



EUROPEAN PARLIAMENT

2009 - 2014

Committee on the Environment, Public Health and Food Safety

PE448.797v01-00

10.9.2010

AMENDMENTS

1 - 44

Draft motion for a resolution

Bogusław Sonik, Linda McAvan, Corinne Lepage, Bart Staes, Struan Stevenson

(PE445.826v01-00)

on EU action on oil exploration and extraction in Europe

AM_Com_NonLegRE

Amendment 1

Kriton Arsenis, Jo Leinen, Sirpa Pietikäinen, Bairbre de Brún, Anna Rosbach, Linda McAvan

Draft motion for a resolution

Citation 3

Draft motion for a resolution

- having regard to the Natura 2000 network established by Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora¹, as the primary means of protection of European marine biodiversity,

Amendment

- having regard to the Natura 2000 network established by Council Directive 92/43/EEC of 21 May 1992 on the conservation of natural habitats and of wild fauna and flora¹, **and the Marine Strategy Framework Directive (Directive 2008/56/EC)** as the primary means of protection of European marine biodiversity,

Or. en

Amendment 2

Bart Staes, Bas Eickhout

Draft motion for a resolution

Citation 3a (new)

Draft motion for a resolution

Amendment

- having regard to the targets and requirements to meet favourable and good environmental status in European coastal and marine waters, as set out in Directive 2000/60/EC of the European Parliament and of the Council of 23 October 2000 establishing a framework for Community action in the field of water policy (Water Framework Directive) and by Directive 2008/56/EC of the European Parliament and of the Council of 17 June 2008 establishing a framework for community

Amendment 3

Bart Staes, Bas Eickhout

Draft motion for a resolution

Recital A

Draft motion for a resolution

A. whereas in the light of the Deepwater Horizon oil spill in the Gulf of Mexico it is imperative on the EU and its Member States urgently to examine all aspects of oil extraction and exploration in the European Union and to take all necessary steps thereafter to ensure that such an environmental catastrophe will not occur in EU waters;

Amendment

A. whereas in the light of the Deepwater Horizon oil spill in the Gulf of Mexico it is imperative on the EU and its Member States urgently to examine all aspects of oil extraction and exploration **and other forms of seabed exploitation** in the European Union and to take all necessary steps thereafter to ensure that such an environmental catastrophe will not occur in EU waters;

Amendment 4

Kriton Arsenis, Jo Leinen, Sirpa Pietikäinen, Bairbre de Brún, Anna Rosbach, Linda McAvan

Draft motion for a resolution

Recital B

Draft motion for a resolution

B. whereas the highest levels of environmental protection and of safety and security of oil operations in Europe are the principles of paramount importance which must underpin all EU action in this area,

Amendment

B. whereas the highest levels of **precaution**, environmental protection and of safety and security of oil operations in Europe are the principles of paramount importance which must underpin all EU action in this area,

Amendment 5
Radvilė Morkūnaitė-Mikulėnienė

Draft motion for a resolution
Recital Ca (new)

Draft motion for a resolution

Amendment

Ca. whereas EU waters also border countries that are not part of the European Union, for which EU law does not require compliance with the relevant provisions governing liability and the remedying of damage,

Or. lt

Amendment 6
Bart Staes, Bas Eickhout

Draft motion for a resolution
Recital Ca (new)

Draft motion for a resolution

Amendment

Ca. whereas efforts are underway to extend oil drilling and exploration into deeper and more remote parts of the sea, which involve greater risks in terms of managing and monitoring operations;

Or. en

Amendment 7
Bart Staes, Bas Eickhout

Draft motion for a resolution
Recital Cb (new)

Draft motion for a resolution

Amendment

Cb. whereas the achievement of the EU climate targets will lead to reduced

reliance on the exploration and exploitation of new oil reserves in the short term;

Or. en

Amendment 8
Richard Seeber, Peter Liese

Draft motion for a resolution
Paragraph 1a (new)

Draft motion for a resolution

Amendment

1a. Recognises the significant contribution that offshore oil and gas production in Europe can continue to make to security of supply in the EU and the good safety record of the industry in Europe;

Or. en

Amendment 9
Bart Staes, Bas Eickhout

Draft motion for a resolution
Paragraph 2

Draft motion for a resolution

Amendment

2. Recognises the urgent need to adopt a common European, cross-border oil spill response;

2. Recognises the urgent need to adopt a common European, cross-border oil spill *prevention and response system*;

Or. en

Amendment 10
Bogusław Sonik

Draft motion for a resolution
Paragraph 2a (new)

