



2022/0278(COD)

31.3.2023

AMENDMENTS

175 - 599

Draft report

Andreas Schwab

(PE742.468v01-00)

Establishing a Single Market emergency instrument and repealing Council
Regulation No (EC) 2679/98

Proposal for a regulation

(COM(2022)0459 – C9-0315/2022 – 2022/0278(COD))

AM_Com_LegReport

Amendment 175
Adriana Maldonado López

Proposal for a regulation
Title 1

Text proposed by the Commission

Amendment

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
establishing a Single Market emergency
instrument *and repealing Council*
Regulation No (EC) 2679/98
(Text with EEA relevance)

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
establishing a Single Market emergency
instrument

Or. en

Amendment 176
Pablo Arias Echeverría, Andreas Schwab, Javier Zarzalejos, Antonio López-Istúriz
White, Juan Ignacio Zoido Álvarez, Leopoldo López Gil, Gabriel Mato

Proposal for a regulation
Title 1

Text proposed by the Commission

Amendment

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
establishing a Single Market emergency
instrument and *repealing* Council
Regulation No (EC) 2679/98
(Text with EEA relevance)

Proposal for a
REGULATION OF THE EUROPEAN
PARLIAMENT AND OF THE COUNCIL
establishing a Single Market emergency
instrument and *amending* Council
Regulation No (EC) 2679/98
(Text with EEA relevance)

Or. en

Amendment 177
Anne-Sophie Pelletier

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) Past crises, especially the early days of the COVID-19 pandemic, have shown that the internal market (also referred to as the Single Market and its supply chains can be severely affected by such crises, and appropriate crisis management tools and coordination mechanisms are either lacking, do not cover all aspects of the Single market or do not allow for a timely response to such impacts.

Amendment

(1) Past crises, especially the early days of the COVID-19 pandemic, have shown that the internal market (also referred to as the Single Market and its supply chains **and workers** can be severely affected by such crises, and appropriate crisis management tools and coordination mechanisms are either lacking, do not cover all aspects of the Single market or do not allow for a timely response to such impacts. ***In many cases, distorted as well as crisis-relevant sectors depended on cross-border services and mobile workers, who played an essential role at the frontline of the crisis, but were often left behind without adequate protection when exercising their freedom of movement.***

Or. en

Amendment 178

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) Past crises, especially the early days of the COVID-19 pandemic, have shown that the internal market (also referred to as the Single Market and its supply chains can be severely affected by such crises, and appropriate crisis management tools and coordination mechanisms are either lacking, do not cover all aspects of the Single market or do not allow for a timely response to such impacts.

Amendment

(1) Past crises, especially the early days of the COVID-19 pandemic, have shown that the internal market (also referred to as the Single Market and its supply chains, ***businesses, workers and consumers*** can be severely affected by such crises, and appropriate crisis management tools and coordination mechanisms are either lacking, do not cover all aspects of the Single market or do not allow for a timely response to such impacts.

Or. en

Amendment 179

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) Past crises, especially the early days of the COVID-19 pandemic, have shown that the internal market (also referred to as the Single Market **and its supply chains**) can be severely affected by such crises, and appropriate crisis management tools and coordination mechanisms are either lacking, do not cover all aspects of the Single market or do not allow for a timely response to such impacts.

Amendment

(1) Past crises, especially the early days of the COVID-19 pandemic, have shown that the internal market (also referred to as the Single Market) can be severely affected by such crises, and appropriate crisis management tools and coordination mechanisms are either lacking, do not cover all aspects of the Single market or do not allow for a timely response to such impacts.

Or. en

Amendment 180

Arba Kokalari

Proposal for a regulation

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1 a) As provided for in Article 3 of the Treaty on the European Union, the internal market comprises an area without internal frontiers and in order to ensure fulfilment of the obligations arising from the Treaty, and, in particular, to ensure the proper functioning of the internal market, Member States should, on the one hand, abstain from adopting measures or engaging in conduct liable to constitute an obstacle to trade and, on the other hand, take all necessary and proportionate measures with a view to facilitating the free movement of goods in

their territory.

Or. en

Amendment 181
Christian Doleschal

Proposal for a regulation
Recital 1 a (new)

Text proposed by the Commission

Amendment

(1 a) National border closures due to the COVID-19 pandemic have unveiled the unique vulnerability and interdependency of Europe's cross-border regions. Disruption of the free movement of goods, services, people and essential medical equipment resulted in detrimental economic consequences.

Or. en

Amendment 182
Arba Kokalari

Proposal for a regulation
Recital 1 b (new)

Text proposed by the Commission

Amendment

(1 b) Breaches of this principle occur when in a given Member State the free movement of goods is obstructed by actions of private individuals, causing grave disruption to the proper functioning of the internal market and inflict serious losses on the individuals affected, the Member State on the territory of which obstacles to the free movement of goods occur should take all necessary and proportionate measures to restore as soon as possible the free movement of goods in their territory in order to avoid the risk that the disruption or loss in question will

continue, increase or intensify and that there may be a breakdown in trade and in the contractual relations which underlie it. Such Member State should inform the Commission and, if requested, other Member States of the measures it has taken or intends to take in order to fulfill this objective as this obligation is expressed in the treaty as well as in the jurisprudence of the Court of Justice of the European Union (Case C-265/95 Commission of the European Communities v French Republic).

Or. en

Amendment 183

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Recital 2

Text proposed by the Commission

(2) The Union was not sufficiently prepared to ensure efficient manufacturing, procurement and distribution of crisis-relevant non-medical goods such as personal protective equipment, especially in the early phase of the COVID-19 pandemic and the ad-hoc measures taken by the Commission in order to re-establish the functioning of the Single Market and to ensure the availability of crisis-relevant non-medical goods during the COVID-19 pandemic were necessarily reactive ***The pandemic also revealed insufficient overview of manufacturing capacities across the Union as well as vulnerabilities related to the global supply chains.***

Amendment

(2) The Union was not sufficiently prepared to ensure efficient manufacturing, procurement and distribution of crisis-relevant non-medical goods such as personal protective equipment, especially in the early phase of the COVID-19 pandemic and the ad-hoc measures taken by the Commission in order to re-establish the functioning of the Single Market and to ensure the availability of crisis-relevant non-medical goods during the COVID-19 pandemic were necessarily reactive.

Or. en

Amendment 184
Anne-Sophie Pelletier

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Actions by the Commission were delayed by several weeks due to the lack of any Union wide contingency planning measures and of clarity as to which part of the national administration to contact to find rapid solutions to the impact on the Single Market being caused by the crisis. In addition it became clear that uncoordinated restrictive actions taken by the Member States would further aggravate the impacts of the crisis on the Single market. It emerged that there is a need for arrangements between the Member States and Union authorities as regards contingency planning, technical level coordination and cooperation and information exchange.

Amendment

(3) Actions by the Commission were delayed by several weeks due to the lack of any Union wide contingency planning measures and of clarity as to which part of the national administration to contact to find rapid solutions to the impact on the Single Market being caused by the crisis. In addition it became clear that uncoordinated restrictive actions taken by the Member States would further aggravate the impacts of the crisis on the Single market. It emerged that there is a need for arrangements between the Member States and Union authorities as regards contingency planning, technical level coordination and cooperation and information exchange. ***Different stakeholders, including trade unions played an essential role to protect free movement during the implementation of such measures and should be able to participate fully in their design and implementation, including when it comes to dissemination of relevant information to workers and business operators on the ground.***

Or. en

Amendment 185
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Actions by the Commission were delayed by several weeks due to the lack of

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Or. en

Amendment 186

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Recital 3

Text proposed by the Commission

(3) Actions by the Commission were delayed by several weeks due to the lack of any Union wide contingency planning measures and ***of clarity*** as to which part of the national administration to contact to find rapid solutions to the impact on the Single Market being caused by the crisis. In addition it became clear that uncoordinated restrictive actions taken by the Member States would further aggravate the impacts of the crisis on the Single market. It emerged that there is a need for arrangements between the Member States and Union authorities as regards contingency planning, technical level coordination and cooperation and information exchange.

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Amendment 187
Anne-Sophie Pelletier

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) Representative organisations of economic operators have suggested that economic operators did not have sufficient information on the crisis response measures of the Member States during the pandemics, partly due to not knowing where to obtain such information, partly due to language constraints and the administrative burden implied in making repeated inquiries in all the Member States, especially in a constantly changing regulatory environment. This prevented them from making informed business decisions as to what extent they may rely on their free movement rights or continue cross-border business operations during the crisis. It is necessary to improve the availability of information on national and Union level crisis response measures

Amendment

(4) Representative organisations of economic operators **and trade unions** have suggested that economic operators **and workers** did not have sufficient information on the crisis response measures of the Member States during the pandemics, partly due to not knowing where to obtain such information, partly due to language constraints and the administrative burden implied in making repeated inquiries in all the Member States, especially in a constantly changing regulatory environment. This prevented them from making informed **decisions to protect free movement rights and working conditions as well as** business decisions as to what extent they may rely on their free movement rights or continue cross-border business operations during the crisis. It is necessary to improve the availability of information on national and Union level crisis response measures

Amendment 188
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Recital 4

Text proposed by the Commission

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Amendment

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economic operators **and social partners** have suggested that economic operators, **citizens and workers** did not have sufficient information on the crisis response measures of the Member States during the **pandemic**, partly due to not knowing where to obtain such information, partly due to language constraints and the administrative burden implied in making repeated inquiries in all the Member States, especially in a constantly changing regulatory environment. This prevented them from making informed decisions as to what extent they may rely on their free movement rights or continue cross-border business operations during the crisis. It is necessary to improve the availability of information on national and Union level crisis response measures

Or. en

Amendment 189

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 4

Text proposed by the Commission

(4) Representative organisations of economic operators have suggested that economic operators did not have sufficient information on the crisis response measures of the Member States during the pandemics, partly due to not knowing where to obtain such information, partly due to language constraints and the administrative burden implied in making repeated inquiries in all the Member States, especially in a constantly changing regulatory environment. This prevented them from making informed business decisions as to what extent they may rely on their free movement rights or continue cross-border business operations during the crisis. It is necessary to improve the

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necessary to improve the availability of information on national and Union level crisis response measures

Or. en

Amendment 190

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) These recent events have also highlighted the need for the Union to be better prepared for possible future crises, especially as we consider the continuing effects of climate change and resulting natural disasters as well as global economic and geopolitical instabilities. Given the fact that it is not known which kind of crises could come up next and produce severe impacts on the Single Market ***and its supply chains*** in the future, it is necessary to provide for an instrument that would apply with regards to impacts ***on*** the Single Market of a wide range of crises.

Amendment

(5) These recent events have also highlighted the need for the Union to be better prepared for possible future crises, especially as we consider the continuing effects of climate change and resulting natural disasters as well as global economic and geopolitical instabilities. Given the fact that it is not known which kind of crises could come up next and produce severe impacts on the Single Market in the future, it is necessary to provide for an instrument that would apply with regards to impacts ***disrupting*** the Single Market of a wide range of crises ***by safeguarding the free movement of goods, services and persons and which facilitates access to crisis-relevant goods and services in the Single Market.***

Or. en

Amendment 191

Anne-Sophie Pelletier

Proposal for a regulation

Recital 5

Text proposed by the Commission

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Amendment

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highlighted the need for the Union to be better prepared for possible future crises, especially as we consider the continuing effects of climate change and resulting natural disasters as well as global economic and geopolitical instabilities. Given the fact that it is not known which kind of crises could come up next and produce severe impacts on the Single Market and its supply chains in the future, it is necessary to provide for an instrument that would apply with regards to impacts on the Single Market of a wide range of crises.

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Or. en

Amendment 192

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 5

Text proposed by the Commission

(5) These recent events have also highlighted the need for the Union to be better prepared for possible future crises, especially as we consider the ***continuing*** effects of climate change and resulting natural disasters as well as global economic and geopolitical instabilities. Given the fact that it is not known which kind of crises could come up next and produce severe impacts on the Single Market and its supply chains in the future, it is necessary to provide for an instrument that would apply with regards to impacts on the Single Market of a wide range of crises.

Amendment

(5) These recent events have also highlighted the need for the Union to be better prepared for possible future crises, especially as we consider the ***aggravating*** effects of climate change and resulting natural disasters as well as global economic and geopolitical instabilities. Given the fact that it is not known which kind of crises could come up next and produce severe impacts on the Single Market and its supply chains in the future, it is necessary to provide for an instrument that would apply with regards to impacts on the Single Market of a wide range of crises.

Or. en

Amendment 193

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 6

Text proposed by the Commission

(6) The impact of a crisis on the Single Market ***can be two-fold. On the one hand, a crisis*** can lead to obstacles to free movement within the Single Market, thus disrupting its normal functioning. ***On the other hand, a crisis can amplify shortages of crisis-relevant goods and services on the Single Market. The Regulation should address both types of impacts on the Single Market.***

Amendment

(6) The impact of a crisis on the Single Market can lead to obstacles to free movement within the Single Market, thus disrupting its normal functioning.

Or. en

Amendment 194

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) Since any specific aspects of future crises that would impact the Single Market and its supply chains are hard to predict, this Regulation should provide for a general framework for anticipating, preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market and its supply chains. .

Amendment

(7) Since any specific aspects of future crises that would impact the Single Market and its supply chains are hard to predict, this Regulation should provide for a general framework for anticipating, ***preventing***, preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market and its supply chains ***while fully respecting and safeguarding fundamental human rights. by fostering its resilience. In order to do so, this Regulation should support the EU Green Deal's objectives and the Green Deal Industrial Plan, including the transition to a full circular economy by 2050 based on short and diverse supply chains, less dependence on raw materials'***

imports as well as high environmental, social and consumer protection standards while fully respecting and safeguarding fundamental human rights.

Or. en

Amendment 195
Anne-Sophie Pelletier

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Since any specific aspects of future crises that would impact the Single Market and its supply chains are hard to predict, this Regulation should provide for a general framework for anticipating, preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market and its supply chains. .

Amendment

(7) Since any specific aspects of future crises that would impact the Single Market and its supply chains are hard to predict, this Regulation should provide for a general framework for anticipating, preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market and its supply chains *or the free movement of goods, services and workers, while ensuring that any crises related emergency response fully respects and safeguards fundamental human rights.*

Or. en

Amendment 196
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Since any specific aspects of future crises that would impact the Single Market and its supply chains are hard to predict, this Regulation should provide for a general framework for anticipating,

Amendment

(7) Since any specific aspects of future crises that would impact the Single Market and its supply chains are hard to predict, this Regulation should provide for a general framework for anticipating,

preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market and its supply chains. .

preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market and its supply chains ***and to strengthen resilience***.

Or. en

Amendment 197

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) Since any specific aspects of future crises that would impact the Single Market ***and its supply chains*** are hard to predict, this Regulation should provide for a general framework for ***anticipating***, preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market ***and its supply chains***. .

Amendment

(7) Since any specific aspects of future crises that would impact the Single Market are hard to predict, this Regulation should provide for a general framework for preparing for, mitigating and minimising the negative impacts which any crisis may cause on the Single Market.

Or. en

Amendment 198

Anne-Sophie Pelletier

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) The framework of measures set out under this Regulation should be deployed in a coherent, transparent, efficient, proportionate and timely manner, having due regard to the need to maintain vital societal functions, meaning including public security, safety, public order, or public health respecting, the responsibility of the Member States to safeguard national

Amendment

(8) The framework of measures set out under this Regulation should be deployed in a coherent, transparent, efficient, proportionate and timely manner, having due regard to the need to maintain vital societal functions, meaning including public security, safety, public order, or public health respecting, the responsibility of the Member States to safeguard national

security and their power to safeguard other essential state functions, including ensuring the territorial integrity of the State and maintaining law and order.

security and their power to safeguard other essential state functions, including ensuring the territorial integrity of the State and maintaining law and order. ***This framework also recognises the important role played by social partners in elaborating and implementing contingency measures in relevant sectors, ensuring full respect for collective bargaining rights and the autonomy of the social partners.***

Or. en

Amendment 199

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation Recital 8

Text proposed by the Commission

(8) The framework of measures set out under this Regulation should be deployed in a coherent, transparent, efficient, proportionate and timely manner, having due regard to the need to maintain vital societal functions, meaning including public security, safety, public order, **or** public health respecting, the responsibility of the Member States to safeguard national security and their power to safeguard other essential state functions, including ensuring the territorial integrity of the State and maintaining law and order.

Amendment

(8) The framework of measures set out under this Regulation should be deployed in a coherent, transparent, efficient, proportionate and timely manner, having due regard to the need to maintain vital societal functions, meaning including public security, safety, public order, public health **or the environment** respecting, the responsibility of the Member States to safeguard national security and their power to safeguard other essential state functions, including ensuring the territorial integrity of the State and maintaining law and order.

Or. en

Amendment 200

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation Recital 9

Text proposed by the Commission

Amendment

(9) To this end, this Regulation provides:

deleted

— *the necessary means to ensure the continued functioning of the Single Market, the businesses that operate on the Single Market and its strategic supply chains, including the free circulation of goods, services and persons in times of crisis and the availability of crisis relevant goods and services to citizens, businesses and public authorities at the time of crisis;*

— *a forum for adequate coordination, cooperation and exchange of information; and*

— *the means for the timely accessibility and availability of the information which is needed for a targeted response and adequate market behaviour by businesses and citizens during a crisis.*

Or. en

Justification

It is not clear why this recital exists. It does not clarify anything that is not clear from the text. It is very odd to have bullet points in a recital.

Amendment 201

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 9 – indent 1

Text proposed by the Commission

Amendment

— the necessary means to ensure the continued functioning of the Single Market, the businesses that operate on the Single Market and its strategic supply chains, including the free circulation of goods, services and persons in times of crisis and the availability of crisis relevant

— the necessary means to ensure the continued functioning of the Single Market, the businesses that operate on the Single Market and its strategic supply chains, including the free circulation of goods, services and persons in times of crisis and the availability of crisis relevant

goods and services to citizens, businesses and public authorities at the time of crisis;

goods and services to citizens, businesses and public authorities at the time of crisis;
while making sure that freedom of movement can be preserved under safe conditions especially for workers involved in the production and provision of those goods and services;

Or. en

Amendment 202
Anne-Sophie Pelletier

Proposal for a regulation
Recital 9 – indent 1

Text proposed by the Commission

— the necessary means to ensure the continued functioning of the Single Market, the businesses that operate on the Single Market and its strategic supply chains, including the free circulation of goods, services and persons in times of crisis and the availability of crisis relevant goods and services to citizens, businesses and public authorities at the time of crisis;

Amendment

— the necessary means to ensure the continued functioning of the Single Market, the businesses that operate on the Single Market and its strategic supply chains, including the free circulation of goods, services and persons in times of crisis and the availability of crisis relevant goods and services to citizens, businesses and public authorities, ***while ensuring the safety of workers involved in the production and provision of those goods and services and the protection of their rights*** at the time of crisis;

Or. en

Amendment 203
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Recital 9 – indent 1 a (new)

Text proposed by the Commission

Amendment

- ***the necessary safeguards for the rights and freedoms of service providers***

and workers, taking into account in particular the situation of and the potential impacts on cross-border activities which are key for the functioning of the internal market, even more in times of crisis, ensuring their safety and protecting their physical and mental health;

Or. en

Amendment 204

Geoffroy Didier

Proposal for a regulation

Recital 9 – indent 2

Text proposed by the Commission

— a forum for adequate coordination, cooperation and exchange of information; and

Amendment

— a forum for adequate coordination, cooperation and exchange of information *amongst all actors of the implementation process : Member States, European Commission and economic operator*; and

Or. en

Amendment 205

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 9 – indent 2 a (new)

Text proposed by the Commission

Amendment

- *an emergency and resilience dialogue between the Council, the Commission and the European Parliament;*

Or. en

Amendment 206

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 9 – indent 3

Text proposed by the Commission

— the means for the timely accessibility and availability of the information which is needed for a targeted response and adequate market behaviour by businesses and citizens during a crisis.

