AMENDMENT
1 - 274

Draft report
Andreas Schwab
(PE700.652v01)

Competition policy - annual report 2021
(2021/2185(INI))
Amendment 1
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Citation 1 a (new)

Motion for a resolution
Amendment

- having regard Regulation (EU) 2021/1119 of the European Parliament and of the Council\(^1\) which sets the target of economy-wide climate neutrality by 2050 and establishes a binding Union reduction commitment of GHG emissions of at least 55 per cent below 1990 levels by 2030,

Or. en

Amendment 2
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Citation 1 b (new)

Motion for a resolution
Amendment

- having regard the Commission communication on the Guidelines on State aid for climate, environmental protection and energy 2022 published on 21st December 2021\(^2\),

Or. en

Amendment 3
Claude Gruffat
on behalf of the Greens/EFA Group


Motion for a resolution
Citation 1 c (new)

- having regard the Commission Guidelines on State aid to promote risk finance investments published on 6th December 2021,

Amendment

Amendment 4
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Citation 2

- having regard to the relevant Commission rules, guidelines, resolutions, public consultations, communications and papers on the subject of competition,

Amendment

Amendment 5
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Citation 2 a (new)

- having regard to the Commission Communication and roadmap of 11 December 2019 on the European Green

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Amendment 6
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 4 a (new)

Motion for a resolution Amendment

Amendment 7
Markus Ferber

Motion for a resolution
Citation 6 a (new)

Motion for a resolution Amendment
- having regard to the first annual report on the screening of foreign direct investments into the Union of 23 November 20211a,

1a COM(2021) 714 final

4 Communication from the Commission to the European Parliament, the European Council, the Council, the European Economic and Social Committee and the Committee of the Regions The European Green Deal, COM/ 2019/640 final.
Amendment 8
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 7 a (new)

Motion for a resolution Amendment
- having regard to Directive (EU) 2019/1 of the European Parliament and of the Council of 11 December 2018 to empower the competition authorities of the Member States to be more effective enforcers and to ensure the proper functioning of the internal market,

Amendment 9
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 8 a (new)

Motion for a resolution Amendment
- having regard to the “Support study accompanying the Commission Notice on the evaluation of the definition of relevant market for the purposes of Community competition law” commissioned by DG Competition and published in June 2021,\(^1\)

\(^1\) European Commission, Directorate-General for Competition, Support study accompanying the evaluation of the Commission notice on the definition of relevant market for the purposes of Community competition law: final report, Publications Office, 2021,

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\(^5\) Directive (EU) 2019/1 of the European Parliament and of the Council of 11 December 2018 to empower the competition authorities of the Member States to be more effective enforcers and to ensure the proper functioning of the internal market, OJ L 11, 14.1.2019, p.3.
Amendment 10
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 8 b (new)

Motion for a resolution

- having regard to the Special Advisors Report on “Competition Policy for the Digital Era” commissioned by DG Competition, 1b


Amendment 11
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 8 c (new)

Motion for a resolution

- having regard to the "Personalised Pricing in the Digital Era – Note by the European Union" to the OECD's Directorate for Financial and Enterprise Affairs Competition Committee
Amendment 12
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 8 d (new)

Having regard to the Final Report for DG Justice on “Consumer vulnerability across key markets in the European Union”[1c],


Amendment 13
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Citation 8 e (new)

Motion for a resolution

Amendment

- having regard to the “Online platforms and digital advertising” Market Study\(^e\) of the Competition and Markets Authority (CMA) of the United Kingdom,

\(^e\) Competition and Markets Authority (CMA), "Online platforms and digital advertising market study", Market Study Final Report, 1 July 2020, https://assets.publishing.service.gov.uk/media/5fa557668fa8f5788db46efc/Final_report_Digital_ALT_TEXT.pdf

Or. en

Amendment 14

Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Paul Tang

Motion for a resolution

Citation 8 f (new)

Motion for a resolution

Amendment

- having regard to the Digital Advertising Services Inquiry Report\(^f\) of the Australian Competition and Consumer Commission (ACCC),


Or. en
Amendment 15
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 9 a (new)

Motion for a resolution  
Amendment

- having regard to the Communication (C(2021) 8838 final) from the Commission on Guidelines on the application of EU competition law to collective agreements regarding the working conditions of solo self-employed persons of December 9th 2021⁷,

Or. en

Amendment 16
José Manuel García-Margallo y Marfil

Motion for a resolution
Citation 12 a (new)

Motion for a resolution  
Amendment

- having regard to the Commission communication of 10 March 2020 entitled ‘A New Industrial Strategy for Europe⁸, and its communication of 5 May 2021 updating that strategy⁹;

Or. es

⁷ Communication from the Commission, Approval of the content of a draft for a Communication from the Commission, Guidelines on the application of EU competition law to collective agreements regarding the working conditions of solo self-employed persons, C(2021) 8838 final.
⁸ Communication from the Commission to the European Parliament, the European Council, the Council, the European Economic and Social Committee and the Committee of the Regions, A New Industrial Strategy for Europe, COM(2020) 102 final.
Amendment 17
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 13 a (new)

- having regard to Communication C(2021) 9817 final of December 21st 2021 from the Commission on the Guidelines on State aid for climate, environmental protection and energy 2022 (CEEAG)\textsuperscript{10},

Amendment 18
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Citation 13 a (new)

- having regard to the Commission’s follow up to the European Parliament non-legislative resolution on the Annual Report on Competition policy 2019,

Amendment 19
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 13 b (new)

\textsuperscript{10} Annexes to the Communication to the Commission, Approval of the content of a draft for a Communication from the Commission on the Guidelines on State aid for climate, environmental protection and energy 2022, C(2021) 9817 final.
Motion for a resolution

Amendment

- having regard to the joint motion for a resolution by the European Parliament on the climate, energy and environmental State aid guidelines (CEEAG) (2021/2923(RSP)) of October 20th 2021, 2a

2a Texts Adopted, P9_TA(2021)0441.

Amendment 20
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Citation 13 c (new)

Motion for a resolution

Amendment

- having regard to the European Court of Auditors’ (ECA) Special Report 24/2020 entitled "The Commission’s EU merger control and antitrust proceedings: a need to scaleup market oversight",

Or. en

Amendment 21
Clara Ponsatí Obiols

Motion for a resolution
Citation 16 a (new)

Motion for a resolution

Amendment

- having regard to the study of January 2021 by the Council of Europe’s European Audiovisual Observatory (EAO) entitled ‘Trends in the VOD market in EU28’,
Amendment 22
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Recital A

Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions and provide greater choice for consumers;

Amendment

A. whereas EU competition policy has an important role – especially at times of uncertainty and digital transformation – in ensuring effective competition to encourage innovation, set fair economic conditions, as well as driving innovation that develops new technologies which can help us to do more, with less harm to the environment and giving the industry a powerful incentive to use our planet’s scarce resources efficiently and provide greater choice for consumers;

Or. en

Amendment 23
José Manuel García-Margallo y Marfil

Motion for a resolution
Recital A

Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions and provide greater choice for consumers;

Amendment

A. whereas EU competition policy has a fundamental role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, jobs, growth, competitiveness, entrepreneurship; whereas it sets fair economic conditions and provides consumers with greater opportunities for fair choice;

Or. es
Amendment 24
Johan Van Overtveldt

Motion for a resolution
Recital A

Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions and provide greater choice for consumers;

Amendment

A. whereas EU competition policy has a crucial role – especially at times of uncertainty and transformation – in ensuring free, fair and effective competition to encourage innovation, set fair economic conditions, favour an efficient allocation of resources, and provide greater choice for consumers;

Or. en

Amendment 25
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Recital A

Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions and provide greater choice for consumers;

Amendment

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions, provide greater choice for consumers and foster the resilience of the single market;

Or. en

Amendment 26
Alfred Sant

Motion for a resolution
Recital A

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Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions and provide greater choice for consumers;

Amendment

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions to the benefit of all EU citizens, especially those in a weak consumer position;

Or. en

Amendment 27
Markus Ferber

Motion for a resolution Recital A

Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions and provide greater choice for consumers;

Amendment

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to encourage innovation, set fair economic conditions, encourage innovation and provide greater choice and lower prices for consumers;

Or. en

Amendment 28
Isabel Benjumea Benjumea

Motion for a resolution Recital A

Motion for a resolution

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to

Amendment

A. whereas EU competition policy has an important role – especially at times of uncertainty and transformation – in ensuring effective competition to
encourage innovation, set fair economic conditions and provide **greater** choice for consumers;

encourage innovation and **business start-ups**, set fair economic conditions and provide **better** choice for consumers;

Amendment 29
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital A a (new)

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**Motion for a resolution**

**Amendment**

*Aa.* whereas one of the purposes of Union rules that seek to ensure that competition is not distorted in the internal market, is to increase the well-being of consumers, and that competition law and competition policy therefore have an undeniable impact on the specific economic interests of final customers who purchase goods or services as acknowledged by the General Court of the European Union Judgment of June, 7 2006 in *Joined Cases T-213/01 and T-214/01*;

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Amendment 30
Johan Van Overtveldt

Motion for a resolution
Recital A a (new)
Motion for a resolution

Amendment

Aa. whereas the Commission responded to the outbreak of the COVID-19 crisis promptly by adopting special competition rules which should remain temporary;

Or. en

Amendment 31
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital A b (new)

Motion for a resolution
Amendment

Ab. whereas one of the aims of the Union's competition rules is to protect competition in the market as a means of enhancing consumer welfare2c and of ensuring an efficient allocation of resources in accordance with the European Commission’s Guidelines on the application of Article 81(3) of the Treaty;

2c OJ C, 27.4.2004, p. 97, para. 33.

Or. en

Amendment 32
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Recital A b (new)

Motion for a resolution
Amendment

Ab. whereas rising commodity prices have led to the build-up of inflationary
pressures; whereas the extent of product market competition is an important driver of inflation;

Or. en

Amendment 33
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital A c (new)

Motion for a resolution  Amendment

Ac. whereas EU competition policy must safeguard a fair labour market, including the digital labour market, with concrete actions to address existing and emerging challenges, such as skills gaps, inequalities in the workforce, and disparities between the functions of traditional and digital labour markets;

Or. en

Amendment 34
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital A d (new)

Motion for a resolution  Amendment

Ad. whereas EU competition policy must be adapted to address new vulnerabilities, as well as socio-economic and territorial inequalities and disparities identified across Member States, in order to preserve cohesion in the Single Market;

Or. en
Amendment 35
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital A e (new)

Motion for a resolution
Amendment

Ae. whereas EU competition policy must stimulate businesses to invest and deploy more advanced digital infrastructure and tools (e.g. cloud, microprocessors, artificial intelligence) and less polluting and more efficient manufacturing technologies;

Or. en

Amendment 36
Markus Ferber

Motion for a resolution
Recital B

Motion for a resolution
Amendment

B. whereas the Commission needs an appropriate and effective set of instruments to enforce competition rules and properly ensure their implementation;

B. whereas the Commission needs an appropriate and effective set of instruments to enforce competition rules and properly ensure their implementation; whereas the European Commission needs to act in an impartial and objective way in order to preserve the credibility of the EU’s competition policy;

Or. en

Amendment 37
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital B
B. whereas the Commission needs an appropriate and effective set of instruments to enforce competition rules and properly ensure their implementation;

B. whereas the Commission needs an appropriate and effective set of instruments, methods, and tools to adapt competition law enforcement and competition rules to the digital market and properly ensure their uniform implementation and full alignment with the Union’s environmental and social goals;

Amendment 38
Johan Van Overtveldt

Motion for a resolution
Recital B

B. whereas the Commission needs an appropriate and effective set of instruments to enforce competition rules and properly ensure their implementation;

B. whereas the Commission needs an appropriate and effective set of instruments to strictly and impartially enforce competition rules, properly ensure their implementation, and thus contribute to key policy priorities;

Amendment 39
Alfred Sant

Motion for a resolution
Recital B

B. whereas the Commission needs an appropriate and effective set of instruments to enforce competition rules and properly ensure their implementation;

B. whereas the European Union needs an appropriate and effective set of instruments to enforce competition rules and properly ensure their implementation in a socially balanced manner;
Amendment 40
Isabel Benjumea Benjumea

Motion for a resolution
Recital B a (new)

Amendment

Ba. whereas an adequate regulatory framework for competition is essential to make the entire European market a more attractive area for international companies and investors wishing to operate in our region, as well as to foster a stronger European manufacturing base and create jobs in the EU;

Amendment 41
Markus Ferber

Motion for a resolution
Recital B a (new)

Amendment

Ba. whereas political independence of national competition authorities is of utmost importance to ensure the impartiality and credibility of competition policy;

Amendment 42
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Recital B a (new)
Motion for a resolution

Amendment

Ba. whereas a balanced reconciliation of the Union’s competition rules with its industrial and international trade policies is essential for re-shoring value chain activities and bolstering global competitiveness;

Or. en

Amendment 43
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital B a (new)

Motion for a resolution

Amendment

Ba. whereas digital markets are becoming more concentrated and demonstrate lower levels of investment in innovation and overall disruption as a consequence of deteriorating market dynamics and increased market power;

