SMEs.

### *Justification*

*The ENISA implementation report on EISAS of October 2011 states that 'The operational conditions of National / Governmental CERTs in terms of scope, focus and resources seriously challenge the idea of building on National / Governmental CERTs as the Central node and driving force for EISAS in the Member States.' It would not be appropriate for CERTs to form the backbone of EISAS. Other organisations which have SMEs and citizens as their key customers should play a greater role.*

## Amendment 21

### Proposal for a regulation

Annex – section 3 – subsection 'Safety and security' – heading 'Critical Information Infrastructures' – paragraph 3 – point a

### *Text proposed by the Commission*

(a) **Proactive services – technology watch and dissemination and sharing of security-related information; security assessments; providing guidelines on security configuration; providing intrusion detection services;**

### *Amendment*

(a) **EISAS should provide Union citizens and SMEs with the knowledge and skills necessary to protect their IT systems and information assets. The establishment of a network of National/Governmental CERTs should facilitate information sharing and cooperation between Member States.**

### *Justification*

*The ENISA implementation report suggests that such detailed information would not be that valuable to SMEs and citizens. The exact details of the services should be defined in ENISA's further work. The activities of the network of National/Governmental CERTs is likely to be further defined in the Commission's regulation on Cyber Security later this year, and should not be set out here.*

## Amendment 22

### Proposal for a regulation

#### Annex – section 3 – subsection 'Safety and security' – heading 'Critical Information Infrastructures' – paragraph 3 – point b

*Text proposed by the Commission*

*Amendment*

***(b) Reactive services – incident handling and response; issuing alerts and warnings; vulnerability analysis and handling, artefact handling (proving high-quality alerts on new malware and other artefacts).*** ***deleted***

#### *Justification*

*The ENISA implementation report suggests that such detailed information would not be that valuable to SMEs and citizens. The exact details of the services should be defined in ENISA's further work. The activities of the network of National/Governmental CERTs is likely to be further defined in the Commission's regulation on Cyber Security later this year, and should not be set out here.*

## PROCEDURE

<b>Title</b>	Trans-European telecommunications networks, and repeal of Decision No 1336/97/EC		
<b>References</b>	COM(2011)0657 – C7-0373/2011 – 2011/0299(COD)		
<b>Committee responsible</b> Date announced in plenary	ITRE 15.11.2011		
<b>Opinion by</b> Date announced in plenary	IMCO 15.11.2011		
<b>Rapporteur</b> Date appointed	Marielle Gallo 29.2.2012		
<b>Discussed in committee</b>	25.4.2012	21.6.2012	18.9.2012
<b>Date adopted</b>	11.10.2012		
<b>Result of final vote</b>	+: 32 -: 0 0: 1		
<b>Members present for the final vote</b>	Pablo Arias Echeverría, Adam Bielan, Jorgo Chatzimarkakis, Sergio Gaetano Cofferati, Birgit Collin-Langen, Lara Comi, Anna Maria Corazza Bildt, António Fernando Correia de Campos, Vicente Miguel Garcés Ramón, Louis Grech, Mikael Gustafsson, Małgorzata Handzlik, Malcolm Harbour, Iliana Ivanova, Sandra Kalniete, Edvard Kožušník, Hans-Peter Mayer, Gesine Meissner, Sirpa Pietikäinen, Phil Prendergast, Zuzana Roithová, Heide Rühle, Christel Schaldemose, Andreas Schwab, Catherine Stihler, Róza Gräfin von Thun und Hohenstein, Gino Trematerra, Barbara Weiler		
<b>Substitute(s) present for the final vote</b>	Regina Bastos, Ildikó Gáll-Pelcz, María Irigoyen Pérez, Olle Schmidt, Olga Sehnalová, Kyriacos Triantaphyllides, Kerstin Westphal		

15.10.2012

## OPINION OF THE COMMITTEE ON REGIONAL DEVELOPMENT

for the Committee on Industry, Research and Energy

on the proposal for a regulation of the European Parliament and of the Council on guidelines for trans European telecommunications networks and repealing Decision No 1336/97/EC (COM(2011)0657 – C7-0373/2011 – 2011/0299(COD))

Rapporteur: Ramona Nicole Mănescu

### AMENDMENTS

The Committee on Regional Development calls on the Committee on Industry, Research and Energy, as the committee responsible, to incorporate the following amendments in its report:

#### Amendment 1

##### Proposal for a regulation

##### Recital 1

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

(1) Telecommunications networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, and doing business. Therefore, the ***trans-European*** availability of fast Internet access and digital services in the public interest is essential for economic growth and the Single Market.

###### *Amendment*

(1) Telecommunications networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, and doing business. Therefore, the availability ***in all EU regions*** of fast Internet access and digital services in the public interest is essential for economic growth, ***social inclusion*** and the Single Market.



## Amendment 2

### Proposal for a regulation Recital 1

#### *Text proposed by the Commission*

(1) Telecommunications networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, and doing business. Therefore, the trans-European availability of fast Internet access and digital services in the public interest is essential for economic growth and the Single Market.

#### *Amendment*

(1) Telecommunications networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, and doing business. Therefore, the trans-European availability of fast Internet access and digital services in the public interest is essential for economic growth, **competitiveness** and the Single Market.

## Amendment 3

### Proposal for a regulation Recital 3

#### *Text proposed by the Commission*

(3) On 17 June 2010, the European Council endorsed the Digital Agenda for Europe and called upon all institutions to engage in its full implementation. The Digital Agenda aims to chart a course to maximise the social and economic potential of information and communication technologies, in particular through the deployment of high-speed broadband networks by seeking to ensure that by 2020 all Europeans have access to internet speeds of above 30 Mbps and 50% or more of European households subscribe to internet connections above 100 Mbps. The Digital Agenda aims to establish a stable legal framework to stimulate investments in an open and competitive high speed internet infrastructure and in related services; a true single market for online content and services; active support for the

#### *Amendment*

(3) On 17 June 2010, the European Council endorsed the Digital Agenda for Europe and called upon all institutions to engage in its full implementation. The Digital Agenda aims to chart a course to maximise the social and economic potential of information and communication technologies, in particular through the deployment of high-speed broadband networks by seeking to ensure that by 2020 all Europeans have access to internet speeds of above 30 Mbps and 50% or more of European households subscribe to internet connections above 100 Mbps **which may be based on different technologies**. The Digital Agenda aims to establish a stable legal framework to stimulate investments in an open and competitive high speed internet infrastructure and in related services; a true

digitisation of Europe's rich cultural heritage, and the promotion of internet access and take-up by all, especially through support of digital literacy and accessibility. In addition, Member States should implement operational national plans for high speed internet, targeting public funding on areas not fully served by private investments in internet infrastructures and promote deployment and usage of modern accessible online services.

single market for online content and services; active support for the digitisation of Europe's rich cultural heritage, and the promotion of internet access and take-up by all, especially through support of digital literacy and accessibility. In addition, Member States should implement operational national plans for high speed internet, targeting public funding on areas not fully served by private investments in internet infrastructures and promote deployment and usage of modern accessible online services.

