



EUROPEAN PARLIAMENT

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*Committee on the Environment, Public Health and Food Safety*

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**2012/0196(COD)**

9.1.2014

# **AMENDMENTS**

## **14 - 21**

**Draft report**  
**Matthias Groote**  
(PE516.935v01-00)

on the proposal for a regulation of the European Parliament and of the Council  
on the protection of species of wild fauna and flora by regulating trade therein  
(recast)

Proposal for a regulation  
(COM(2012)0403 – C7-0197/2012 – 2012/0196(COD))

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PE526.238v01-00

**EN**

*United in diversity*

**EN**



**Amendment 14**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**  
**Article 7 – paragraph 1 – subparagraph 4 – introductory part**

*Text proposed by the Commission*

The Commission shall be empowered to adopt *delegated* acts *in accordance with Article 20* concerning:

*Amendment*

The Commission shall be empowered to adopt *implementing* acts concerning:

Or. pl

**Amendment 15**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**  
**Article 7 – paragraph 2 – subparagraph 4**

*Text proposed by the Commission*

If the document referred to in the second subparagraph has not been issued before export or re-export, the specimen must be seized and may, where applicable, be confiscated unless the document is submitted retrospectively in compliance with special conditions. The Commission shall be empowered to adopt *delegated* acts *in accordance with Article 20* concerning the special conditions for submitting an export or re-export document retrospectively.

*Amendment*

If the document referred to in the second subparagraph has not been issued before export or re-export, the specimen must be seized and may, where applicable, be confiscated unless the document is submitted retrospectively in compliance with special conditions. The Commission shall be empowered to adopt *implementing* acts concerning the special conditions for submitting an export or re-export document retrospectively

Or. pl

**Amendment 16**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**

## Article 7 – paragraph 3 – subparagraph 2

### *Text proposed by the Commission*

By way of derogation from Articles 4 and 5, the provisions of those Articles shall not apply to dead specimens, parts and derivatives of species listed in Annexes A to D which are personal or household effects being introduced into the Union, or exported or re-exported from the Union, in compliance with special provisions. The Commission shall be empowered to adopt **delegated** acts **in accordance with Article 20** concerning the special provisions regarding the introduction, export or re-export of personal or household effects.

### *Amendment*

By way of derogation from Articles 4 and 5, the provisions of those Articles shall not apply to dead specimens, parts and derivatives of species listed in Annexes A to D which are personal or household effects being introduced into the Union, or exported or re-exported from the Union, in compliance with special provisions. The Commission shall be empowered to adopt **implementing** acts concerning the special provisions regarding the introduction, export or re-export of personal or household effects.

Or. pl

## Amendment 17

Jolanta Emilia Hibner

### Proposal for a regulation

#### Article 8 – paragraph 4

### *Text proposed by the Commission*

4. The Commission shall be empowered to adopt **delegated** acts **in accordance with Article 20** concerning general derogations from the prohibitions referred to in paragraph 1 of this Article based on the conditions referred to in paragraph 3, as well as general derogations with regard to species listed in Annex A in accordance with point (ii) of Article 3(1)(b). Any such derogations must be in accordance with the requirements of other Union legislation on the conservation of wild fauna and flora.

### *Amendment*

4. The Commission shall be empowered to adopt **implementing** acts concerning general derogations from the prohibitions referred to in paragraph 1 of this Article based on the conditions referred to in paragraph 3, as well as general derogations with regard to species listed in Annex A in accordance with point (ii) of Article 3(1)(b). Any such derogations must be in accordance with the requirements of other Union legislation on the conservation of wild fauna and flora.

Or. pl

**Amendment 18**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**  
**Article 9 – paragraph 6**

*Text proposed by the Commission*

6. The Commission shall be empowered to adopt *delegated* acts *in accordance with Article 20* concerning restrictions on the holding or movement of live specimens of such species in relation to which restrictions on introduction into the Union have been established in accordance with Article 4(6).

*Amendment*

6. The Commission shall be empowered to adopt *implementing* acts concerning restrictions on the holding or movement of live specimens of such species in relation to which restrictions on introduction into the Union have been established in accordance with Article 4(6).

Or. pl

**Amendment 19**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**  
**Article 11 – paragraph 5**

*Text proposed by the Commission*

5. The Commission shall be empowered to adopt *delegated* acts *in accordance with Article 20* concerning the time limits for the issuance of permits and certificates.

*Amendment*

5. The Commission shall be empowered to adopt *implementing* acts concerning the time limits for the issuance of permits and certificates.

Or. pl

**Amendment 20**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**  
**Article 12 – paragraph 4**

*Text proposed by the Commission*

4. In exceptional cases and in accordance with special criteria, a management

*Amendment*

4. In exceptional cases and in accordance with special criteria, a management

authority may authorise the introduction into the Union or the export or re-export from the Union at a customs office other than one designated in accordance with paragraph 1. The Commission shall be empowered to adopt *delegated* acts *in accordance with Article 20* concerning the special criteria in accordance with which the introduction, export or re-export at another customs office may be authorised.

authority may authorise the introduction into the Union or the export or re-export from the Union at a customs office other than one designated in accordance with paragraph 1. The Commission shall be empowered to adopt *implementing* acts concerning the special criteria in accordance with which the introduction, export or re-export at another customs office may be authorised.

Or. pl

**Amendment 21**  
**Jolanta Emilia Hibner**

**Proposal for a regulation**  
**Article 24 – paragraph 1**

*Text proposed by the Commission*

This Regulation shall enter into force *on* the *twentieth* day *following that* of its publication in the Official Journal of the European Union.

*Amendment*

This Regulation shall enter into force *12 months after* the day of its publication in the Official Journal of the European Union.

Or. pl