Or. en

Amendment 44
Alfred Sant

Motion for a resolution
Recital B a (new)

Motion for a resolution

Amendment

Ba. whereas direct state intervention in the form of support to businesses and workers across the EU has been crucial to avoid the worst scenarios of an economic crisis during the last two years of pandemic;
Amendment 45
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Recital B b (new)

Motion for a resolution
Amendment

Bb. whereas ensuring a level playing field for businesses in the single market is also crucial for the development of new technologies and the creation of new jobs;

Amendment 46
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital B b (new)

Motion for a resolution
Amendment

Bb. whereas EU competition rules and the enforcement thereof as regards digital markets have to be reassessed in order to appropriately address the borderless characteristic that defines digital markets;

Amendment 47
Alfred Sant

Motion for a resolution
Recital B b (new)

Motion for a resolution
Amendment

Bb. whereas energy commodity prices
have reached unprecedented high levels in Europe with gas prices during the autumn of 2021 becoming 400% more expensive than spring of the same year;

Amendment 48
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital B c (new)

Amendment
Bc. whereas EU competition policy should be fit for the sustainable transition and should be aligned with the climate, energy, circularity, zero-pollution, and biodiversity goals and ambitions of the Union;

Amendment 49
José Manuel García-Margallo y Marfil

Motion for a resolution
Recital C

Amendment
C. whereas international exchange and cooperation is essential to achieve a global and competitive level playing field and tackle the challenges of the twin digital and green transition in a coordinated manner;
Amendment 50
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution
Recital C

C. whereas international exchange and cooperation is essential to achieve a global and competitive level playing field and tackle the challenges of the twin digital and green transition in a coordinated manner;

Amendment
C. whereas international exchange and cooperation is essential to achieve a global and competitive level playing field and tackle the challenges of the twin digital and green transition \textit{and the resilience of the single market} in a coordinated manner;

Or. en

Amendment 51
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Recital C a (new)

Motion for a resolution
Ca. whereas international cooperation and new instruments such as the Foreign Subsidies Regulation are essential to ensure third countries are disincentivised from subsidising undertakings that are active in the Union, in line with the rules of the single market, which prohibit such practices for Member States and European businesses;

Amendment
Ca. whereas international cooperation and new instruments such as the Foreign Subsidies Regulation are essential to ensure third countries are disincentivised from subsidising undertakings that are active in the Union, in line with the rules of the single market, which prohibit such practices for Member States and European businesses;

Or. en

Amendment 52
Claude Gruffat
on behalf of the Greens/EFA Group
Motion for a resolution
Recital C a (new)

Motion for a resolution  

Amendment

Ca. whereas full coherence between the Union’s policy goals in the framework of the Green Deal, the Paris Agreement and the UN Sustainable Development Goals on the one hand and competition rules on the other is necessary; whereas the application of EU competition law should address all market distortions, including those created by negative social and environmental externalities;

Amendment 53
Clara Ponsati Obiols

Motion for a resolution
Recital C a (new)

Motion for a resolution  

Amendment

Ca. whereas in 2020 the four biggest American Subscription Video on Demand (SVOD) platforms (Netflix, Amazon, Apple TV and Disney) had a combined market share of 84% in the EU28;

Amendment 54
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Niels Fuglsang, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Recital C b (new)

Motion for a resolution  

Amendment

Cb. whereas competitive advantages may be established and unfair competitive
practices may be employed, as a result of typically legitimate and highly sophisticated tax avoidance schemes, involving several jurisdictions;

Amendment 55
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Niels Fuglsang, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Recital C c (new)

Motion for a resolution Amendment
Cc. whereas such tax schemes may be effective through EU based subsidiaries of non – EU legal entities, thus creating a competitive disadvantage of European entities within the single market;

Amendment 56
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Niels Fuglsang, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Recital C d (new)

Motion for a resolution Amendment
Cd. whereas significant tax differences between Member States regarding digital service providers and digital market participants may result in creating unfair competitive advantages;

Amendment 57
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba
Motion for a resolution

Recital C e (new)

Amendment

C. whereas the EU should observe and closely monitor third countries’ and non-EU entities’ policies and practices, which directly or indirectly distort competition within the EU, and proceed with appropriate measures to prevent such policies and practices for the benefit of EU citizens and businesses;

Amendment 58
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 1

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

Amendment

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the phasing out of specific support measures should be progressive and aligned with the withdrawal of contingent measures adopted to fight against the pandemic; stresses that the phasing-out of the pandemic specific measures should take into account its social impact including on employment; highlights that a broad reflection on an intelligent industrial policy that can help reallocate resources to certain key sectors (e.g. health) in a way that does not distort competition between firms can also help to lay the ground for a resilient and sustainable economy in the long term;
Amendment 59
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

Amendment

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and addressed, and that the guiding principle should be solidarity, fairness, and the reasonable and progressive phasing out of specific support measures, when the economic situation allows it; stresses the need to avoid cliff-edge effects and avert an asymmetric recovery and risk of an even greater economic divergence within the single market; highlights that the future of the pandemic cannot be safely predicted;

Or. en

Amendment 60
Lídia Pereira

Motion for a resolution
Paragraph 1

Motion for a resolution

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

Amendment

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the phasing out of specific support measures in a reasonable, progressive, proportionate manner and according to a timeframe enabling full compliance with competition law while safeguarding the competitiveness of our companies;
Amendment 61
Isabel Benjumea Benjumea

Motion for a resolution
Paragraph 1

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

Amendment

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures; stresses that one of the lessons learned from the pandemic is that stimulus policies and tax cuts to boost the economy must remain a major fixture in the post-COVID era;

Amendment 62
Markus Ferber

Motion for a resolution
Paragraph 1

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

Amendment

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures; points out that as the economic recovery progresses, support measures should gradually become more specific before eventually being phased out altogether;
Amendment 63
Alfred Sant

Motion for a resolution
Paragraph 1

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the main rationale behind specific support measures;

Amendment 64
Raffaele Fitto

Motion for a resolution
Paragraph 1

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and that the guiding principle should be the reasonable phasing out of specific support measures;

1. Emphasises that the significant challenges arising from the COVID-19 pandemic, which has severely affected the main European productive sectors, need to be adequately taken into account;

Amendment 65
José Gusmão

Motion for a resolution
Paragraph 1

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and

1. Emphasises that the challenges arising from the COVID-19 pandemic need to be adequately taken into account and
that the guiding principle should be the *reasonable phasing out of specific support measures*;

that the guiding principle should be the *European Union's industrial needs*;

Or. en

Amendment 66
Markus Ferber

Motion for a resolution
Paragraph 1 a (new)

*Motion for a resolution*  

1a. Notes that while the extraordinary support measures granted during the Covid-19 crisis were necessary in light of an unprecedented health and economic crisis, the extraordinary levels of public support must not become the new normal;

Or. en

Amendment 67
Victor Negrescu

Motion for a resolution
Paragraph 1 a (new)

*Motion for a resolution*  

1a. Notes that the Temporary Framework has proved useful to allow support for our economies during the unprecedented coronavirus pandemic, also now with increasing infection rates that require restrictive measures, and believe that the phasing from specific support measures should be correlated to the sanitary realities, respectively fit to avoid a cliff-edge effect;

Or. en
Amendment 68  
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár  
Motion for a resolution  
Paragraph 1 a (new)  

Motion for a resolution  
Amendment  

1a. Stresses that companies should respect international standards on social, economic and environmental well-being and climate change along its value chain, in line with OECD guidelines; calls on the Commission, in this light, to present a legal framework for a mandatory human rights and environmental due diligence instrument without delay;  

Or. en  

Amendment 69  
Raffaele Fitto, Johan Van Overtveldt  
Motion for a resolution  
Paragraph 1 a (new)  

Motion for a resolution  
Amendment  

1a. Highlights that a competition policy aimed at ensuring a level playing field in all sectors, driving innovation and giving consumers more choices, is crucial for guaranteeing the proper functioning of the single market;  

Or. en  

Amendment 70  
José Gusmão  
Motion for a resolution  
Paragraph 1 a (new)
Motion for a resolution

Amendment

1a. Notes that industrial policy is not merely about ensuring “fair” or low prices for consumers but also about providing quality, innovation and sustainability;

Or. en

Amendment 71
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 1 b (new)

Motion for a resolution

Amendment

1b. Considers that increased product market competition reduces profit margins and price levels, and thus contributes to moderating inflation;

Or. en

Amendment 72
José Gusmão

Motion for a resolution
Paragraph 1 b (new)

Motion for a resolution

Amendment

1b. Stresses that EU Member States face significant challenges such as stagnant labour productivity, growing inequality and the climate emergency; emphasises that the EU cannot remain dependent on global supply chains that have proven to be fragile during the pandemic; notes that the EU needs to develop an investment-led and innovation-led strategy, based on strategic spending, to tackle these issues; notes that
key drivers of productivity are education and research; believes that EU competition rules should facilitate and enhance the ability for Member States to take the risks of creating new markets focusing on such long-term societal issues;

Amendment 73
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 1 b (new)

Motion for a resolution

1b. Welcomes the Commission’s initiative to issue guidelines on the application of EU competition law to collective agreements regarding the working conditions of solo self-employed persons; urges the Commission to clarify that collective agreements of solo self-employed persons fall outside the scope of competition law, while respecting existing collective bargaining systems and fundamental labour rights; calls for the broadest possible approach, in order to ensure access to collective bargaining for all solo self-employed workers, offline as well as online;

Amendment 74
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 2
Motion for a resolution

2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments to facilitate the digital and green transition;

Amendment

2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments fit for the digital economy, in light of the inherent differences of digital markets to traditional markets for which several competition rules and enforcement tools were initially drafted and provided so as to facilitate the digital and green transition;

Or. en

Amendment 75
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 2

Motion for a resolution

2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments to facilitate the digital and green transition;

Amendment

2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments to facilitate the digital and green transition; states that such changes are an opportunity for European businesses to take the lead in implementing the green transition and operate in a competitive market for sustainable development;

Or. en

Amendment 76
Alfred Sant

Motion for a resolution
Paragraph 2
2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments to facilitate the digital and green transition;
as well as facilitate the digital and green transition;

Amendment 79
José Manuel García-Margallo y Marfil

Motion for a resolution
Paragraph 2

2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments to facilitate the digital and green transition;

Amendment

2. Calls for the development of an effective system of well-adjusted and complementing regulatory and enforcement instruments to encourage the digital and green transition;

Amendment 80
Eva Kall, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 2 a (new)

2a. Calls for a synchronisation of EU competition law with the broader constitutional values and programmatic aims regarding sustainability, at the international, EU and national levels;

Amendment

Or. en
Motion for a resolution

2a. Emphasises that new regulatory and implementing instruments must protect new companies entering the market and to ensure that no unfair competition is affecting them;

Or. en

Amendment 82
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 2 a (new)

Motion for a resolution

2a. Highlights that small and medium-sized enterprises (SMEs) are the backbone of the European economy, representing 99.8% of all businesses in the EU; notes that the strong contribution to job creation and value added make SMEs crucial to ensuring economic growth and social integration in the EU; regrets that despite their growth opportunities, SMEs may face difficulties in obtaining access to finance; welcomes in this regard of the revised Guidelines on State aid to promote risk finance investments, which clarify and simplify the rules under which Member States can support SMEs access to finance;

Or. en

Amendment 83
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Paragraph 3
3. Reaffirms the need for an in-depth review and effective implementation of existing competition instruments;

3. Reaffirms the need for an in-depth review and effective implementation of existing competition instruments, and the adoption of new ones based on digital technologies fit for investigations in digital markets;

Or. en

Amendment 84
José Gusmão

Motion for a resolution
Paragraph 3

3. Reaffirms the need for an in-depth review and effective implementation of existing competition instruments;

3. Reaffirms the need for an in-depth review of existing competition instruments;

Or. en

Amendment 85
Lídia Pereira

Motion for a resolution
Paragraph 3 a (new)

3a. Advocates for this in-depth review, which must necessarily focus on safeguarding the competitiveness of European businesses and promoting economic growth, to seek to establish flexibility mechanisms in European competition law for exceptional situations such as pandemics; believes, however, that European competition law currently comprises stringent requirements for the protection of free competition in the
internal market and that under no circumstances should exceptional arrangements become windows of opportunity for channelling public funding – whether national or European – into capitalising companies that are economically unviable or of no real strategic interest to the public;

Amendment 86
Raffaele Fitto

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution Amendment

3a. Calls on the European Commission to suggest new rules and measures that are in line with the global corporate tax reform agreed by the OECD/G20 Inclusive Framework in October 2021;

Or. en

Amendment 87
Markus Ferber

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution Amendment

3a. Welcomes the European Commission’s vigilance in enforcing State-aid rules in the area of taxation; points out that Commission rulings are often challenged in court and therefore need to be thoroughly prepared;

Or. en
Amendment 88
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3a. Notes that mobilising investments at the scale needed to meet the 2030 emission targets will require in certain appropriate cases the provision of State aid as recognised by the Commission; calls therefore on the Commission to align State aid rules with EU’s efforts towards decarbonisation in particular for the energy transition;