#### **Amendment 4**

##### **Proposal for a regulation Recital 3 a (new)**

*Text proposed by the Commission*

*Amendment*

***(3a) Member States are called upon to use also the structural funds in order to reach the objectives of the Digital Agenda while ensuring the synergies between the framework programme, structural funds and national policies in relation to the broader EU objectives of competitiveness, economic growth and cohesion.***

#### **Amendment 5**

##### **Proposal for a regulation Recital 4 a (new)**

*Text proposed by the Commission*

*Amendment*

***(4a) Priorities as high-speed networks, cross-border public services, access to multilingual services, safety, security and smart energy services are all specific fields in which local and regional authorities are simultaneously key actors, providers and beneficiaries.***

## Amendment 6

### Proposal for a regulation Recital 6 a (new)

*Text proposed by the Commission*

*Amendment*

***(6a) The list of the eligible projects to be financed by Connecting Europe Facility shall be flexible in order to take into account the particularities faced by the Union as a whole but mostly by the Member States, especially on broadband infrastructure projects.***

## Amendment 7

### Proposal for a regulation Recital 6 b (new)

*Text proposed by the Commission*

*Amendment*

***(6b) The implementation of the Connecting Europe Facility should not be detrimental to the cohesion policy objectives. When implementing the proposed measures Member States should take the necessary measures in order to avoid more administrative burden at national level and also to provide local and regional authorities with the technical assistance needed on the use of the new financial instruments and their leverage effect.***

## Amendment 8

### Proposal for a regulation Recital 9

*Text proposed by the Commission*

*Amendment*

(9) Within the framework of a system of open and competitive markets, the Union's intervention is necessary where market failures need to be overcome. By providing

(9) Within the framework of a system of open and competitive markets, the Union's intervention is necessary where market failures need to be overcome ***and***

financial support and additional financing leverage to infrastructure projects the Union can contribute to the establishment and development of trans-European networks in the area of telecommunications, thus generating higher benefits in terms of market impact, administrative efficiency and resource utilisation.

***measures need to be taken to overcome under-investment in non-commercial projects.*** By providing financial support and additional financing leverage to infrastructure projects the Union can contribute to the establishment and development of trans-European networks in the area of telecommunications, thus generating higher benefits in terms of market impact, administrative efficiency and resource utilisation.

## **Amendment 9**

### **Proposal for a regulation Recital 12**

*Text proposed by the Commission*

(12) By opening business opportunities, the deployment of broadband networks and digital service infrastructures will stimulate job creation in the Union. Construction of broadband networks will also have an immediate effect on employment in particular in civil engineering sector.

*Amendment*

(12) By opening business opportunities, the deployment of broadband networks and digital service infrastructures will stimulate job creation in the Union. Construction of broadband networks will also have an immediate effect on employment in particular in civil engineering sector ***and on access to jobs, for example in rural areas.***

## **Amendment 10**

### **Proposal for a regulation Recital 14 a (new)**

*Text proposed by the Commission*

*Amendment*

***(14a) Given the problems arising regarding access to spectrum, wireless broadband networks can play a key role in covering all areas, including rural and isolated areas with no other options.***

## **Amendment 11**

## Proposal for a regulation

### Recital 21

#### *Text proposed by the Commission*

(21) In order to take into account the developments in the areas of information and communication technologies, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annex to this Regulation. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The objective of this delegation is to address new technological and market developments, emerging political priorities or opportunities for exploiting synergies between different infrastructures, including those in the fields of Transport and Energy. The scope of delegation is limited to modifying the description of projects of common interest, adding a project of common interest or removing an obsolete project of common interest according to pre-established, clear and transparent criteria.

#### *Amendment*

(21) In order to take into account the developments in the areas of information and communication technologies, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annex to this Regulation. It is of particular importance that the Commission carries out appropriate consultations ***at regional and local level*** during its preparatory work, including at expert level. The objective of this delegation is to address new technological and market developments, emerging political priorities or opportunities for exploiting synergies between different infrastructures, including those in the fields of Transport and Energy. The scope of delegation is limited to modifying the description of projects of common interest, adding a project of common interest or removing an obsolete project of common interest according to pre-established, clear and transparent criteria.

## Amendment 12

### Proposal for a regulation

#### Article 2 – paragraph 1 – point 1

#### *Text proposed by the Commission*

(1) contribute to economic growth and support the development of the Single Market resulting in the improvement of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

#### *Amendment*

(1) contribute to economic growth, ***wealth generation and job creation, encourage social inclusion*** and support the development of the Single Market resulting in the improvement of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

## Amendment 13

### Proposal for a regulation

#### Article 2 - paragraph 1 - point 2

*Text proposed by the Commission*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks.

*Amendment*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks, ***enabling local and regional authorities to implement the most appropriate solutions for their specific local and regional needs.***

## Amendment 14

### Proposal for a regulation

#### Article 2 – paragraph 1 – point 2

*Text proposed by the Commission*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks.

*Amendment*

(2) contribute to improvements in daily life for citizens, businesses and governments ***at every level***, through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks, ***bearing in mind that the more sparsely populated and less developed regions must be included and served with connections.***

## Amendment 15

### Proposal for a regulation

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

*Text proposed by the Commission*

(3) stimulate Europe-wide deployment of fast and ultra-fast broadband networks which, in turn, shall facilitate the development and deployment of trans-European digital services.

*Amendment*

(3) stimulate Europe-wide deployment of fast and ultra-fast broadband networks, ***in accordance with the principle of technology neutrality***, which, in turn, shall facilitate the development and deployment

of trans-European digital services *and ensure the sustained competitiveness of European industry.*

## **Amendment 16**

### **Proposal for a regulation**

#### **Article 2 - paragraph 1 - point 5 a (new)**

*Text proposed by the Commission*

*Amendment*

*(5a) close the gap between regions recalling the fast and reliable communication links, complemented by efficient wireless mobile services play a key role in promoting regional competitiveness, accessibility and equality between people.*

## **Amendment 17**

### **Proposal for a regulation**

#### **Article 2 - paragraph 1a (new)**

*Text proposed by the Commission*

*Amendment*

*In order to achieve these objectives Member States must ensure consultations with local and regional authorities engaged in the process on every relevant stage of the process.*

## **Amendment 18**

### **Proposal for a regulation**

#### **Article 4 - point a**

*Text proposed by the Commission*

*Amendment*

(a) the deployment of ultra fast broadband networks ensuring the speed of data transmission of 100 Mbps and above;

(a) the deployment of ultra fast broadband networks ensuring the speed of data transmission of 100 Mbps and above, *taking into account the demand for ultra-fast Internet;*

### *Justification*

*Investing in ultra-fast broadband networks is a high-risk area. Statistical data show that high-speed Internet usage substantially lags behind actual broadband coverage. The choice of technology and projects to be financed should therefore take into account the actual demand for broadband access*

## **Amendment 19**

### **Proposal for a regulation Article 4 - point b**

#### *Text proposed by the Commission*

(b) the deployment of broadband networks to link island, landlocked and peripheral regions with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