Amendment

— the means for the timely accessibility and availability of the information which is needed for a targeted response and adequate market behaviour by businesses, **workers** and citizens during a crisis.

Or. en

Amendment 207

Anne-Sophie Pelletier

Proposal for a regulation

Recital 9 – indent 3

Text proposed by the Commission

— the means for the timely accessibility and availability of the information which is needed for a targeted response and adequate market behaviour by businesses and citizens during a crisis.

Amendment

— the means for the timely accessibility and availability of the information which is needed for a targeted response and adequate market behaviour by businesses, **workers** and citizens during a crisis.

Or. en

Amendment 208

Francisco Guerreiro, Anna Cavazzini, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 9 – indent 3

Text proposed by the Commission

— the means for the timely accessibility and availability of the

Amendment

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information which is needed for a targeted response and adequate market behaviour by businesses and citizens during a crisis.

information which is needed for a targeted response and adequate market behaviour by businesses, **workers** and citizens during a crisis.

Or. en

Amendment 209

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) ***Where possible***, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning strategically important areas of the Single Market economy and the Union's continuous foresight work.

Amendment

(10) ***Further on***, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning strategically important areas of the Single Market economy and the Union's continuous foresight work ***as well as Union wide resilience assessments***.

Or. en

Amendment 210

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Where possible, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning ***strategically*** important areas of the Single Market economy and the Union's continuous foresight work.

Amendment

(10) Where possible, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning ***critically*** important areas of the Single Market economy and the Union's continuous foresight work ***before any emergency is declared***.

Or. en

Amendment 211

Anna Cavazzini, Malte Gallée, Francisco Guerreiro, Kim Van Sparrentak

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Where possible, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning strategically important areas of the Single Market economy and the Union's continuous foresight work.

Amendment

(10) Where possible, this Regulation should allow for anticipation **and prevention** of events and crises, building on on-going analysis concerning strategically important areas of the Single Market economy and the Union's continuous foresight work.

Or. en

Amendment 212

Christel Schaldemose

Proposal for a regulation

Recital 10

Text proposed by the Commission

(10) Where possible, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning **strategically** important areas of the Single Market economy and the Union's continuous foresight work.

Amendment

(10) Where possible, this Regulation should allow for anticipation of events and crises, building on on-going analysis concerning **critically** important areas of the Single Market economy and the Union's continuous foresight work.

Or. en

Amendment 213

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 10 a (new)

Text proposed by the Commission

Amendment

(10 a) In order to best prepare public authorities and relevant economic operators for a possible crisis, it is crucial that the Commission can assess the resilience of strategic supply chains within the Union in light of pre-determined scenarios. This Regulation should therefore provide a framework where the Commission, in coordination with the Advisory Group, should identify strategic supply chains and the most important actors within this supply chain and assess their resilience. Such assessments should be based on criteria defined with the Advisory Group and should aim at identifying possible strengths and weaknesses of strategic supply chains.

Or. en

Amendment 214

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 15 a (new)

Text proposed by the Commission

Amendment

(15 a) Recent crises such as the COVID-19 pandemic have shown that democratic debates prior to adopting measures restricting specific rights and freedoms and a proper monitoring of the exercise of the executive powers transferred on public authorities by Parliaments have been missing, although this should constitute a fundamental step to ensure public awareness and democratic endorsement of such measures and proper democratic accountability. While the Commission should have a leading role in coordinating the work of the Advisory

Group and for activating the Single Market vigilance mode or the Single Market emergency mode when deemed necessary, the Council and the European Parliament as the legitimate decision-makers under the EU Treaties should be equally involved in adoption of decisions and measures. In order to ensure appropriate public scrutiny, the Single Market vigilance mode or the Single Market emergency mode can only be activated by a decision on a proposal made by the Commission and promptly adopted jointly by both the European Parliament and the Council. In order to ensure equal access to relevant information and ensure fully informed decisions, an emergency and resilience dialogue between the Commission, the Council and the European Parliament is established and both representatives of Member States and representatives of the European Parliament must be members of the Advisory Group.

Or. en

Amendment 215

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

**Proposal for a regulation
Recital 15 b (new)**

Text proposed by the Commission

Amendment

(15 b) In order to provide for an appropriate involvement of the European Parliament against the need for quick decision-making in times of an emergency, decisions to activate the Single Market Vigilance Mode and, in particular, the Single Market Emergency Mode should be adopted by making use of the urgent procedure under Rule 163 of the Rules of Procedure of the European Parliament. If necessary, the President of

the European Parliament should convene an extraordinary mini-session of the Plenary pursuant to Rule 54(4) of the Rules of Procedure of the European Parliament at the request of the Commission. In order to facilitate the smooth process of the adoption of the decisions for the activation of the Single Market Vigilance Mode and the Single Market Emergency Mode, the responsible committee for the Single Market Emergency Instrument shall appoint a standing rapporteur that serves as rapporteur responsible for the urgent procedure under Rule 163(3) of the Rules of Procedure of the European Parliament. The responsible committee will be continuously informed by the European Commission of developments leading to the possible activation of the Single Market Vigilance mode and Single Market Emergency mode within the Emergency and Resilience Dialogue. If necessary, the rules on extraordinary circumstances under Title XIIIa of the Rules of Procedure of the European Parliament provide for the necessary tools in order to ensure a proper functioning of the European Parliament in an emergency situation under unforeseen circumstances, including remote participation and voting.

Or. en

Justification

The main argument put forward against the formal inclusion of the European Parliament in the adoption of emergency measures is a reference to the length of internal procedures. The Rules of Procedure of the European Parliament provide, however, for the necessary rules and instruments for quick decision-making and has proven to be capable of making use of it during the Covid-19 pandemic.

Amendment 216

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 16

Text proposed by the Commission

(16) In order to account for the exceptional nature of and potential far-reaching consequences for the fundamental operation of the ***Singe*** Market of a Single Market emergency, ***implementing*** powers should ***exceptionally*** be conferred ***on the Council*** for the activation of Single Market emergency mode pursuant to Article 281(2) of the Treaty on the Functioning of the European Union.

Amendment

(16) In order to account for the exceptional nature of and potential far-reaching consequences for the fundamental operation of the ***Single*** Market of a Single Market ***vigilance and*** emergency, ***delegated*** powers should be conferred ***to the Commission*** for the activation of Single Market ***vigilance and*** emergency mode pursuant to Article 281(2) of the Treaty on the Functioning of the European Union.

Or. en

Amendment 217

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Recital 16

Text proposed by the Commission

(16) In order to account for the exceptional nature of and potential far-reaching consequences for the fundamental operation of the Singe Market of a Single Market emergency, implementing powers should exceptionally be conferred on the Council for the activation of Single Market emergency mode pursuant to Article ***281(2)*** of the Treaty on the Functioning of the European Union.

Amendment

(16) In order to account for the exceptional nature of and potential far-reaching consequences for the fundamental operation of the Singe Market of a Single Market emergency, implementing powers should exceptionally be conferred on the Council for the activation of Single Market emergency mode pursuant to Article ***291(2)*** of the Treaty on the Functioning of the European Union.

Or. en

Amendment 218

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Recital 16

Text proposed by the Commission

(16) In order to account for the exceptional nature of and potential far-reaching consequences for the fundamental operation of the Single Market of a Single Market emergency, ***implementing powers should exceptionally be conferred on the Council for the activation of*** Single Market emergency mode ***pursuant to Article 281(2) of the Treaty on the Functioning of the European Union.***

Amendment

(16) In order to account for the exceptional nature of and potential far-reaching consequences for the fundamental operation of the Single Market of a Single Market emergency, the Council ***and the European Parliament should jointly activate the*** Single Market emergency mode ***by means of a decision following a proposal from the Commission for such activation.***

Or. en

Amendment 219

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 17

Text proposed by the Commission

(17) Article 21 TFEU lays down the right of EU citizens to move and reside freely within the territory of the Member States, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. The detailed conditions and limitations are laid down in Directive 2004/38/EC. This Directive sets out the general principles applicable to these limitations and the grounds that may be used to justify such measures. ***These grounds are*** public policy, public security ***or*** public health. ***In this context, restrictions to freedom of movement can be justified if they are proportionate and non-discriminatory.*** This Regulation is not intended to provide for additional grounds for the limitation of the right to free movement of persons beyond those provided for in Chapter VI of

Amendment

(17) Article 21 TFEU lays down the right of EU citizens to move and reside freely within the territory of the Member States, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. The detailed conditions and limitations are laid down in Directive 2004/38/EC. This Directive sets out the general principles applicable to these limitations and the grounds that may be used to justify such measures. ***Member States shall refrain from introducing restrictions on the free movement of Union citizens and their family members and of third-country nationals legally staying or residing in the territories of the Member States as well as refugees and beneficiaries of international protection that restrict on*** grounds ***of*** public policy, public security ***and*** public health ***without individual risk***

Directive 2004/38/EC.

assessment or that are directly discriminatory. This Regulation is not intended to provide for additional grounds for the limitation of the right to free movement of persons beyond those provided for in Chapter VI of Directive 2004/38/EC.

Or. en

Amendment 220

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 18

Text proposed by the Commission

(18) As regards the measures for *re-establishing and* facilitating free movement of persons and any other measures affecting the free movement of persons provided under this Regulation, they are based on Article 21 TFEU and complement Directive 2004/38/EC without affecting its application at the time of Single Market emergencies. Such measures should not result in authorising or justifying restrictions to free movement contrary to the Treaties or other provisions of Union law.

Amendment

(18) As regards the measures for facilitating free movement of persons and any other measures affecting the free movement of persons provided under this Regulation, they are based on Article 21 TFEU and complement Directive 2004/38/EC without affecting its application at the time of Single Market emergencies. Such measures should not result in authorising or justifying restrictions to free movement contrary to the Treaties or other provisions of Union law *and instead set down measures which are not acceptable under Union law, before, during, or after a Single Market emergency.*

Or. en

Amendment 221

Anne-Sophie Pelletier

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains provisions which complement the existing measures in order to **reinforce** free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the Single Market vigilance and emergency modes under this regulation.

Amendment

(19) Article 45 TFEU lays down the right to free movement of workers ***without any discrimination based on nationality***, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains provisions which complement the existing measures in order to ***preserve*** free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies, ***while ensuring the safety of workers exercising their freedom of movement also in times of crisis***. Such measures include ***ensuring that essential and crisis relevant service providers and workers exercising their freedom of movement during a Single Market emergency have access to adequate protection and information, including by consulting and cooperating with trade unions and by*** setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the Single Market vigilance and emergency modes under this regulation.

Or. en

Amendment 222

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains

Amendment

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains

provisions which complement the existing measures in order to reinforce free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the ***Single Market vigilance and emergency modes*** under this regulation.

provisions which complement the existing measures in order to reinforce free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the emergency ***mode*** under this regulation. ***Member States and the Commission are encouraged to use existing instruments for the set up and operation of these contact points. Such contact points should be active even outside the emergency mode and should serve to help communication between the Member States and with the steering board.***

Or. en

Amendment 223

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation Recital 19

Text proposed by the Commission

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains provisions which complement the existing measures in order to ***reinforce*** free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the Single Market vigilance and emergency modes

Amendment

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains provisions which complement the existing measures in order to ***facilitate*** free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the Single Market vigilance and emergency modes

under this regulation.

under this regulation. *They should always ensure the physical and mental health and the safety of persons and allow for access to accessible information. Social partners, in particular trade unions should be consulted.*

Or. en

Amendment 224

Anna Cavazzini, Malte Gällée, Francisco Guerreiro, Kim Van Sparrentak

Proposal for a regulation

Recital 19

Text proposed by the Commission

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains provisions which complement the existing measures in order to **reinforce** free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the Single Market vigilance and emergency modes under this regulation.

Amendment

(19) Article 45 TFEU lays down the right to free movement of workers, subject to the limitations and conditions laid down in the Treaties and the measures adopted to give them effect. This Regulation contains provisions which complement the existing measures in order to **preserve** free movement of persons, increase transparency and provide administrative assistance during Single Market emergencies **while ensuring the safety of persons exercising their freedom of movement also in times of crisis**. Such measures include setting up and making available of the single points of contact to workers and their representatives in the Member States and at Union level during the Single Market vigilance and emergency modes under this regulation.

Or. en

Amendment 225

René Repasi, Petra Kammerevert, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 20

Text proposed by the Commission

Amendment

(20) If Member States adopt measures affecting free movement of goods or persons, goods or the freedom to provide services in preparation for and during Single Market emergencies, they should limit such measures to what is necessary and remove them as soon as the situation allows it. Such measures should respect the principles of proportionality and non-discrimination and should take into consideration the particular situation of border regions. *deleted*

Or. en

Amendment 226

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 20

Text proposed by the Commission

Amendment

(20) If Member States adopt measures affecting free movement of goods or persons, goods or the freedom to provide services in preparation for and during Single Market emergencies, they should limit such measures to what is necessary and remove them as soon as the situation allows it. Such measures should respect the principles of proportionality and non-discrimination and should take into consideration the particular situation of border regions. *deleted*

Or. en

Justification

This Recital, like Article 16, seems to encourage Member States to block the four freedoms. This should not be done, even if it is not the intend of the Commission.

Amendment 227

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) *If* Member States **adopt** measures affecting free movement of goods or persons, **goods** or the freedom to provide services **in preparation for and during** Single Market emergencies, **they should limit** such measures to what is necessary and **remove them** as soon as the situation allows it. Such measures should **respect the principles of proportionality and non-discrimination and should take into consideration** the particular situation of border regions.

Amendment

(20) Member States **should refrain from adopting** measures affecting **the** free movement of goods or persons, or the freedom to provide services **unless justified on grounds of legitimate public policy, security and health, in a proportionate and non-discriminatory manner. Especially in** Single Market emergencies, **citizens, workers, consumers and businesses depend on a well functioning Single Market and on the preservation of safe freedom of movement. Therefore, any** such measures **restricting the free movement of goods and services have to be limited** to what is **absolutely** necessary and **have to be removed** as soon as the situation allows it. Such measures should **give special regard to** the particular situation of border regions, **to the provision of services that are essential to the functioning of the affected sector and to sectors that are notably dependent on mobile workers especially in services of general interest. Workers who due to the nature of their tasks and responsibilities are objectively unable to work remotely should not be subject to undue restrictions as long as their safety can be guaranteed.**

Or. en

Amendment 228

Anne-Sophie Pelletier

Proposal for a regulation

Recital 20

Text proposed by the Commission

(20) If Member States adopt measures affecting free movement of goods or persons, goods or the freedom to provide services in preparation for and during Single Market emergencies, they should limit such measures to what is necessary and remove them as soon as the situation allows it. Such measures should respect the principles of proportionality and non-discrimination and should take into consideration the particular situation of border regions.

Amendment

(20) If Member States adopt measures affecting free movement of goods or persons, goods or the freedom to provide services in preparation for and during Single Market emergencies, they should limit such measures to what is necessary and remove them as soon as the situation allows it. Such measures should respect ***fundamental human rights as well as*** the principles of proportionality and non-discrimination and should take into consideration the particular situation of border regions.

Or. en

Amendment 229

Anne-Sophie Pelletier

Proposal for a regulation

Recital 21

Text proposed by the Commission

(21) The activation of the Single Market emergency mode should trigger an obligation for the Member States to notify crisis-relevant free movement restrictions.

Amendment

(21) The activation of the Single Market emergency mode should trigger an obligation for the Member States to notify crisis-relevant free movement restrictions. ***Social partners shall be consulted on the elaboration of any emergency measure having an impact on the free movement, and cooperation should be ensured in terms of implementation and information provision to workers and business operators.***

Or. en

Amendment 230

René Repasi, Brando Benifei, Petra Kammerevert, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Recital 21

Text proposed by the Commission

(21) The activation of the Single Market emergency mode should trigger an obligation for the Member States to notify crisis-relevant free movement restrictions.

Amendment

(21) The activation of ***the Single Market vigilance mode or*** the Single Market emergency mode should trigger an obligation for the Member States to notify crisis-relevant free movement restrictions.

Or. en

Amendment 231

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 21

Text proposed by the Commission

(21) ***The activation of the Single Market emergency mode should trigger an obligation for the*** Member States ***to*** notify ***crisis-relevant*** free movement restrictions.

Amendment

(21) Member States ***shall*** notify ***any*** free movement restrictions ***without delay, and give a justified assessment of their proportionality and necessity.***

Or. en

Amendment 232

René Repasi, Brando Benifei, Petra Kammerevert, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Recital 22

Text proposed by the Commission

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce

Amendment

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce

the emerging risks in the context of the crisis. *Where justified and necessary in the circumstances, the Commission may consider based on any available information, including specialised or scientific information, the merits of Member State arguments relying on the precautionary principle as a reason for adoption of free movement of persons restrictions. It is the task of the Commission to ensure that such measures comply with Union law and do not create unjustified obstacles to the functioning of the Single Market.* The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation.

the emerging risks in the context of the crisis. The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation.

Or. en

Amendment 233

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Recital 22

Text proposed by the Commission

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce the emerging risks in the context of the crisis. Where justified and necessary in the circumstances, the Commission may consider based on any available information, including specialised or scientific information, the merits of Member State arguments *relying on the precautionary principle as a reason for adoption of free movement of persons*

Amendment

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce the emerging risks in the context of the crisis. Where justified and necessary in the circumstances, the Commission may consider based on any available information, including specialised or scientific information, the merits of Member State arguments. It is the task of the Commission to ensure that such measures comply with Union law and do

restrictions. It is the task of the Commission to ensure that such measures comply with Union law and do not create unjustified obstacles to the functioning of the Single Market. The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation.

not create unjustified obstacles to the functioning of the Single Market. The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation. ***Where it is needed and it is clear that a measure is likely to not comply with Union law, the Commission should be able to suspend the application of measures already adopted. To wait for the full notification procedure would endanger the fundamental rights of European citizens and businesses by creating potentially illegal barriers and therefore only increasing the harm of an emergency.***

Or. en

Amendment 234
Anne-Sophie Pelletier

Proposal for a regulation
Recital 22

Text proposed by the Commission

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce the emerging risks in the context of the crisis. Where justified and necessary in the circumstances, the Commission ***may*** consider based on any available information, including specialised or scientific information, the merits of Member State arguments relying on the precautionary principle as a reason for adoption of free movement of persons restrictions. It is the task of the Commission to ensure that such measures

Amendment

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce the emerging risks in the context of the crisis. Where justified and necessary in the circumstances, the Commission ***shall*** consider based on any available information, including specialised or scientific information, the merits of Member State arguments relying on the precautionary principle ***enshrined in Article 191 TFEU*** as a reason for adoption of free movement of persons restrictions, ***while giving due regard also to***

comply with Union law and do not create unjustified obstacles to the functioning of the Single Market. The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation.

obligations to protect fundamental human rights as set out in national, European and international law. It is the task of the Commission to ensure that such measures comply with Union law and do not create unjustified obstacles to the functioning of the Single Market. The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation.