Or. en

Amendment 89
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 3 a (new)

Motion for a resolution

Amendment

3a. Highlights the need to adequately meet the new circumstances, increasing the effectiveness of the investigations through the use of new techniques stemming from computational means (big data, artificial intelligence, machine learning/deep learning) in competition law enforcement, considering in particular tailor-made solutions for competition law monitoring and enforcement in digital markets;

Or. en
Amendment 90
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

Amendment

3b. Stresses that EU competition rules shall contribute to the Union’s objective as defined in Article 3 TEU; Considers that competition rules have a key role in ensuring full employment, social progress and the protection of the environment and biodiversity; stresses that the ‘fair price’ of products is not the lowest price possible for the consumer, but a price that allows for the fair remuneration of all parties along the supply chain, while not resulting in negative externalities;

Or. en

Amendment 91
Raffaele Fitto

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

Amendment

3b. Notes the continuous need to support Member States in addressing the negative consequences caused by the COVID-19 pandemic;

Or. en

Amendment 92
Markus Ferber

Motion for a resolution
Paragraph 3 b (new)
Motion for a resolution

3b. Deplores that several recent Commission decisions in high-profile competition cases in the area of taxation have been annulled by the Courts; calls on the European Commission to prepare their competition policy cases more thoroughly so that they can hold up in a court of law;

Or. en

Amendment 93
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández

Motion for a resolution
Paragraph 3 b (new)

Motion for a resolution

3b. Welcomes the transposition of Directive (EU) 2019/1 into national law in Member States, empowering national competition authorities (NCAs) to be more effective enforcers of competition policy; emphasises that NCAs’ strengthened investigation and decision-making capacities as well as sufficient levels of human and financial resources allow for a better enforcement of competition rules independently and impartially; recommends increasing the analytical capacity of NCAs to enable them to better address the complexities arising in the enforcement of competition law in digital markets; further recommends NCAs to collaborate on sharing of best practices and work together with other competent authorities taking a multi-disciplinary approach in breaking down enforcement silos as anti-competitive conduct may also break areas of data protection or consumer law;

Or. en
Amendment 94
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 3 c (new)

Motion for a resolution

Amendment

3c. Calls on the Commission to conduct an in-depth analysis of the extent and effect of buying alliances, thereby devoting special attention to guaranteeing fair competition and greater transparency in supermarket and hypermarket chains' commercial practices, particularly where such practices affect brand value and product choice or limit innovation or price comparability;

Or. en

Amendment 95
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 3 d (new)

Motion for a resolution

Amendment

3d. Reiterates that the Commission’s Directorate General for Competition (DG COMP) should be provided with sufficient and adequate staff and resources; stresses the Commission should ensure that its staff has sufficient knowledge and expertise, in particular as regards the functioning of the digital economy;

Or. en
Amendment 96
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 4

<table>
<thead>
<tr>
<th>Motion for a resolution</th>
<th>Amendment</th>
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<tbody>
<tr>
<td>4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery;</td>
<td>4. Notes with appreciation the six month renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery; emphasises that the prolongation of the economic effects of the COVID-19 crisis on several core industries with the emergence of new virus variants need be taken into consideration for possible future renewals of the temporary framework; reminds that State aid schemes are devised at the Member State level; is concerned with possible distortions to the cohesion of the internal market as a result of the temporary measures contributing to an uneven playing field with undertakings based in Member States with different spending power take advantage of the exceptional measures and the divergent fiscal spaces; urges the Commission monitor any such effects;</td>
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</table>

Or. en

Amendment 97
Victor Negrescu

Motion for a resolution
Paragraph 4

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</table>
designed to accelerate the recovery; designed to accelerate the recovery; 
deplores the important inequalities existing between Member States in using the temporary framework for State aid measures and calls for further support to be allocated to countries in difficulties, including financial capabilities for State aid measures; recalls the need for further on-going support and financial mechanisms to be allocated to SMEs and startups from all EU Member States;

Amendment 98
Siegfried Mureșan

Motion for a resolution
Paragraph 4

Motion for a resolution

4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery;

Amendment

4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery; calls on the Commission to ensure that the phasing out of the Temporary Framework takes place gradually and pays due regard to the health and sanitary situation in Member States; furthermore, believes that State aid measures which are part of the national resilience and recovery plans should be dealt with priority and flexibility;

Amendment 99
Isabel Benjumea Benjumea

Motion for a resolution
Paragraph 4
4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery;

4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery; considers that this recovery should continue to be fostered by means of policies encouraging tax competition between countries; draws attention to the need to put an end to price control policies since they undermine the internal market and competition between companies;

Amendment 100
José Gusmão

Amendment 101
Raffaele Fitto
4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery;

4. Welcomes the renewal of the temporary framework for State aid measures, which was established to remedy a serious disturbance to the European economy caused by the COVID-19 crisis and is designed to accelerate the recovery;

Or. en

Amendment 102
Alfred Sant

4. Takes note of the renewal of the temporary framework for State aid measures, which was established in response to the COVID-19 crisis and is designed to accelerate the recovery;

4. Welcomes the renewal of the temporary framework for State aid measures, established in response to the COVID-19 crisis and is designed to accelerate the recovery;

Or. en

Amendment 103
Marco Zanni, Antonio Maria Rinaldi, Valentino Grant

(1) Demands that as long as there are restrictions imposed by governments to contain the spread of the virus, all State aid necessary to support affected economic activities should be allowed, especially national schemes allowing moratoria on bank financing and direct
Amendment 104
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

Amendment

4a. Emphasises that a smooth, timely, and proportionate exit from the Temporary State aid Framework is necessary to progressively reduce the flexibility granted under the temporary measures in alignment with the evolution of the COVID-19 crisis; reiterates that the National Recovery and Resilience Plans (NRRPs) are appropriate vehicles to accelerate the recovery of national economies; reminds that NRRP spending at the Member State level should incorporate European goals to deliver on the digital and green transitions; highlights the possible distortive effects to competition in national markets stemming from NRRPs pending should be monitored; calls on the Commission to maintain its coordinating role in ensuring that NRRPs are synchronised with the EU’s Recovery and Resilience Facility (RRF); urges the Commission to closely monitor possible fragmentations of the European Industrial strategy stemming from diverging national industrial policies in order to deliver a coherent, sustainable, and resilient recovery from the COVID-19 crisis; further calls on the Commission to introduce a post COVID-19 roadmap for targeted State aid in order to promote competitiveness and safeguard jobs, in particular in areas where employment levels are abnormally low;
Amendment 105
Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

Amendment

4a. Calls on the Commission to ensure that a gradual phasing out of the Temporary Framework will only be implemented following a stable decrease of COVID-19 cases; calls on the Commission to treat with priority and flexibility all State aid measures forming part of national recovery and resilience plans;

Amendment 106
Isabel Benjumea Benjumea

Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

Amendment

4a. Believes that particular attention should be paid to investments made under the National Recovery and Resilience Plans to avoid excessive reliance on public investment instead of the medium-term development of private industry;

Amendment 107
Claude Gruffat
on behalf of the Greens/EFA Group
Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

4a. Takes note that 80.1% of State aid approved was notified by only 3 Member States, with 51.5% only for Germany; calls the Commission to assess the impact of this high concentration of State aid on the internal market;

Or. en

Amendment 108
Lídia Pereira

Motion for a resolution
Paragraph 4 a (new)

Motion for a resolution

4a. Takes a positive view of the use made of the temporary framework for State aid measures, stressing the appropriateness and reasonableness of the decisions taken in its implementation; asks, however, the Commission to provide a timely assessment as soon as possible to enable the European Parliament to have a solid and fact-based political debate and provide Europe’s lawmakers with relevant information for a future amendment of the legal framework;

Or. pt

Amendment 109
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 4 b (new)
Motion for a resolution

**Amendment**

4b. Deplores that no green conditioning was attached to the 670 decisions approving €3 trillion of State aid under the Temporary Framework; Regrets in particular that more than 40 decisions allowed State aid to airlines, airports and ground handling companies without requiring these companies to adopt transition plans toward a more sustainable business models;

Or. en

**Amendment 110**

Alfred Sant

Motion for a resolution

Paragraph 5

*Motion for a resolution*  

5. Welcomes the planned evaluation of the rules on health and social services of general economic interest (SGEI) to ensure that those rules meet their objectives and are fit for purpose;

*Amendment*  

5. Welcomes the planned evaluation of the rules on health and social services of general economic interest (SGEI) to ensure that those rules meet their objectives and are fit for purpose; *in this context, is concerned about the systemic weakening of healthcare systems in many Member States also due to a reduction of public spending in the sector, and to this effect the fragile response by many Member States to the ongoing COVID-19 pandemic;*

Or. en

**Amendment 111**

Claude Gruffat

on behalf of the Greens/EFA Group

Motion for a resolution

Paragraph 5
5. Welcomes the planned evaluation of the rules on health and social services of general economic interest (SGEI) to ensure that those rules meet their objectives and are fit for purpose;

Amendment 112
Victor Negrescu

Motion for a resolution
Paragraph 5

5. Welcomes the planned evaluation of the rules on health and social services of general economic interest (SGEI) to ensure that those rules meet their objectives and are fit for purpose; Recalls the need for better targeted State aid especially for SGEI, including energy, transport, telecommunication, health and housing;

5a. Emphasises the critical moment for the Union’s hospitality industry which has been from an economic and financial perspective the hardest hit throughout the ongoing COVID-19 crisis; in this context applauds state assistance directed towards the sector and calls for an EU policy...
aimed at reinforcing these efforts until a full recovery is achieved;

Amendment 114
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Amendment

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs; calls on the Commission and Member States to launch a post COVID-19 roadmap to tackle fragmentation, market distortions and a possible unlevelled playing field in the single market caused by Member States’ asymmetric application of State aid; further calls on the Commission to introduce guidance on the appropriate use competition policy tools to foster a recovery centered on sustainable jobs and sustainable transition of market participants; recommends the roadmap encompassed an assessment on the effect of the COVID-19 crisis on EU competition policy;

Amendment 115
Linea Søgaard-Lidell, Caroline Nagtegaal, Dragoş Pîslaru

Motion for a resolution
Paragraph 6
6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs; Notes with concern the large heterogeneity across Member States in the amounts of State aid granted as a response to the pandemic; Recognises that large amounts of State aid were necessary to support businesses through lockdowns;

Or. en

Amendment 116
Linea Søgaard-Lidell, Caroline Nagtegaal

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Amendment

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs; However, also emphasises the need to consider the dynamics of the internal market when large Member States are able to subsidise more than smaller Member States;

Or. en

Amendment 117
Victor Negrescu

Motion for a resolution
Paragraph 6
Motion for a resolution

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Amendment

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and to ensure high-quality jobs and in-service training, to support the digital transition and to develop access to education and lifelong learning;

Or. en

Amendment 118
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Amendment

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and calls for a steady phasing-out of the State aid as the pandemic becomes manageable;

Or. en

Amendment 119
José Gusmão

Motion for a resolution
Paragraph 6

Motion for a resolution

6. Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for
better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs; 

strengthened and better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Amendment 120
Johan Van Overtveldt

Motion for a resolution
Paragraph 6

Reiterates the importance of the Commission and the Member States launching a post-COVID-19 roadmap for better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Highlights the importance of the Commission and the Member States launching a post-COVID-19 roadmap for less and better targeted State aid in order to promote competitiveness and growth and ensure high-quality jobs;

Amendment 121
Marco Zanni, Antonio Maria Rinaldi, Valentino Grant, Gunnar Beck

Motion for a resolution
Paragraph 6 – point 1 (new)

Calls on the Commission to carry out an in-depth analysis of State aid granted by the Member States during the pandemic crisis and the major financial crisis in order to identify asymmetries in intervention and the resulting impacts on the free market;

Amendment 122
Nicola Beer
Motion for a resolution
Paragraph 6 a (new)

Motion for a resolution

6a. **Emphasises that the NGEU Package** gives the Member States not only the possibility to stabilise, but especially to support the European economy to fulfil the digital and the green transformation, but claims that fair competition must not be called into question;

Amendment

Amendment 123
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 6 a (new)

Motion for a resolution

6a. **Calls for reflection on possible distortions of competition arising from the European Central Bank’s (ECB) pandemic emergency purchase programme (PEPP) and corporate sector purchase programme (CSPP); asks the Commission to examine whether possible distortions of competition arise from the CSPP especially between SMEs and multinational corporations; welcomes that the ECB is preparing to align its corporate asset purchases with the Paris Agreement but warns against delay;**

Amendment

Amendment 124
Eva Kaili, Pedro Marques, Marc Angel, Jonás Fernández, Csaba Molnár
Motion for a resolution
Paragraph 6 a (new)

Motion for a resolution

6a. Stresses the need to take into account particularly the SMEs from rural and less developed areas in the post-COVID-19 roadmap which need to be provided access to wider markets and eliminate spatial problems resulting from geographical disadvantages, aiming to provide them with equal support, fair opportunities and a balanced development across the single market;

