Third-party certification schemes can complement and ensure the identification of origin of products, risk assessment and mitigation components of due diligence systems, provided that these schemes are adequate in terms of scope and strength of sustainability criteria for the protection of natural forests and natural ecosystems against their conversion and degradation, as set out in the proposal and in terms of their ability to monitor the supply chain, and provided that they meet adequate levels of transparency, impartiality and reliability. By means of delegated act, the Commission should establish minimum criteria and guidance for operators to assess the credibility and solidity of third-party certification schemes. Those minimum criteria should in particular ensure independence from the industry, inclusion of social and environmental interests in standard-setting, independent third-party auditing, public disclosure of auditing reports, transparency at all stages, and openness. Certification schemes should only award certification to products with 100% certified content. Only certification schemes meeting those criteria can be used by operators for their due diligence systems. Third-party certification should not impair the principle of the operator’s liability.

Or. en
15.10.2020

Amendment 57
Hildegard Bentele
on behalf of the PPE Group

Report
Delara Burkhardt
Deforestation
2020/2006(INL)

Motion for a resolution
Annex I – paragraph 30 – introductory part

Motion for a resolution

Member States should ensure, in accordance with their national law and practice, the enforcement of the duties referred to in Section 4 by:

Amendment

Member States should ensure, in accordance with their national law and practice, the enforcement of the respective parts of the proposal;

Or. en
Motion for a resolution
Annex I – paragraph 30 – point a – point i

Motion for a resolution

i. *monetary* penalties proportionate to the damage to natural forests, natural ecosystems or human rights, as set out in the proposal, the cost of natural forest and natural ecosystem and human rights restoration and the economic prejudice resulting from the infringement to the affected communities;

Amendment

i. *effective, proportionate and dissuasive* penalties proportionate to the damage to natural forests, natural ecosystems or human rights, as set out in the proposal, the cost of natural forest and natural ecosystem and human rights restoration and the economic prejudice resulting from the infringement to the affected communities;

Or. en
Amendment 59
Hildegard Bentele
on behalf of the EPP Group

Report
Delara Burkhardt
Deforestation
2020/2006(INL)

Motion for a resolution
Annex I – paragraph 30 – point c

Motion for a resolution

(c) ensuring that members of the public have the right to challenge non-compliance before the judicial or administrative authorities, which should include any individuals or groups whose rights and obligations or interests are affected, directly or indirectly, by the undertaking’s total or partial failure to perform its duties, including employees, customers, consumers and end-users, trade unions, transnational trade union federations, local communities, national or local governments or institutions, journalists, NGOs and local civil society organisations.

Amendment

(c) considering the right to challenge non-compliance before the judicial or administrative authorities by members of the public while assessing if such right is compatible with the principle of proportionality and feasible.

;
Amendment 60
Hildegard Bentele
on behalf of the PPE Group

Report
Delara Burkhardt
Deforestation
2020/2006(INL)

Motion for a resolution
Annex I – paragraph 30 – subparagraph 1 – introductory part

Motion for a resolution

The Commission should adopt delegated acts to lay down legally binding standards and guidelines applicable to national competent authorities to ensure effective and uniform implementation and enforcement of the proposal across the Union, in particular with regard to:

Amendment

The Commission should adopt delegated acts to lay down legally binding standards and guidelines applicable to national competent authorities to ensure effective and uniform implementation and enforcement of the proposal across the Union, considering the following elements:

Or. en