Or. en

Amendment 235

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 22

Text proposed by the Commission

(22) When examining the compatibility of any notified draft or adopted measures with the principle of proportionality, the Commission should ***pay due regard to the evolving crisis situation and often limited information that is at the disposal of the Member States when they seek to reduce the emerging risks in the context of the crisis. Where justified and necessary in the circumstances, the Commission may consider based on any available information, including specialised or scientific information,*** the merits of Member State arguments relying on the precautionary principle as a reason for adoption of free movement of persons restrictions. It is the task of the Commission to ensure that such measures comply with Union law and do not create unjustified obstacles to the functioning of the Single Market. The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis,

Amendment

(22) When examining the compatibility of any notified draft or adopted measures with the principle of ***necessity and*** proportionality, the Commission should ***consult with stakeholders such as social partners in order to assess the impact on the labour market.*** The Commission ***should assess*** the merits of Member State arguments ***including those*** relying on the precautionary principle ***enshrined in Article 191 TFEU*** as a reason for adoption of free movement of persons restrictions. It is the task of the Commission to ensure that such measures comply with Union law and do not create unjustified obstacles to the functioning of the Single Market ***and to the right to free movement.*** The Commission should react to the notifications of Member States as quickly as possible, taking into account the circumstances of the particular crisis, and at the latest within the time-limits set out by this Regulation.

and at the latest within the time-limits set out by this Regulation.

Or. en

Amendment 236

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 23

Text proposed by the Commission

(23) In order to ensure that the specific Single Market emergency measures provided for in this Regulation are used only where this is indispensable for responding to a particular Single Market emergency, such measures should require individual activation by means of **Commission implementing** acts, which indicate the reasons for such activation and the **crisis-relevant** goods or services that such measures apply to.

Amendment

(23) In order to ensure that the specific Single Market **vigilance and** emergency measures provided for in this Regulation are used only where this is indispensable for **preparing for or** responding to a particular Single Market emergency, such measures should require individual activation **and deactivation** by means of **delegated** acts, which indicate the reasons for such activation and the goods or services that such measures apply to. **On duly justified imperative grounds of urgency relating to the impacts of the crisis on the Single Market, the Commission shall adopt immediately applicable delegated acts as referred to in Articles 9, 10, and 14, 15 and 23 in accordance with the procedure referred to in Article 42(3). In order to ensure transparency and democratic scrutiny, the European Parliament has the right to demand the Commission to annually report on the ongoing monitoring of the Single Market's crisis preparedness, including its mapping of supply chains and the undertaken stress tests, including climate stress tests, on measures taken to increase its resilience as well as on measures taken under vigilance and emergency modes in particular vigilance and emergency situations.**

Or. en

Amendment 237

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 23

Text proposed by the Commission

(23) In order to ensure that the specific Single Market emergency measures provided for in this Regulation are used only where this is indispensable for responding to a particular Single Market emergency, *such measures* should *require* individual activation *by means of Commission implementing acts*, which indicate the reasons for such activation and the crisis-relevant goods or services that such measures apply to.

Amendment

(23) In order to ensure that the specific Single Market emergency measures provided for in this Regulation are used only where this is indispensable for responding to a particular Single Market emergency, *implementing powers* should *exceptionally be conferred on the Council for the* individual activation *of such measures pursuant to Article 291(2) of the Treaty on the Functioning of the European Union*, which indicate the reasons for such activation and the crisis-relevant goods or services that such measures apply to.

Or. en

Amendment 238

Anne-Sophie Pelletier

Proposal for a regulation

Recital 23

Text proposed by the Commission

(23) In order to ensure that the specific Single Market emergency measures provided for in this Regulation are used only where this is indispensable for responding to a particular Single Market emergency, such measures should require individual activation by means of Commission implementing acts, which indicate the reasons for such activation and the crisis-relevant goods or services that such measures apply to.

Amendment

(23) In order to ensure that the specific Single Market emergency measures provided for in this Regulation are used only where this is indispensable for responding to a particular Single Market emergency, such measures should require individual activation by means of Commission implementing acts, which indicate the reasons for such activation and *how the measures comply with fundamental human rights, as well as the*

crisis-relevant goods or services that such measures apply to.

Or. en

Amendment 239

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 24

Text proposed by the Commission

(24) Furthermore, in order to ensure the proportionality of the **implementing** acts and due respect for the role of economic operators in crisis management, the Commission should only resort to the activation of the Single Market emergency mode, where economic operators are not able to provide a solution on a voluntary basis within a reasonable time. Why this is the case should be indicated in each such act, and in relation to all particular aspects of a crisis.

Amendment

(24) Furthermore, in order to ensure the proportionality of the **delegated** acts and due respect for the role of economic operators in crisis management, the Commission should only resort to the activation of the Single Market emergency mode, where economic operators are not able to provide a solution on a voluntary basis within a reasonable time, **this exchange should be thoroughly and clearly documented**. Why this is the case should be indicated in each such act, and in relation to all particular aspects of a crisis.

Or. en

Amendment 240

Anne-Sophie Pelletier

Proposal for a regulation

Recital 24

Text proposed by the Commission

(24) Furthermore, in order to ensure the proportionality of the implementing acts and due respect for the role of economic operators in crisis management, the Commission should only resort to the activation of the Single Market emergency mode, where economic operators are not able to provide a solution on a voluntary

Amendment

(24) Furthermore, in order to ensure the proportionality of the implementing acts and due respect for **the autonomy of social partners and** the role of economic operators in crisis management, the Commission should only resort to the activation of the Single Market emergency mode, where economic operators are not

basis within a reasonable time. Why this is the case should be indicated in each such act, and in relation to all particular aspects of a crisis.

able to provide a solution on a voluntary basis within a reasonable time. Why this is the case should be indicated in each such act, and in relation to all particular aspects of a crisis.

Or. en

Amendment 241

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Recital 24

Text proposed by the Commission

(24) Furthermore, in order to ensure the proportionality of the implementing acts and due respect for the role of economic operators in crisis management, the **Commission** should only resort to the activation of the Single Market emergency mode, where economic operators are not able to provide a solution on a voluntary basis within a reasonable time. Why this is the case should be indicated in each such act, and in relation to all particular aspects of a crisis.

Amendment

(24) Furthermore, in order to ensure the proportionality of the implementing acts and due respect for the role of economic operators in crisis management, the **Council** should only resort to the activation of the Single Market emergency mode, where economic operators are not able to provide a solution on a voluntary basis within a reasonable time. Why this is the case should be indicated in each such act, and in relation to all particular aspects of a crisis.

Or. en

Amendment 242

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation Recital 26

Text proposed by the Commission

(26) The activation of the Single Market emergency mode, where needed, should also trigger the application of certain crisis-response procedures which introduce adjustments to the rules governing the

Amendment

(26) The activation of the Single Market emergency mode, where needed, should also trigger the application of certain crisis-response procedures which introduce adjustments to the rules governing the

design, manufacture, conformity assessment and the placing on the market of goods subject to Union harmonised rules. These crisis-response procedures should enable products, designated as crisis-relevant goods to be placed swiftly on the market in an emergency context. The conformity assessment bodies should prioritise the conformity assessment of crisis-relevant goods over any other ongoing applications for other products. On the other hand, in cases, where there are undue delays in the conformity assessment procedures, the national competent authorities should be able to issue authorisations for products, which have not undergone the applicable conformity assessment procedures to be placed on their respective market, provided that they comply with the applicable safety requirements. Such authorisations shall be only **valid on the territory of the issuing Member State** and limited to the duration of the Single Market emergency. In addition, in order to facilitate the increase in supply of crisis-relevant products, certain flexibilities should be introduced with respect to the mechanism of presumption of conformity. In the context of a Single Market emergency, the manufacturers of crisis-relevant goods should be able to rely also on national and international standards, **which** provide an equivalent level of protection to the harmonised European standards. In cases where the latter do not exist or the compliance with them is rendered excessively difficult by the disruptions to the Single Market, the Commission should be able to issue common technical specifications of **voluntary or of** mandatory application in order to provide ready-to-use technical solutions to the manufacturers.

design, manufacture, conformity assessment and the placing on the market of goods subject to Union harmonised rules **in full respect of the precautionary principle of Article 191 TFEU to ensure a high level of protection when it comes to human, animal, plant and environmental health.** These crisis-response procedures should enable products, designated as crisis-relevant goods to be placed swiftly on the market in an emergency context. **When in Union harmonisation legislation, the conformity assessment is carried out by a third party,** the conformity assessment bodies should prioritise the conformity assessment of crisis-relevant goods over any other ongoing applications for other products. On the other hand, in cases, where there are undue delays in the conformity assessment procedures, the national competent authorities should be able to issue authorisations for products, which have not undergone the applicable conformity assessment procedures to be placed on their respective market, provided that they comply with the applicable safety requirements, **social and environmental legislation laid down in relevant Union harmonisation legislation, including harmonised standards. A rolling review can ensure that the latest scientific evidence is taken into account.** Such authorisations shall be only limited to the duration of the Single Market emergency **and for a maximum of six months.** In addition, in order to facilitate the increase in supply of crisis-relevant products, certain flexibilities should be introduced with respect to the mechanism of presumption of conformity. **In order to ensure transparency about the products being placed on the market in one member state in a state of emergency under the presumption of conformity, a traceability tool shall give economic operators, market surveillance authorities and consumers the transparency and information needed about a product and its conformity. To enable regular**

monitoring of crisis relevant goods and goods that risk on becoming crisis-relevant, a traceability tool therefore shall cover these products. In the context of a Single Market emergency, the manufacturers of crisis-relevant goods should be able to rely also on national and international standards, ***if they*** provide an equivalent level of protection to the harmonised European standards. In cases where the latter do not exist or the compliance with them is rendered excessively difficult by the disruptions to the Single Market, the Commission should be able to issue common technical specifications of mandatory application in order to provide ready-to-use technical solutions to the manufacturers.

Or. en

Amendment 243
Anne-Sophie Pelletier

Proposal for a regulation
Recital 26

Text proposed by the Commission

(26) The activation of the Single Market emergency mode, where needed, should also trigger the application of certain crisis-response procedures which introduce adjustments to the rules governing the design, manufacture, conformity assessment and the placing on the market of goods subject to Union harmonised rules. These crisis-response procedures should enable products, designated as crisis-relevant goods to be placed swiftly on the market in an emergency context. The conformity assessment bodies should prioritise the conformity assessment of crisis-relevant goods over any other ongoing applications for other products. On the other hand, in cases, where there are undue delays in the conformity

Amendment

(26) The activation of the Single Market emergency mode, where needed, should also trigger the application of certain crisis-response procedures which introduce adjustments to the rules governing the design, manufacture, conformity assessment and the placing on the market of goods subject to Union harmonised rules. These crisis-response procedures should enable products, designated as crisis-relevant goods to be placed swiftly on the market in an emergency context ***while ensuring that due regard is given to the precautionary principle enshrined in Article 191 TFEU to ensure a high level of protection when it comes to human, animal, plant and environmental health.*** The conformity assessment bodies should

assessment procedures, the national competent authorities should be able to issue authorisations for products, which have not undergone the applicable conformity assessment procedures to be placed on their respective market, provided that they comply with the applicable safety requirements. Such authorisations shall be only valid on the territory of the issuing Member State and limited to the duration of the Single Market emergency. In addition, in order to facilitate the increase in supply of crisis-relevant products, certain flexibilities should be introduced with respect to the mechanism of presumption of conformity. In the context of a Single Market emergency, the manufacturers of crisis-relevant goods should be able to rely also on national and international standards, which provide an equivalent level of protection to the harmonised European standards. In cases where the later do not exist or the compliance with them is rendered excessively difficult by the disruptions to the Single Market, the Commission should be able to issue common technical specifications of voluntary or of mandatory application in order to provide ready-to-use technical solutions to the manufacturers.

prioritise the conformity assessment of crisis-relevant goods over any other ongoing applications for other products. On the other hand, in cases, where there are undue delays in the conformity assessment procedures, the national competent authorities should be able to issue authorisations for products, which have not undergone the applicable conformity assessment procedures to be placed on their respective market, provided that they comply with the applicable safety requirements. Such authorisations shall be only valid on the territory of the issuing Member State and limited to the duration of the Single Market emergency. In addition, in order to facilitate the increase in supply of crisis-relevant products, certain flexibilities should be introduced with respect to the mechanism of presumption of conformity. In the context of a Single Market emergency, the manufacturers of crisis-relevant goods should be able to rely also on national and international standards, which provide an equivalent level of protection to the harmonised European standards. In cases where the later do not exist or the compliance with them is rendered excessively difficult by the disruptions to the Single Market, the Commission should be able to issue common technical specifications of voluntary or of mandatory application in order to provide ready-to-use technical solutions to the manufacturers.

Or. en

Amendment 244

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 26

(26) The activation of the Single Market emergency mode, where needed, should also trigger the application of certain crisis-response procedures which introduce adjustments to the rules governing the design, manufacture, conformity assessment and the placing on the market of goods subject to Union harmonised rules. These crisis-response procedures should enable products, designated as crisis-relevant goods to be placed swiftly on the market in an emergency context. The conformity assessment bodies should prioritise the conformity assessment of crisis-relevant goods over any other ongoing applications for other products. On the other hand, in cases, where there are undue delays in the conformity assessment procedures, the national competent authorities should be able to issue authorisations for products, which have not undergone the applicable conformity assessment procedures to be placed on their respective market, provided that they comply with the applicable safety requirements. ***Such authorisations shall be only valid on the territory of the issuing Member State and limited to the duration of the Single Market emergency.*** In addition, in order to facilitate the increase in supply of crisis-relevant products, certain flexibilities should be introduced with respect to the mechanism of presumption of conformity. In the context of a Single Market emergency, the manufacturers of crisis-relevant goods should be able to rely also on national and international standards, which provide an equivalent level of protection to the harmonised European standards. In cases where the latter do not exist or the compliance with them is rendered excessively difficult by the disruptions to the Single Market, the Commission should be able to issue common technical specifications of voluntary or of mandatory

(26) The activation of the Single Market emergency mode, where needed, should also trigger the application of certain crisis-response procedures which introduce adjustments to the rules governing the design, manufacture, conformity assessment and the placing on the market of goods subject to Union harmonised rules. These crisis-response procedures should enable products, designated as crisis-relevant goods to be placed swiftly on the market in an emergency context. The conformity assessment bodies should prioritise the conformity assessment of crisis-relevant goods over any other ongoing applications for other products. On the other hand, in cases, where there are undue delays in the conformity assessment procedures, the national competent authorities should be able to issue authorisations for products, which have not undergone the applicable conformity assessment procedures to be placed on their respective market, provided that they comply with the applicable safety requirements. In addition, in order to facilitate the increase in supply of crisis-relevant products, certain flexibilities should be introduced with respect to the mechanism of presumption of conformity. In the context of a Single Market emergency, the manufacturers of crisis-relevant goods should be able to rely also on national and international standards, which provide an equivalent level of protection to the harmonised European standards. In cases where the latter do not exist or the compliance with them is rendered excessively difficult by the disruptions to the Single Market, the Commission should be able to issue common technical specifications of voluntary or of mandatory application in order to provide ready-to-use technical solutions to the manufacturers.

application in order to provide ready-to-use technical solutions to the manufacturers.

Or. en

Amendment 245

Christel Schaldemose

Proposal for a regulation

Recital 28

Text proposed by the Commission

(28) In cases where there are substantial risks to the functioning of the Single Market or in cases of severe shortages or an exceptionally high demand of goods of **strategic** importance, measures at Union level aimed to ensure the availability of crisis-relevant products, such as priority rated orders, may prove to be indispensable for the return to the normal functioning of the Single Market.

Amendment

(28) In cases where there are substantial risks to the functioning of the Single Market or in cases of severe shortages or an exceptionally high demand of goods of **critical** importance, measures at Union level aimed to ensure the availability of crisis-relevant products, such as priority rated orders, may prove to be indispensable for the return to the normal functioning of the Single Market.

Or. en

Amendment 246

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 28

Text proposed by the Commission

(28) In cases where there are substantial risks to the functioning of the Single Market or in cases of severe shortages or an exceptionally high demand of goods of strategic importance, measures at Union level aimed to ensure the availability of crisis-relevant products, **such as priority rated orders**, may prove to be indispensable for the return to the normal

Amendment

(28) In cases where there are substantial risks to the functioning of the Single Market or in cases of severe shortages or an exceptionally high demand of goods of strategic importance, measures at Union level aimed to ensure the availability of crisis-relevant products may prove to be indispensable for the return to the normal functioning of the Single Market.

functioning of the Single Market.

Or. en

Amendment 247

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 29

Text proposed by the Commission

(29) In order to leverage the purchasing power and negotiating position of the Commission during the Single Market vigilance mode and the Single Market emergency mode, Member States should be able to request the Commission to procure on their behalf.

Amendment

(29) In order to leverage the purchasing power and negotiating position of the Commission during the Single Market vigilance mode and the Single Market emergency mode, Member States should be able to request the Commission to procure on their behalf. ***Mandates and contracts of such joint procurement undertakings should be made available to the public.***

Or. en

Amendment 248

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 29

Text proposed by the Commission

(29) In order to leverage the purchasing power and negotiating position of the Commission during ***the Single Market vigilance mode and*** the Single Market emergency mode, Member States should be able to request the Commission to procure on their behalf.

Amendment

(29) In order to leverage the purchasing power and negotiating position of the Commission during the Single Market emergency mode, Member States should be able to request the Commission to procure on their behalf.

Or. en

Amendment 249
Anne-Sophie Pelletier

Proposal for a regulation
Recital 30

Text proposed by the Commission

(30) Where there is a severe shortage of crisis-relevant products or services on the Single market during a Single Market emergency, and it is clear that the economic operators that operate on the Single market do not produce any such goods, but would in principle be able to repurpose their production lines or would have insufficient capacity to provide the goods or services needed, the Commission should be able to recommend to the Member States as a last resort to take measures to facilitate or request the ramping up or repurposing of production capacity of manufacturers or the capacity of the service providers to provide crisis-relevant services. In doing so the Commission would inform the Member States as to the severity of the shortage and the type of the crisis-relevant goods or services that are needed and would provide support and advice in relation to the flexibilities in the EU acquis for such purposes.