Amendment

Amendment 125
Markus Ferber

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

Amendment

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; notes that the international environment needs to be carefully analysed when deciding on the definition of the relevant market in competition and merger control cases; deplores that in the past the Commission has sometimes taken a very narrow perspective of the relevant market thus depriving European companies of the opportunity to effectively compete in a globalised arena;
Amendment 126
Isabel Benjumea Benjumea

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

Amendment

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; stresses the benefits of tax competition between Member States in improving the functioning of the internal market and raising the European region’s level of competitiveness at international level;

Or. es

Amendment 127
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu

Motion for a resolution
Paragraph 7

Motion for a resolution

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

Amendment

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; acknowledges the rationale behind the Important Projects of Common European Interest (IPCEI) is that state interventions are justified in the clear presence of well documented market failures;

Or. en
Amendment 128
Esther de Lange

Motion for a resolution
Paragraph 7

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; stresses the need for a global level-playing field, also in relation to the Fit For 55 proposals; therefore welcomes the Commission’s proposal on CBAM;

Or. en

Amendment 129
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu

Motion for a resolution
Paragraph 7

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; Reiterates that the allocation of State aid to IPCEI shall as a rule of thumb be spent on research and development and not on production capacities;

Or. en

Amendment 130
Victor Negrescu
Motion for a resolution  
Paragraph 7

Motion for a resolution

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

Amendment

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; of protecting local producers operating in local, regional and European markets and of ensuring fair competition at local level;

Or. en

Amendment 131
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu

Motion for a resolution  
Paragraph 7

Motion for a resolution

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

Amendment

7. Emphasises the importance of safeguarding the competitiveness of European companies in a globalised arena, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market; further emphasises that to achieve this goal, State aid must only be allocated to European companies in extraordinary cases;

Or. en

Amendment 132
José Manuel García-Margallo y Marfil

Motion for a resolution  
Paragraph 7
Motion for a resolution

7. Emphasises the importance of safeguarding the competitiveness of European companies in a *globalised arena*, of striving for reciprocity, and of ensuring fair competition for regional markets in the single market;

Amendment

7. Emphasises the importance of safeguarding the competitiveness of European companies in a *context of increasing global competition*, of striving for reciprocity, of ensuring fair competition for regional markets in the single market and of safeguarding European interests, especially in strategic sectors for the Union;

Amendment 133
Marco Zanni, Antonio Maria Rinaldi, Valentino Grant

Motion for a resolution
Paragraph 7 – point 1 (new)

Motion for a resolution

(1) Calls on the Commission to review the State aid framework, which often puts European companies at a disadvantage compared to non-EU competitors that are facilitated by less stringent State aid rules;

Amendment

Or. en

Amendment 134
Alfred Sant

Motion for a resolution
Paragraph 7 a (new)

Motion for a resolution

7a. Stresses the importance of a structured global dialogue and cooperation on competition policy enforcement particularly with regard to State aid issues;
Amendment 135
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 7 a (new)

Motion for a resolution

Amendment

7a. Regrets that the Commission continue to negotiate free trade agreements (FTA) without ensuring that these agreements are in line with the Green Deal objectives; calls on the Commission to pay greater attention of the impact of FTA on SMEs and to ensure a level playing field between EU and companies and third country companies; urges the Commission to ensure that FTAs do not undermine such level playing field by guaranteeing that equivalent environmental, social and governance standards applied to goods and services imported into the EU; demands to implement an EU-wide import ban on goods made with forced labour;

Amendment 136
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 7 b (new)

Motion for a resolution

Amendment

7b. Expresses its strong concerns regarding the EU-Mercosur trade agreement as negotiated by the Commission; stresses that the EU-Mercosur trade agreement could lead to
massive deforestation, jeopardise the enforcement of EU health and food safety standards and create an unfair playing field for European producers; calls for the reopening of the negotiation mandate to fully align the deal with the Green Deal Objectives including by introducing mirror clauses requiring all European standards to apply to products imported from the Mercosur countries;

Amendment 137
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 7 c (new)

Motion for a resolution

Amendment

7c. Highlights the potential of the ongoing review of the Guidelines on Horizontal Cooperation Agreements to facilitate cooperation agreements for sustainability which may result in the achievement of legitimate environmental or social policy objectives in the EU and abroad (such as enhanced environmental standards or the achievement of living incomes or living wages in third countries); invites the Commission in particular to consider societal benefits and delayed benefits when evaluating the fulfilment of Article 101(3);

Amendment 138
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 8
Motion for a resolution

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks;

Amendment

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for all undertakings active in the internal market including non-EU undertakings by using EU competition law instruments and their key building blocks;

Or. en

Amendment 139
José Manuel García-Margallo y Marfil

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks;

Amendment

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, safeguard the Union’s interests and level the playing field for European companies by using EU competition law instruments and their key building blocks;

Or. es

Amendment 140
José Gusmão

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Welcomes the Commission’s proposal for a new regulation on foreign

Amendment

8. Notes the Commission’s proposal for a new regulation on foreign subsidies in
subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks; further notes that the EU has already been surpassed by other industrial powers, which do not impose such stringent restrictions on State aid for domestic firms; stresses the need for rethinking the role of the state in industrial development;

Amendment 141
Alfred Sant

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks;

Amendment

8. Notes the Commission’s proposal for a new regulation on foreign subsidies proposed with the aim to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks; questions if all diplomatic routes were exhausted before taking the steps to launch this proposal;

Or. en

Amendment 142
Isabel Benjumea Benjumea

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Welcomes the Commission’s

Amendment

8. Welcomes the Commission’s

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proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks;

Amendment 143
Esther de Lange

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks;

Amendment

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks; stresses, meanwhile, the importance of promoting a European regulatory framework encouraging foreign investment and business by international companies in the EU, without distorting the competitiveness of the internal market or undermining support for SMEs;

Or. es

Amendment 144
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 8

Motion for a resolution

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks; underlines that the EU’s State aid rules should apply to all companies active in the single market, both European and foreign;

Or. en
8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, and level the playing field for European companies by using EU competition law instruments and their key building blocks;

8. Welcomes the Commission’s proposal for a new regulation on foreign subsidies in order to curtail potentially distortive effects on the single market, close the enforcement gap, level the playing field for European companies and foster positive social and environmental externalities;

Amendment 145
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Niels Fuglsang, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Paragraph 8 a (new)

8a. Notes that national tax policies and measures can impact tax collection of other Member States and can have a distortive effect on both fair competition and investments in the single market; recalls that some Member States’ schemes taxing profits made in an international context at a lower rate than the national nominal rate or artificially lowering marginal rates risk putting SMEs at a competitive disadvantage;

Amendment 146
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 8 a (new)
Motion for a resolution  
Amendment

8a. Stresses that the Union should remain open to foreign direct investments complying with its legal framework;

Or. en

Amendment 147  
Claude Gruffat  
on behalf of the Greens/EFA Group

Motion for a resolution  
Paragraph 8 a (new)

Motion for a resolution  
Amendment

8a. Is of the opinion that the Union and the Member States need targeted policies and investments in order to re-industrialise certain strategic industries and re-shore jobs and value chain activities;

Or. en

Amendment 148  
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Niels Fuglsang, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution  
Paragraph 8 b (new)

Motion for a resolution  
Amendment

8b. Welcomes the adoption of the public country-by-country reporting (pCBCR) proposal in November 2021 and urges Member States to transpose the obligations into their national laws as soon as possible; looks forward to the Commission legislative proposal to extend corporate tax transparency to all countries where an undertaking or group
of undertakings operates in, based on the methodology for calculating effective tax rates established under Pillar 2 of the OECD negotiations; repeats its call for a minimum effective corporate tax rate; welcomes the Commission’s “Business in Europe: Framework for Income Taxation” (BEFIT) proposal and calls on Member States to swiftly agree on an ambitious proposal for a European corporate tax rulebook;

Amendment 149
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls on the Commission to rigorously enforce competition policy while striving for continued constructive dialogue and cooperation on key technological and economic issues with like-minded partners and stakeholders;

Amendment

9. Calls on the Commission to rigorously and impartially enforce competition policy while striving for continued constructive dialogue and cooperation on key technological and economic issues with like-minded partners and stakeholders;

Amendment 150
José Gusmão

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls on the Commission to rigorously enforce competition policy while striving for continued constructive dialogue and cooperation on key technological and economic issues with

Amendment

9. Calls on the Commission to initiate a thorough review of competition policy while striving for continued constructive dialogue and cooperation on key technological and economic issues with
like-minded partners and stakeholders; like-minded partners and stakeholders;

Amendment 151
José Manuel García-Margallo y Marfil

Motion for a resolution
Paragraph 9

Motion for a resolution

9. Calls on the Commission to rigorously enforce competition policy while striving for continued constructive dialogue and cooperation on key technological and economic issues with like-minded partners and stakeholders;

Amendment

9. Calls on the Commission to continue to rigorously enforce competition policy while striving for continued constructive dialogue and cooperation on key technological and economic issues with like-minded partners and stakeholders;

Or. es

Amendment 152
Dragoș Pîslaru, Linea Søgaard-Lidell, Stéphanie Yon-Courtin, Gilles Boyer, Olivier Chastel

Motion for a resolution
Paragraph 9 a (new)

Motion for a resolution

9a. Highlights the importance of national competition authorities in preserving markets and ensuring a level playing field during the COVID-19 outbreak; emphasizes their increased role in platform economy matters and the high use of their enforcement capacities in many other regulatory areas and calls for adequate resources and qualified staff;

Amendment

9a. Highlights the importance of national competition authorities in preserving markets and ensuring a level playing field during the COVID-19 outbreak; emphasizes their increased role in platform economy matters and the high use of their enforcement capacities in many other regulatory areas and calls for adequate resources and qualified staff;

Or. en
Amendment 153
Lídia Pereira

Motion for a resolution
Paragraph 10

Motion for a resolution

10. Welcomes the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Amendment

10. Welcomes the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes and takes a positive view that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US, while hoping that this reciprocal effort will be maintained and deepened;

Or. pt

Amendment 154
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 10

Motion for a resolution

10. Welcomes the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Amendment

10. Welcomes the launch of the EU-US Trade and Technology Council (TTC) and the Joint Competition Council, which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Or. en

Amendment 155
José Manuel García-Margallo y Marfil
Motion for a resolution
Paragraph 10

10. **Welcomes** the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Amendment

10. **Enthusiastically welcomes** the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Or. es

Amendment 156
José Gusmão

Motion for a resolution
Paragraph 10

10. **Welcomes** the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Amendment

10. **Notes** the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US;

Or. en

Amendment 157
Paul Tang

Motion for a resolution
Paragraph 10
10. Welcomes the launch of the EU-US Trade and Technology Council (TTC), which will seek to deepen economic and transatlantic relations based on common values; notes with appreciation that the transformation of the EU’s rules vis-à-vis digital platform companies is mirrored by comparable legislative initiatives and individual investigations in the US; such as the 'Ban Surveillance Advertising Bill'\textsuperscript{1a} and the investigations of the US Department of Justice and the Federal Trade Commission into Google’s Ad-Tech business\textsuperscript{1b};

\textsuperscript{1a} https://www.booker.senate.gov/news/press/booker-announces-introduction-of-bill-to-ban-surveillance-advertising
\textsuperscript{1b} https://www.bloomberg.com/news/articles/2021-09-01/u-s-doj-readying-google-antitrust-lawsuit-over-ad-tech-business

Amendment 158
Victor Negrescu

Motion for a resolution
Paragraph 10 a (new)

10a. Acknowledges the role of NCAs in enabling and making effective the new regulatory regimes, especially in the areas of platform economy, foreign subsidies, foreign direct investment screening or unfair trading practices and that this should come along with sufficient and proper resources, complementing the standard prescribed by Directive (EU)
Amendment 159
Markus Ferber

Motion for a resolution
Paragraph 10 a (new)

10a. Stresses that dedicated cooperation agreements with third countries in the area of competition policy can meaningfully contribute to the effectiveness of competition policy; invites the European Commission to pursue more dedicated competition agreements, that allow for a more effective exchange of information between competition authorities;

Or. en

Amendment 160
Siegfried Mureșan

Motion for a resolution
Paragraph 10 a (new)

10a. Acknowledges the importance of national competition authorities in enforcing and ensuring the application of EU competition law; calls on Member States to ensure adequate staffing of these authorities in view of their increasing role and responsibilities;

Or. en
Amendment 161
José Gusmão

Motion for a resolution
Paragraph 10 a (new)

Motion for a resolution

Amendment

10a. Stresses that companies using tax havens (within and outside the EU) for tax avoidance should be banned from accessing State aid or financial support;

Or. en

Amendment 162
José Gusmão

Motion for a resolution
Paragraph 10 b (new)

Motion for a resolution

Amendment

10b. Highlights that banks receiving state aid should be prevented from distributing dividends and approving bonus payments for CEOs and top managers;

Or. en

Amendment 163
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 11

Motion for a resolution

Amendment

11. Stresses that Parliament’s negotiating mandate on the Digital Markets Act will be voted on in plenary and that Parliament is prepared to work towards the accelerated completion of negotiations and