#### *Amendment*

(b) the deployment of broadband networks ***using all available technologies, in accordance with the principle of technology neutrality***, to link island, landlocked and peripheral regions with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above, ***taking into account the demand for ultra-fast Internet***;

### *Justification*

*Investing in ultra-fast broadband networks is a high-risk area. Statistical data show that high-speed Internet usage substantially lags behind actual broadband coverage. The choice of technology and projects to be financed should therefore take into account the actual demand for broadband access*

## **Amendment 20**

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

#### *Text proposed by the Commission*

#### *Amendment*

***(ba) development of broadband networks to link schools in isolated rural communities in the Member States to develop distance learning programs in order to avoid depopulation of these areas;***



## Amendment 21

### Proposal for a regulation Article 5 - paragraph 3

*Text proposed by the Commission*

3. Member States and/or other entities in charge of the implementation of projects of common interest or contributing to their implementation shall take the necessary legal, administrative, technical and financial measures in compliance with the corresponding specifications of this Regulation.

*Amendment*

3. Member States and/or other entities, ***including local and regional authorities,*** in charge of the implementation of projects of common interest or contributing to their implementation shall take the necessary legal, administrative, technical and financial measures in compliance with the corresponding specifications of this Regulation.

*Justification*

Mentioning LRAs would be useful from same reason as stated above.

## Amendment 22

### Proposal for a regulation Article 5 - paragraph 3 a (new)

*Text proposed by the Commission*

*Amendment*

***3a. Member States shall take the necessary measures to ensure that local and regional authorities are fully and effectively involved in the governance of ICT-related initiatives as a means of improving their services in fields such as healthcare, education, public procurement, security and social services.***

## Amendment 23

### Proposal for a regulation Article 5 - paragraph 3 b (new)

*Text proposed by the Commission*

*Amendment*

***3b. Commission and the Member States***

*shall encourage and support local and regional authorities to use the public-private partnership (PPP) to provide broadband services, especially in rural areas. In this regard, it is crucial for the Member States to consolidate their public institutions' administrative capacity at local, regional and national level and to upgrade their infrastructure accordingly in order to ensure a successful development and implementation of trans-European telecommunications networks.*

#### **Amendment 24**

##### **Proposal for a regulation Article 5 - paragraph 3 c (new)**

*Text proposed by the Commission*

*Amendment*

*3c. A deeper involvement of the local and regional authorities is needed in order to significantly contribute to promoting public sector information re-use and consequently increasing competitiveness and creating new jobs.*

#### **Amendment 25**

##### **Proposal for a regulation Article 5 - paragraph 7 - point c a (new)**

*Text proposed by the Commission*

*Amendment*

*(ca) inclusion of rural and low-density areas as well as outermost regions.*

#### **Amendment 26**

##### **Proposal for a regulation Article 5 – paragraph 8 – point c**

*Text proposed by the Commission*

(c) demonstrates European added value.

*Amendment*

(c) demonstrates European added value,  
*established by means of feasibility  
assessments and cost-benefit analyses,  
taking account of the general interest and  
equal web access for the entire  
population, especially in areas with  
greater connection problems.*

**Amendment 27**

**Proposal for a regulation  
Article 7 - paragraph 1**

*Text proposed by the Commission*

1. On the basis of information received under Article 21 of the Regulation XXX establishing the Connecting Europe Facility, Member States and the Commission shall exchange information about the progress made with the implementation of these guidelines.

*Amendment*

1. On the basis of information received under Article 21 of the Regulation XXX establishing the Connecting Europe Facility, Member States and the Commission shall exchange information *and best practices* about the progress made with the implementation of these guidelines. *Member States shall involve local regional authorities in this process.*

**Amendment 28**

**Proposal for a regulation  
Article 7 - paragraph 2**

*Text proposed by the Commission*

2. The Commission shall be assisted by an Expert Group, composed of a representative of each Member State, for monitoring of the implementation of these guidelines, assisting in the planning through the national strategies for high speed internet and mapping of infrastructures, and exchanging information. The Expert Group may also consider any other issue relating to the development of the trans-European

*Amendment*

2. The Commission shall be assisted by an Expert Group, composed of a representative of each Member State, *one representative from a regional and one from a local government*, for monitoring of the implementation of these guidelines, assisting in the planning through the national strategies for high speed internet and mapping of infrastructures, and exchanging information. The Expert Group may also consider any other issue relating

telecommunication networks.

to the development of the trans-European telecommunication networks.

## Amendment 29

### Proposal for a regulation Article 7 - paragraph 4

#### *Text proposed by the Commission*

4. In these reports the Commission shall also evaluate whether the scope of the projects of common interest continues to reflect political priorities, technological developments **or** the situation in the relevant markets. For major projects, these reports shall include an analysis of the environmental impact, taking into account climate change adaptation and mitigation needs, and disaster resilience. Such a review may also be carried out at any other time when it is deemed appropriate.

#### *Amendment*

4. In these reports the Commission shall also evaluate whether the scope of the projects of common interest continues to reflect political priorities, technological developments **and the feasibility of the project, given** the situation in the relevant markets. For major projects, these reports shall include an analysis of the environmental impact, taking into account climate change adaptation and mitigation needs, and disaster resilience. Such a review may also be carried out at any other time when it is deemed appropriate.

## Amendment 30

### Proposal for a regulation Annex – section 2 – paragraph 4

#### *Text proposed by the Commission*

Rural and low density areas are typically served with low speed connections and in some cases even not served at all. The business case for investment is unlikely to be viable and the European targets are unlikely to be reached by 2020. Investment in these areas needs higher financial support, provided by grants, possibly in combination with financial instruments. Such areas will include remote and sparsely populated regions where investment costs are either very high or where income is low. The support from the Connecting Europe Facility in these areas **is likely to** complement available cohesion funds or rural development and other direct

#### *Amendment*

Rural and low density areas are typically served with low speed connections and in some cases even not served at all. The business case for investment is unlikely to be viable and the European targets are unlikely to be reached by 2020. Investment in these areas needs higher financial support, provided by grants, possibly in combination with financial instruments. Such areas will include remote and sparsely populated regions where investment costs are either very high or where income is low. The support from the Connecting Europe Facility in these areas **must** complement available cohesion funds or rural development and other direct

public support.

public support, *so as to guarantee equal web access, thereby simulating growth and employment and thus encouraging settlement in areas with demographic problems.*