Draft motion for a resolution

Amendment

2a. Urges the Commission to submit a report at the end of the year assessing the level of environmental pollution and the biological state of the Gulf of Mexico;

Or. pl

Amendment 11

Kriton Arsenis, Jo Leinen, Sirpa Pietikäinen, Bairbre de Brún, Anna Rosbach, Linda McAvan

**Draft motion for a resolution
Paragraph 3a (new)**

Draft motion for a resolution

Amendment

3a. Calls on the Commission to develop rigorous EU wide accident prevention policies for oil platforms, and to extend the scope of the SEVESO II Directive to oil rigs;

Or. en

Amendment 12

Bart Staes, Bas Eickhout

**Draft motion for a resolution
Paragraph 4**

Draft motion for a resolution

Amendment

4. Calls on the Commission in particular to review the EU's capacity for immediate response to accidents **on** offshore **oil platforms** and to develop a European action plan in cooperation with Member States;

4. Calls on the Commission in particular to review the EU's capacity for immediate response to accidents **involving** offshore **installations** and to develop a European action plan in cooperation with Member States;

Or. en

Amendment 13

Kriton Arsenis, Jo Leinen, Sirpa Pietikäinen, Bairbre de Brún, Linda McAvan

Draft motion for a resolution

Paragraph 4

Draft motion for a resolution

4. Calls on the Commission in particular to review the EU's capacity for immediate response to accidents on offshore oil platforms and to develop a European action plan in cooperation with Member States;

Amendment

4. Calls on the Commission in particular to review the EU's capacity for immediate response to accidents on offshore oil platforms and to develop a European action plan in cooperation with Member States; ***notes that special attention must be given to the Arctic zone due to its fragility and importance in mitigating climate change;***

Or. en

Amendment 14

Richard Seeber, Peter Liese

Draft motion for a resolution

Paragraph 6

Draft motion for a resolution

6. Calls on the Commission in particular to review the current legislation under which the holders of offshore oil exploitation licences can lease installations to third parties, so that liability for damage to human life and the environment caused by accidents and disasters on offshore oil platforms can be more easily established in subsequent civil litigation;

Amendment

delete

Or. en

Amendment 15
Bart Staes, Bas Eickhout

Draft motion for a resolution
Paragraph 7

Draft motion for a resolution

7. Urges the Commission, following its review of the regulatory framework, to present to Parliament as early as possible any legislative proposals it deems necessary to address identified weaknesses in the regulatory regime applicable to oil extraction and exploration in the EU;

Amendment

7. Urges the Commission, following its review of the regulatory framework, to present to Parliament as early as possible any legislative proposals it deems necessary to address identified weaknesses in the regulatory regime applicable to oil extraction and exploration **and other forms of seabed exploitation** in the EU;

Or. en

Amendment 16
Richard Seeber, Peter Liese

Draft motion for a resolution
Paragraph 7

Draft motion for a resolution

7. Urges the Commission, following its review of the regulatory framework, to present to Parliament as early as possible any legislative proposals it deems necessary to address identified **weaknesses** in the regulatory regime applicable to oil extraction and exploration in the EU;

Amendment

7. Urges the Commission, following its review of the regulatory framework, to present to Parliament as early as possible any legislative proposals it deems necessary to address identified **loopholes, for example in the Directive on Environmental Liability with Regard to the Prevention and Remedying of Environmental Damage, the Directive on the Control of major-accident Hazards involving Dangerous Substances (SEVESO-Directive) and other European legislation** in the regulatory regime applicable to oil extraction and exploration in the EU;

Or. en

Amendment 17

Kriton Arsenis, Linda McAvan, Sirpa Pietikäinen, Bairbre de Brún

Draft motion for a resolution

Paragraph 7a (new)

Draft motion for a resolution

Amendment

7a. Notes the absence of a compensation fund in the case of oil disasters and calls the Commission to include compulsory financial security provisions under the Environmental Liability Directive;

Or. en

Amendment 18

Kriton Arsenis, Jo Leinen, Sirpa Pietikäinen, Linda McAvan, Bairbre de Brún

Draft motion for a resolution

Paragraph 7b (new)

Draft motion for a resolution

Amendment

7b. Urges the Commission to lower the damage threshold under the Environmental Liability Directive and to include damages caused to marine waters within its scope;

Or. en

Amendment 19

Bart Staes, Bas Eickhout

Draft motion for a resolution

Paragraph 8

Draft motion for a resolution

Amendment

8. Considers that the current environmental liability legislation contains several important gaps in this respect and calls therefore on the Commission to consider revising the content and extending the