11. Stresses that Parliament’s negotiating mandate on the Digital Markets Act as voted at the December 2021 plenary reinforces the Commission’s initial proposal as regards consumer
the entry into force of the new rules; protection; highlights that the European Parliament's position contains strong interoperability requirements for messaging and social networking services to the great benefit of end-users; states that Parliament is prepared to work towards the accelerated completion of negotiations and the entry into force of the new rules;

Or. en

Amendment 164
Markus Ferber

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Stresses that Parliament’s negotiating mandate on the Digital Markets Act will be voted on in plenary and that Parliament is prepared to work towards the accelerated completion of negotiations and the entry into force of the new rules;

Amendment

11. Stresses that Parliament is prepared to work towards the accelerated completion of negotiations of the Digital Markets Act and the entry into force of the new rules;

Or. en

Amendment 165
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 11

Motion for a resolution

11. Stresses that Parliament’s negotiating mandate on the Digital Markets Act will be voted on in plenary and that Parliament is prepared to work towards the accelerated completion of negotiations and the entry into force of the new rules;

Amendment

11. Stresses that Parliament’s negotiating mandate on the Digital Markets Act has been voted in plenary and that Parliament is prepared to work towards the accelerated completion of negotiations and the entry into force of the new rules;
Amendment 166
Nicola Beer

Motion for a resolution
Paragraph 11

11. *Stresses that* Parliament’s negotiating mandate on the Digital Markets Act *will be voted on in plenary and* that Parliament is prepared to work towards the accelerated completion of negotiations and the entry into force of the new rules;

Amendment

11. *Welcomes the* Parliament’s adoption of the Digital Markets Act in December 2021 and *stresses that* Parliament is prepared to work towards the accelerated completion of negotiations and the entry into force of the new rules;

Amendment 167
Raffaele Fitto

Motion for a resolution
Paragraph 11 a (new)

11a. *Points out the specific importance of the prohibition of any abusive conducts by a dominant position under Article 102 TFEU; recalls that the Digital Market Act is a first step towards curbing abuses of a dominant position, but focuses only on abusive practices, the ability of companies to enter new markets and become dominant in new sectors needs to be assessed more carefully; calls on the Commission to create a fair business environment for commercial users who depend on gatekeepers, in order to ensure free competition online as well;*

Amendment

11a. *Points out the specific importance of the prohibition of any abusive conducts by a dominant position under Article 102 TFEU; recalls that the Digital Market Act is a first step towards curbing abuses of a dominant position, but focuses only on abusive practices, the ability of companies to enter new markets and become dominant in new sectors needs to be assessed more carefully; calls on the Commission to create a fair business environment for commercial users who depend on gatekeepers, in order to ensure free competition online as well;*
Amendment 168
Alfred Sant

Motion for a resolution
Paragraph 12

12. Calls on the Commission to ensure a smooth and rapid implementation of the new regulatory measures, while ensuring synergies and avoiding overlap with or duplications of existing measures;

12. Calls on the Commission to ensure a smooth and rapid implementation of new regulatory measures, while ensuring synergies and avoiding overlap with or duplications of existing measures;

Or. en

Amendment 169
Johan Van Overtveldt

Motion for a resolution
Paragraph 12

12. Calls on the Commission to ensure a smooth and rapid implementation of the new regulatory measures, while ensuring synergies and avoiding overlap with or duplications of existing measures;

12. Calls on the Commission to ensure a smooth and rapid implementation of the new regulatory measures, while ensuring synergies and avoiding overlap with or duplications of existing and upcoming measures;

Or. en

Amendment 170
Victor Negrescu

Motion for a resolution
Paragraph 12

12. Calls on the Commission to ensure a smooth and rapid implementation of the

12. Calls on the Commission to ensure a smooth and rapid implementation of the

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new regulatory measures, while ensuring synergies and avoiding overlap with or duplications of existing measures; calls on the Commission to monitor the effects of the new regulations and to draw up regular reports to the institutional partners and public opinion;

Or. en

Amendment 171
Paul Tang

Motion for a resolution
Paragraph 13

13. Calls on the Commission to ensure that the regulatory and enforcement tasks are delegated within its services swiftly and in a transparent manner in order to eliminate inefficiencies and administrative burdens; calls on the Commission, in this regard, to dedicate sufficient and proper resources to implementing the Digital Markets Act;

notes with concern the limited number of technology specialists and the departure of top officials within DG COMP1aa; points hence to the number of 840 FTEs and number of technology specialists allocated to the UK Competition and Markets Authority (CMA)1a and the lack of competition enforcement in Europe compared to other continents as observed in the OECD Competition Trends Report 20211b; calls on the Commission, in this regard, to dedicate sufficient and proper resources to implementing the Digital Markets Act;

__________________


1aa Politico, "EU watchdog puts spotlight on exodus of competition officials", 19
Amendment 172  
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution  
Paragraph 13

13. Calls on the Commission to ensure that the regulatory and enforcement tasks are delegated within its services swiftly and in a transparent manner in order to eliminate inefficiencies and administrative burdens; calls on the Commission, in this regard, to dedicate sufficient and proper resources to implementing the Digital Markets Act;  

Amendment

13. Calls on the Commission to ensure that the regulatory and enforcement tasks are delegated within its services swiftly and in a transparent manner in order to eliminate inefficiencies and administrative burdens; calls on the Commission, in this regard, to dedicate sufficient and proper resources to implementing the Digital Markets Act; calls on the Commission to clarify the internal enforcement of the Digital Markets Act before it enters into force;

Amendment 173  
Paul Tang

Motion for a resolution  
Paragraph 13 a (new)

13a. Takes note of the conclusions of
the UK Competition & Market Authority (CMA)\textsuperscript{1a} and the Australian Competition Consumer Commission (ACCC)\textsuperscript{1b} outlining the global digital advertising market is dominated by two players; Highlights the findings of CMA and ACCC on the massive use of privacy invasive tracking and (re)targeting methods and opaque real-time bidding auctions, effectively helping the middle man to take 50 to 70 cents of every dollar spent by businesses seeking to promote their products and services; Points this is to the detriment of individuals, press publishers\textsuperscript{1c}, and businesses, most noteworthy small-and medium sized companies\textsuperscript{1d}; Further illustrates, in this regard, the massive opaque lobbying efforts taking place to promote tracking-ads and discourages lawmakers from regulating the digital advertising market\textsuperscript{1f}; Calls on the Commission to take inspiration from the studies of CMA and ACCC and conduct an European study and to address the problem of opaque lobbying;

\textsuperscript{1a} Competition & Market Authority (CMA), "Online platforms and digital advertising market study", 1 July 2020, https://www.gov.uk/cma-cases/online-platforms-and-digital-advertising-market-study.


\textsuperscript{1c} Tracking-free Ads Coalition (TFA Coalition), "The costs of tracking ads", January 2021, https://trackingfreeads.eu/the-costs-of-tracking-ads/.


Amendment 174
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 13 a (new)

Motion for a resolution  
13a. Points out the need for the Commission to allocate adequate resources to be able to effectively enforce EU competition rules; notes the need to ensure specific expertise on digital issues and online platforms practices with behavioural economists, algorithms specialists, engineers and data scientists; underlines the need to ensure a swift cooperation with national competition authorities and build on their growing expertise;

Amendment

Or. en
Amendment 175
Dragoș Pîslaru, Stéphanie Yon-Courtin, Gilles Boyer, Olivier Chastel

Motion for a resolution
Paragraph 13 a (new)

Motion for a resolution  
Amendment

13a. Calls on the Commission to carry out the necessary arrangements in organizing the Digital Markets Act enforcement structure; calls on the Commission to ensure that complementary antitrust and DMA cases, whether at national or EU level, benefit from an unparalleled coordination and enforcement track, by accommodating the new instrument alongside the current competition framework;

Or. en

Amendment 176
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Paragraph 13 a (new)

Motion for a resolution  
Amendment

13a. Reiterates that limited access to relevant data may hinder participants’ entry into the market, and inhibit the overall rate of expansion and innovation in a given market; notes with concern that gatekeepers that develop a data advantage over rivals can achieve critical economies of scale therefore contributing to the further tilting of competitive balances in digital markets;

Or. en
Amendment 177
Victor Negrescu

Motion for a resolution
Paragraph 13 a (new)

13a. Calls on the Commission to articulate merger review, foreign direct investment screening and foreign subsidies control in a coherent manner, as to make sure that the different procedural frameworks allow for legal certainty and timely decisions;

Amendment 178
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Paragraph 13 b (new)

13b. Stresses that digital transformation is exacerbating the need for adaptation of competition policy and adjustments to the enforcement thereof; reminds that the characteristics of digital markets such as higher returns to scale and strong network externalities, particularly in the platform economy, enable incumbent market participants to establish advantageous competitive positions and create lock-in effect for categories of users; reminds that participants in the digital market can collect, store, process, combine, and accumulate vast amounts of data, and that differential access thereto may enable possible barriers to market entry and distortions to competition; highlights that data concentrations are increasingly relevant and appropriate identifiers for relevant markets and
potential distortions to competition;

Amendment 179
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Paul Tang

Motion for a resolution
Paragraph 13 c (new)

13c. Takes note of the Commission’s opening of antitrust investigations into possible anticompetitive conducts in the online advertising technology sector; reminds that the investigations are aimed at assessing whether EU competition rules have been violated by favouring own online display advertising technology services in the ad tech supply chain, and for using advertising data gathered from advertisers to compete with them in the classified ads market; takes note of the CMA’s 2020 market study into online platforms and digital advertising, and the ACCC’s 2021 report of its inquiry into the markets for the supply of ad tech services and ad agency services; urges the Commission to build on the momentum and early indications of the recent antitrust investigations into possible anticompetitive conduct in the online advertising technology sector, and commence a market study of the sector in the EU to investigate issues that have an impact on competition, the functioning of the market, and consumer-specific issues such as choice, quality, safety, privacy, and information, as well as consumer understanding, behaviour and decision making;
Amendment 180
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 14

14. Welcomes the recent judgment by
the General Court of the EU\(^3\), which
confirms the Commission’s assessment as
regards a dominant market position and is
proof and an example of the effective
application of traditional EU competition
rules in the context of a digital economy;

\(^3\) Judgment of the General Court of 10
November 2021, Google and Alphabet v
Commission, T-612/17,
ECLI:EU:T:2021:763.

Amendment

14. Welcomes the recent judgment by
the General Court of the EU, which
confirms the Commission’s assessment as
regards an abuse of dominant market
position and its proof and an example of
the effective application of traditional EU
competition rules in the context of a digital
economy;

\(^3\) Judgment of the General Court of 10
November 2021, Google and Alphabet v
Commission, T-612/17,
ECLI:EU:T:2021:763.

Or. en

Amendment 181
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 14

14. Welcomes the recent judgment by
the General Court of the EU\(^3\), which
confirms the Commission’s assessment as
regards a dominant market position and is
proof and an example of the effective
application of traditional EU competition
rules in the context of a digital economy;

notes with concern that Case T-612/17
started in November 2010, and that the
digital market is a fast-moving market;
emphasises the need for new instruments
to respond more swiftly to actual or
potential market dominance and the potential distortions to competition thereof, as well as any negative impacts on consumer welfare and choice they create;
Amendment 183
Markus Ferber

Motion for a resolution
Paragraph 14

14. Welcomes the recent judgment by the General Court of the EU, which confirms the Commission’s assessment as regards a dominant market position and is proof and an example of the effective application of traditional EU competition rules in the context of a digital economy;

__________________

Or. en

Amendment 184
José Manuel García-Margallo y Marfil

Motion for a resolution
Paragraph 14

14. Welcomes the recent judgment by the General Court of the EU, which confirms the Commission’s assessment as regards a dominant market position and is proof and an example of the effective application of traditional EU competition rules in the context of a digital economy, in particular in respect of the regulation of global digital platforms and their interaction with other European
Amendment 185
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroğlu, Dragoş Pîslaru, Gilles Boyer, Stéphanie Yon-Courtin

Motion for a resolution
Paragraph 14

14. Welcomes the recent judgment by the General Court of the EU, which confirms the Commission’s assessment as regards a dominant market position and is proof and an example of the effective application of traditional EU competition rules in the context of a digital economy;

Notes the lengthy legal process for the Google Shopping case and calls for additional resources for the enforcement authorities;

Amendment 186
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 14a (new)
Motion for a resolution

Amendment

14a. Notes that in several specific markets for financial data (credit rating, financial indices, consolidated feeds...), there are multiple vendors and, although none of them has a dominant market share, competition remains very low; notes also that some financial market data vendors positioned as data aggregators could act as gatekeepers and as such could control access to data and restrict usage for customers; welcomes ESMA's guidelines on market data published in August 2021 and looks forward to the results of the peer review exercise scheduled for 2023; Calls on the Commission to assess those oligopolistic and gatekeepers situations and develop measures restoring competition, supporting price transparency and avoiding unfair and unreasonable commercial practices;

Or. en

Amendment 187
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 14 a (new)