## PROCEDURE

<b>Title</b>	Trans-European telecommunications networks, and repeal of Decision No 1336/97/EC						
<b>References</b>	COM(2011)0657 – C7-0373/2011 – 2011/0299(COD)						
<b>Committee responsible</b> Date announced in plenary	ITRE 15.11.2011						
<b>Opinion by</b> Date announced in plenary	REGI 15.11.2011						
<b>Rapporteur</b> Date appointed	Ramona Nicole Mănescu 23.11.2011						
<b>Date adopted</b>	10.10.2012						
<b>Result of final vote</b>	<table> <tr> <td>+:                   </td><td>44</td></tr> <tr> <td>–:                   </td><td>2</td></tr> <tr> <td>0:                   </td><td>1</td></tr> </table>	+:	44	–:	2	0:	1
+:	44						
–:	2						
0:	1						
<b>Members present for the final vote</b>	Luís Paulo Alves, Charalampos Angourakis, Catherine Bearder, Victor Boştinaru, John Bufton, Alain Cadec, Salvatore Caronna, Nikos Chrysogelos, Francesco De Angelis, Tamás Deutsch, Rosa Estaràs Ferragut, Danuta Maria Hübner, Filiz Hakaeva Hyusmenova, Vincenzo Iovine, María Irigoyen Pérez, Seán Kelly, Mojca Kleva, Constanze Angela Krehl, Petru Constantin Luhan, Elżbieta Katarzyna Łukacijewska, Ramona Nicole Mănescu, Vladimír Maňka, Riikka Manner, Iosif Matula, Erminia Mazzoni, Ana Miranda, Jens Nilsson, Lambert van Nistelrooij, Jan Olbrycht, Younous Omarjee, Markus Pieper, Tomasz Piotr Poręba, Monika Smolková, Ewald Stadler, Georgios Stavrakakis, Csanád Szegedi, Nuno Teixeira, Oldřich Vlasák, Kerstin Westphal, Hermann Winkler, Joachim Zeller						
<b>Substitute(s) present for the final vote</b>	Karima Delli, Jens Geier, Rodi Kratsa-Tsagaropoulou, Elisabeth Schroedter, Czesław Adam Siekierski, Giommaria Uggias						

27.9.2012

## **OPINION OF THE COMMITTEE ON CULTURE AND EDUCATION**

for the Committee on Industry, Research and Energy

on the proposal for a regulation of the European Parliament and of the Council on guidelines for trans-European telecommunications networks and repealing Decision No 1336/97/EC (COM(2011)0657 – C7-0373/2011 – 2011/0299(COD))

Rapporteur: Lorenzo Fontana

### **SHORT JUSTIFICATION**

This regulation on guidelines for trans-European telecommunications networks forms part of the Europe 2020 strategy for smart, sustainable and inclusive growth.

The regulation provides a framework for developing broadband networks in line with the targets set for the Digital Agenda for Europe flagship initiative and lays down relevant objectives and priorities for this purpose.

This flagship initiative sets some rightly ambitious targets for the EU in the field of digital infrastructures. The aim is to provide universal coverage at 30Mbps or to ensure that at least 50% of European households are subscribing to speeds of above 100Mbps by 2020.

These plans, as set out in the section entitled 'Purpose of the proposal' will help to boost our economy and to improve the competitiveness of European businesses, which include a very large number of SMEs.

Fast and ultra-fast broadband will give to our businesses and public administrations a tangible advantage over their counterparts in the new emerging global powers. If Europe is to go about meeting the challenges of becoming a leader in the application of cutting-edge technologies and to do so properly and systematically, then Member States must coordinate their efforts in the development of broadband networks.

However, in order to achieve real and meaningful results, it is essential to recognise the importance of culture as a vehicle for development in the EU.

Culture, starting with basic education and going right through to high-level scientific research, is the cornerstone of all development processes. Investment in this area must be in keeping with the Europe 2020 targets to ensure that the major advances expected in the field of

research and innovation are mirrored by equivalent advances in European society as a whole. Any failure to take the role of culture seriously would be extremely damaging and would be a severe brake on progress within the EU.

## AMENDMENTS

The Committee on Culture and Education calls on the Committee on Industry, Research and Energy, as the committee responsible, to incorporate the following amendments in its report:

### Amendment 1

#### Proposal for a regulation

##### Recital 1

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

(1) Telecommunications networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, and doing business. Therefore, the trans-European availability of fast Internet access and digital services in the public interest is essential for economic growth **and** the Single Market.

###### *Amendment*

(1) Telecommunications networks and services are increasingly becoming internet-based infrastructures, with broadband networks and digital services closely interrelated. The internet is becoming the dominant platform for communication, services, ***education, cultural content*** and doing business. Therefore, the trans-European availability of fast Internet access ***at affordable prices*** and digital services in the public interest is essential for ***social and cultural development***, economic growth, the Single Market ***and the digital integration of people and of entire economically and culturally deprived areas***.

### Amendment 2

#### Proposal for a regulation

##### Recital 2

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

(2) On 26 March 2010, the European Council welcomed the Commission's proposal to launch the strategy Europe 2020. One of the three priorities of Europe 2020 is smart growth through the

###### *Amendment*

(2) On 26 March 2010, the European Council welcomed the Commission's proposal to launch the strategy Europe 2020. One of the three priorities of Europe 2020 is smart growth through the



development of an economy based on knowledge and innovation. Investments in telecommunications, notably broadband networks and digital service infrastructures, are a necessary condition for smart but also sustainable and inclusive economic growth *of* the Union.

development of an economy based on knowledge and innovation. Investments in telecommunications, notably broadband networks and digital service infrastructures, are a necessary condition for smart but also sustainable and inclusive economic growth ***and social and cultural participation by citizens in*** the Union. ***Europe 2020 will contribute to increasing the competitiveness of SMEs, increasing interoperability and access to interconnections between national systems, and, in the long term, developing a single digital market.***

### Amendment 3

#### Proposal for a regulation Recital 3

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

(3) On 17 June 2010, the European Council endorsed the Digital Agenda for Europe and called upon all institutions to engage in its full implementation. The Digital Agenda aims to chart a course to maximise the social and economic potential of information and communication technologies, in particular through the deployment of high-speed broadband networks by seeking to ensure that by 2020 all Europeans have access to internet speeds of above 30 Mbps and 50% or more of European households subscribe to internet connections above 100 Mbps. The Digital Agenda aims to establish a stable legal framework to stimulate investments in an open and competitive high speed internet infrastructure and in related services; a true single market for online content and services; active support for the digitisation of Europe's rich cultural heritage, and the promotion of internet access and take-up by all, especially through support of digital literacy and accessibility. In addition, Member States

##### *Amendment*

(3) On 17 June 2010, the European Council endorsed the Digital Agenda for Europe and called upon all institutions to engage in its full implementation. The Digital Agenda aims to chart a course to maximise the social, ***cultural*** and economic potential of information and communication technologies, in particular through the deployment of high-speed broadband networks by seeking to ensure that by 2020 all Europeans have access to internet speeds of above 30 Mbps and 50% or more of European households subscribe to internet connections above 100 Mbps. The Digital Agenda aims to establish a stable legal framework to stimulate investments in an open and competitive high speed internet infrastructure and in related services; a true single market for online content and services; active support for the digitisation of Europe's rich cultural heritage, and the promotion of internet access and take-up by all, especially through support of digital literacy and accessibility. In addition, Member States

should implement operational national plans for high speed internet, targeting public funding on areas not fully served by private investments in internet infrastructures and promote deployment and usage of modern accessible online services.

should implement operational national plans for high speed internet, targeting public funding on areas not fully served by private investments in internet infrastructures and promote deployment and usage of modern accessible online services.