8. Considers that the current environmental liability legislation contains several important gaps in this respect and calls therefore on the Commission to consider revising the content and extending the

scope of current EU legislation (including the Environmental Liability Directive¹ and the SEVESO II Directive²) to take into account the risks of off-shore exploitation;

scope of current EU legislation (including the Environmental Liability Directive¹ and the SEVESO II Directive², **and the measures comprising the Erika and Third Maritime Safety Packages) and/or the introduction of any necessary new legislation** to take into account the risks of off-shore exploitation;

¹ Directive 2004/35/EC of the European Parliament and the Council of 21 May 2004 on environmental liability with regard to the prevention and remedying of environmental damage; OJ L 143, 30.4.2004, p.56.

² Directive 2003/105/EC of the European Parliament and of the Council of 16 December 2003 amending Council Directive 96/82/EC on the control of major accident hazards involving dangerous substances; OJ L 345, 31.12.2003, p. 97.

Or. en

Amendment 20

Kriton Arsenis, Jo Leinen, Sirpa Pietikäinen, Bairbre de Brún, Linda McAvan

Draft motion for a resolution

Paragraph 8

Draft motion for a resolution

8. Considers that the current environmental liability legislation contains several important gaps in this respect and calls therefore on the Commission to consider revising the content and extending the scope of current EU legislation (including the Environmental Liability Directive¹ and the SEVESO II Directive²) to take into account **the** risks of off-shore exploitation;

Amendment

8. Considers that the current environmental liability legislation contains several important gaps in this respect and calls therefore on the Commission to consider revising the content and extending the scope of current EU legislation (including the Environmental Liability Directive¹ and the SEVESO II Directive²) to take into account **all** risks of off-shore exploitation **and strengthen the liability rules in the occurrence of oil accidents;**

Amendment 21
Bart Staes, Bas Eickhout

Draft motion for a resolution
Paragraph 8a (new)

Draft motion for a resolution

Amendment

8a. Calls on the Commission, in its current review of the Environmental Impact Assessment Directive¹, to ensure that all sea-bed activities are subjected to a mandatory assessment, that the quality of EIAs is guaranteed and that hyper-hazardous activities like sea bed drilling are not permitted to proceed where an EIA indicates that risks cannot be satisfactorily mitigated;

¹ Directive 85/337 EC as amended

Amendment 22
Bart Staes, Bas Eickhout

Draft motion for a resolution
Paragraph 9, second indent

Draft motion for a resolution

Amendment

- guarantees that liability rests with the polluter in relation to any damage caused by such activities; and

- guarantees that ***full*** liability rests with the polluter in relation to any damage caused by such activities ***including damage to the terrestrial and marine environments and to the global climate;***

Amendment 23
Bart Staes, Bas Eickhout

Draft motion for a resolution
Paragraph 9, third indent

Draft motion for a resolution

- secures the protection of European marine biodiversity.

Amendment

- secures the protection of European biodiversity *in marine and coastal environments*.

Or. en

Amendment 24
Radvilė Morkūnaitė-Mikulėnienė

Draft motion for a resolution
Paragraph 9, fourth indent (new)

Draft motion for a resolution

- ensures that, before any economic activity is planned, independent experts conduct an environmental impact assessment.

Or. lt

Amendment 25
Linda McAvan, Kriton Arsenis

Draft motion for a resolution
Paragraph 10

Draft motion for a resolution

10. Calls on the Commission, *the Council and the Member States to work with industry and regulators towards securing the highest safety and security standards uniformly* across all EU oil platforms and drilling operations *in the EU, and, in cooperation* with the International Maritime Organisation (IMO), to *seek*

Amendment

10. Calls on the Commission *to bring forward legislation to ensure that uniformly high safety standards apply* across all EU oil platforms and drilling operations, *from the Atlantic Margin to the Black Sea; and calls on the Commission and the Member States to work* with the International Maritime

actively to strengthen international safety and control rules and standards;

Organisation (IMO), to strengthen international safety and control rules and standards;

Or. en

Amendment 26
Catherine Soullie, Françoise Grossetête

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

Amendment

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters until such standards have been secured across the EU;

deleted

Or. fr

Amendment 27
Kriton Arsenis, Sirpa Pietikäinen

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

Amendment

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters **until such standards have been secured across the EU;**

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters;

Or. en

Amendment 28
Bart Staes, Bas Eickhout

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters until such standards have been secured across the EU;

Amendment

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea ***exploration and exploitation including*** oil drilling in EU waters until such standards have been secured across the EU;