Amendment

(30) Where there is a severe shortage of crisis-relevant products or services on the Single market during a Single Market emergency, and it is clear that the economic operators that operate on the Single market do not produce any such goods, but would in principle be able to repurpose their production lines or would have insufficient capacity to provide the goods or services needed, the Commission should be able to recommend to the Member States as a last resort to take measures to facilitate or request the ramping up or repurposing of production capacity of manufacturers or the capacity of the service providers to provide crisis-relevant services. In doing so the Commission would inform the Member States as to the severity of the shortage and the type of the crisis-relevant goods or services that are needed and would provide support and advice in relation to the flexibilities in the EU acquis for such purposes. ***If any ramping up or repurposing of production capacity of manufacturers have an impact on free movement or rights of workers in a company or sector, trade unions should be able to participate fully in the process, in addition to being informed and consulted before and during the implementation phase.***

Or. en

Amendment 250
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 30

Text proposed by the Commission

(30) Where there is a severe shortage of crisis-relevant products or services on the Single market during a Single Market emergency, and it is clear that the economic operators that operate on the Single market do not produce any such goods, but would in principle be able to repurpose their production lines or would have insufficient capacity to provide the goods or services needed, the Commission should be able to recommend to the Member States as a last resort to take measures to facilitate or request the ramping up or repurposing of production capacity of manufacturers or the capacity of the service providers to provide crisis-relevant services. In doing so the Commission would inform the Member States as to the severity of the shortage and the type of the crisis-relevant goods or services that are needed and would provide support and advice in relation to the flexibilities in the EU acquis for such purposes.

Amendment

(30) Where there is a severe shortage of crisis-relevant products or services on the Single market during a Single Market emergency, and it is clear that the economic operators that operate on the Single market do not produce any such goods, but would in principle be able to repurpose their production lines or would have insufficient capacity to provide the goods or services needed, the Commission should be able to recommend to the Member States as a last resort to take measures to facilitate or request the ramping up or repurposing of production capacity of manufacturers or the capacity of the service providers to provide crisis-relevant services. In doing so the Commission would inform the Member States, ***the advisory group and the European Parliament*** as to the severity of the shortage and the type of the crisis-relevant goods or services that are needed and would provide support and advice in relation to the flexibilities in the EU acquis for such purposes.

Or. en

Amendment 251

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 31

Text proposed by the Commission

(31) The measures ensuring regulatory flexibility would allow the Commission to recommend that Member States accelerate the procedures for granting permits that would be necessary for enhancement of the capacity to produce crisis-relevant goods or

Amendment

(31) The measures ensuring regulatory flexibility would allow the Commission to recommend that Member States accelerate the procedures for granting permits that would be necessary for enhancement of the capacity to produce crisis-relevant goods or

provide crisis-relevant services.

provide crisis-relevant services *without prejudice to the precautionary principle and fully respecting environmental, social and consumer protection standards.*

Or. en

Amendment 252

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 32

Text proposed by the Commission

(32) Additionally, to ensure that crisis-relevant goods are available during the Single Market emergency, the Commission may invite the economic operators that operate in crisis-relevant supply chains to prioritise the orders of inputs necessary for the production of final goods that are crisis relevant, or the orders of such final goods themselves. *Should an economic operator refuse to accept and prioritise such orders, following objective evidence that the availability of crisis-relevant goods is indispensable, the Commission may decide to invite the economic operators concerned to accept and prioritise certain orders, the fulfilment of which will then take precedence over any other private or public law obligations. In the event of failure to accept, the operator in question should explain its legitimate reasons for declining the request. The Commission may make such reasoned explanation or parts of it public, with due regard to business confidentiality.*

Amendment

(32) Additionally, to ensure that crisis-relevant goods are available during the Single Market emergency, the Commission may invite the economic operators that operate in crisis-relevant supply chains to prioritise the orders of inputs necessary for the production of final goods that are crisis relevant, or the orders of such final goods themselves.

Or. en

Amendment 253

René Repasi, Brando Benifei, Petra Kammerevert, Adriana Maldonado López, Maria

Proposal for a regulation
Recital 32

Text proposed by the Commission

(32) Additionally, to ensure that crisis-relevant goods are available during the Single Market emergency, the Commission may invite the economic operators that operate in crisis-relevant supply chains to prioritise the orders of inputs necessary for the production of final goods that are crisis relevant, or the orders of such final goods themselves. Should an economic operator refuse to accept and prioritise such orders, following objective evidence that the availability of crisis-relevant goods is indispensable, the Commission may decide to invite the economic operators concerned to accept and prioritise certain orders, the fulfilment of which will then take precedence over any other private or public law obligations. In the event of failure to accept, the operator in question should explain its legitimate reasons for declining the request. The Commission *may* make such reasoned explanation or parts of it public, with due regard to business confidentiality.

Amendment

(32) Additionally, to ensure that crisis-relevant goods are available during the Single Market emergency, the Commission may invite the economic operators that operate in crisis-relevant supply chains to prioritise the orders of inputs necessary for the production of final goods that are crisis relevant, or the orders of such final goods themselves. Should an economic operator refuse to accept and prioritise such orders, following objective evidence that the availability of crisis-relevant goods is indispensable, the Commission may decide to invite the economic operators concerned to accept and prioritise certain orders, the fulfilment of which will then take precedence over any other private or public law obligations. In the event of failure to accept, the operator in question should explain its legitimate reasons for declining the request. The Commission *should* make such reasoned explanation or parts of it public, with due regard to business confidentiality.

Or. en

Amendment 254

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 32

Text proposed by the Commission

(32) Additionally, to ensure that crisis-relevant goods are available during the Single Market emergency, the Commission may invite the economic operators that operate in crisis-relevant supply chains to

Amendment

(32) Additionally, to ensure that crisis-relevant goods are available during the Single Market emergency, the Commission may invite the economic operators that operate in crisis-relevant supply chains to

prioritise the orders of inputs necessary for the production of final goods that are crisis relevant, or the orders of such final goods themselves. Should an economic operator refuse to accept and prioritise such orders, following objective evidence that the availability of crisis-relevant goods is indispensable, the Commission may ***decide to invite*** the economic operators concerned to accept and prioritise certain orders, the fulfilment of which will then take precedence over any other private or public law obligations. In the event of failure to accept, the operator in question should explain its legitimate reasons for declining the request. The Commission ***may*** make such reasoned explanation or parts of it public, with due regard to business confidentiality.

prioritise the orders of inputs necessary for the production of final goods that are crisis relevant, or the orders of such final goods themselves. Should an economic operator refuse to accept and prioritise such orders, following objective evidence that the availability of crisis-relevant goods is indispensable, the Commission ***should oblige*** the economic operators concerned to accept and prioritise certain orders, the fulfilment of which will then take precedence over any other private or public law obligations. In the event of failure to accept, the operator in question should explain its legitimate reasons for declining the request. The Commission ***should*** make such reasoned explanation or parts of it public, with due regard to business confidentiality.

Or. en

Amendment 255

René Repasi, Andreas Schwab, Dita Charanzová, Anna Cavazzini

Proposal for a regulation

Recital 33

Text proposed by the Commission

(33) Furthermore, to ensure availability of crisis-relevant goods during the Single Market emergency, the Commission may recommend that Member States distribute strategic reserves, having with due regard to the principles of solidarity, necessity and proportionality.

Amendment

(33) Furthermore, to ensure availability of crisis-relevant goods during the Single Market emergency, the Commission may recommend that Member States distribute strategic reserves, having with due regard to the principles of solidarity, necessity and proportionality. ***This must take into account the different local and regional needs such as those of the outermost regions, densely populated cities, rural areas and border regions.***

Or. en

Justification

The amendment stems from the Opinion of the European Committee of the Regions on the

Single Market Emergency Instrument. It does not reflect political ownership of the co-signatories or their groups and is added by the authors to formally introduce it into the legislative process.

Amendment 256

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Recital 33

Text proposed by the Commission

(33) Furthermore, to ensure availability of crisis-relevant goods during the Single Market emergency, the Commission may recommend that Member States distribute strategic reserves, having with due regard to the principles of solidarity, necessity and proportionality.

Amendment

(33) Furthermore, to ensure availability of crisis-relevant goods during the Single Market emergency, the Commission may recommend that Member States distribute strategic reserves, having with due regard to the principles of solidarity, necessity and proportionality. ***Intra-EU export bans shall be prohibited.***

Or. en

Amendment 257

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 35

Text proposed by the Commission

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, ***for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, implementing powers should be conferred on the***

Amendment

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons. Moreover, implementing powers should be conferred on the ***Council*** as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation

Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains and coordinate the building up of strategic reserves for goods and services of strategic importance.

Moreover, implementing powers should be conferred on the **Commission** as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

(EU) No 182/2011 of the European Parliament and of the Council.

Or. en

Amendment 258

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Recital 35

Text proposed by the Commission

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, ***for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain***, so that the objectives of the initiative are achieved. Furthermore, implementing powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains ***and coordinate the building up of strategic reserves for goods and services of strategic importance.***

Moreover, implementing powers should be conferred on the Commission as regards

Amendment

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons so that the objectives of the initiative are achieved. Furthermore, implementing powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains. Moreover, implementing powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and

activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

of the Council.

Or. en

Amendment 259

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Recital 35

Text proposed by the Commission

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, ***implementing powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains and coordinate the building up of strategic reserves for goods and services of strategic importance.*** Moreover, implementing powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, the vigilance mode and ***the vigilance measures should be jointly activated by the European Parliament and the Council.*** Moreover, implementing powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment 260**Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak****Proposal for a regulation****Recital 35***Text proposed by the Commission*

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, **implementing** powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains and coordinate the building up of strategic reserves for goods and services of strategic importance. Moreover, **implementing** powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons **and their protection**, for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, **delegated** powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains and coordinate the building up of strategic reserves for goods and services of strategic importance. Moreover, **delegated** powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment 261**Christel Schaldemose**

Proposal for a regulation
Recital 35

Text proposed by the Commission

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, implementing powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains and coordinate the building up of strategic reserves for goods and services of **strategic** importance. Moreover, implementing powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment

(35) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred on the Commission as regards the possibility to adopt supportive measures for facilitating free movement of persons, for establishing a list of individual targets (quantities and deadlines) for those strategic reserves that the Member States should maintain, so that the objectives of the initiative are achieved. Furthermore, implementing powers should be conferred on the Commission as regards activating the vigilance mode and vigilance measures in order to carefully monitor the strategic supply chains and coordinate the building up of strategic reserves for goods and services of **critical** importance. Moreover, implementing powers should be conferred on the Commission as regards activation of specific emergency response measures at the time of a Single Market emergency, to allow for a rapid and coordinated response. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Or. en

Amendment 262
Anne-Sophie Pelletier

Proposal for a regulation
Recital 36

Text proposed by the Commission

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the

Amendment

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the

European Union (the ‘Charter’). In particular, it respects the right to privacy of the economic operators enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 26 of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

European Union (the ‘Charter’), ***in particular everyone’s right to liberty and security of person, as enshrined in Article 6***. In particular ***as well***, it respects the right to privacy of the economic operators enshrined in Article 7 of the Charter, right to data protection set out in Article 8 ***of the Charter, the freedom to choose an occupation and right to engage in work as protected by Article 15*** of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 28 ***of the Charter, fair and just working conditions as protected by Article 31*** of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. ***No emergency measure triggered under this Regulation in response to a crisis in the Single Market can be used to undermine or circumvent fundamental human rights as guaranteed under the Charter or international human rights instruments, such as collective bargaining and right to strike***. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

Or. en

Amendment 263

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana

Proposal for a regulation
Recital 36

Text proposed by the Commission

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union (the ‘Charter’). In particular, it respects the right to privacy of the economic operators enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 26 of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

Amendment

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union (the ‘Charter’). In particular, it respects the right to privacy of the economic operators enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 28 of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU. ***In particular it should not in any way affect the explicit or implicit right or freedom to negotiate and conclude collective agreements or to take collective action, including strike action in accordance with national law or practise, and any other actions covered by the specific industrial relations systems in Member States.***

Amendment 264**Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak****Proposal for a regulation****Recital 36***Text proposed by the Commission*

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union (the ‘Charter’). In particular, it respects the right to privacy *of the economic operators* enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 26 of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

Amendment

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union (the ‘Charter’) ***and the right to liberty and security of person (Article 6)***. In particular, it respects the right to privacy enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 26 of the Charter ***as well as the right to strike*** and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

Amendment 265

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Recital 36

Text proposed by the Commission

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union (the ‘Charter’). In particular, it respects the right to privacy of the economic operators enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 26 of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

Amendment

(36) This Regulation respects fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union (the ‘Charter’). In particular, it respects the right to privacy of the economic operators enshrined in Article 7 of the Charter, right to data protection set out in Article 8 of the Charter, the freedom to conduct business and the freedom of contract, which are protected by Article 16 of the Charter, the right to property, protected by Article 17 of the Charter, right to collective bargaining and action protected by Article 28 of the Charter and the right to an effective judicial remedy and to a fair trial as provided for in Article 47 of the Charter. Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can rather, by reason of the scale or effects of the action, be better achieved at Union level, the Union may adopt measures in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty. In accordance with the principle of proportionality as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective. The Regulation should not affect the autonomy of the social partners as recognised by the TFEU.

Or. en

Amendment 266

Anne-Sophie Pelletier

Proposal for a regulation
Recital 37

Text proposed by the Commission

(37) The Union remains fully committed to international solidarity and strongly supports the principle that any measures deemed necessary taken under this Regulation, including those necessary to prevent or relieve critical shortages, are implemented in a manner that is targeted, transparent, proportionate, ***temporary and consistent with WTO obligations.***

Amendment

(37) The Union remains fully committed to international solidarity and strongly supports the principle that any measures deemed necessary taken under this Regulation, including those necessary to prevent or relieve critical shortages, are implemented in a manner that is targeted, transparent ***and*** proportionate.

Or. en

Amendment 267
Anne-Sophie Pelletier

Proposal for a regulation
Recital 38

Text proposed by the Commission

(38) The Union framework shall include interregional elements to establish coherent, multi-sectoral, cross-border Single Market vigilance and emergency response measures, in particular considering the resources, capacities and vulnerabilities across neighbouring regions, specifically border regions.

Amendment

(38) The Union framework shall include interregional elements to establish coherent, multi-sectoral, cross-border Single Market vigilance and emergency response measures, in particular considering the resources, capacities and vulnerabilities across neighbouring regions, specifically border regions ***or outermost regions, and considering the impact on frontier workers in their local labour markets.***

Or. en

Amendment 268
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Recital 38

Text proposed by the Commission

(38) The Union framework shall include interregional elements to establish coherent, multi-sectoral, cross-border Single Market vigilance and emergency response measures, in particular considering the resources, capacities and vulnerabilities across neighbouring regions, specifically border regions.

Amendment

(38) The Union framework shall include interregional elements to establish coherent, multi-sectoral, cross-border Single Market vigilance and emergency response measures, in particular considering the resources, capacities and vulnerabilities across neighbouring regions, specifically border regions ***and cross-border workers and service providers in their local labour markets.***

Or. en

Amendment 269

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

**Proposal for a regulation
Recital 38**

Text proposed by the Commission

(38) The Union framework shall include interregional elements to establish coherent, multi-sectoral, cross-border Single Market ***vigilance and*** emergency response measures, in particular considering the resources, capacities and vulnerabilities across neighbouring regions, specifically border regions.

Amendment

(38) The Union framework shall include interregional elements to establish coherent, multi-sectoral, cross-border Single Market emergency response measures, in particular considering the resources, capacities and vulnerabilities across neighbouring regions, specifically border regions.

Or. en

Amendment 270

Christian Doleschal

**Proposal for a regulation
Recital 38 a (new)**

Text proposed by the Commission

Amendment

(38 a) Whereas European Groupings of

Territorial Cooperation (EGTCs) or comparable structures could be used to launch new cross-border response efforts, especially those geared towards specific topics in the fields of security, health, transport, employment, education and the economy.

Or. en

Amendment 271

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

**Proposal for a regulation
Recital 39**

Text proposed by the Commission

Amendment

(39) The Commission shall also where appropriate enter into consultations or cooperation, on behalf of the Union, with relevant third countries, with particular attention paid to developing countries, with a view to seeking cooperative solutions to address supply chain disruptions, in compliance with international obligations. This shall involve, where appropriate, coordination in relevant international fora.

deleted

Or. en

Justification

Other than the reference in Article 2.6, there is no mandate given to the Commission to undertake such talks by this Regulation. If the Commission can cite its authorisation for such communications, it should do so in the recital. It is good that such talks would take place, but it is unclear the relation here.

Amendment 272

Anne-Sophie Pelletier

**Proposal for a regulation
Recital 40**

Text proposed by the Commission

(40) In order to put in place a framework of crisis protocols the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to supplement the regulatory framework set out in this Regulation by further specifying the modalities of cooperation of the Member States and Union authorities during the Single Market vigilance and emergency modes, secure exchange of information and risk and crisis communication. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making . In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

Amendment

(40) In order to put in place a framework of crisis protocols the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to supplement the regulatory framework set out in this Regulation by further specifying the modalities of cooperation of the Member States and Union authorities during the Single Market vigilance and emergency modes, secure exchange of information and risk and crisis communication. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making . In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council ***shall be involved in every step of the process and*** receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

Or. en

Amendment 273

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Recital 40

Text proposed by the Commission

(40) In order to put in place a framework of crisis protocols the power to adopt acts in accordance with Article 290 TFEU

Amendment

(40) In order to put in place a framework of crisis protocols the power to adopt acts in accordance with Article 290 TFEU

should be delegated to the Commission to supplement the regulatory framework set out in this Regulation by further specifying the modalities of cooperation of the Member States and Union authorities during the Single Market **vigilance and emergency modes**, secure exchange of information and risk and crisis communication. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making . In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

should be delegated to the Commission to supplement the regulatory framework set out in this Regulation by further specifying the modalities of cooperation of the Member States and Union authorities during the Single Market emergency **mode**, secure exchange of information and risk and crisis communication. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making . In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.