#### Amendment 4

##### Proposal for a regulation

##### Recital 4

*Text proposed by the Commission*

(4) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions - European Broadband: investing in digitally driven growth concludes that the critical role of the internet means that the benefits for society as a whole appear to be much greater than the private incentives to invest in faster networks. Public support for this area is therefore necessary, but should not unduly distort competition.

*Amendment*

(4) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions - European Broadband: investing in digitally driven growth concludes that the critical role of the internet means that the benefits for society as a whole appear to be much greater than the private incentives to invest in faster networks. Public support for this area is therefore necessary, ***particularly in rural areas***, but should not unduly distort competition.

#### Amendment 5

##### Proposal for a regulation

##### Recital 4 a (new)

*Text proposed by the Commission*

*Amendment*

***(4a) Attention should be paid to the importance of public support for investment in faster networks; in particular, given the significance of this issue and the level of funding involved, the Union should ensure that State aid is used as an incentive to invest in areas where the predicted return is particularly***

*low.*

## Amendment 6

### Proposal for a regulation

#### Recital 5

*Text proposed by the Commission*

(5) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions – A Budget for Europe 2020 recognises the creation of a Connecting Europe Facility in the context of the Multiannual Financial Framework in order to address the infrastructure needs in the areas of transport, energy and information and communication technologies. Synergies between these sectors as well as with other Union investment programmes are key as similar challenges emerge requiring solutions that unlock growth, combat fragmentation, reinforce cohesion, favour the use of innovative financial instruments and address market failures as well as the removal of bottlenecks which hinder the completion of the Single Market.

*Amendment*

(5) The Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions – A Budget for Europe 2020 recognises the creation of a Connecting Europe Facility in the context of the Multiannual Financial Framework in order to address the infrastructure needs in the areas of transport, energy and information and communication technologies. Synergies between these sectors as well as with other Union investment programmes are key as similar challenges emerge requiring solutions that unlock growth, combat fragmentation, reinforce cohesion, ***reduce development disparities in all EU regions***, favour the use of innovative financial instruments and address market failures as well as the removal of bottlenecks which hinder the completion of the Single Market.

## Amendment 7

### Proposal for a regulation

#### Recital 6 a (new)

*Text proposed by the Commission*

*Amendment*

***(6a) Net neutrality is vital for an open Internet.***

## Amendment 8

**Proposal for a regulation**  
**Recital 8 a (new)**

*Text proposed by the Commission*

*Amendment*

***(8a) The projects of common interest listed in this Regulation should also help to survey infrastructure at European, national and regional level as soon as possible in order to identify gaps in broadband provision and eliminate digital bottlenecks by means of public and private investment.***

**Amendment 9**

**Proposal for a regulation**  
**Recital 9**

*Text proposed by the Commission*

*Amendment*

(9) Within the framework of a system of open and competitive markets, the Union's intervention is necessary where market failures need to be overcome. By providing financial support and additional financing leverage to infrastructure projects the Union can contribute to the establishment and development of trans-European networks in the area of telecommunications, thus generating higher benefits in terms of market impact, administrative efficiency **and** resource utilisation.

(9) Within the framework of a system of open and competitive markets, the Union's intervention is necessary where market failures need to be overcome. By providing financial support and additional financing leverage to infrastructure projects the Union can contribute to the establishment and development of trans-European networks in the area of telecommunications, thus generating higher benefits in terms of market impact, administrative efficiency, resource utilisation **and participation by citizens in economic and social life. In the projects to be financed, account should be taken of the principle of technological neutrality, which is vital for an open Internet.**

**Amendment 10**

**Proposal for a regulation**  
**Recital 9 a (new)**

*Text proposed by the Commission*

*Amendment*

***(9a) As regards the use of public-private partnerships to provide fast broadband services, particularly in rural areas, it is desirable to make use of such partnerships between regional and local authorities and small and medium-sized ICT undertakings in the field of public ICT services, with European funding, as they can form a sustainable basis for the local development of skills and knowledge throughout the Union.***

## **Amendment 11**

### **Proposal for a regulation**

#### **Recital 10**

*Text proposed by the Commission*

*Amendment*

(10) Substantial economic **and** social benefits, which cannot be captured nor monetised by investors, are associated with higher broadband speeds. Fast and ultra-fast broadband is the key enabling infrastructure for the development and deployment of digital services, which rely on the availability, speed, reliability and resilience of the physical networks. The deployment and take-up of faster networks opens the way for innovative services exploiting higher speeds. Action at Union level is necessary to maximise the synergies and interactions between those two components of digital telecommunications networks.

(10) Substantial economic, social **and cultural** benefits, which cannot be captured nor monetised by investors, are associated with higher broadband speeds. Fast and ultra-fast broadband is the key enabling infrastructure for the development and deployment of digital services, which rely on the availability, speed, reliability and resilience of the physical networks. The **comprehensive** deployment and take-up of faster networks opens the way for innovative services exploiting higher speeds. Action at Union level is necessary to maximise the synergies and interactions between those two components of digital telecommunications networks.

## **Amendment 12**

### **Proposal for a regulation**

#### **Recital 10 a (new)**

*Text proposed by the Commission*

*Amendment*

***(10a) The development of high-speed broadband networks improves e-government by combating bureaucracy and providing individuals and companies with easier access to public services, thereby yielding substantial economic and social benefits.***

### **Amendment 13**

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

*Text proposed by the Commission*

*Amendment*

(11) The deployment of ultra-fast broadband will particularly benefit small and medium enterprises (SMEs) which often cannot benefit from web-based services such as 'cloud computing' due to inadequate connectivity and speed of existing broadband connections. This will unlock the potential for substantial productivity gains for SMEs.

***(11) Innovative Internet services, modern software and communications applications and mobile devices with Internet connections call for constantly rising data rates.*** The deployment of ultra-fast broadband will particularly benefit small and medium enterprises (SMEs) ***and the cultural and creative industries***, which often cannot benefit from web-based services such as 'cloud computing' due to inadequate connectivity and speed of existing broadband connections. This will unlock the potential for substantial productivity gains for SMEs. ***With that aim in view, special attention should be given, in particular in the context of the current crisis, to enterprises zones which have not yet been connected to the broadband network as a result of geographical or environmental problems.***

### **Amendment 14**

#### **Proposal for a regulation Recital 11 a (new)**

*Text proposed by the Commission*

*Amendment*

***(11a) To serve rural areas, it is vital to expand access networks, which facilitate the linking of individual house connections.***

## **Amendment 15**

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

*Text proposed by the Commission*

*Amendment*

(13) The development of broadband networks and digital service infrastructures **will** contribute to the Union's objective to reduce greenhouse gas emission by enabling energy-efficient solutions in many sectors of Europe's economy. This positive effect will be limited, but only to some extent, by the growing energy and resource demand related mainly to the construction of broadband networks and the operation of digital service infrastructures.

