



EUROPSKI PARLAMENT

2009 - 2014

*Odbor za razvoj*

**2013/0010(COD)**

5.11.2013

# MIŠLJENJE

Odbora za razvoj

upućeno Odboru za međunarodnu trgovinu

o prijedlogu Uredbe Europskog parlamenta i Vijeća o izmjeni Uredbe Vijeća (EZ) br. 2173/2005 o uspostavljanju FLEGT sustava za izdavanje dozvola za uvoz drvene sirovine u Europsku zajednicu  
(COM(2013)0015 – C7-0021/2013 – 2013/0010(COD))

Izvjestiteljica za mišljenje: Michèle Striffler

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## SHORT JUSTIFICATION

The Commission proposal COM(2013)15 aims to align the comitology provisions in the Council Regulation (EC) No 2173/2005 to the new rules on delegated and implementing acts, which are stipulated by the Articles 290 and 291 of the Treaty on the Functioning of the European Union (TFEU).

Council Regulation (EC) No 2173/2005 establishes a licensing scheme FLEGT (Forest Law Enforcement, Governance and Trade) in order to tackle illegal logging and associated trade. Under FLEGT the partner countries take the obligation to ensure through checks and controls that the timber products have been produced from domestic timber that was legally harvested or from timber that was legally imported into partner country. The European Union Timber Regulation (EU) No 995/2010 (EUTR) came into effect on 3 March 2013, making it an offence to place illegally sourced timber on the EU market. If effectively implemented, the EUTR will be an incentive for countries to negotiate Voluntary Partnership Agreements (VPA) with EU. If ineffective, interests in VPA may well diminish. There is a great concern that VPA implementation in many countries is effectively stopped. The EU needs to take new developments such as growing demand for highly profitable commodities into account and ensure that VPA remains an effective tool to promote forest governance.

So far six VPAs have been finalised (Cameroon, Central African Republic, Ghana, Indonesia, Liberia and the Republic of Congo); four of them have been ratified (CAR, Cameroon, Ghana and the Republic of Congo). Official negotiations are ongoing with Democratic Republic of Congo, Gabon, Honduras, Ivory Coast, Malaysia, Vietnam and Guyana and are expected to start soon in Laos. Other countries expressing an interest include Bolivia, Burma, Cambodia, Colombia, Ecuador, Guatemala, Madagascar, Paraguay, Sierra Leone and Thailand.

The Commission proposal does not intend to modify the substance of the FLEGT scheme, but to align the comitology provisions with TFEU. It confers on the Commission the power to adopt both implementing and delegated acts.

According to the proposal the Commission can adopt implementing acts in accordance to examination procedure to assess the existing schemes that guarantee the legality and reliable tracking of timber products exported from partner countries. Currently, these schemes are assessed and approved by a comitology committee under regulatory procedure.

According to the proposal the Commission can adopt delegated acts to amend the list of partner countries and their designated licensing authorities as set out in Annex I and the lists of timber products as set out in Annex II and in Annex III.

The new article 11a proposed by the Commission on the exercise of delegation necessitates two amendments.

The first amendment aims at ensuring that the duration of the delegation of powers to the Commission is not indeterminate, but is limited to the period of five years, tacitly extendable by a period of identical duration.

The second amendment aims at extending the period available to the European Parliament to

object to a draft delegated act by two months, so that the time allowed for European Parliament's scrutiny would be six months (2+4) instead of four months (2+2). This is justified by the fact that the three fields in which the delegation would be conferred entail elements of political discretion.

## AMANDMANI

Odbor za razvoj poziva Odbor za međunarodnu trgovinu da kao nadležni odbor u svoje izvješće uključi sljedeće amandmane:

### Amandman 1

#### Prijedlog Uredbe

#### Članak 1. – točka 5.

Uredba (EZ) br. 2173/2005

Članak 11.a – stavak 2.

#### *Tekst koji je predložila Komisija*

2. Delegirane ovlasti iz članka 4. stavka 3. i članka 5. stavka 9. te članka 10. stavaka 1., 2. i 3. **odjeljuju** se na **neodređeno vrijeme od datuma stupanja na snagu ove Uredbe**.