Or. en

Amendment 274
Adriana Maldonado López

Proposal for a regulation
Recital 41

Text proposed by the Commission

(41) Council Regulation (EC) 2679/98 which provides for a mechanism for bilateral discussions of obstacles to the functioning of the Single Market has been rarely used and is outdated. Its evaluation demonstrated that the ***solutions provided by that Regulation are not able to cater for the realities of complex crises, which are not limited to incidents happening at the borders of two neighbouring Member States. It should therefore be repealed.***

Amendment

(41) Council Regulation (EC) 2679/98 which provides for a mechanism for bilateral discussions of obstacles to the functioning of the Single Market has been rarely used and is outdated ***effective in enabling the exchange of information between the Commission and the Member States and has also shown that the Regulation has a deterrent effect and thus has exerted pressure on Member States' public authorities to address cases of disruptions in the physical movement of***

goods. In addition, the majority of stakeholders tend to agree on certain benefits that the Regulation brings to the internal market. One of those benefits, as mentioned above, is the deterrent effect by putting pressure on Member States to act quickly when an obstacle has occurred, and the use of the early warning mechanism. However, the evaluation has identified a number of shortcomings. Its evaluation demonstrated that to keep the Regulation coherent, relevant and with EU added value, it needs some adaptation to embrace new technological developments, to ensure faster communication of the obstacle and also inform interested parties and stakeholders. Considering the nature of this Regulation, different from the one of Council Regulation (EC) 2679/98, but taking also into consideration points of convergence between them, there is a need to update Council Regulation (EC) 2679/98 and the need of effective coordination between both regulations in order to ensure the free movement of goods both in normal times and in times of crises (as described in art. 3 of this Regulation: “an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union”).

Or. en

Amendment 275

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 1 – paragraph 1

Text proposed by the Commission

1. This Regulation establishes a framework of measures to anticipate, prepare for and respond to impacts of

Amendment

1. This Regulation establishes a framework of measures to anticipate, **prevent**, prepare for and respond to impacts

crises on the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of ensuring the availability of goods and services of strategic importance and crisis-relevant goods and services in the Single Market.

of crises on the Single Market, with the purpose of safeguarding the free movement of goods, services and persons, *the functioning of the labour market, mobile and cross-border workers' safety when exercising free movement, a high level of environmental, social and consumer protection* and of ensuring the availability of goods and services of strategic importance and crisis-relevant goods and services in the Single Market.

Or. en

Amendment 276

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 1 – paragraph 1

Text proposed by the Commission

1. This Regulation establishes a framework of measures to *anticipate, prepare for and respond to impacts of crises on the Single Market, with the purpose of safeguarding* the free movement of goods, services and persons *and of ensuring the availability of goods and services of strategic importance and crisis-relevant goods and services in the Single Market.*

Amendment

1. This Regulation establishes a framework of measures to *ensure the proper functioning of the internal market by setting out harmonised rules to ensure an effective response to crises and to facilitate* the free movement of goods, services and persons.

Or. en

Amendment 277

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 1 – paragraph 1

Text proposed by the Commission

1. This Regulation establishes a

Amendment

1. This Regulation establishes a

framework of measures to **anticipate**, prepare for and **respond to** impacts of crises **on** the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of **ensuring the availability of goods and services of strategic importance and** crisis-relevant goods and services in the Single Market.

framework of measures to prepare for and **address the** impacts of crises **disrupting** the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of **facilitating access to** crisis-relevant goods and services in the Single Market.

Or. en

Justification

Nothing in this regulation can ensure access to goods or services during a crisis. The goal of this regulation is to facilitate access by preventing barriers within the single market during a crisis.

Amendment 278 **Christel Schaldemose**

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

Text proposed by the Commission

1. This Regulation establishes a framework of measures to anticipate, prepare for and respond to impacts of crises on the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of ensuring the availability of goods and services of **strategic** importance and crisis-relevant goods and services in the Single Market.

Amendment

1. This Regulation establishes a framework of measures to anticipate, prepare for and respond to impacts of crises on the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of ensuring the availability of goods and services of **critical** importance and crisis-relevant goods and services in the Single Market.

Or. en

Amendment 279 **Adam Bielan, Beata Mazurek, Kosma Złotowski**

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

Text proposed by the Commission

Amendment

1. This Regulation establishes a framework of measures to anticipate, prepare for and respond to impacts of crises on the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of ensuring the availability of goods and services of strategic importance ***and crisis-relevant goods and services*** in the Single Market.

1. This Regulation establishes a framework of measures to anticipate, prepare for and respond to impacts of crises on the Single Market, with the purpose of safeguarding the free movement of goods, services and persons and of ensuring the availability of goods and services of strategic importance ***for which shortages may occur*** in the Single Market.

Or. en

Amendment 280

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

**Proposal for a regulation
Article 1 – paragraph 2**

Text proposed by the Commission

Amendment

2. ***The measures referred to in paragraph 1 include:***

deleted

(a) an advisory group to advise the Commission on the appropriate measures for anticipating, preventing or responding to the impact of a crisis on the Single Market;

(b) measures for obtaining, sharing and exchanging the relevant information;

(c) contingency measures aiming at anticipation and planning;

(d) measures for addressing Single Market impacts of significant incidents that have not yet resulted in a Single Market emergency (Single Market vigilance), including a set of vigilance measures and

(e) measures for addressing Single Market emergencies, including a set of

Or, en

Justification

This list has no place in subject matter article. Moreover, the list would need to be corrected.

Amendment 281

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 1 – paragraph 2

Text proposed by the Commission

Amendment

2. The measures referred to in paragraph 1 include: **deleted**

(a) an advisory group to advise the Commission on the appropriate measures for anticipating, preventing or responding to the impact of a crisis on the Single Market;

(b) measures for obtaining, sharing and exchanging the relevant information;

(c) contingency measures aiming at anticipation and planning;

(d) measures for addressing Single Market impacts of significant incidents that have not yet resulted in a Single Market emergency (Single Market vigilance), including a set of vigilance measures and

(e) measures for addressing Single Market emergencies, including a set of emergency response measures.

Or. en

Amendment 282

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 1 – paragraph 2 – point a

Text proposed by the Commission

(a) **an advisory group** to advise the Commission **on** the appropriate measures for anticipating, preventing or responding to the impact of a crisis on the Single Market;

Amendment

(a) **a SMEI Forum** to advise **and decide whether** the Commission **shall trigger** the appropriate measures for anticipating, preventing or responding to the impact of a crisis on the Single Market;

Or. en

Amendment 283

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 1 – paragraph 2 – point a

Text proposed by the Commission

(a) an advisory group to advise the Commission on the appropriate measures for anticipating, preventing or responding to the impact of a crisis on the Single Market;

Amendment

(a) an advisory group to advise the Commission on the appropriate measures for anticipating, **preparing**, preventing or responding to the impact of a crisis on the Single Market

Or. en

Amendment 284

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 1 – paragraph 2 – point a

Text proposed by the Commission

(a) **an advisory group to advise the Commission on the appropriate** measures for **anticipating**, preventing or responding to the impact of a crisis on the Single Market;

Amendment

(a) **a steering board to decide whether sufficient evidence exists in order to trigger** measures for preventing or responding to the impact of a crisis on the Single Market;

Or. en

Justification

If this list is maintain, this should need to be amended as the Steering Board should have greater powers.

Amendment 285

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 1 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(b a) an emergency and resilience dialogue between the Council, the Commission and the European Parliament to ensure greater transparency and accountability of the measures taken in the framework of this Regulation;

Or. en

Amendment 286

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 1 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) *contingency* measures aiming at anticipation and planning;

(c) measures aiming at anticipation, *preparing, preventing* and planning *in order to strengthen the Single Market's resilience*;

Or. en

Amendment 287

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 1 – paragraph 2 – point c

Text proposed by the Commission

(c) contingency measures aiming at anticipation **and** planning;

Amendment

(c) contingency measures aiming at anticipation, planning **and strengthening resilience**;

Or. en

Amendment 288

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 1 – paragraph 2 – point c

Text proposed by the Commission

(c) contingency measures aiming **at anticipation and planning**;

Amendment

(c) contingency measures aiming **to prepare and plan**;

Or. en

Justification

One cannot anticipate an unforeseeable crisis

Amendment 289

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Svenja Hahn

Proposal for a regulation
Article 1 – paragraph 2 – point d

Text proposed by the Commission

(d) **measures for addressing Single Market impacts of significant incidents that have not yet resulted in a Single Market emergency (Single Market vigilance), including a set of vigilance measures and**

Amendment

deleted

Justification

The vigilance mode should be removed

Amendment 290

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 1 – paragraph 2 – point d

Text proposed by the Commission

(d) measures for addressing Single Market ***impacts of significant incidents that have not yet resulted in a Single Market emergency (Single Market vigilance)***, including a set of vigilance measures and

Amendment

(d) measures for addressing Single Market vigilance, including a set of vigilance ***response*** measures and

Amendment 291

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 1 – paragraph 2 – point d

Text proposed by the Commission

(d) measures for addressing Single Market impacts of significant incidents that have not yet resulted in a Single Market emergency (Single Market vigilance), including a set of vigilance measures and

Amendment

(d) measures for addressing Single ***and labour*** Market impacts of significant incidents that have not yet resulted in a Single Market emergency (Single Market vigilance), including a set of vigilance measures and

Amendment 292

Anne-Sophie Pelletier

Proposal for a regulation
Article 1 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2 a. This Regulation shall not in any way affect the exercise of fundamental rights as recognised in the Member States and at Union level, including the right or freedom to strike or to take other action covered by the specific industrial relations systems in Member States, in accordance with national law and practice. Nor does it affect the right to negotiate, to conclude and enforce collective agreements, or to take collective action in accordance with national law and practice.

Or. en

Amendment 293
Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation
Article 1 – paragraph 3

Text proposed by the Commission

Amendment

3. Member States shall regularly exchange information on all matters falling within the scope of this Regulation among themselves and with the Commission.

deleted

Or. en

Amendment 294
Arba Kokalari

Proposal for a regulation
Article 1 – paragraph 3

Text proposed by the Commission

Amendment

3. Member States shall regularly

deleted

*exchange information on all matters
falling within the scope of this Regulation
among themselves and with the
Commission.*

Or. en

Amendment 295

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 1 – paragraph 3

Text proposed by the Commission

Amendment

**3. Member States shall regularly
exchange information on all matters
falling within the scope of this Regulation
among themselves and with the
Commission.** *deleted*

Or. en

Justification

How is this related to the subject matter?

Amendment 296

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 1 – paragraph 3

Text proposed by the Commission

Amendment

**3. Member States shall regularly
exchange information on all matters falling
within the scope of this Regulation among
themselves and with the Commission.**

**3. Member States shall regularly
exchange information on all matters falling
within the scope of this Regulation among
themselves, *with the advisory group, the
European Parliament* and with the
Commission.**

Or. en

Amendment 297

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 1 – paragraph 3

Text proposed by the Commission

3. Member States shall regularly exchange information on all matters falling within the scope of this Regulation among themselves and with the Commission.

Amendment

3. Member States shall regularly exchange information on all matters falling within ***and related to*** the scope of this Regulation among themselves and with the Commission.

Or. en

Amendment 298

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 1 – paragraph 4

Text proposed by the Commission

4. ***The Commission may obtain any relevant specialised and/or scientific knowledge, which is necessary for the application of this Regulation.***

Amendment

deleted

Or. en

Amendment 299

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 1 – paragraph 4

Text proposed by the Commission

4. ***The Commission may obtain any relevant specialised and/or scientific knowledge, which is necessary for the application of this Regulation.***

Amendment

deleted

Amendment 300

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 1 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission may obtain any relevant specialised and/or scientific knowledge, which is necessary for the application of this Regulation. *deleted*

Or. en

Justification

This paragraph is unclear and it has no place in a subject matter article

Amendment 301

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 1 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission *may* obtain any relevant specialised and/or scientific knowledge, which is necessary for the application of this Regulation.

4. The Commission *shall* obtain any relevant specialised and/or scientific knowledge, which is necessary for the application of this Regulation.

Or. en

Amendment 302

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 1 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4 a. This Regulation shall not affect the fundamental rights as recognised at EU level and in Member States , including the freedom or right to strike or to take other action covered by the specific industrial relations systems in Member States.

Or. en

Amendment 303

Anne-Sophie Pelletier

Proposal for a regulation

Article 2 – paragraph 1

Text proposed by the Commission

Amendment

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the Single Market and its supply chains.

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the Single Market and its supply chains, **while fully respecting and safeguarding fundamental human rights as laid down in the European Social Charter, the Charter of Fundamental Rights of the European Union as well as the European Convention on Human Rights.**

Or. en

Amendment 304

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 2 – paragraph 1

Text proposed by the Commission

Amendment

1. The measures set out in this Regulation apply in relation to significant

1. The measures set out in this Regulation apply in relation to significant

impacts of a crisis on the functioning of the Single Market and its supply chains.

impacts of a crisis on the functioning of the Single Market and its supply chains *and with due regard to the respect for fundamental rights as laid down in the Charter of Fundamental Rights of the European Union.*

Or. en

Amendment 305
Arba Kokalari

Proposal for a regulation
Article 2 – paragraph 1

Text proposed by the Commission

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the Single Market *and its supply chains.*

Amendment

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the Single Market.

Or. en

Amendment 306
Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 2 – paragraph 1

Text proposed by the Commission

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the Single Market *and its supply chains.*

Amendment

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the Single Market.

Or. en

Amendment 307
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 2 – paragraph 1

Text proposed by the Commission

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the ***Single Market and its supply chains***.

Amendment

1. The measures set out in this Regulation apply in relation to significant impacts of a crisis on the functioning of the ***internal*** market.

Or. en

Justification

The measures here should address the functioning of the Single Market in a crisis. This should not attempt to address all supply chain issues in the world.

Amendment 308
Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 2 – paragraph 2 – point f a (new)

Text proposed by the Commission

Amendment

(f a) critical raw materials as defined in [the EU Critical Raw Materials Act]

Or. en

Amendment 309
Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 2 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. This Regulation shall complement the Integrated Political Crisis Response mechanism operated by the Council under Council Implementing Decision (EU) 2018/1993, if and when activated, as regards its work on Single Market impacts of cross-sectoral crises that require

political decision-making.

Or. en

Amendment 310

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 2 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5 a. This Regulation is without prejudice to the European Union rules on Intellectual property rights.

Or. en

Amendment 311

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 2 – paragraph 6

Text proposed by the Commission

Amendment

6. This Regulation is without prejudice to the Commission: **deleted**

(a) entering into consultations or cooperation, on behalf of the Union, with relevant third countries, with particular attention paid to developing countries, with a view to seeking cooperative solutions to avoid supply chain disruptions, in compliance with international obligations. This may involve, where appropriate, coordination in relevant international fora; or

(b) assessing whether it is appropriate to impose restrictions to exports of goods in line with the international rights and obligations of the Union under Regulation (EU) 2015/479 of the European Parliament and of the

*Council*⁴⁸.

⁴⁸ *OJ L 83, 27.3.2015, p. 34.*

Or. en

Amendment 312

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation Article 2 – paragraph 6

Text proposed by the Commission

Amendment

6. This Regulation is without prejudice to the Commission: *deleted*

(a) entering into consultations or cooperation, on behalf of the Union, with relevant third countries, with particular attention paid to developing countries, with a view to seeking cooperative solutions to avoid supply chain disruptions, in compliance with international obligations. This may involve, where appropriate, coordination in relevant international fora; or

(b) assessing whether it is appropriate to impose restrictions to exports of goods in line with the international rights and obligations of the Union under Regulation (EU) 2015/479 of the European Parliament and of the Council⁴⁸.

⁴⁸ *OJ L 83, 27.3.2015, p. 34.*

Or. en

Justification

It is not clear how an internal crisis would effect these areas

Amendment 313

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 2 – paragraph 6 – point a

Text proposed by the Commission

Amendment

(a) entering into consultations or cooperation, on behalf of the Union, with relevant third countries, with particular attention paid to developing countries, with a view to seeking cooperative solutions to avoid supply chain disruptions, in compliance with international obligations. This may involve, where appropriate, coordination in relevant international fora; or

deleted

Or. en

Amendment 314

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 2 – paragraph 6 – point b

Text proposed by the Commission

Amendment

(b) assessing whether it is appropriate to impose restrictions to exports of goods in line with the international rights and obligations of the Union under Regulation (EU) 2015/479 of the European Parliament and of the Council⁴⁸.

deleted

⁴⁸ *OJ L 83, 27.3.2015, p. 34.*

Or. en

Amendment 315
Anne-Sophie Pelletier

Proposal for a regulation
Article 2 – paragraph 7

Text proposed by the Commission

7. Any actions under this Regulation shall be consistent with Union's obligations under international law

Amendment

7. Any actions under this Regulation shall be consistent with Union's obligations under international law, ***including human rights obligations of the Union and its Member States as they result from international human rights law.***

Or. en

Amendment 316
Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 2 – paragraph 7

Text proposed by the Commission

7. Any actions under this Regulation shall be consistent with Union's obligations under international law

Amendment

7. Any actions under this Regulation shall be consistent with Union's ***laws and*** obligations under international law, ***such as WTO rules.***

Or. en

Amendment 317
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 2 – paragraph 7 a (new)

Text proposed by the Commission

Amendment

7 a. This Regulation shall not in any way affect the right of collective bargaining and action as laid down in

Article 28 of the Charter of Fundamental Rights of the European Union. Nor shall it affect the explicit or implicit right or freedom to negotiate and conclude collective agreements or to take collective action, including strike action in accordance with national law or practise, and any other actions covered by the specific industrial relations systems in Member States.

Or. en

Amendment 318

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 2 – paragraph 8

Text proposed by the Commission

8. This Regulation is without prejudice to the responsibility of the Member States to safeguard national security or their power to safeguard essential state functions, including ensuring the territorial integrity of the State and maintaining law and order.

Amendment

8. This Regulation is without prejudice to the responsibility of the Member States to safeguard national security or their power to safeguard essential state functions ***and any other prerogatives foreseen in the Treaties***, including ensuring the territorial integrity of the State and maintaining law and order.

Or. en

Amendment 319

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 3 – paragraph 1 – point 1

Text proposed by the Commission

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of

Amendment

(1) ‘crisis’ means an exceptional, unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union ***with a demonstrated risk of life-***

the Union;

threatening, serious and lasting repercussions on living conditions or economic stability, or the substantial degradation of economic assets in the Union or the relevant Member State(s), and which is likely to disrupt the free movement of goods, people and services in the Single Market and cause shortages of critical goods, semi-finished products, raw materials, services and workers in the Single Market;

Or. en

Amendment 320
Anne-Sophie Pelletier

Proposal for a regulation
Article 3 – paragraph 1 – point 1

Text proposed by the Commission

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union;

Amendment

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale, *with the exclusion of collective actions*, that takes place inside or outside of the Union *and results or risks to result in a significant disruption of the supply of goods and services. Neither the exercise of fundamental rights, nor the rights in itself, can ever be considered constituent elements of a crisis;*

Or. en

Amendment 321
Christel Schaldemose

Proposal for a regulation
Article 3 – paragraph 1 – point 1

Text proposed by the Commission

(1) ‘crisis’ means an exceptional

Amendment

(1) ‘crisis’ means an exceptional,

unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union;

unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union *that can have a detrimental effect to the functioning of the Single Market as an area without internal frontiers in which the free movement of goods, persons and services is ensured in accordance with the provisions of the Treaties.*

Or. en

Justification

Overall, the aim should be to establish clear and unambiguous definitions. It has been added that the crisis must be detrimental to the functioning of the single market as the consequences of a crisis should be specific to the scope of the proposal. Furthermore, referring to the formulation of the treaty, it is described what exactly should be understood by the Single Market.