(13) The development of broadband networks and digital service infrastructures **should** contribute to the Union's objective to reduce greenhouse gas emission by enabling energy-efficient solutions in many sectors of Europe's economy. This positive effect will be limited, but only to some extent, by the growing energy and resource demand related mainly to the construction of broadband networks and the operation of digital service infrastructures.

## **Amendment 16**

### **Proposal for a regulation Recital 18**

*Text proposed by the Commission*

*Amendment*

(18) Increasing and preserving access to Europe's rich and diverse cultural content and data held by public sector bodies, and opening them up for reuse in full respect of copyright and related rights, will nurture creativity **and** spur innovation and entrepreneurship. Unhampered access to re-usable multilingual resources will help overcome language barriers, which undermine the internal market for online services and limit access to knowledge.

(18) Increasing and preserving access to Europe's rich and diverse cultural content and data held by public sector bodies, and opening them up for reuse in full respect of copyright and related rights, will nurture creativity, spur innovation and entrepreneurship **and increase transparency**. Unhampered access to re-usable multilingual resources will help overcome **administrative and** language barriers, which undermine the internal market for online services and limit access

to knowledge. *In this connection, the importance of the Europeana platform as a basis for sharing content from Europe's vast cultural heritage must be emphasised. It must, however, remain possible for national, regional and local decision-makers to decide for themselves on the use of their information and to cover a large part of their costs arising from the performance of their public duties.*

#### **Amendment 17**

##### **Proposal for a regulation Recital 18 a (new)**

*Text proposed by the Commission*

*Amendment*

*(18a) The development of broadband networks and digital service infrastructures will help achieve the Union objective of increased penetration by new technologies at every level of education in the Member States, while improving the digital skills of pupils and students.*

#### **Amendment 18**

##### **Proposal for a regulation Recital 18 b (new)**

*Text proposed by the Commission*

*Amendment*

*(18b) In the context of lifelong education, the development of broadband networks and the penetration of new technologies will enable all Union citizens, irrespective of age, to improve or acquire skills in the new technologies*

#### **Amendment 19**



**Proposal for a regulation**  
**Recital 19**

*Text proposed by the Commission*

(19) In the area of safety and security, an EU-wide platform for sharing resources, information systems and software tools promoting online safety will contribute to creating a safer environment **for children** online. It will enable centres handling hundreds of thousands of requests and alerts per year to operate across Europe. Critical Information Infrastructures will enhance the Union-wide capability for preparedness, information sharing, coordination and response to cyber security threats.

*Amendment*

(19) In the area of safety and security, an EU-wide platform for sharing resources, information systems and software tools promoting online safety will contribute to creating a safer environment online. **All digital service infrastructures and communication infrastructures in this field must respect the openness of the Internet and should promote technology-neutral solutions.** It will enable centres handling hundreds of thousands of requests and alerts per year to operate across Europe. Critical Information Infrastructures will enhance the Union-wide capability for preparedness, information sharing, coordination and response to cyber security threats.

*Justification*

*The benefits of a safer environment online should be for all citizens, yet need to respect the principle of an open Internet.*

**Amendment 20**

**Proposal for a regulation**  
**Recital 21**

*Text proposed by the Commission*

(21) In order to take into account the developments in the areas of information and communication technologies, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annex to this Regulation. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level. The objective of

*Amendment*

(21) In order to take into account the developments in the areas of information and communication technologies, the power to adopt acts in accordance with Article 290 of the Treaty on the Functioning of the European Union should be delegated to the Commission in respect of amending the Annex to this Regulation. It is of particular importance that the Commission carries out appropriate consultations during its preparatory work, including at expert level **and at regional**

this delegation is to address new technological and market developments, emerging political priorities or opportunities for exploiting synergies between different infrastructures, including those in the fields of Transport and Energy. The scope of delegation is limited to modifying the description of projects of common interest, adding a project of common interest or removing an obsolete project of common interest according to pre-established, clear and transparent criteria.

**and local level.** The objective of this delegation is to address new technological and market developments, emerging political priorities or opportunities for exploiting synergies between different infrastructures, including those in the fields of Transport and Energy. The scope of delegation is limited to modifying the description of projects of common interest, adding a project of common interest or removing an obsolete project of common interest according to pre-established, clear and transparent criteria.

## Amendment 21

### Proposal for a regulation Recital 22

#### *Text proposed by the Commission*

(22) The Commission, when preparing and drawing-up delegated acts, **should** ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and Council.

#### *Amendment*

(22) The Commission, when preparing and drawing-up delegated acts, **must** ensure a simultaneous, timely and appropriate transmission of relevant documents to the European Parliament and Council.

## Amendment 22

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

#### *Text proposed by the Commission*

(1) contribute to economic growth and support the development of the Single Market resulting in the improvement of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

#### *Amendment*

(1) contribute to economic, **cultural and social** growth **and social participation, as well as to the dissemination of information and cultural works** and support the development of the Single Market **and promote the digital integration of entire economically and culturally deprived areas**, resulting in the improvement of the competitiveness of the European economy, including small and medium sized enterprises (SMEs).

## Amendment 23

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

*Text proposed by the Commission*

*Amendment*

***(1a) aid Member States in achieving the Digital Agenda aim of every EU citizen having access to superfast broadband by 2020 and the intermediate objective of every EU citizen having access to a basic internet connection by 2013.***

## Amendment 24

### Proposal for a regulation Article 2 – point 2

*Text proposed by the Commission*

*Amendment*

(2) contribute to improvements in daily life for citizens, businesses and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks.

(2) contribute to improvements in daily life for citizens, businesses, ***organisations, public and private institutions*** and governments through the promotion of the interconnection and interoperability of national telecommunication networks as well as access to such networks ***at affordable prices.***

## Amendment 25

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

*Text proposed by the Commission*

*Amendment*

(3) stimulate Europe-wide deployment of fast and ultra-fast broadband networks which, in turn, shall facilitate the development and deployment of trans-European digital services.

(3) stimulate Europe-wide deployment of fast and ultra-fast broadband networks ***in accordance with the principle of technological neutrality with the emphasis on rural areas***, which, in turn, shall facilitate the development and deployment of trans-European digital services.

## **Amendment 26**

### **Proposal for a regulation Article 2 – point 4**

*Text proposed by the Commission*

(4) facilitate sustainable deployment of trans-European digital service infrastructures, their interoperability and coordination at European level, their operation, maintenance and upgrading.