#### *Izmjena*

2. Delegirane ovlasti iz članka 4. stavka 3. i članka 5. stavka 9. te članka 10. stavaka 1., 2. i 3. **odjeljuje** se na **razdoblje od pet godina od ...+ . Komisija sastavlja izvješće o delegiranju ovlasti najkasnije devet mjeseci prije kraja petogodišnjeg razdoblja. Delegiranje ovlasti automatski se produljuje za razdoblje jednakog trajanja ako se Europski parlament ili Vijeće ne usprotive tom produljenju najkasnije tri mjeseca prije isteka svakog razdoblja.**

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**+ S.L.: Molimo umetnuti datum stupanja na snagu ove Uredbe.**

## Amandman 2

### Prijedlog Uredbe

#### Članak 1. – točka 5.

Uredba (EZ) br. 2173/2005

Članak 11.a – stavak 5.

#### *Tekst koji je predložila Komisija*

5. Delegirani akt donesen u skladu s člankom 4. stavkom 3. i člankom 5. stavkom 9. te člankom 10. stavcima 1., 2. i 3. stupa na snagu samo ako ni Europski parlament ni Vijeće ne ulože prigovor u roku od dva mjeseca od datuma slanja obavijesti o tom aktu Europskom parlamentu i Vijeću ili ako i Europski parlament i Vijeće prije isteka tog roka obavijeste Komisiju da neće ulagati prigovor. Na zahtjev Europskog parlamenta ili Vijeća taj se rok produžuje za **dva** mjeseca.

#### *Izmjena*

5. Delegirani akt donesen u skladu s člankom 4. stavkom 3. i člankom 5. stavkom 9. te člankom 10. stavcima 1., 2. i 3. stupa na snagu samo ako ni Europski parlament ni Vijeće ne ulože prigovor u roku od dva mjeseca od datuma slanja obavijesti o tom aktu Europskom parlamentu i Vijeću ili ako i Europski parlament i Vijeće prije isteka tog roka obavijeste Komisiju da neće ulagati prigovor. Na zahtjev Europskog parlamenta ili Vijeća taj se rok produžuje za **četiri** mjeseca.

## POSTUPAK

<b>Naslov</b>	Izmjena Uredbe Vijeća (EZ) br. 2173/2005 o uspostavljanju FLEGT sustava za izdavanje dozvola za uvoz drvene sirovine u Europsku zajednicu
<b>Referentni dokumenti</b>	COM(2013)0015 – C7-0021/2013 – 2013/0010(COD)
<b>Nadležni odbor</b> Datum objave na plenarnoj sjednici	INTA 5.2.2013
<b>Odbori koji su dali mišljenje</b> Datum objave na plenarnoj sjednici	DEVE 5.2.2013
<b>Izjavitelj(ica) za mišljenje</b> Datum imenovanja	Michèle Striffler 14.3.2013
<b>Razmatranje u odboru</b>	14.10.2013
<b>Datum usvajanja</b>	5.11.2013
<b>Rezultat konačnog glasovanja</b>	+: 24 -: 1 0: 0
<b>Zastupnici nazočni na konačnom glasovanju</b>	Thijs Berman, Corina Crețu, Véronique De Keyser, Nirj Deva, Leonidas Donskis, Charles Goerens, Mikael Gustafsson, Eva Joly, Miguel Angel Martínez Martínez, Gay Mitchell, Bill Newton Dunn, Andreas Pitsillides, Jean Roatta, Birgit Schnieber-Jastram, Alf Svensson, Ivo Vajgl, Daniël van der Stoep, Anna Záborská, Iva Zanicchi
<b>Zamjenici nazočni na konačnom glasovanju</b>	Eduard Kukan, Isabella Lövin, Cristian Dan Preda, Judith Sargentini
<b>Zamjenici nazočni na konačnom glasovanju prema čl. 187. st. 2.</b>	María Muñiz De Urquiza, Bogusław Sonik