Amendment 322 **Arba Kokalari**

Proposal for a regulation **Article 3 – paragraph 1 – point 1**

Text proposed by the Commission

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union;

Amendment

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union *affecting the Single Market by disrupting or may lead to disruption of free movement of goods, services or persons;*

Or. en

Amendment 323 **Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn**

Proposal for a regulation

Article 3 – paragraph 1 – point 1

Text proposed by the Commission

(1) ‘crisis’ means an exceptional ***unexpected and sudden***, natural or man-made event of extraordinary nature and scale that ***takes place inside or outside*** of the Union;

Amendment

(1) ‘crisis’ means an exceptional natural or man-made ***major*** event of extraordinary nature and scale that ***endangers the general interest objectives*** of the Union ***by creating a significant adverse impact on the free movement of goods, services or persons***;

Or. en

Justification

The scope of a crisis is far too wide and should be limited to actual adverse impacts within the Single Market itself. This should not be a tool for a Crisis in a third country allowing for the declaration of a crisis in Europe, even before there is a major event within Europe.

Amendment 324

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 3 – paragraph 1 – point 1

Text proposed by the Commission

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union;

Amendment

(1) ‘crisis’ means an exceptional unexpected and sudden, natural or man-made event of extraordinary nature and scale that takes place inside or outside of the Union ***which has a severe impact on the free movement of persons, goods and services***;

Or. en

Amendment 325

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 3 – paragraph 1 – point 1 a (new)

Text proposed by the Commission

Amendment

(1 a) ‘major event’ means an event which is likely to pose a serious risk to the free movement of goods, services or persons in more than one Member State, to affect the supply of or demand for critical products or services, to lead to shortages in more than one Member State and which necessitates urgent coordination at Union level in order to ensure the freedoms of the internal market;

Or. en

Justification

Amended Definition from Regulation (EU) 2022/123 of the European Parliament and of the Council of 25 January 2022 on a reinforced role for the European Medicines Agency in crisis preparedness and management for medicinal products and medical devices (Text with EEA relevance). There should be a clear scope of what is a crisis.

Amendment 326

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 3 – paragraph 1 – point 1 a (new)

Text proposed by the Commission

Amendment

(1 a) ‘shortage in the Single Market’ means lack or deficiency of critical goods, semi-finished products, raw materials and/or services in the Single Market as a result of an exceptionally high demand or disruptions in the supply chains of goods and services and/or impediments to the movements of people.

Or. en

Amendment 327

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation
Article 3 – paragraph 1 – point 2

Text proposed by the Commission

Amendment

(2) ‘Single Market vigilance mode’ **deleted**
means a framework for addressing a threat of significant disruption of the supply of goods and services of strategic importance and which has the potential to escalate into a Single Market emergency within the next six months;

Or. en

Justification

In light of the delete amendment on the article, the definition would also be deleted

Amendment 328
Christel Schaldemose

Proposal for a regulation
Article 3 – paragraph 1 – point 2

Text proposed by the Commission

Amendment

(2) ‘Single Market vigilance mode’
means a framework for addressing a threat of significant disruption of the supply of goods and services of **strategic** importance and which has the potential to escalate into a Single Market emergency within the next six months;

(2) ‘Single Market vigilance mode’
means a framework for addressing a **substantial and non-structural** threat of significant disruption of the **free movement of goods, persons and services on the Single Market or the** supply of goods and services of **critical** importance and which has the potential to escalate into a Single Market emergency within the next six months;

Or. en

Justification

The first addition that the threat should be substantial and non-structural aims at 1) raising the bar for what constitutes a threat and 2) ensuring that more “structural” threats, such as long-term geopolitical tensions, does not qualify as threats in SMEI. The second addition ensures that also potential disruptions to the free movement of goods, persons and services on

the Single Market can be a reason for activating the vigilance mode.

Amendment 329

Arba Kokalari

Proposal for a regulation

Article 3 – paragraph 1 – point 2

Text proposed by the Commission

(2) ‘Single Market vigilance mode’ means a framework for addressing a threat of significant disruption of the **supply** of goods and services **of strategic importance** and which has the potential to escalate into a Single Market emergency within the next six months;

Amendment

(2) ‘Single Market vigilance mode’ means a framework for addressing a threat of significant disruption of the **free movement** of goods and services and which has the potential to escalate into a Single Market emergency within the next six months;

Or. en

Amendment 330

Arba Kokalari

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Text proposed by the Commission

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market **or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;**

Amendment

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market

Or. en

Amendment 331

Anne-Sophie Pelletier

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Text proposed by the Commission

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Amendment

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market, ***with the exception of the exercise of fundamental rights, including collective actions***, that severely disrupts the free movement on the Single Market or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Or. en

Amendment 332

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Text proposed by the Commission

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market ***or*** the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Amendment

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market, the functioning of the supply chains ***and casues shortages of critical goods, semi-finished products, raw materials and services*** that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Or. en

Amendment 333

Christel Schaldemose

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Text proposed by the Commission

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Amendment

(3) ‘Single Market emergency’ means a **significant** wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement **of goods, persons and services** on the Single Market or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Or. en

Justification

Considering the potential far-reaching instruments included in the emergency mode, the addition of significant aims at raising the bar for the impact of a crisis for the emergency mode to be activated. The addition of goods, persons and services makes explicit what is meant by free movement

Amendment 334

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Text proposed by the Commission

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement on the Single Market or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Amendment

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the Single Market that severely disrupts the free movement **of goods, services or persons** on the Single Market or the functioning of the supply chains that are indispensable in the maintenance of vital societal or economic activities in the Single Market;

Or. en

Amendment 335

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema,

Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 3 – paragraph 1 – point 3

Text proposed by the Commission

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the **Single** Market that severely disrupts the free movement **on the Single Market or** the functioning of **the** supply chains **that are indispensable in the maintenance of vital societal or economic activities in the Single Market;**

Amendment

(3) ‘Single Market emergency’ means a wide-ranging impact of a crisis on the **internal** market that severely disrupts the free movement **of goods, services or persons or severely disrupts the cross-border** functioning of supply chains **of critical goods and services between more than one Member State;**

Or. en

Justification

It is unclear what the undefined terms of "vital societal or economic activities" mean. An emergency must affect more than one Member State to require action at European level.

Amendment 336

Arba Kokalari

Proposal for a regulation

Article 3 – paragraph 1 – point 4

Text proposed by the Commission

(4) ‘**strategically important areas**’ means **those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market;**

Amendment

deleted

Or. en

Amendment 337

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 3 – paragraph 1 – point 4

Text proposed by the Commission

(4) ‘strategically important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market;

Amendment

(4) ‘strategically important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market ***in particular food, transport, energy, defence, health, cybersecurity, information and digital technology and industrial technologies;***

Or. en

Amendment 338

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 3 – paragraph 1 – point 4

Text proposed by the Commission

(4) ‘strategically important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order ***or*** public health, and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market;

Amendment

(4) ‘strategically important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order, public health ***or the environment*** and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market, ***especially the free movement of goods, services or persons;***

Or. en

Amendment 339
Christel Schaldemose

Proposal for a regulation
Article 3 – paragraph 1 – point 4

Text proposed by the Commission

(4) ‘**strategically** important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market;

Amendment

(4) ‘**critically** important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would have a significant impact on the functioning of the Single Market, **especially the free movement of goods, persons, and services**;

Or. en

Justification

Replacing strategically with critically serves the purpose of narrowing the scope of which areas that can be subject to the instruments of the vigilance mode. In general, SMEI should focus on those areas, goods, services etc. that are really critical to the functioning of the Single Market. Furthermore, it is important that SMEI remains a crisis tool rather than a means to pursue strategic objectives, which may often differ across Member States.

Amendment 340
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 3 – paragraph 1 – point 4

Text proposed by the Commission

(4) ‘**strategically** important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would

Amendment

(4) ‘**critically** important areas’ means those areas with critical importance to the Union and its Member States, in that they are of systemic and vital importance for public security, public safety, public order or public health, and the disruption, failure, loss or destruction of which would have a

have a significant impact on the functioning of the Single Market;

significant impact on the functioning of the Single Market;

Or. en

Amendment 341

Arba Kokalari

Proposal for a regulation

Article 3 – paragraph 1 – point 5

Text proposed by the Commission

Amendment

(5) ‘*goods and services of strategic importance*’ means goods and services that are indispensable for ensuring the functioning of the Single Market in strategically important areas and which cannot be substituted or diversified;

deleted

Or. en

Amendment 342

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 3 – paragraph 1 – point 5

Text proposed by the Commission

Amendment

(5) ‘goods and services of strategic importance’ means goods and services that are indispensable for ensuring the functioning of the Single Market in strategically important areas and which cannot be substituted or diversified;

(5) ‘*critical* goods and services of strategic importance’ means *critical* goods, *semi-finished products, raw materials* and services that are indispensable for ensuring the functioning of the Single Market in strategically important areas *as described in Article 3(4) of this Regulation* and which cannot be substituted or diversified *by the Member States*;

Or. en

Amendment 343

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 3 – paragraph 1 – point 5

Text proposed by the Commission

(5) ‘goods **and** services of strategic importance’ means goods **and** services that are indispensable for ensuring the functioning of the Single Market in strategically important areas and which cannot be substituted or diversified;

Amendment

(5) ‘goods, services **and technology** of strategic importance’ means goods, services **and technology** that are indispensable for ensuring the functioning of the Single Market in strategically important areas and which cannot be substituted or diversified **in a timely manner**;

Or. en

Amendment 344

Christel Schaldemose

Proposal for a regulation

Article 3 – paragraph 1 – point 5

Text proposed by the Commission

(5) ‘goods and services of **strategic** importance’ means goods and services that are indispensable for ensuring the functioning of the Single Market in **strategically** important areas and which cannot be substituted or diversified;

Amendment

(5) ‘goods and services of **critical** importance’ means goods and services that are indispensable for ensuring the functioning of the Single Market in **critically** important areas and which cannot be substituted or diversified;

Or. en

Amendment 345

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 3 – paragraph 1 – point 5

Text proposed by the Commission

(5) ‘goods and services of **strategic** importance’ means goods and services that are indispensable for ensuring the functioning of the Single Market in **strategically** important areas and which cannot be substituted or diversified;

Amendment

(5) ‘goods and services of **critical** importance’ means goods and services that are indispensable for ensuring the functioning of the Single Market in **critically** important areas and which cannot be substituted or diversified;

Or. en

Amendment 346
Christel Schaldemose

Proposal for a regulation
Article 3 – paragraph 1 – point 6

Text proposed by the Commission

(6) ‘crisis-relevant goods and services’ means goods and services that are indispensable for responding to the crisis or for addressing the impacts of the crisis on the Single Market during a Single Market emergency ;

Amendment

(6) ‘crisis-relevant goods and services’ means goods and services that are indispensable for responding to the crisis or for addressing the impacts of the crisis on the Single Market, **especially free movement of goods, persons and services**, during a Single Market emergency ;

Or. en

Amendment 347
Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 3 – paragraph 1 – point 6

Text proposed by the Commission

(6) ‘crisis-relevant goods and services’ means goods and services that are indispensable for responding to the crisis or for addressing the impacts of the crisis on the Single Market during a Single Market emergency ;

Amendment

(6) ‘crisis-relevant **critical** goods and services’ means **critical** goods, **semi-finished products, raw materials** and services, that are indispensable for responding to the crisis or for addressing the impacts of the crisis on the Single Market during a Single Market emergency;

Amendment 348

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 3 – paragraph 1 – point 6

Text proposed by the Commission

(6) ‘crisis-relevant goods **and** services’ means goods **and** services that are indispensable for responding to the crisis or for addressing the impacts of the crisis on the Single Market during a Single Market emergency ;

Amendment

(6) ‘crisis-relevant goods, services **and technology**’ means goods, services **and technology** that are indispensable for responding to the crisis or for addressing the impacts of the crisis on the Single Market during a Single Market emergency ;

Amendment 349

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 3 – paragraph 1 – point 7

Text proposed by the Commission

(7) ‘strategic reserves’ means a stock of goods of strategic importance for which building a reserve may be necessary to prepare for a Single Market emergency, under the control of a Member State.

Amendment

(7) ‘strategic reserves’ means a stock of goods of strategic importance **under the control of a Member State** for which building a reserve may be necessary to prepare for a Single Market emergency, under the control of a Member State.

Amendment 350

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 3 – paragraph 1 – point 7

Text proposed by the Commission

(7) ‘strategic reserves’ means a stock of goods of **strategic** importance for which building a reserve may be necessary to prepare for a Single Market emergency, under the control of a Member State.

Amendment

(7) ‘strategic reserves’ means a stock of goods of **critical** importance for which building a reserve may be necessary to prepare for a Single Market emergency, under the control of a Member State.

Or. en

Amendment 351

Arba Kokalari

Proposal for a regulation

Article 3 – paragraph 1 – point 7 a (new)

Text proposed by the Commission

Amendment

(7 a) ‘economic operator’ shall mean the manufacturer, the authorised representative, the importer and the distributor as defined in Regulation 765/2008/EC, or a service provider that is any natural person who is a national of a Member State, or any legal person as referred to in Article 48 of the Treaty and established in a Member State, who offers or provides a service, as defined in Directive 2006/123/EC ;

Or. en

Amendment 352

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 3 – paragraph 1 – point 7 a (new)

Text proposed by the Commission

Amendment

(7 a) ‘economic operator’ means the manufacturer, the authorised representative, the importer, the

distributor, the service provider or any other natural or legal person who is subject to obligations in relation to the provision of a service or the manufacture of products, making them available on the market or putting them into service;

Or. en

Amendment 353

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 3 – paragraph 1 – point 7 a (new)

Text proposed by the Commission

Amendment

(7 a) ‘representative umbrella organisations of economic operators at Union level’ means a legal person that is constituted in accordance with the national law of the Member State whose statutory purpose is to represent economic operators active at EU level from a plurality of sectors and companies (and entrepreneurs) of all sizes.

Or. en

Amendment 354

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Svenja Hahn, Ivars Ijabs, Catharina Rinzema, Jordi Cañas

Proposal for a regulation

Article 3 – paragraph 1 – point 7 a (new)

Text proposed by the Commission

Amendment

(7 a) ‘economic operator’ means the manufacturer, the authorised representative, the importer and the distributor as defined in Regulation 765/2008/EC or a provider who offers or provides a service as defined in Directive

Amendment 355
Anne-Sophie Pelletier

Proposal for a regulation
Article 3 – paragraph 1 – point 7 b (new)

Text proposed by the Commission

Amendment

(7 b) 'economic operator' means the manufacturer, the authorised representative, the importer, the distributor, the service provider, the online platform as defined in the Regulation (EU) n°2022/2065 on a Single Market For Digital Services, or any natural or legal person who is subject to obligation in relation to the manufacture of products or the provision of services, making them available on the internal market;

Justification

Definition aligned on the GPSR and DSA

Amendment 356
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 3 – paragraph 1 – point 7 b (new)

Text proposed by the Commission

Amendment

(7 b) 'resilience assessment' means a methodology assessing the supply chains ability to prevent, protect against, respond to, resist, mitigate, absorb, accommodate and recover from an incident.

Amendment 357

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 3a (new)

Text proposed by the Commission

Amendment

Article 3a

Emergency and Resilience Dialogue

1. In order to enhance the dialogue between the institutions of the Union, in particular the European Parliament, the Council and the Commission, in relation to resilience and the effective response to crises and to ensure greater transparency and accountability, the competent committee of the European Parliament may invite the President of the Council and Commission to appear before the committee to discuss:

(a) exchanges of information on all matters falling within the scope of this Regulation by Member States;

(b) opinions, recommendations and reports adopted by the Advisory Group in the context of its tasks in Article 4(4) to (6) of this Regulation;

(c) crisis protocols under Article 6 of this Regulation and their implementation;

(d) the outcome of the risk assessments pursuant to Article 7a of this Regulation;

(d) notifications of significant incidents pursuant to Article 8 of this Regulation;

(e) the activation of the vigilance mode, its extension and deactivation, and the vigilance measures pursuant to Part III of this Regulation, and notifications submitted by the Member States during the vigilance mode;

(f) the activation of the emergency mode, its extension and deactivation, and the measures for upholding, re-establishing and facilitating the free movement of goods, services and persons, including notifications submitted by the Member States during the emergency mode pursuant to Article 19 of this Regulation, and the implementation of single market emergency response measure;

(g) priority rated orders pursuant to Article 27 of this Regulation;

(h) the procurement of goods and services of strategic importance and crisis-relevant goods pursuant to Part V of this Regulation;

(i) any further initiatives, decisions or measures taken under this regulation.

2. The competent committee of the European Parliament may offer the opportunity to a concerned Member State to participate in an exchange of views.

3. The Council and the Commission shall regularly inform the European Parliament of the application of this Regulation.

Or. en

Amendment 358

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Article 4 – title

Text proposed by the Commission

Amendment

Advisory group

Steering Board

Or. en

Justification

This group cannot merely serve as an advisory function and must have an active role in the

Amendment 359

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. *An advisory group* is established.

Amendment

1. *A steering board* is established.

Or. en

Amendment 360

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 1

Text proposed by the Commission

1. *An advisory group* is established.

Amendment

1. *The SMEI Forum* is established.

Or. en

Justification

The amendment shall apply horizontally.

Amendment 361

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The *advisory group* shall be composed of one representative from each Member State. *Each* Member *State* shall nominate *a representative and* an alternate

Amendment

2. The *steering board* shall be composed of one representative from each Member State, *three representatives of the European Parliament and two*

representative.

*representatives of the European Economic and Social Committee, representing the social partners. The representatives of the European Parliament shall represent the majority of its members. Each steering board member shall **also** nominate an alternate representative. **The representatives of the European Economic and Social Committee shall have no voting rights.***

Or. en

Justification

This Steering Board should be enlarged to more members than the Member States and the Commission. Moreover the social partners, who are affected by these measures, should have a role, even if they should not have voting rights.

Amendment 362 **Geoffroy Didier**

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

Text proposed by the Commission

2. The advisory group shall be composed of one representative from each Member State. Each Member State shall nominate a representative and an alternate representative.

Amendment

2. The advisory group shall be composed of one representative from each Member State. Each Member State shall nominate a representative and an alternate representative. ***When appropriate, the Commission shall invite relevant representatives of the economic operators directly involved and/or impacted by contingency planning, vigilance mode and emergency mode.***

Or. en

Amendment 363 **Anne-Sophie Pelletier**

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

Text proposed by the Commission

2. The advisory group shall be composed of one representative from each Member State. Each Member State shall nominate a representative and an alternate representative.

Amendment

2. The advisory group shall be composed of one representative from each Member State ***and of at least one member representing cross-industry social partner organisations at Union level, with an equal representation of trade union and employer organisations.*** Each Member State shall nominate a representative and an alternate representative.

Or. en

Amendment 364

Tom Vandenkendelaere

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The advisory group shall be composed of one representative from each Member State. Each Member State shall nominate a representative and an alternate representative.