*Amendment*

(4) facilitate sustainable deployment of trans-European digital service infrastructures, their interoperability and coordination at European level, their operation, maintenance and upgrading, ***based on a culture-oriented approach and environmental sustainability.***

## **Amendment 27**

### **Proposal for a regulation Article 2 – point 5 a (new)**

*Text proposed by the Commission*

*Amendment*

***(5a) subscribe to the principles of net neutrality.***

## **Amendment 28**

### **Proposal for a regulation Article 2 – point 5 b (new)**

*Text proposed by the Commission*

*Amendment*

***(5b) contribute to wider access to culture and national heritage on the Internet.***

## **Amendment 29**

### **Proposal for a regulation Article 2 – point 5 c (new)**

*Text proposed by the Commission*

*Amendment*

***(5c) represent, thanks to broadband***

*internet access, important educational tools, particularly in less developed regions.*

## **Amendment 30**

### **Proposal for a regulation Article 4 – point a**

*Text proposed by the Commission*

(a) the deployment of ultra fast broadband networks ensuring the speed of data transmission of 100 Mbps and above;

*Amendment*

(a) the deployment of **comprehensive** ultra fast broadband networks ensuring the speed of data transmission of 100 Mbps and above;

## **Amendment 31**

### **Proposal for a regulation Article 4 – point b**

*Text proposed by the Commission*

(b) the deployment of broadband networks to link island, landlocked and peripheral regions with the central regions of the Union ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

*Amendment*

(b) the deployment of broadband networks, **particularly ‘access networks’, and the improvement of collection networks** to link island, **rural, mountain, transfrontier**, landlocked and peripheral regions with the central regions of the Union **should be supported with suitable funding**, ensuring in those regions that speeds of data transmission are sufficient to permit broadband connectivity of 30 Mbps and above;

## **Amendment 32**

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

*Text proposed by the Commission*

*Amendment*

**(ba) improving the comprehensive availability of broadband networks and service infrastructures within the Union**

*in structurally weak regions, irrespective of economic attractiveness, in order to facilitate participation by citizens in society and particularly in culture;*

#### Amendment 33

##### Proposal for a regulation Article 4 – point d a (new)

*Text proposed by the Commission*

*Amendment*

*(da) the support to public-private partnerships between regional and local authorities and small and medium-sized ICT undertakings in the field of public ICT services.*

#### Amendment 34

##### Proposal for a regulation Article 5 – paragraph 3

*Text proposed by the Commission*

*Amendment*

3. Member States and/or other entities in charge of the implementation of projects of common interest or contributing to their implementation shall take the necessary legal, administrative, technical and financial measures in compliance with the corresponding specifications of this Regulation.

3. Member States, ***regional and local authorities*** and/or other entities in charge of the implementation of projects of common interest or contributing to their implementation shall take the necessary legal, administrative, technical and financial measures in compliance with the corresponding specifications of this Regulation.

#### Amendment 35

##### Proposal for a regulation Article 5 – paragraph 5

*Text proposed by the Commission*

*Amendment*

5. Actions contributing to projects of common interest shall be eligible for EU financial support under the conditions and

5. Actions contributing to projects of common interest ***and necessary to ensure the provision of broadband services*** shall

instruments available under the Regulation establishing the Connecting Europe Facility [REF]. Financial support shall be provided in accordance with the relevant rules and procedures adopted by the Union, funding priorities and the availability of resources.

be eligible for EU financial support under the conditions and instruments available under the Regulation establishing the Connecting Europe Facility [REF]. Financial support shall be provided in accordance with the relevant rules and procedures adopted by the Union, funding priorities and the availability of resources. ***This support shall come on top of assistance provided under other Community programmes and initiatives, including the Structural Funds. The Commission shall make sure that measures to support projects of common interest do not act as a disincentive to the implementation of public- and/or private-sector initiatives which are already under way or are being prepared and may not receive funding under other Community and national instruments.***

## Amendment 36

### Proposal for a regulation Article 6 – paragraph 1

#### *Text proposed by the Commission*

1. The Union may establish contacts, discuss, exchange information and cooperate with public authorities or any other organisations in third countries to achieve any objective pursued by these guidelines where such cooperation gives rise to a European added value. Among other objectives, this cooperation shall seek to promote the interoperability between the trans-European telecommunication networks and telecommunication networks of third countries.

#### *Amendment*

1. The Union may establish contacts, discuss, exchange information and cooperate with public authorities or any other organisations in third countries, ***where this is in the public interest***, to achieve any objective pursued by these guidelines where such cooperation gives rise to a European added value. Among other objectives, this cooperation shall seek to promote the interoperability between the trans-European telecommunication networks and telecommunication networks of third countries. ***This cooperation shall be coordinated with the strategies drawn up in the context of the Union's external policies, in particular those covered by the European Neighbourhood Instrument, and any macro-regional strategies which are already being implemented or are***

*being prepared.*

## Amendment 37

### Proposal for a regulation

#### Article 6 – paragraph 2

*Text proposed by the Commission*

2. The Union may further establish contacts, discuss, exchange information and cooperate with international organisations and legal entities established in third countries to achieve any objective pursued by these guidelines.

*Amendment*

2. The Union may further establish contacts, discuss, exchange information and cooperate with international organisations and legal entities established in third countries to achieve any objective pursued by these guidelines ***which is in the public interest.***

## Amendment 38

### Proposal for a regulation

#### Article 7 – paragraph 4

*Text proposed by the Commission*

4. In these reports the Commission shall also evaluate whether the scope of the projects of common interest continues to reflect political priorities, technological developments or the situation in the relevant markets. For major projects, these reports shall include an analysis of the environmental impact, taking into account climate change adaptation and mitigation needs, and disaster resilience. Such a review may also be carried out at any other time when it is deemed appropriate.

*Amendment*

4. In these reports the Commission shall also evaluate whether the scope of the projects of common interest continues to reflect political priorities, ***regional and social needs***, technological developments or the situation in the relevant markets. For major projects, these reports shall include an analysis of the environmental impact, taking into account climate change adaptation and mitigation needs, and disaster resilience. Such a review may also be carried out at any other time when it is deemed appropriate.

## Amendment 39

### Proposal for a regulation

#### Annex – paragraph 2



*Text proposed by the Commission*

The deployment and enhancement of trans-European telecommunication networks (broadband networks and digital service infrastructures) shall contribute to fostering economic growth, creating jobs and achieving a vibrant digital single market. In particular, their deployment will grant faster access to the internet, bring about information technology-enabled improvements in daily life for citizens, including children and young persons, businesses and governments, increase interoperability and facilitate the alignment or convergence to commonly agreed standards.

*Amendment*

The deployment and enhancement of trans-European telecommunication networks (broadband networks and digital service infrastructures) shall contribute to fostering economic growth, creating jobs, ***promoting Europe's cultural heritage*** and achieving a vibrant digital single market. In particular, their deployment will grant faster access to the internet, bring about information technology-enabled improvements in daily life for citizens, including children and young persons, businesses and governments, increase interoperability and facilitate the alignment or convergence to commonly agreed standards.