Motion for a resolution

14a. Stresses that the rise of exploitative and exclusionary practices such as self-preferencing, exploitation of upstream providers, and excessive data collection enables digital platforms to determine market dynamics and control the ecosystem; notes with concern that excessive data processing whether through direct or third-party tracking which is non-compliant with data protection and privacy legislation can be
Amendment 188
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 14 a (new)

Amendment 14a. Welcomes the Commission’s determination to address unfair terms and practices, act decisively, and eliminate illegitimate obstacles to online competition in the European digital single market;

Amendment 189
Eva Kaili, Pedro Marques, Marc Angel, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 14 b (new)

Amendment 14b. Reaffirms the need to redefine the concept of consumer welfare and well-being within the scope of application of EU competition law based on appropriate benchmarks, values and a range of variables that account for the impact thereon; emphasises that a novel concept of consumer welfare in competition policy should encompass sustainability, social progress and economic resilience goals to the same extent as the goals of effective competition; notes with concern that short-term consumer price effects are insufficient indicators of economic...
welfare and social progress; reminds that a price-centric approach to consumer welfare is incompatible with the zero monetary price norms in the digital ecosystem and where possible consumer harm may not be easily demonstrable in price and output effects;

Or. en

Amendment 190
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández

Motion for a resolution
Paragraph 14 c (new)

Motion for a resolution Amendment

14c. Emphasises the importance of developing accurate and appropriate new theories of harm to take account of the evolution of business models and enforcing competition law thereto; calls on enforcement authorities and agencies to incorporate the intricacies of evolving business models when exploring novel theories of harm in order to avoid situations where infringement procedures may result in unintended consequences such as increased business uncertainty or possible chilling effects on competition;

Or. en

Amendment 191
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 14 d (new)

Motion for a resolution Amendment

14d. Considers the introduction of the concept of consumer vulnerability in
competition assessments an appropriate measure to adapt the enforcement of EU competition law to evolving market dynamics; emphasises that established concepts from consumer law can enable the creation of an intervention benchmark in competition cases; stresses that enhanced protection to vulnerable groups of consumers is pivotal in digital markets, where the information asymmetry between the consumer and the provider as regards data processing and analytic processes employed to influence consumption behaviour may result in exposure to vulnerability and increased switching costs for consumers; further considers that the identification of consumer vulnerabilities in competition assessments could provide relevant insights to assessing restrictive practices or designing consumer-facing remedies;
15. Supports the review of EU competition law instruments as outlined in the Commission communication of 18 November 2021; recalls, however, that this should not exclude the development of new tools where necessary; a better use of existing tools such as interim measures and appropriate behavioural remedies in order to achieve fair competition and achievement of our EU policy objectives enshrined in EU law;

Or. en

Amendment 194
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu, Ivars Ijabs

Motion for a resolution
Paragraph 15

15. Supports the review of EU competition law instruments as outlined in the Commission communication of 18 November 2021; recalls, however, that this should not exclude the development of new tools where necessary; Calls for a swift return to the pre-pandemic rules for competition policy and state aid as economic activities stabilise after the pandemic;

Or. en

Amendment 195
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Niels Fuglsang, Jonás Fernández, Csaba Molnár, Paul Tang
Motion for a resolution
Paragraph 15 a (new)

Amendment

15a. Recalls the Council’s call on the Commission to consider how to tackle distortive effects resulting from a participation of bidders using tax havens outside the EU for tax avoidance purposes, giving a potential unfair advantage to multinational companies participating in such activities; recalls the European Parliament’s call on the Commission to consider the development of certain conditions to be applied to corporations and aggressive tax planning enablers and facilitators in public procurement procedures; urges the Commission to evaluate whether current legal standards allow the exclusion of undertakings or groups of undertakings using tax havens to reduce their tax bill based on the possible exclusion of bidders based on their integrity; invites the Commission to provide legal clarity in the form of guidelines to its Public Procurement Framework in this regard; calls on national governments to integrate this in their national frameworks;

__________________


Or. en

Amendment 196
José Gusmão
Motion for a resolution
Paragraph 16

16. Welcomes the ongoing review of State aid rules, which aims to ensure consistency with both established and new regulatory principles relevant to the twin transition;

Amendment

16. Welcomes the ongoing review of State aid rules, which aims to ensure consistency with both established and new regulatory principles relevant to the twin transition; *notes that an industrial strategy based on public investment and public subsidies directed to strategic industries is crucial for the achievement of the green transition targets and can promote climate sustainability, employment and economic development; stresses that the ongoing review of State aid rules should take into account the decisive role of the state in both transitions, thus allowing for greater public intervention in the markets;*

Or. en

Amendment 197
Esther de Lange

Motion for a resolution
Paragraph 16

16. Welcomes the ongoing review of State aid rules, which aims to ensure consistency with both established and new regulatory principles relevant to the twin transition;

Amendment

16. Welcomes the ongoing review of State aid rules, which aims to ensure consistency with both established and new regulatory principles relevant to the twin transition; *Underlines in this context that government support to the companies with the highest national CO2 emissions shall not be qualified as illegal State aid, provided that this support is linked to ambitious CO2 reduction plans that contribute to meeting the Union’s 2030 and 2050 climate objectives;*

Or. en
Amendment 198
Linea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu, Ivars Ijabs

Motion for a resolution
Paragraph 16

16. Welcomes the ongoing review of State aid rules, which aims to ensure consistency with both established and new regulatory principles relevant to the twin transition; Reiterates that the green transition and the fulfilment of the European Climate Law can only truly be achieved with private investments; Or. en

Amendment 199
José Gusmão

Motion for a resolution
Paragraph 16 a (new)

16a. Is concerned with the insufficient integration of the EU’s green and social objectives in State aid policies; notes the existing market failures to trigger the necessary investments in several areas, including energy efficiency; stresses that the state aid regime must be revised, taking the Union’s 2050 climate neutrality and 2030 greenhouse gas emission reduction targets; notes that mobilising investments at the scale needed to meet the 2030 targets will require the provision of State aid; calls on the Commission to make sure that the alignment to the Green Deal should be reflected on all State aid regulations; Or. en
Amendment 200
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 16 a (new)

Amendment

16a. Highlights that the transparency of the State aid case evaluation process should be enhanced; stresses that the motivation for approving cases as well as the conditions imposed are often only vaguely described; asks for a better and more systemic reporting on which Member States and which economic activities are entitled to which kind of public support; calls the European Court of Auditors to audit the Commission’s decision-making process regarding State aid and assess its effectiveness and transparency;

Or. en

Amendment 201
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 16 a (new)

Amendment

16a. Welcomes the review of the Communication on State aid rules for Important Projects of Common European Interest (IPCEI) to enable Member States and industry to jointly invest in breakthrough innovation; stresses the targeted changes to facilitate the participation of SMEs, align its objectives with current EU priorities such as the twin green and digital transition as well as resilience of the single market;
Amendment 202
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 16 b (new)

Motion for a resolution

16b. Stresses that the European Commission evaluates State aid cases on a case-by-case basis; Highlights that there is a risk of interconnectedness between cases that can be neglected; Asks the Commission to evaluate the cases while taking into account previous cases submitted by the same Member State as well as similar cases submitted by other Member States;

Amendment 203
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 16 b (new)

Motion for a resolution

16b. Underlines that IPCEIs can be powerful game-changers to achieve EU strategic priorities and respond to economic and social challenges; regrets that IPCEIs are not fully exploited and calls on the Commission and Member States to facilitate and finalize IPCEI in critical sectors such as hydrogen, cloud and health;
Amendment 204
José Gusmão

Motion for a resolution
Paragraph 16 b (new)

Motion for a resolution

16b. Notes that this strategy is also important for achieving other EU objectives in the medium and long term, such as public debt sustainability, given the positive impact that public investment can have on economic growth and debt-to-GDP ratios, as recognized by the IMF’s October 2020 Fiscal Monitor;

Amendment 205
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 16 c (new)

Motion for a resolution

16c. Stresses that companies registered in tax heavens should be banned from receiving State aid; Stresses that companies which received State aid should not pay dividends or make share buy-backs in 2022; Stresses that companies that have received State aid should not carry out large-scale social plans;

Amendment 206
Claude Gruffat
on behalf of the Greens/EFA Group
Motion for a resolution
Paragraph 16 d (new)

16d. Reiterates that taxation is sometimes used to grant indirect State aid, creating an uneven playing field in the internal market; calls in the Commission to review its tax State aid rules to assess whether tax advantages, such as tax exemptions or tax credits, do distort competition; calls on the Commission to look into the possibility to fine countries found in breach of EU State aid rules; encourages the Commission to pursue its investigations into Member States’ tax ruling practices;

Or. en

Amendment 207
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 16 e (new)

16e. Calls on the Commission to check whether the kerosene tax exemption amounts to a distortion of competition benefiting the aviation sector, based on an incorrect interpretation of the Chicago Convention on International Civil Aviation;

Or. en

Amendment 208
Claude Gruffat
on behalf of the Greens/EFA Group
Motion for a resolution
Paragraph 16 f (new)

16 f. Regrets that some multinationals still adopt aggressive and harmful tax practices, recalls that tax advantages targeted at large companies may stifle innovation and jeopardise the contestability of markets, especially for SMEs;

Or. en

Amendment 209
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 16 g (new)

16g. Underlines the need to coherently revisit the State aid rules and the Commission’s 2013 Banking Communication to reflect progress in the implementation and improvement of the crisis management framework and to achieve consistency with respect to Bank recovery and resolution directive (BRRD) requirements, taking due account of recent rulings of the Court of Justice of the European Union;

Or. en

Amendment 210
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 17
17. Takes note of the planned revision of the related sections of the General Block Exemption Regulation (GBER)\(^4\);

welcomes that the draft revised GBER further recognises renewable energies and biodiversity protection measures; stresses however that clear, stringent and enforceable criteria and targets should be set for allowing State aid to low-carbon hydrogen; considers that State aid to gas projects should be allowed only to renewable natural gas projects;


Amendment 211
Alfred Sant

Motion for a resolution
Paragraph 17 a (new)

17a. Repeats its calls that allowing State aid in the context of Services of General Economic Interest (SGEI) remains essential for the survival of several communities across Europe especially in the context of state support dedicated to isolated, remote or peripheral regions in the Union;

Or. en

Amendment 212
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Olivier Chastel

Motion for a resolution
Paragraph 18
18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard;

Amendment

18. Welcomes the Commission’s new guidelines on State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal; Reiterates that the green transition and the fulfilment of the European Climate Law can only be achieved with public and private investments; in particular to develop the breakthrough innovative solutions and upscale relevant technologies to attain the objective of climate neutrality; supports the CEEAG provisions as regards electricity levies for electro-intensive users and reminds that those levies should be granted as State aid together with requirements to implement energy audit conclusion, reduce their electricity footprint or sufficiently invest the amount of the aid into projects reducing substantially GHG emissions of the installations;

Or. en

Amendment 213
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 18

Motion for a resolution

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard;

Amendment

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines to balance economic and environmental sustainability; calls for the guidelines to pay due attention and give careful consideration to certain sectors which are at the basis of many other industries as
well as the Union’s social and economic value chain, particularly those suffering from high energy costs and intense international competition; considers particularly that excluding too large a number of such sectors from eligibility for State aid may put the Union’s international competitiveness at risk;

Amendment 214
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 18

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard;

Amendment

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard; welcomes that the guidelines acknowledges that measures that directly or indirectly involve support to fossil fuels, in particular the most polluting ones, often have negative environmental externalities on the market; stresses that therefore those measures should never receive a positive assessment; welcomes that the guidelines include a dedicated section to renewable energy and energy efficiency;

Amendment 215
Markus Ferber

Motion for a resolution
Paragraph 18
Motion for a resolution

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard;

Amendment

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard; deplores, however, that the Commission has narrowed the State aid eligibility for energy-intensive companies considerably thus making the transition to a carbon-neutral economy considerably more difficult for the affected companies;

Or. en

Amendment 216
Línea Søgaard-Lidell, Caroline Nagtegaal, Engin Eroglu, Ivars Ijabs

Motion for a resolution
Paragraph 18

Motion for a resolution

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard;

Amendment

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard; asserts that State aid can complement but never substitute private investments in technologies needed for the green transition;

Or. en

Amendment 217
José Gusmão

Motion for a resolution
Paragraph 18
Motion for a resolution

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard;

Amendment

18. Takes note of the Commission’s initiative to revise the State aid rules in the field of climate, environmental protection and energy (CEEAG) to align them with the European Green Deal and supports the adoption of new guidelines in that regard; stresses that State aid rules cannot continue to be an obstacle to public investment;

Or. en

Amendment 218
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 18 a (new)

Motion for a resolution

18a. Welcomes the Commission’s revised Climate, Energy and Environmental Aid Guidelines (CEEAG) and its efforts to strengthen the 2014 guidelines and to aim for a higher level of environmental protection, which includes the decarbonisation of the energy sector; recalls the Union’s climate objective of reducing greenhouse gas emissions by at least 55% by 2030, as laid down in the European Climate Law, and the target of reaching climate neutrality by 2050 at the latest; welcomes the increased focus on fighting climate change and reducing greenhouse gas emissions in the draft CEEAG; maintains that environmentally sustainable State aid is key to meeting the EU climate, energy and environmental protection objectives, while ensuring a just transition;