Amendment

2. The advisory group shall be composed of one representative from each Member State ***and one representative from umbrella organisations of economic operators at Union level.*** Each Member State ***and umbrella organisation of economic operators at Union level*** shall nominate a representative and an alternate representative.

Or. en

Amendment 365

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The advisory group shall be

Amendment

2. The advisory group shall be

composed of one representative from each Member State. Each Member State shall nominate a representative and an alternate representative.

composed of one representative from each Member State, ***the European Parliament and the European Committee of the Regions***. Each Member State, ***the European Parliament and the European Committee of the Regions*** shall nominate a representative and an alternate representative.

Or. en

Amendment 366

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

2. The ***advisory group*** shall be composed of one representative from each Member State. ***Each*** Member ***State*** shall nominate a representative and an alternate representative.

Amendment

2. The ***SMEI forum*** shall be composed of one representative from each Member State ***and from representative umbrella organisations of economic operators at Union level***. ***Each SMEI forum*** member shall nominate a representative and an alternate representative.

Or. en

Amendment 367

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission may invite ***a representative of the European Parliament***, representatives of EFTA States that are contracting parties to the Agreement on the European Economic

Amendment

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission, ***in accordance with the advisory group***, may invite representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of

Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. ***It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.***

⁴⁹ OJ L 1, 3.1.1994, p. 3.

economic operators, stakeholder organisations, social partners and experts to attend meetings of the advisory group as observers.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 368

Carlo Fidanza

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the ***advisory group*** and ensure its secretariat. The Commission may invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the ***advisory group*** as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the ***advisory group***.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Amendment

3. The Commission ***representative*** shall chair the ***Board*** and ensure its secretariat. The Commission ***representative*** may invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area, representatives of economic operators, stakeholder organisations, social partners and experts, to attend ***specific*** meetings of the ***Board*** as observers, ***where such attendance is relevant considering the agenda of the meeting***. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the ***Board***.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 369
Arba Kokalari

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission may invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of *other crisis-relevant* bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Amendment

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission may invite a representative of the European Parliament, **experts with specific knowledge**, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of **relevant** bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 370
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the **advisory group** and ensure its secretariat. The **Commission** may invite **a representative** of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners

Amendment

3. The Commission shall chair the **steering board** and ensure its secretariat. The **steering board** may invite **additional representatives** of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social

and experts, to attend meetings of the **advisory group** as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the **advisory group**.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

partners and experts, to attend meetings of the **steering board** as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the **steering board**.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 371
Anne-Sophie Pelletier

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission **may** invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Amendment

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission **shall** invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 372
Tom Vandenkendelaere

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission **may** invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Amendment

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission **shall** invite a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 373

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission **may** invite **a representative of the European Parliament**, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.

Amendment

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission **shall** invite representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹ **and may invite** representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the relevant meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 374

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission ***may invite*** a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area⁴⁹, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the ***relevant*** meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Amendment

3. The Commission shall chair the advisory group and ensure its secretariat. The Commission ***shall ensure the presence of*** a representative of the European Parliament, representatives of EFTA States that are contracting parties to the Agreement on the European Economic Area, representatives of economic operators, stakeholder organisations, social partners and experts, to attend meetings of the advisory group as observers. It shall invite the representatives of other crisis-relevant bodies at Union level as observers to the meetings of the advisory group.

⁴⁹ OJ L 1, 3.1.1994, p. 3.

Or. en

Amendment 375

Carlo Fidanza

Proposal for a regulation

Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. 4.3a. The Board, on a proposal by and in agreement with the Commission, shall adopt its rules of procedure during

its first meeting.

Or. en

Amendment 376

Carlo Fidanza

Proposal for a regulation

Article 4 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3 b. 4.3b. The Board may adopt opinions, recommendations or reports in the context of its tasks. The Commission shall in a transparent manner take the utmost account of opinions or reports by the Board. Its recommendations should be mandatory.

Or. en

Amendment 377

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 4 – paragraph 4 – introductory part

Text proposed by the Commission

Amendment

4. For the purpose of contingency planning under Articles 6 to 8, the advisory group shall assist and advise the Commission as regards the following tasks:

4. For the purpose of contingency planning **and strengthening the Single Market's resilience** under Articles 6 to 8, the advisory group shall assist and advise the Commission as regards the following tasks:

Or. en

Amendment 378

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 4 – introductory part

Text proposed by the Commission

4. For the purpose of contingency planning under Articles 6 to 8, the advisory group shall ***assist and advise*** the Commission as regards the following tasks:

Amendment

4. For the purpose of contingency planning under Articles 6 to 8, the advisory group shall ***set binding decision on*** the Commission ***actions*** as regards the following tasks:

Or. en

Amendment 379

Tom Vandenkendelaere

Proposal for a regulation

Article 4 – paragraph 4 – introductory part

Text proposed by the Commission

4. For the purpose of contingency planning under Articles 6 to 8, the advisory group shall ***assist and advise*** the Commission ***as regards*** the following tasks:

Amendment

4. For the purpose of contingency planning under Articles 6 to 8, the advisory group shall, ***in close cooperation with*** the Commission, ***perform*** the following tasks:

Or. en

Amendment 380

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 4 – introductory part

Text proposed by the Commission

4. For the purpose of contingency planning under Articles 6 to 8, the ***advisory*** group shall ***assist and advise*** the Commission ***as regards*** the following tasks:

Amendment

4. For the purpose of contingency planning under Articles 6 to 8, the ***steering*** group shall, ***with the aid of*** the Commission, ***carry out*** the following tasks:

Or. en

Justification

This Steering Board should have the power to make decisions. It should not merely advise.

Amendment 381

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 4 – point a

Text proposed by the Commission

(a) ***proposing*** arrangements for administrative cooperation between the Commission and the Member States at the time of the Single Market ***vigilance and emergency modes*** that would be contained in the crisis protocols;

Amendment

(a) ***propose*** arrangements for administrative cooperation between the Commission and the Member States at the time of the Single Market emergency ***mode*** that would be contained in the crisis protocols ***under Article 6***;

Or. en

Justification

It is proposed to delete the whole vigilance mode

Amendment 382

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

(b) ***assessing*** of significant incidents that the Member States have alerted the Commission to.

Amendment

(b) ***assessment*** of significant incidents that the Member States have alerted the Commission to ***with regards to their impact on the free movement of goods, persons and services and on the labour market.***

Or. en

Amendment 383

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema,

Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

(b) ***assessingment of significant incidents*** that the Member States have alerted the Commission to.

Amendment

(b) ***assess evidence of a potential internal market emergency*** that the Member States ***or other parties*** have alerted the Commission to.

Or. en

Justification

significant incidents have to be connected to the Single Market

Amendment 384

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

(b) assessingment of significant incidents that the ***Member States*** have alerted the Commission to.

Amendment

(b) assessingment of significant incidents that the ***SMEI Forum members*** have alerted the Commission to.

Or. en

Amendment 385

Anne-Sophie Pelletier

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

(b) ***assessingment*** of significant incidents that the Member States have alerted the Commission to.

Amendment

(b) ***assessment*** of significant incidents that the Member States have alerted the Commission to.

Or. en

Amendment 386

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 4 – point b

Text proposed by the Commission

(b) ***assessingment of*** significant incidents that the Member States have alerted the Commission to.

Amendment

(b) ***assessing*** significant incidents that the Member States have alerted the Commission to.

Or. en

Amendment 387

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 4 – paragraph 4 – point b a (new)

Text proposed by the Commission

Amendment

(b a) assessing measures taken by the European Commission to strengthen the Single Market's resilience such as mapping of relevant supply chains with relevant economic operators and technology as well as stress tests, including climate stress tests, conducted by the European Commission.

Or. en

Amendment 388

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 4 – point b a (new)

Text proposed by the Commission

Amendment

(b a) developing training and simulation programmes for the purpose of Article 7;

Or. en

Amendment 389

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 4 – point b b (new)

Text proposed by the Commission

Amendment

(b b) identifying strategic supply chains as part of the resilience assessments referred to in Article 7a.

Or. en

Amendment 390

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

Amendment

5. For the purpose of of the Single Market vigilance mode as referred to in Article 9, the advisory group shall assist the Commission in the following tasks: ***deleted***

(a) establishing whether the threat referred to in Article 3(2) is present, and the scope of such threat;

(b) gathering foresight, data analysis and market intelligence;

(c) consulting the representatives of economic operators, including SMEs, and industry to collect market intelligence;

(d) analysing aggregated data received by other crisis-relevant bodies at Union and international level;

(e) facilitating exchanges and sharing of information, including with other relevant bodies and other crisis-relevant bodies at Union level, as well as third countries, as appropriate, with particular attention paid to developing countries, and international organisations;

(f) maintaining a repository of national and Union crisis measures that have been used in previous crises that have had an impact on the Single Market and its supply chains

Or. en

Justification

It is proposed to delete the whole vigilance mode

Amendment 391

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 5

Text proposed by the Commission

Amendment

5. For the purpose of of the Single Market vigilance mode as referred to in Article 9, the advisory group shall assist the Commission in the following tasks: *deleted*

(a) establishing whether the threat referred to in Article 3(2) is present, and the scope of such threat;

(b) gathering foresight, data analysis and market intelligence;

(c) consulting the representatives of economic operators, including SMEs, and industry to collect market intelligence;

(d) analysing aggregated data received by other crisis-relevant bodies at Union

and international level;

(e) facilitating exchanges and sharing of information, including with other relevant bodies and other crisis-relevant bodies at Union level, as well as third countries, as appropriate, with particular attention paid to developing countries, and international organisations;

(f) maintaining a repository of national and Union crisis measures that have been used in previous crises that have had an impact on the Single Market and its supply chains

Or. en

Amendment 392

Tom Vandenkendelaere

Proposal for a regulation

Article 4 – paragraph 5 – introductory part

Text proposed by the Commission

5. For the purpose of of the Single Market vigilance mode as referred to in Article 9, the advisory group shall **assist** the Commission **in** the following tasks:

Amendment

5. For the purpose of of the Single Market vigilance mode as referred to in Article 9, the advisory group shall, **in close cooperation with** the Commission, **perform** the following tasks:

Or. en

Amendment 393

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 5 – introductory part

Text proposed by the Commission

5. For the purpose **of** of the Single Market vigilance mode as referred to in Article 9, the advisory group shall assist

Amendment

5. For the purpose of the Single Market vigilance mode as referred to in Article 9, the advisory group shall assist

the Commission in the following tasks:

the Commission in the following tasks:

Or. en

Amendment 394

Christel Schaldemose

Proposal for a regulation

Article 4 – paragraph 5 – point a a (new)

Text proposed by the Commission

Amendment

(a a) establishing whether the criteria for activation or deactivation of the vigilance mode have been fulfilled;

Or. en

Justification

In accordance with the suggestion to add a new article on criteria for the activation of the vigilance mode (article 8a).

Amendment 395

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 5 – point b

Text proposed by the Commission

Amendment

(b) gathering foresight, data analysis and market intelligence; ***deleted***

Or. en

Justification

If the whole paragraph is not deleted, this should at least be deleted.

Amendment 396

Anne-Sophie Pelletier

Proposal for a regulation
Article 4 – paragraph 5 – point c

Text proposed by the Commission

(c) consulting the representatives of economic operators, including SMEs, and industry to collect market intelligence;

Amendment

(c) consulting the representatives of economic operators, including SMEs, and industry to collect market intelligence, ***as well as social partner organisations to understand and anticipate implications on the labour market or free movement rights;***

Or. en

Amendment 397
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 4 – paragraph 5 – point c

Text proposed by the Commission

(c) consulting the representatives of economic operators, including SMEs, and industry to collect market intelligence;

Amendment

(c) consulting the representatives of economic operators, including SMEs, ***as well as social partners*** and industry to collect market intelligence;

Or. en

Amendment 398
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 4 – paragraph 5 – point c a (new)

Text proposed by the Commission

Amendment

(c a) consulting social partners to understand the social impacts of the potential crisis and to anticipate possible consequences for the labour market and free movement;

Amendment 399
Arba Kokalari

Proposal for a regulation
Article 4 – paragraph 5 – point f

Text proposed by the Commission

(f) maintaining a repository of national and Union crisis measures that have been used in previous crises that have had an impact on the Single Market ***and its supply chains***

Amendment

(f) maintaining a repository of national and Union crisis measures that have been used in previous crises that have had an impact on the Single Market

Or. en

Amendment 400
Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation
Article 4 – paragraph 5 – point f a (new)

Text proposed by the Commission

Amendment

(fa) establishing whether the criteria for the activation or deactivation of the vigilance mode have been fulfilled.

Or. en

Amendment 401
Tom Vandenkendelaere

Proposal for a regulation
Article 4 – paragraph 5 – point f a (new)

Text proposed by the Commission

Amendment

(f a) consult the representatives of economic operators, including SMEs, to collect specific market information;

Amendment 402
Tom Vandenkendelaere

Proposal for a regulation
Article 4 – paragraph 6 – introductory part

Text proposed by the Commission

6. For the purposes of the Single Market emergency mode as referred to in Article 14, the advisory group shall ***assist the Commission in*** the following tasks:

Amendment

6. For the purposes of the Single Market emergency mode as referred to in Article 14, the advisory group shall, ***in close cooperation with the Commission, perform*** the following tasks:

Or. en

Amendment 403
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 4 – paragraph 6 – introductory part

Text proposed by the Commission

6. For the purposes of the Single Market emergency mode as referred to in Article 14, the ***advisory group*** shall ***assist the Commission in*** the following tasks:

Amendment

6. For the purposes of the Single Market emergency mode as referred to in Article 14, the ***steering board*** shall ***carry out*** the following tasks:

Or. en

Justification

This Steering Board should have the power to make decisions. It should not merely advise.

Amendment 404
Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 4 – paragraph 6 – introductory part

Text proposed by the Commission

6. For the purposes of the Single Market emergency mode as referred to in Article 14, the ***advisory group*** shall ***assist*** the Commission ***in the following tasks***:

Amendment

6. For the purposes of the Single Market emergency mode as referred to in Article 14, the ***SMEI Forum*** shall ***set binding decision on*** the Commission ***actions through***:

Or. en

Amendment 405

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 6 – point -a (new)

Text proposed by the Commission

Amendment

(-a) consulting the representatives of economic operators, including SMEs, and industry to collect market intelligence;

Or. en

Justification

Moved from vigilance mode

Amendment 406

Tom Vandenkendelaere

Proposal for a regulation

Article 4 – paragraph 6 – point a

Text proposed by the Commission

Amendment

(a) analysing crisis-relevant information gathered by Member States ***or*** the Commission;

(a) analysing crisis-relevant information gathered by Member States, the Commission ***or representative umbrella organisations of economic operators at Union level***;

Or. en

Amendment 407

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 6 – point a

Text proposed by the Commission

(a) ***analysing*** crisis-relevant information gathered by Member States ***or*** the Commission;

Amendment

(a) ***analyse*** crisis-relevant information gathered by Member States, ***EEA states, economic operators and*** the Commission;

Or. en

Amendment 408

Christel Schaldemose

Proposal for a regulation

Article 4 – paragraph 6 – point b

Text proposed by the Commission

(b) establishing whether the criteria for activation or deactivation of the emergency mode have been fulfilled;

Amendment

(b) establishing whether the criteria for activation or deactivation of the emergency mode have been fulfilled ***pursuant to the presence of a Single Market emergency referred to in Article 3(3);***

Or. en

Amendment 409

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 6 – point b

Text proposed by the Commission

(b) ***establishing*** whether the criteria for activation or deactivation of the emergency mode have been fulfilled;

Amendment

(b) ***decide*** whether the criteria for activation or deactivation of the emergency mode have been fulfilled ***and that there is***

sufficient and reliable evidence to support that conclusion;

Or. en

Justification

This Steering Board should have the power to make decisions. It should not merely advise.

Amendment 410

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 6 – point b

Text proposed by the Commission

(b) establishing whether the criteria for activation or deactivation of the emergency mode have been fulfilled;

Amendment

(b) establishing whether the criteria for activation or deactivation of the emergency mode have been fulfilled *and evidences substantiating such decision are sufficient and reliable*;

Or. en

Amendment 411

Tom Vandenkendelaere

Proposal for a regulation

Article 4 – paragraph 6 – point b

Text proposed by the Commission

(b) establishing whether the criteria for activation or deactivation of the emergency mode have been fulfilled;

Amendment

(b) establishing, *based on sufficient and reliable evidence*, whether the criteria for activation or deactivation of the emergency mode have been fulfilled;

Or. en

Amendment 412

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 4 – paragraph 6 – point c

Text proposed by the Commission

(c) ***advising*** on the implementation of the measures chosen to respond to Single Market emergency at Union level;

Amendment

(c) ***advise*** on the implementation of the measures chosen to respond to Single Market emergency at Union level;

Or. en

Amendment 413

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 4 – paragraph 6 – point d

Text proposed by the Commission

(d) ***performing*** a review of national crisis measures;

Amendment

(d) ***perform*** a review of national crisis measures;

Or. en

Amendment 414

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation
Article 4 – paragraph 6 – point e

Text proposed by the Commission

(e) facilitating exchanges and sharing of information, including with other crisis-relevant bodies at Union level, as well as, as appropriate, ***third countries, with particular attention paid to developing countries, and international organisations.***

Amendment

(e) facilitating exchanges and sharing of information, including with other crisis-relevant bodies at Union level, as well as, as appropriate, ***with economic operators.***

Or. en

Amendment 415

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 6 – point e

Text proposed by the Commission

(e) *facilitating* exchanges and sharing of information, including with other crisis-relevant bodies at Union level, as well as, as appropriate, third countries, with particular attention paid to developing countries, and international organisations.

Amendment

(e) *facilitate* exchanges and sharing of information, including with other crisis-relevant bodies at Union level, as well as, as appropriate, third countries, with particular attention paid to developing countries, and international organisations.

Or. en

Amendment 416

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 4 – paragraph 7

Text proposed by the Commission

7. The Commission shall ensure the participation of all bodies at Union level that are relevant to the respective crisis. The advisory group shall cooperate and coordinate closely, where appropriate, with other relevant crisis-related bodies at Union level. The Commission shall ensure coordination with the measures implemented through other Union mechanisms, such as the Union Civil Protection Mechanism (UCPM) or the EU Health Security Framework. The advisory group shall ensure information exchange with the Emergency Response Coordination Centre under the UCPM.

Amendment

7. The Commission shall ensure the participation of all bodies at Union level that are relevant to the respective crisis. The advisory group shall cooperate and coordinate closely, where appropriate, with other relevant crisis-related bodies at Union level. The Commission shall ensure coordination with the measures implemented through other Union mechanisms, such as the Union Civil Protection Mechanism (UCPM) or the EU Health Security Framework. The advisory group shall ensure information exchange with the Emergency Response Coordination Centre under the UCPM. *The Commission shall annually report to the European Parliament on the work of the advisory board.*

Or. en

Amendment 417

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 7

Text proposed by the Commission

7. The Commission shall ensure the participation of all bodies at Union level that are relevant to the respective crisis. The advisory group shall cooperate and coordinate closely, where appropriate, with other relevant crisis-related bodies at Union level. The Commission shall ensure coordination with the measures implemented through other Union mechanisms, such as the Union Civil Protection Mechanism (UCPM) or the EU Health Security Framework. The advisory group shall ensure information exchange with the Emergency Response Coordination Centre under the UCPM.