Or. en

Amendment 29
Rovana Plumb

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

11. Urges the Commission and the Member States to introduce a moratorium on all ***deep*** sea oil drilling in EU waters until such standards have been secured across the EU;

Amendment

11. Urges the Commission and the Member States to introduce a moratorium on all sea oil drilling in EU waters until such standards have been secured across the EU;

Or. en

Amendment 30
Richard Seeber, Peter Liese

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters until such standards have been secured across

Amendment

11. ***Recommends that*** the Commission and the Member States introduce a moratorium on all deep sea oil drilling in EU waters until such standards have been secured

the EU;

across the EU;

Or. en

Amendment 31
Corinne Lepage

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

11. Urges the Commission and the Member States to introduce a moratorium on all *deep sea* oil drilling in EU waters until such standards have been secured across the EU;

Amendment

11. Urges the Commission and the Member States to introduce a moratorium on all oil drilling in EU waters until such standards have been secured across the EU;

Or. en

Amendment 32
Theodoros Skylakakis

Draft motion for a resolution
Paragraph 11

Draft motion for a resolution

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters until such standards have been secured across the EU;

Amendment

11. Urges the Commission and the Member States to introduce a moratorium on all deep sea oil drilling in EU waters until such standards have been secured across the EU, *and for which there is thought to be an increased risk of an accident occurring similar to that in the Gulf of Mexico;*

Or. el

Amendment 33

Kriton Arsenis, Linda McAvan, Sirpa Pietikäinen, Bairbre de Brún, Anna Rosbach

Draft motion for a resolution

Paragraph 12a (new)

Draft motion for a resolution

Amendment

12a. Calls on the Commission to ensure that all provisions of the EIA, SEA and Habitats Directives relating to the environmental impact assessment of oil platforms are applied uniformly across the Member States;

Or. en

Amendment 34

Bart Staes, Bas Eickhout

Draft motion for a resolution

Paragraph 13

Draft motion for a resolution

Amendment

13. Considers that the mandate of the European Agency for Maritime Safety (EMSA) should be extended from vessels to ***oil platforms***; and calls for the conferral of any such new tasks to be reflected in the EMSA budget and staff numbers;

13. Considers that the mandate of the European Agency for Maritime Safety (EMSA) should be extended from vessels to ***offshore installations*** ; and calls for the conferral of any such new tasks to be reflected in the EMSA budget and staff numbers;

Or. en

Amendment 35

Bart Staes, Bas Eickhout

Draft motion for a resolution

Paragraph 15

Draft motion for a resolution

Amendment

15. Believes that it is of the utmost importance that the Commission examine

15. Believes that it is of the utmost importance that the Commission examine

all financial and liability questions associated with *oil* exploration in the EU with a view if necessary to the introduction of compulsory EU-wide insurance or other appropriate instruments, for example the establishment of a special European Fund; considers that any such instrument must take full account of the responsibility of *oil producers*, ensure that operators have sufficient insurance or other financial guarantees in place to secure restoration and compensation in relation to environmental damage caused, and provide for additional financial guarantees, for example in the form of funds, for restoration and compensation where operators' financial guarantees are not sufficient;

all financial and liability questions associated with *offshore* exploration in the EU with a view if necessary to the introduction of compulsory EU-wide insurance or other appropriate instruments, for example the establishment of a special European Fund *to be maintained by mandatory contributions from operators of offshore installations*; considers that any such instrument must take full account of the responsibility of *such operators*, ensure that operators have sufficient insurance or other financial guarantees in place to secure restoration and compensation in relation to environmental damage caused, and provide for additional financial guarantees, for example in the form of funds, for restoration and compensation where operators' financial guarantees are not sufficient;

Or. en

Amendment 36
Richard Seeber, Peter Liese

Draft motion for a resolution
Paragraph 15

Draft motion for a resolution

15. Believes that it is of the utmost importance that the Commission examine all financial and liability questions associated with oil exploration in the EU with a view if necessary to the introduction of compulsory EU-wide insurance or other appropriate instruments, *for example the establishment of a special European Fund*; considers that any such instrument must take full account of the responsibility of oil producers, ensure that operators have sufficient insurance or other financial guarantees in place to secure restoration and compensation in relation to environmental damage caused, and provide