Or. en
Amendment 219
Alfred Sant

Motion for a resolution
Paragraph 18 a (new)

Motion for a resolution

Amendment

18a. Is specifically worried about the increased energy prices and the ripple effect it will have on the European economy, its external competitiveness, as well as the socioeconomic impact the rise of prices of energy bills and final goods will have on European citizens; in this context, recommends State aid measures aimed at cushioning this impact;

Or. en

Amendment 220
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques

Motion for a resolution
Paragraph 18 b (new)

Motion for a resolution

Amendment

18b. Welcomes the new chapter in the CEEAG on aid for the closure of coal, oil shale and peat activities; underlines that the phasing out of coal is one of the most important drivers for decarbonisation and recalls that the European Parliament in its resolution of 20 October 2021 called for introducing clear safeguards on the phasing out of fossil fuels, and that these safeguards may include mandatory closure dates; recalls furthermore that this resolution states that state aid rules should not cause or contribute to lock-in effects of greenhouse gas emissions or the creation of stranded assets, and asks the Commission to monitor and apply measures to avoid lock-in effects where
possible, in a way that is fully in line with the Union’s climate objectives;

Amendment 221
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 18 c (new)

Motion for a resolution

Amendment

18c. Welcomes European Commission’s Executive Vice-President Vestager’s remarks at the Conference of Europe Ministers of the German Länder on January 30, 2020 regarding the EU’s State aid rules for the future, enabling governments to support companies to decarbonise and electrify production⁴a; highlights that the results of the “fitness check” of the State aid rules confirms that adjustments would be necessary to align State aid rules with the objectives of the European Green Deal;

Motion for a resolution  
Paragraph 18 d (new)

Amendment

18d. Reaffirms that individual State aid rules require further adaptation to be aligned with recent environmental and energy legislation, political and sustainability priorities, and developments in both technology and markets; emphasises that State aid rules should also be aligned with future challenges, in particular through the revision of the energy and environmental rules aimed at facilitating measures to further promote a modern decarbonised and circular economy;

Or. en

Amendment 223
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution  
Paragraph 18 e (new)

Amendment

18e. Welcomes the European Commission’s introduction of common assessment principles in a number of State aid guidelines to determine the compatibility of State aid with the internal market, including the proportionality test to ensure the consistent application of the rules; recommends that adjustments may be necessary to the common assessment principles to ensure that the objectives of the European Green Deal are met; notes with regret the Judgement of the European Court of Justice of September in case C-594/18 P, according to which the Commission did not have to take into account environmental protection principles in its State aid decision\textsuperscript{1b}; calls
on the Commission to update the common assessment principles and develop new guidelines on how sustainability considerations should be incorporated in the assessment of compatibility of aid to facilitate competitiveness based on high social and environmental standards;


Amendment 224
José Gusmão

Motion for a resolution
Paragraph 19

19. Believes that mainstreaming green and digital strategies is vital to support the EU’s transition; calls on the Commission to incorporate this approach into the future conditions for State aid through its assessment of the De Minimis Regulation upon expiry;


Amendment

19. Believes that mainstreaming green and digital strategies is vital to support the EU’s transition; notes that public investment is crucial for both these strategies; calls on the Commission to incorporate this approach into the future conditions for State aid through its assessment of the De Minimis Regulation upon expiry;


Amendment 225
Alfred Sant

Motion for a resolution
Paragraph 19
19. Believes that mainstreaming green and digital strategies is vital to support the EU’s transition; calls on the Commission to incorporate this approach into the future conditions for State aid through its assessment of the De Minimis Regulation upon expiry; remarks that the De Minimis ceilings should be revisited and increased particularly given the very difficult economic realities being faced by Member States, whilst acknowledging the targets which are to be achieved in the areas of environment, energy and the digital transition;


Amendment 226
Alfred Sant

Motion for a resolution
Paragraph 19 a (new)

19a. Requests caution in the consolidation of the EU airline industry and the creation of EU industry leaders while taking into account the massive state aid allowed for certain EU airlines so as to ensure that on such a basis, the latter will not be enabled to eliminate or takeover smaller EU competitors; notes that peripheral regions and islands continue needing to have autonomy in regulating and supporting airlines that maintain their connectivity, even as these have been stricken hard by the pandemic; notes with concern how the connectivity of European insular regions gets to a practical halt during low seasons to the
detriment of residents and businesses in these regions; questions how major EU airlines are often granted grand scale requests in quick time while smaller airlines are repeatedly investigated and at length regarding any minimal request for assistance; stresses that State aid money approvals should include safeguards against predatory actions on other EU firms by the firms which have received State aid;

Amendment 227
Paul Tang

Motion for a resolution
Paragraph 19 a (new)

19a. Regrets that the concentration in the market for credit rating agencies continues to deepen with S&P Global’s market share having risen from 40% to 52% and the three largest agencies holding over 90% of the market\(^\text{1a}\); concludes that existing measures to enhance competition in this market are insufficient; calls for the creation of a European public credit rating agency as an impartial and trusted alternative to existing agencies;

Amendment 228
Siegfried Mureșan

Motion for a resolution
Paragraph 19 a (new)

Amendment

19a. Calls on the Commission to carry out the necessary arrangements in organizing the Digital Markets Act enforcement structure; believes that complementary antitrust and DMA cases, whether national or EU level, should benefit from enhanced coordination and enforcement stream by accommodating the new instrument to the current competition framework;

Or. en

Amendment 229
Victor Negrescu

Motion for a resolution
Paragraph 19 a (new)

Amendment

19a. Believes that the Commission should avoid setting up a parallel stream of enforcement to DG Competition in regard to the Digital Markets Act; believes the effective application of the Regulation should imply coordination with competition policy, to be best achieved within the limits of the current framework;

Or. en

Amendment 230
Raffaele Fitto, Johan Van Overtveldt
Motion for a resolution
Paragraph 19 a (new)

19a. Recognises that resources for the Commission's Directorate General for Competition (DG COMP) should be adequate to its workload and range of tasks; considers the need to ensure specific expertise in the context of the digital economy;

Amendment 231
José Gusmão

Motion for a resolution
Paragraph 19 a (new)

19a. Highlights the importance of reforming the current taxation system and develop an effective digital tax, so that digital multinationals pay their fair share of taxes in the countries in which they operate and generate revenues;

Amendment 232
Paul Tang

Motion for a resolution
Paragraph 19 b (new)

19b. Regrets the quasi monopoly of the 'Big Four' accountancy companies auditing the largest listed companies and upholds that lessons should be learned from recent scandals including the
Wirecard scandal; calls on the Commission to overhaul of the EU audit regulatory framework to strengthen the supervision regime, address loopholes and Member State exceptions and introduce rules to avoid conflicts of interests by introducing mandatory audit rotation and ring-fencing auditing from consulting services; urges the Commission to take measures to avoid closeness between public institutions and audit firms, including in its own operations, and recalls, in this light, that according to the Court of Auditors the Commission spent more than €462 million on contracts with the ‘Big Four’ between 2016 and 20191a;  


Amendment 233  
José Gusmão  

Motion for a resolution  
Paragraph 19 b (new)  

Motion for a resolution  

19b. Highlights that harmful tax practices and tax advantages targeted at large companies can stifle innovation; notes that these practices are particularly detrimental for SMEs; notes that patent box regimes and super R&D deductions and tax credits distort the level playing field in the EU; calls on the Commission to present concrete proposals for tackling this issue;
Amendment 234
Paul Tang

Motion for a resolution
Paragraph 19 c (new)

19c. Welcomes recent comments of Vice-President Vestager on regulating the 'Metaverse'\(^a\); Is of the opinion the Metaverse is subject to ordinary European legislative frameworks, such as its Competition Framework, GDPR, ePrivacy Directive, DSA and DMA; Deplores earlier killer acquisitions taken place falling outside of the scope of the EU Merger Regulation; Calls, in this regard, on the Commission to actively monitor if companies and entities working on and in the Metaverse are abiding by the earlier mentioned legislative frameworks;


Amendment 235
Johan Van Overtveldt

Motion for a resolution
Paragraph 20

20. Urges the Commission to accelerate its commitment to reviewing its notice on

20. Urges the Commission to accelerate work to deliver on its commitment to
the definition of relevant market; reviewing its notice on the definition of relevant market;

Amendment 236
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár, Paul Tang

Motion for a resolution
Paragraph 20

Motion for a resolution

20. Urges the Commission to accelerate its commitment to reviewing its notice on the definition of relevant market;

Amendment

20. Urges the Commission to accelerate its commitment to reviewing the notice on the definition of relevant market for the purposes of Community competition law ("Notice"); recalls that the Notice is an important tool the Commission uses in its enforcement of those rules to identify the boundaries of competition between companies; emphasises that the Notice needs to be updated to reflect technological change, the evolving market characteristics of the digital market ecosystem, multi-sided markets, the importance of data, and zero-price markets;

Amendment 237
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 20

Motion for a resolution

20. Urges the Commission to accelerate its commitment to reviewing its notice on the definition of relevant market;

Amendment

20. Urges the Commission to accelerate its commitment to reviewing its notice on the definition of relevant market; notes that the Commission launched a call for
evidence on the revision and updating of its market definition notice; stresses that this review should be adapted to the new digital environment, the increased global competition and the climate crisis;

Amendment 238
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 20

20. Urges the Commission to accelerate its commitment to reviewing its notice on the definition of relevant market;

Amendment
20. Urges the Commission to accelerate its commitment to reviewing its notice on the definition of relevant market; calls on the Commission to take into account a longer-term vision encompassing the global dimension and potential future competition in its competitive assessments;

Amendment 239
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Paul Tang

Motion for a resolution
Paragraph 20 a (new)

20a. Is of the opinion that the accelerating speed of market entry and exit, and that of innovation, in combination with shorter innovation cycles, requires more dynamic analyses as regards market definition in digital markets; recalls that in dynamic market contexts, high market shares may not necessarily be indicative of market power
as demonstrated by Case T-79/12\textsuperscript{sa}, and Commission decision in Case M.6281\textsuperscript{sb}; highlights that in digital markets where boundaries are becoming increasingly more blurred, ecosystem-specific aftermarkets may need to be defined where market players’ lock-in strategies are successful and consumers find it difficult to leave the ecosystem;

\textsuperscript{sa} Case T-79/12, ECLI:EU:T:2013:635, para. 69.

\textsuperscript{sb} Commission decision of 7 October 2011 in Case M.6281 Microsoft/Skype para. 78.

Amendment 240
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 20 a (new)

\textit{Motion for a resolution}\hspace{1cm} \textit{Amendment}

20a. Calls on the Commission to revise mergers guidelines to take into account efficiency gains linked to mergers, including the challenge of EU industrial competitiveness; Welcomes the role of the Priorities and Strategic Coordination Unit at DG COMP in order to draw on the expertise of all the Commission’s DG during the investigation of cases by the DG Competition; believes that expertise of the Commission's industrial or sectoral strategy could be strengthened in support of the DG Competition's investigation teams to identify the feasibility and consequences of remedies with regard to the Commission's priorities;

Or. en
Amendment 241  
Dragoş Pîslaru, Linea Søgaard-Lidell, Stéphanie Yon-Courtin, Gilles Boyer, Olivier Chastel  

Motion for a resolution  
Paragraph 20 a (new)  

<table>
<thead>
<tr>
<th>Motion for a resolution</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>20a. Acknowledges the contribution of the EU Merger Control Regulation on the proper functioning of the internal market and calls on the Commission to continue promoting and enforcing its core principles;</td>
<td></td>
</tr>
</tbody>
</table>

Or. en

Amendment 242  
Claude Gruffat  
on behalf of the Greens/EFA Group  

Motion for a resolution  
Paragraph 20 a (new)  

<table>
<thead>
<tr>
<th>Motion for a resolution</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>20a. Commends the Commission for having kept its position on mergers and resisted the pressure from some Member States to foster mergers in order to create so-called “EU Champions”;</td>
<td></td>
</tr>
</tbody>
</table>

Or. en

Amendment 243  
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Paul Tang  

Motion for a resolution  
Paragraph 20 b (new)  

<table>
<thead>
<tr>
<th>Motion for a resolution</th>
<th>Amendment</th>
</tr>
</thead>
<tbody>
<tr>
<td>20b. Emphasises that price is not an</td>
<td></td>
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</tbody>
</table>
all-encompassing parameter for market definition in all cases in the digital economy; highlights that in zero-price markets, consumers access products and services in exchange for their data and are, in return, exposed to profiling and advertising where functionalities such as quality, privacy, data processing, and attention are more fitting parameters; reminds that the Small but Significant Non-transitory Increase in Price (SSNIP) is not the only method available to the Commission when defining the relevant product market; calls on the Commission to consider the Small but Significant Non-transitory Decrease in Quality (SSNDQ) method employed in Case AT.40099\(^c\) as an alternative tool, where appropriate, for market definition in the review of the Notice;