**Amendment 40**

**Proposal for a regulation**

**Annex – section 1 – introductory part**

*Text proposed by the Commission*

The deployment of trans-European telecommunication networks that will help to remove the bottlenecks existing in the digital single market ***shall*** be accompanied by studies and programme support actions. They are:

*Amendment*

***Only in cases where they cannot be appropriately funded at Member State level shall*** the deployment of trans-European telecommunication networks that will help to remove the bottlenecks existing in the digital single market be accompanied by studies and programme support actions. They are:

*Justification*

*Mapping and feasibility studies are not a priority for subsidy at EU level.*

**Amendment 41**

**Proposal for a regulation**

**Annex – section 2 – paragraph 9 – subparagraph 1 – introductory part**

*Text proposed by the Commission*

Actions contributing to the project of common interest in the area of broadband networks, irrespective of the technology used, shall:

*Amendment*

Actions contributing to the project of common interest in the area of broadband networks, irrespective of the technology used, shall, ***where it is demonstrable that the market is unable to deliver this infrastructure commercially:***

**Amendment 42**

**Proposal for a regulation**

**Annex – section 2 – paragraph 10**

*Text proposed by the Commission*

The deployment of broadband networks to connect island, landlocked and peripheral regions with central regions of the Union, including where necessary submarine cables, will be supported where it is essential to ensure access by isolated communities to broadband at 30 Mbps and above. This support should complement other funds, whether EU or national, available for this purpose.

*Amendment*

The deployment of broadband networks to connect island, ***mountain***, landlocked and peripheral regions with central regions of the Union, including where necessary submarine cables, will be supported where it is essential to ensure access by isolated communities to broadband at 30 Mbps and above. This support should complement other funds, whether EU or national, available for this purpose.

**Amendment 43**

**Proposal for a regulation**

**Annex – section 2 – paragraph 14**

*Text proposed by the Commission*

In addition, high speed connections to public internet access points, notably in public facilities, such as schools, hospitals, local government offices ***and*** libraries, shall also be supported.

*Amendment*

In addition, high speed connections to public internet access points, notably in public facilities, such as schools, ***universities, research centres***, hospitals, local government offices, libraries ***and museums***, shall also be supported.

**Amendment 44**

**Proposal for a regulation**

**Annex – section 3 – heading in bold 4 – underlined heading 2 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

Communication channels and platforms ***will be developed and deployed*** in order to enhance the EU-wide capability for preparedness, information sharing, coordination and response.

***Facilitation of the development of*** communication channels and platforms in order to enhance the EU-wide capability for preparedness, information sharing, coordination and response, ***whilst taking into account existing national capabilities and initiatives.***

*Justification*

*The Commission should lay a facilitating role in and should take into account existing capabilities and initiatives in Member States.*

**Amendment 45**

**Proposal for a regulation**

**Annex – section 3 – heading in bold 4 – underlined heading 2 – subheading 1 – paragraph 1**

*Text proposed by the Commission*

*Amendment*

The core service platform will consist of a network of National/Governmental Computer Emergency Response Teams (CERTs) based on a minimum set of baseline capabilities. The network ***will provide the backbone of*** a European Information Sharing and Alert System (EISAS) for EU citizens and SMEs.

The core service platform will consist of a network of National/Governmental Computer Emergency Response Teams (CERTs) based on a minimum set of baseline capabilities. The network ***may contribute information to*** a European Information Sharing and Alert System (EISAS) for EU citizens and SMEs.

*Justification*

*It is not appropriate for CERTs to form the backbone of EISAS. Other organisations which have SMEs and citizens as their key customers should play a greater role.*

## PROCEDURE

<b>Title</b>	Trans-European telecommunications networks, and repeal of Decision No 1336/97/EC	
<b>References</b>	COM(2011)0657 – C7-0373/2011 – 2011/0299(COD)	
<b>Committee responsible</b> Date announced in plenary	ITRE 15.11.2011	
<b>Opinion by</b> Date announced in plenary	CULT 15.11.2011	
<b>Rapporteur</b> Date appointed	Lorenzo Fontana 25.1.2012	
<b>Discussed in committee</b>	29.5.2012	19.6.2012
<b>Date adopted</b>	19.9.2012	
<b>Result of final vote</b>	+: 27 -: 0 0: 2	
<b>Members present for the final vote</b>	Zoltán Bagó, Malika Benarab-Attou, Lothar Bisky, Piotr Borys, Jean-Marie Cavada, Silvia Costa, Lorenzo Fontana, Cătălin Sorin Ivan, Petra Kammerevert, Morten Løkkegaard, Emilio Menéndez del Valle, Marek Henryk Migalski, Katarína Neveďalová, Doris Pack, Chrysoula Paliadeli, Gianni Pittella, Marie-Thérèse Sanchez-Schmid, Marietje Schaake, Marco Scurria, Emil Stoyanov, Hannu Takkula, László Tökés, Marie-Christine Vergiat	
<b>Substitute(s) present for the final vote</b>	François Alfonsi, Heinz K. Becker, Nadja Hirsch, Iosif Matula, Mitro Repo, Kay Swinburne	



## PROCEDURE

<b>Title</b>	Trans-European telecommunications networks, and repeal of Decision No 1336/97/EC			
<b>References</b>	COM(2013)0329 – C7-0149/2013 – COM(2011)0657 – C7-0373/2011 – 2011/0299(COD)			
<b>Date submitted to Parliament</b>	28.5.2013			
<b>Committee responsible</b> Date announced in plenary	ITRE 15.11.2011			
<b>Committee(s) asked for opinion(s)</b> Date announced in plenary	ECON 15.11.2011	ENVI 15.11.2011	IMCO 15.11.2011	REGI 15.11.2011
	CULT 15.11.2011	LIBE 15.11.2011		
<b>Not delivering opinions</b> Date of decision	ECON 17.1.2012	LIBE 23.11.2011		
<b>Rapporteur(s)</b> Date appointed	Evžen Tošenovský 19.1.2012			
<b>Discussed in committee</b>	28.2.2012	19.6.2012	9.10.2012	19.6.2013
<b>Date adopted</b>	9.7.2013			
<b>Result of final vote</b>	+: –: 0:	44 0 6		
<b>Members present for the final vote</b>	Amelia Andersdotter, Josefa Andrés Barea, Jean-Pierre Audy, Zigmantas Balčytis, Ivo Belet, Bendt Bendtsen, Fabrizio Bertot, Jan Březina, Reinhard Bütikofer, Giles Chichester, Pilar del Castillo Vera, Dimitrios Droutsas, Christian Ehler, Vicky Ford, Gaston Franco, Adam Gierek, Norbert Glante, András Gyürk, Fiona Hall, Jacky Hénin, Kent Johansson, Romana Jordan, Krišjānis Kariņš, Lena Kolarska-Bobińska, Philippe Lamberts, Bogdan Kazimierz Marcinkiewicz, Judith A. Merkies, Angelika Niebler, Aldo Patriciello, Vittorio Prodi, Miloslav Ransdorf, Herbert Reul, Teresa Riera Madurell, Michèle Rivasi, Paul Rübig, Salvador Sedó i Alabart, Konrad Szymański, Britta Thomsen, Evžen Tošenovský, Catherine Trautmann, Ioannis A. Tsoukalas, Claude Turmes, Vladimir Urutchev, Kathleen Van Brempt, Alejo Vidal-Quadras			
<b>Substitute(s) present for the final vote</b>	Ioan Enciu, Gunnar Hökmark, Ivailo Kalfin, Seán Kelly, Bernd Lange			
<b>Date tabled</b>	18.7.2013			