Amendment

15. Believes that it is of the utmost importance that the Commission examine all financial and liability questions associated with oil exploration in the EU with a view if necessary to the introduction of compulsory EU-wide insurance or other appropriate instruments, considers that any such instrument must take full account of the responsibility of oil producers, ensure that operators have sufficient insurance or other financial guarantees in place to secure restoration and compensation in relation to environmental damage caused, and provide for additional financial guarantees, for example in the form of

for additional financial guarantees, for example in the form of funds, for restoration and compensation where operators' financial guarantees are not sufficient;

funds, for restoration and compensation where operators' financial guarantees are not sufficient;

Or. en

Amendment 37
Anja Weisgerber

Draft motion for a resolution
Paragraph 15

Draft motion for a resolution

15. Believes that it is of the utmost importance that the Commission examine all financial and liability questions associated with oil exploration in the EU with a view *if necessary* to ***the introduction of compulsory EU-wide insurance or other appropriate instruments, for example the establishment of a special European Fund; considers that any such instrument must take full account of the responsibility of oil producers, ensure that operators have sufficient insurance or other financial guarantees in place to secure restoration and compensation in relation to environmental damage caused, and provide for additional financial guarantees, for example in the form of funds, for restoration and compensation where operators' financial guarantees are not sufficient;***

Amendment

15. Believes that it is of the utmost importance that the Commission examine all financial and liability questions associated with oil exploration in the EU with a view to ***appropriate risk provisions and financial security schemes;***

Or. de

Amendment 38
Anja Weisgerber

Draft motion for a resolution
Paragraph 16

Draft motion for a resolution

Amendment

16. Urges the Commission in particular to consider compulsory EU-wide insurance schemes designed to compensate fishermen and other affected businesses in the event of a spill;

deleted

Or. de

Amendment 39
Rovana Plumb

Draft motion for a resolution
Paragraph 16

Draft motion for a resolution

Amendment

16. Urges the Commission in particular to consider compulsory EU-wide insurance schemes designed to compensate **fishermen and other** affected businesses in the event of a spill;

16. Urges the Commission in particular to consider compulsory EU-wide insurance schemes designed to compensate affected businesses in the event of a spill;

Or. en

Amendment 40
Richard Seeber, Peter Liese

Draft motion for a resolution
Paragraph 17

Draft motion for a resolution

Amendment

17. Urges the Commission to examine the decommissioning of existing drilling infrastructure and to clarify, if necessary by way of legislation, the responsibility of operators to ensure safe removal and liability for any environmental damage

17. Urges the Commission to examine the decommissioning of existing drilling infrastructure, **taking due account of existing international and national regulations in this area**, and to clarify, if necessary by way of legislation, the

resulting from the decommissioning;

responsibility of operators to ensure safe removal and liability for any environmental damage resulting from the decommissioning;

Or. en

Amendment 41

Bart Staes, Bas Eickhout

Draft motion for a resolution

Paragraph 17

Draft motion for a resolution

17. Urges the Commission to examine the decommissioning of existing drilling infrastructure and to clarify, if necessary by way of legislation, the responsibility of operators to ensure safe removal and liability for any environmental damage resulting from the decommissioning;

Amendment

17. Urges the Commission to examine the decommissioning of existing drilling infrastructure and to clarify, if necessary by way of legislation, the responsibility of operators to ensure safe removal and liability for any environmental damage resulting from the decommissioning ***of offshore infrastructure and any environmental damage arising from an offshore installation or drilling site after it has been decommissioned;***

Or. en

Amendment 42

Bart Staes, Bas Eickhout

Draft motion for a resolution

Paragraph 18

Draft motion for a resolution

18. Calls on the Commission to introduce a rigorous and mandatory framework for company disclosure regarding environmental, social and governance practices;

Amendment

18. Calls on the Commission to introduce a rigorous and mandatory framework for company disclosure regarding environmental, social and governance practices, ***and to consider measures to enhance the engagement of institutional investors with companies regarding the***

investment risks of poor environmental practices;

Or. en

Amendment 43
Linda McAvan, Kriton Arsenis

Draft motion for a resolution
Paragraph 18a (new)

Draft motion for a resolution

Amendment

18a. Notes the report by the UK Health and Safety Executive about working conditions in the North Sea, which shows that fatal and major injury rates doubled over the past year; calls on the Commission to investigate these allegations and take action to ensure high levels of health and safety for those working in offshore drilling.

Or. en

Amendment 44
Radvilė Morkūnaitė-Mikulėnienė

Draft motion for a resolution
Paragraph 18a (new)

Draft motion for a resolution

Amendment

18a. Calls on the Commission to play an active role in ensuring that activities carried out by third countries and oil extraction projects comply as fully as possible with strict environmental standards, and to make provision for specific mechanisms to compensate for any damage caused by third-country offshore oil operations that border the EU.

Or. It