\(^c\) Commission decision of 18 July 2018 in Case AT.40099, para. 263 - 267

Amendment 244
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Paul Tang

Motion for a resolution
Paragraph 20 c (new)

20c. Emphasises that technological means and the large amounts of personal data relevant for online personalisation and price discrimination are extensive, developing rapidly, and difficult to detect; recalls that online marketplaces, platforms, and social media may use data analytics and profiling techniques to improve the efficiency of advertising up to the level of individual consumers, personalise the ranking of the offers, or
vary prices to reflect the cost of serving individual customers; reiterates that personalised pricing practices including but not limited to ranking and nudging may present a challenge for consumers and prevent them from getting the best deal on the market; calls on the Commission to further investigate the impact of personalised pricing and integrate this practice in the product dimension of the evidence relied on to define relevant markets in the review of the Notice;

Amendment 245
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 20 d (new)

Amendment

20d. Reaffirms that the possession of data which is not available to market entrants, and may result in a competitive advantage, can also lead to market dominance; notes with concern that the development of such dominance over market rivals can extend to adjacent markets where the possession of data may result in a competitive advantage in providing complimentary services; urges the Commission to coordinate the development of an analytical framework as regards access to data, and the sustainability of differential access to data, and provide guidance to competition authorities to objectively, and on a case-by-case basis, incorporate such assessments in measuring market power;
Amendment 246
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 21

21. Acknowledges the Commission guidance on certain aspects of Article 22 of the Merger Regulation\(^6\); expresses concern, however, that this initiative may not be sufficient to adapt the regulation to the needs of modern business models, such as on killer acquisitions; regrets that the Commission did not review the Merger Regulation which is not fit for the digital economy as the jurisdictional thresholds setting the starting point for an EU merger review are based on the turnover of the target and acquiring entities; deplores that unlike national authorities the Commission does not have the ability to block mergers and acquisitions based on public interest concerns;


Amendment 247
Paul Tang

Motion for a resolution
Paragraph 21

21. Acknowledges the Commission guidance on certain aspects of Article 22 of the Merger Regulation\(^6\); expresses concern, however, that this initiative may not be sufficient to adapt the regulation to the needs of modern business models, such as on killer acquisitions; Recalls the

remarks of Google's former CEO Eric Schmidt expressing Google is buying one company a week\textsuperscript{1a}; Calls on the Commission to introduce in its review of the competition framework the possibility of a reversed burden of proof on businesses before businesses (pre-)notify potential concentrations;

\textsuperscript{1a} Techcrunch, "Eric Schmidt: Google is buying one company a week", 7 December 2011, https://techcrunch.com/2011/12/07/eric-schmidt-google-is-buying-one-company-a-week/.


Amendment 248
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 21

\textit{Motion for a resolution}

21. Acknowledges the Commission guidance on certain aspects of Article 22 of the Merger Regulation\textsuperscript{6}; expresses concern, however, that this initiative may not be sufficient to adapt the regulation to the needs of modern business models, such as on killer acquisitions;


\textit{Amendment}

21. Acknowledges the Commission guidance on certain aspects of Article 22 of the Merger Regulation\textsuperscript{6}; expresses concern, however, that this initiative may not be sufficient to adapt the regulation to the needs of modern business models, such as on killer acquisitions \textit{that risk jeopardising innovation};


Or. en

Amendment 249
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár, Paul Tang
Motion for a resolution
Paragraph 21 a (new)

21a. Calls on the Commission to review its merger and acquisition rules when it comes to assessing personal data; calls, in particular, on the Commission to fully consider and assess personal data assets as all other traditional physical assets when it decides on digital mergers and acquisitions; urges the European Commission to take a broader view when evaluating digital mergers and assess the impact of data consolidation; notes that the acquisition of targets with specific data resources can bring about a concentration in control over valuable and non-replicable data resources and result in better data access for the merging parties than for their competitors; stresses that data consolidation via mergers may strengthen a dominant position or allow the acquiring entity to leverage market power, and sometimes raise foreclosure concerns;
gain an unfair competitive advantage;

Amendment 251
Victor Negrescu

Motion for a resolution
Paragraph 21 a (new)

21a. Calls for preserving the EU Merger Control core substantive principles at any stage of discussing the effectiveness of the current regime and its relevance for industrial policy;

Amendment 252
Markus Ferber

Motion for a resolution
Paragraph 21 a (new)

21a. Notes that the turnover thresholds might not be suitable to detect all cases that should be reviewed by competition authorities in merger cases;

Amendment 253
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Păslaru, Olivier Chastel

Motion for a resolution
Paragraph 21 b (new)
21b. Calls on the Commission to review its merger and acquisition guidelines when it comes to assessing personal data; calls on the Commission to fully consider personal data assets as all other traditional physical assets when it decides on digital mergers and acquisitions; Urges the European Commission to take a broader view when evaluating digital mergers and assess the damaging effects of data concentration;

Or. en

Amendment 254
Siegfried Mureşan

Motion for a resolution
Paragraph 22 a (new)

22a. Acknowledges the contribution of the EU Merger Control Regulation to the proper functioning of the internal market and calls for maintaining its core principles;

Or. en

Amendment 255
Clara Ponsati Obiols

Motion for a resolution
Subheading 5 a (new)

Competition policy in the audiovisual sector

Or. en
Amendment 256
Clara Ponsati Obiols

Motion for a resolution
Paragraph 22 a (new)

**Motion for a resolution**

22a. Takes note of the increasing concentration of audiovisual content consumption in four major American video on-demand service providers, the top three of which have 100% market share in five Member States (Greece, Hungary, Ireland, Malta and Cyprus);

Or. en

Amendment 257
Clara Ponsati Obiols

Motion for a resolution
Paragraph 22 b (new)

**Motion for a resolution**

22b. Believes that the Audiovisual Media Services Directive (AVMSD) should serve to ensure a competitive environment in the sector and boost European producers and audiovisual media services that promote the European cultural and linguistic diversity, including regional languages;

Or. en

Amendment 258
Clara Ponsati Obiols

Motion for a resolution
Paragraph 22 c (new)
Motion for a resolution

Amendment

22c. Regrets the 'audiovisual dumping' that has resulted from the transposition of the European Directive in some Member States, which have established almost negligible obligations to contribute financially to the production of European works for these providers;

Or. en

Amendment 259
Clara Ponsatí Obiols

Motion for a resolution
Paragraph 22 d (new)

Amendment

22d. Welcomes the French and Italian transposition, which includes obligations to contribute a minimum of 20% to the financing of European works; calls for a minimum threshold of 10% contribution to the financing of European productions to be set for all Member States during the next revision of the Directive;

Or. en

Amendment 260
Eva Kaili, Pedro Marques, Marc Angel, Margarida Marques, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 23 a (new)

Amendment

23a. Considers in particular antitrust proceedings as too lengthy, slowing down much needed market corrections and consequently negatively impacting
effectiveness of competition law enforcement, especially in the case of rapidly growing digital markets; calls therefore for faster antitrust proceedings and asks for cooperation on this not only from the Commission but also from the companies under investigation; condemns in that context that some companies under investigation artificially prolong investigations by systematically requesting prolongations of deadlines and by replying to requests for information only with substantial delays or by submitting ineffective proposals for commitments they would take;

Or. en

Amendment 261
Raffaele Fitto, Johan Van Overtveldt

Motion for a resolution
Paragraph 23 a (new)

23a. Remains deeply concerned about the far-reaching concentration in the European agricultural and food supply chain; reiterates its call on the Commission to urgently conduct a thorough analysis of the extent and effect of buying alliances, thereby devoting special attention to guaranteeing fair competition and greater transparency in supermarket and hypermarket chains’ commercial practices, particularly where such practices affect brand value and product choice or limit innovation or price comparability;

Or. en

Amendment 262
Claude Gruffat
on behalf of the Greens/EFA Group

Motion for a resolution
Paragraph 23 a (new)

Motion for a resolution

Amendment

23a. Calls on the Commission to clarify how and under which conditions sustainability initiatives can allow certain types of arrangements;

Or. en

Amendment 263
Eva Kaili, Pedro Marques, Marc Angel, Jonás Fernández, Csaba Molnár

Motion for a resolution
Paragraph 23 b (new)

Motion for a resolution

Amendment

23b. Points out that while the level of fines that can be imposed by the Commission is amongst the highest in the world, nearly two-thirds of the fines imposed by the Commission in cartel cases since 2006 stayed below 0.99% of global annual turnover, thus well below the ceiling of 10% of a company’s annual worldwide turnover allowed; notes that while the ECA rightly points out that the amount of fines alone does not allow conclusions on whether they are effective deterrents, the ECA also underlines that the ceiling itself of possible fines can limit the deterrent effect in “serious cases”;

Or. en

Amendment 264
Raffaele Fitto

Motion for a resolution
Paragraph 23 b (new)
Motion for a resolution

23b. Stresses the need to overcome a narrow definition of “consumer welfare” defined by short term prices, and to support a comprehensive analysis comprising a wider set of network externalities when evaluating data accumulation capabilities, which should include data protection standards;

Amendment 265
Eva Kaili

Motion for a resolution
Paragraph 23 c (new)

23c. Reminds that current activities favouring competition show that non-EU actors are not following the same rules and are receiving strong state support, amongst other things, including financial support; emphasises that this requires EU competition law to be more flexible, particularly with regard to State Aid, as it does not take sufficient account of the nature of competition faced by European companies in third countries where the same rules are not respected;

Amendment 266
Eva Kaili

Motion for a resolution
Paragraph 23 d (new)
Amendment 267
Eva Kaili

Motion for a resolution
Paragraph 23 e (new)

23e. Proposes the establishment of a European regulatory sandbox to test innovative solutions as regards competition policy and competition law enforcement tools, as well as new sustainability considerations, especially within the context of the assessment of mergers and acquisitions;

Or. en

Amendment 268
Lídia Pereira

Motion for a resolution
Paragraph 24 a (new)

24a. Stresses the importance of guarantees of independence for national supervisory and competition authorities, reiterating the ever-growing need to
ensure more effective channels of communication, information and cooperation at European level; emphasises in this regard the need to provide these authorities with the necessary human, financial and technological resources for the proper performance of their tasks; highlights, lastly, the importance of maintaining the most stringent requirements of transparency and independence concerning the mandates of these authorities, from the mechanisms for appointment to the rules for access to information;

Amendment 269
Dragoș Pîslaru, Linea Søgaard-Lidell, Stéphanie Yon-Courtin, Gilles Boyer, Olivier Chastel

Motion for a resolution
Paragraph 24 a (new)

24a. Stresses that enforcement needs to stay independent and benefit from fit for purpose screening tools and the necessary qualified human resources, in order to efficiently handle the rising and more challenging types of cases; reiterates the paramount importance for the EU economy of safeguarding competition in view of online markets, COVID-related goods and services, respectively the Recovery and Resilience Facility procurement processes; recalls that this requires utmost ambition in fulfilling the standards of Directive (EU) 2019/1;
Amendment 270
Victor Negrescu

Motion for a resolution
Paragraph 24 a (new)

Motion for a resolution
Amendment

24a. Stresses that when modernizing the rules, any changes must not jeopardize the effectiveness and politically independent character of competition and State aid Framework;

Or. en

Amendment 271
Victor Negrescu

Motion for a resolution
Paragraph 25 a (new)

Motion for a resolution
Amendment

25a. Emphasizes the importance of the implementation of Directive (EU) 2019/1 at the highest standard possible, as to make sure that NCAs have adequate human and financial means to deal with the ever-growing and more complex cases; believes workstreams such as the ones linked to digital markets, outbreak-essential supply chains or the recovery and resilience investments are essential for the well-functioning of the internal market and need to be safeguarded by the satisfactory level of resources;

Or. en

Amendment 272
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoș Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 25 a (new)
Motion for a resolution

25a. Calls on the Commission to thoroughly assess the implementation of the Copyright Directive and address outstanding issues on bargaining powers of digital platforms about the implementation of neighbouring rights;

Amendment

Amendment 273
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Olivier Chastel

Motion for a resolution
Paragraph 25 b (new)

25b. Calls on the Commission to ensure that competition law will not contravene to collective negotiations of independent workers but also in critical sectors such as the media sector and food-processing sector; calls on the Commission to look into the bargaining power and anticompetitive behaviour of European retail alliances regarding their suppliers and digital platforms towards publishers;

Amendment

Amendment 274
Stéphanie Yon-Courtin, Gilles Boyer, Ivars Ijabs, Dragoş Pîslaru, Olivier Chastel

Motion for a resolution
Paragraph 26 a (new)

26a. Considers that Parliament should play an active role in the political debate on competition policy; notes that Parliament should be more involved in
the activity of working parties and expert groups, such as the International Competition Network (ICN) and the Organisation for Economic Cooperation and Development (OECD) as an observer to get a better knowledge of the matter and keep it updated on the developments in order to be more prepared for its role as co-legislator; stresses that the European Parliament should participate in EU Competition Weeks and other meetings where Member States’ representatives are invited; Notes that the Competition Working Group is a useful vehicle to foster exchanges between the European Parliament and DG Competition;

Or. en