Amendment

7. The Commission shall ensure the participation of all bodies at Union level that are relevant to the respective crisis. The advisory group shall cooperate and coordinate closely, where appropriate, with other relevant crisis-related bodies at Union level. The Commission shall ensure coordination with the measures implemented through other Union mechanisms, such as the Union Civil Protection Mechanism (UCPM) or the EU Health Security Framework, *[the Chips Act], [the EU Critical Raw Materials]*. The advisory group shall ensure information exchange with the Emergency Response Coordination Centre under the UCPM.

Or. en

Amendment 418

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 7

Text proposed by the Commission

7. The **Commission** shall ensure the participation of all bodies at Union level that are relevant to the respective crisis. The **advisory group** shall cooperate and coordinate closely, where appropriate, with other relevant crisis-related bodies at Union level. The Commission shall ensure coordination with the measures

Amendment

7. The **steering board** shall ensure the participation of all bodies at Union level that are relevant to the respective crisis. The **steering board** shall cooperate and coordinate closely, where appropriate, with other relevant crisis-related bodies at Union level. The Commission shall ensure coordination with the measures

implemented through other Union mechanisms, such as the Union Civil Protection Mechanism (UCPM) or the EU Health Security Framework. The advisory group shall ensure information exchange with the Emergency Response Coordination Centre under the UCPM.

implemented through other Union mechanisms, such as the Union Civil Protection Mechanism (UCPM) or the EU Health Security Framework. The advisory group shall ensure information exchange with the Emergency Response Coordination Centre under the UCPM.

Or. en

Amendment 419

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 8

Text proposed by the Commission

8. The advisory group shall meet at least three times a year. At its first meeting, on a proposal by and in agreement with the Commission, the advisory group shall adopt its rules of procedure.

Amendment

8. The advisory group shall meet at least three times a year. At its first meeting, on a proposal by and in agreement with the Commission, the advisory group shall adopt its rules of procedure.

The SMEI forum members representing umbrella organisations of economic operators at Union level shall have no right to vote.

Or. en

Amendment 420

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 8

Text proposed by the Commission

8. The advisory group shall meet at least three times a year. At its first meeting, on a proposal by and in agreement with the Commission, the advisory group shall adopt its rules of procedure.

Amendment

8. The advisory group shall meet at least three times a year. At its first meeting, on a proposal by and in agreement with the Commission, the advisory group shall adopt its rules of procedure. ***The minutes***

of the Advisory Group meetings shall be published as soon as they have been approved by the Advisory Group.

Or. en

Amendment 421
Anne-Sophie Pelletier

Proposal for a regulation
Article 4 – paragraph 8

Text proposed by the Commission

8. The advisory group shall meet at least three times a year. At its first meeting, on a proposal by and in agreement with the Commission, the advisory group shall adopt its rules of procedure.

Amendment

8. The advisory group shall meet at least three times a year ***and on a regular basis in emergency mode in accordance with article 14.*** At its first meeting, on a proposal by and in agreement with the Commission, the advisory group shall adopt its rules of procedure.

Or. en

Amendment 422
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 4 – paragraph 8

Text proposed by the Commission

8. The ***advisory group*** shall meet at least three times a year. At its first meeting, on a proposal by ***and in agreement with*** the Commission, the ***advisory group*** shall adopt its rules of procedure.

Amendment

8. The ***steering board*** shall meet at least three times a year. At its first meeting, on a proposal by the Commission, the ***steering board*** shall adopt its rules of procedure.

Or. en

Amendment 423
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana

Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 8 a (new)

Text proposed by the Commission

Amendment

8 a. Where appropriate to examine specific issues, the Commission may establish temporary sub-groups of the Advisory Group.

Or. en

Amendment 424

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

Amendment

9. The advisory group may adopt opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6.

9. The advisory group may adopt opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6. ***These opinions, recommendations and reports are binding on the EU Commission.***

Or. en

Amendment 425

Anne-Sophie Pelletier

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

Amendment

9. The advisory group may adopt opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6.

9. The advisory group may adopt opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6, ***which shall be made public without delay.***

Amendment 426

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

9. The **advisory group** may adopt opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6.

Amendment

9. The **steering board** may adopt **decisions**, opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6.

Or. en

Justification

This Steering Board should have the power to make decisions. It should not merely advise.

Amendment 427

Tom Vandenkendelaere

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

9. The advisory group may adopt opinions, recommendations or reports in the context of its tasks set out in paragraphs 4 to 6.

Amendment

9. The advisory group may adopt opinions, recommendations, **decisions** or reports in the context of its tasks set out in paragraphs 4 to 6.

Or. en

Amendment 428

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 4 – paragraph 9

Text proposed by the Commission

9. The advisory group may adopt ***opinions***, recommendations ***or reports*** in the context of its tasks set out in paragraphs 4 to 6.

Amendment

9. The advisory group may adopt ***decisions or*** recommendations in the context of its tasks set out in paragraphs 4 to 6.

Or. en

Amendment 429

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 4 – paragraph 9 a (new)

Text proposed by the Commission

Amendment

9 a. No later than 6 months following the deactivation of emergency mode, the Commission shall present to the Advisory Group a report detailing the result of the different measures adopted to address the Single Market Emergency with a view to draw lessons for possible future crises. Such reports shall be used for the purpose of the review provided for in Article 44.

Or. en

Amendment 430

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

Amendment

1. Member States shall designate central liaison offices responsible for contacts, coordination and information exchange with the central liaison offices of other Member States and Union level central liaison office under this Regulation.

1. Member States shall designate central liaison offices responsible for contacts, coordination and information exchange with the central liaison offices of other Member States and Union level central liaison office under this Regulation.

Such liaison offices shall coordinate and compile the inputs from relevant national *competent* authorities.

Such liaison offices shall coordinate and compile the inputs from relevant national authorities *and where appropriate, ensure access to up-to-date crisis-relevant information for economic operators, in real-time whenever technically feasible.*

Or. en

Amendment 431

René Repasi, Andreas Schwab, Dita Charanzová, Anna Cavazzini

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Member States shall designate central liaison offices responsible for contacts, coordination and information exchange with the central liaison offices of other Member States and Union level central liaison office under this Regulation. Such liaison offices shall coordinate and compile the inputs from relevant national competent authorities.

Amendment

1. Member States shall designate, *together with local and regional authorities*, central liaison offices responsible for contacts, coordination and information exchange with the central liaison offices of other Member States and Union level central liaison office under this Regulation. Such liaison offices shall coordinate and compile the inputs from relevant national, *regional and local* competent authorities.

Or. en

Justification

The amendment stems from the Opinion of the European Committee of the Regions on the Single Market Emergency Instrument. It does not reflect political ownership of the co-signatories or their groups and is added by the authors to formally introduce it into the legislative process.

Amendment 432

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. The Commission shall designate a Union level central liaison office for contacts with the central liaison offices of the Member States during the Single Market vigilance and emergency modes under this Regulation. The Union level central liaison office shall ensure the coordination and information exchange with the central liaison offices of the Member States for the management of the Single Market vigilance and emergency modes.

Amendment

2. The Commission shall designate a Union level central liaison office for contacts with the central liaison offices of the Member States during the Single Market vigilance and emergency modes under this Regulation. The Union level central liaison office shall ensure the coordination and information exchange with the central liaison offices of the Member States ***and the bodies at Union level that are relevant to the respective crisis*** for the management of the Single Market vigilance and emergency modes ***and where appropriate, provision of access to up-to-date crisis-relevant information for economic operators, in real-time whenever technically feasible*** .

Or. en

Amendment 433

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. The Commission shall designate a Union level central liaison office for contacts with the central liaison offices of the Member States during the Single Market vigilance and emergency modes under this Regulation. The Union level central liaison office shall ensure the coordination and information exchange with the central liaison offices of the Member States for the management of the Single Market vigilance and emergency modes.

Amendment

2. The Commission shall designate a Union level central liaison office for contacts with the central liaison offices of the Member States during the Single Market vigilance and emergency modes under this Regulation. The Union level central liaison office shall ensure the coordination and information exchange with the central liaison offices of the Member States for the management of the Single Market vigilance and emergency modes. ***The central liaison offices of the Member States shall guarantee the transfer of information to stakeholders in the Emergency mode referred to in Part***

IV of the Regulation.

Or. en

Amendment 434

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation

Article 5 – paragraph 2

Text proposed by the Commission

2. The Commission shall designate a Union level central liaison office for contacts with the central liaison offices of the Member States during the Single Market ***vigilance and*** emergency ***modes*** under this Regulation. The Union level central liaison office shall ensure the coordination and information exchange with the central liaison offices of the Member States for the management of the Single Market ***vigilance and*** emergency ***modes***.

Amendment

2. The Commission shall designate a Union level central liaison office for contacts with the central liaison offices of the Member States during the Single Market emergency ***mode*** under this Regulation. The Union level central liaison office shall ensure the coordination and information exchange with the central liaison offices of the Member States for the management of the Single Market emergency ***mode***.

Or. en

Justification

It is proposed to delete the whole vigilance mode

Amendment 435

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 6 – paragraph 1

Text proposed by the Commission

1. ***The Commission taking into consideration the opinion of the advisory group and the input of relevant Union level bodies, is empowered after consulting the Member States, to adopt a delegated act to supplement this***

Amendment

deleted

Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market vigilance and emergency modes, in particular:

- (a) cooperation between national and Union level competent authorities for the management of the Single Market vigilance and emergency modes in vigilance and emergency modes across the sectors of the Single Market;*
- (b) general modalities for secure exchange of information;*
- (c) a coordinated approach to risk and crisis communication also vis-à-vis the public with a coordinating role for the Commission;*
- (d) the management of the framework.*

Or. en

Amendment 436
Carlo Fidanza

Proposal for a regulation
Article 6 – paragraph 1 – introductory part

Text proposed by the Commission

1. The Commission taking into consideration the opinion of the **advisory group** and the input of relevant Union level bodies, **is empowered after consulting the Member States**, to adopt a delegated act to supplement this Regulation with a framework **setting out crisis protocols** regarding crisis cooperation, exchange of information and **crisis** communication for the Single Market vigilance and emergency modes, **in particular**:

Amendment

1. **1.** The Commission taking into consideration the opinion **and the expertise** of the **Board** and the input of relevant Union level bodies, to adopt a delegated act to supplement this Regulation with a **general contingency** framework regarding crisis **preparedness** cooperation, exchange of information and communication for the Single Market vigilance and emergency modes. **This contingency framework shall include: (a) means of cooperation between Member States and Union level competent authorities in the Single Market vigilance and emergency modes in vigilance and emergency modes (b)**

general modalities for secure exchange of information; and (c) a coordinated approach to risk and crisis communication also vis-à-vis the public with a coordinating role for the Commission;

2. The Commission and the Member States shall ensure arrangements for timely cooperation and secure exchange of information between the Commission, the relevant Union-level bodies and the Member States concerning: (a) an inventory of relevant competent authorities of the Member States, the central liaison offices designated in accordance with Article 5 and single points of contact referred to in Article 21, their contact details, assigned roles and responsibilities during the vigilance and emergency modes of this Regulation under national law; (b) consultation of the representatives of economic operators and social partners, including SMEs, on their initiatives and actions to mitigate and respond to potential supply chain disruptions and overcome potential shortages of goods and services in the Single Market; (c) technical level cooperation in the vigilance and emergency modes across the sectors of the Single Market; (d) risk and emergency communication, with a coordinating role for the Commission, adequately taking into account already existing structures;

3. In order to ensure the operation of the framework in established in accordance with paragraph 1, the Commission may conduct stress tests, simulations and in-action and after-action reviews with Member States, and propose the relevant Union-level bodies and the Member States to update the framework as necessary

Or. en

Amendment 437

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 6 – paragraph 1 – introductory part

Text proposed by the Commission

1. The Commission taking into consideration the opinion of the advisory group and the input of relevant Union level bodies, is empowered after consulting the Member States, to adopt a delegated act to supplement this Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market vigilance and emergency modes, in particular:

Amendment

1. The Commission taking into consideration the opinion of the advisory group, ***including economic operators*** and the input of relevant Union level bodies, is empowered after consulting the Member States, to adopt a delegated act to supplement this Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market vigilance and emergency modes, in particular:

Or. en

Amendment 438

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 1 – introductory part

Text proposed by the Commission

1. The Commission taking ***into*** consideration the opinion of the ***advisory group*** and the input of relevant Union level bodies, ***is empowered*** after consulting the Member States, to adopt a delegated act to supplement this Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market ***vigilance and*** emergency ***modes***, in particular:

Amendment

1. The Commission taking ***due*** consideration ***of*** the opinion ***and recommendation*** of the ***steering board*** and the input of relevant Union level bodies, ***and*** after consulting the Member States, ***is empowered*** to adopt a delegated act to supplement this Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market emergency ***mode***, in particular:

Or. en

Justification

It is important that the decisions, opinions and recommendations of the Steering Board have legal weight. The Commission should not just take note, but duly act in line with the Steering Board's decisions.

Amendment 439

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 6 – paragraph 1 – introductory part

Text proposed by the Commission

1. The Commission ***taking into consideration*** the opinion of the advisory group and the input of relevant Union level bodies, is empowered after consulting the Member States, to adopt a delegated act to supplement this Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market vigilance and emergency modes, in particular:

Amendment

1. The Commission ***building upon*** the opinion of the advisory group and the input of relevant Union level bodies, is empowered after consulting the Member States, to adopt a delegated act to supplement this Regulation with a framework setting out crisis protocols regarding crisis cooperation, exchange of information and crisis communication for the Single Market vigilance and emergency modes, in particular:

Or. en

Amendment 440

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 1 – point a

Text proposed by the Commission

(a) cooperation between national and Union level competent authorities for the management of the Single Market ***vigilance and emergency modes in vigilance and emergency modes across the sectors of the Single Market;***

Amendment

(a) cooperation between national and Union level competent authorities for the management of the Single Market emergency ***mode;***

Or. en

Justification

It is proposed to delete the whole vigilance mode

Amendment 441

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 6 – paragraph 1 – point a

Text proposed by the Commission

(a) cooperation between national and Union level competent authorities for the management of the Single Market vigilance and emergency modes in vigilance and emergency modes across the sectors of the Single Market;

Amendment

(a) cooperation between national and Union level competent authorities for ***the exchange of Single Market resilience measures***, the management of the Single Market vigilance and emergency modes in vigilance and emergency modes across the sectors of the Single Market;

Or. en

Amendment 442

René Repasi, Andreas Schwab, Dita Charanzová, Anna Cavazzini

Proposal for a regulation

Article 6 – paragraph 1 – point a

Text proposed by the Commission

(a) cooperation between national and Union level competent authorities for the management of the Single Market vigilance and emergency modes in vigilance and emergency modes across the sectors of the Single Market;

Amendment

(a) cooperation between national and Union level competent authorities ***at local, regional, national and Union level*** for the management of the Single Market vigilance and emergency modes in vigilance and emergency modes across the sectors of the Single Market;

Or. en

Justification

The amendment stems from the Opinion of the European Committee of the Regions on the Single Market Emergency Instrument. It does not reflect political ownership of the co-signatories or their groups and is added by the authors to formally introduce it into the

legislative process.

Amendment 443

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 6 – paragraph 1 – point c

Text proposed by the Commission

(c) a coordinated approach to risk and crisis communication also vis-à-vis the public with a coordinating role for the Commission;

Amendment

(c) a coordinated approach to risk and crisis communication also vis-à-vis the public **and stakeholders** with a coordinating role for the Commission;

Or. en

Amendment 444

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 1 – point c

Text proposed by the Commission

(c) a coordinated approach to risk and crisis communication **also vis-à-vis** the public with a coordinating role for the Commission;

Amendment

(c) a coordinated approach to risk and crisis communication **with economic operators and** the public with a coordinating role for the Commission;

Or. en

Justification

It is vital to also coordinate with economic operators.

Amendment 445

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) the management of the framework. deleted

Or. en

Justification

It is not clear if this would go beyond what is allowed under a delegated act. If the Commission wishes to set down a governing framework, it should be within the Regulation itself.

Amendment 446

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 6 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) an inventory of **relevant** national competent authorities, the central liaison offices designated in accordance with Article 5 and single points of contact referred to in Article 21, their contact details, assigned roles and responsibilities during the vigilance and emergency modes of this Regulation **under national law**;

(a) an inventory of national competent authorities, the central liaison offices designated in accordance with Article 5 and single points of contact referred to in Article 21, their contact details, assigned roles and responsibilities during the vigilance and emergency modes of this Regulation;

Or. en

Amendment 447

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) an inventory of relevant national competent authorities, the central liaison offices designated in accordance with Article 5 and single points of contact referred to in Article 21, their contact

(a) an inventory of relevant national competent authorities, the central liaison offices designated in accordance with Article 5 and single points of contact referred to in Article 21, their contact

details, assigned roles and responsibilities during the ***vigilance and*** emergency ***modes*** of this Regulation under national law;

details, assigned roles and responsibilities during the emergency ***mode*** of this Regulation under national law;

Or. en

Justification

It is proposed to delete the whole vigilance mode

Amendment 448

Anne-Sophie Pelletier

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) consultation of the representatives of economic operators ***and social partners***, including SMEs, on their initiatives and actions to mitigate and respond to potential supply chain disruptions and overcome potential shortages of goods and services in the Single Market;

Amendment

(b) consultation of ***social partners and*** the representatives of economic operators, including SMEs, on their initiatives and actions to mitigate and respond to potential supply chain disruptions and overcome potential shortages of goods and services in the Single Market, ***including their impact on the European labour market in the identified strategic areas***;

Or. en

Amendment 449

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) consultation of the representatives of economic operators ***and social partners***, including SMEs, on their ***initiatives and*** actions to ***mitigate and*** respond to ***potential*** supply chain disruptions and ***overcome*** potential shortages of goods and services in the Single Market;

Amendment

(b) consultation of the representatives of ***social partners and*** economic operators , including SMEs, on their actions to respond to ***possible*** supply chain disruptions and ***resolve*** potential shortages of goods and services in the Single Market; ***including their impact on the labour***

markets and measures put in place to protect the safety and rights of workers and service providers in the identified strategic areas;

Or. en

Amendment 450

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) consultation of the representatives of economic operators and social partners, including SMEs, on their initiatives and actions to mitigate and respond to ***potential supply chain disruptions and overcome potential shortages of goods and services in the*** Single Market;

Amendment

(b) consultation of the representatives of economic operators and social partners, including SMEs, on their initiatives and actions to mitigate and respond to Single Market ***emergency***;

Or. en

Amendment 451

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) consultation of the representatives of economic operators and social partners, including SMEs, on their initiatives and actions to mitigate and respond to ***potential supply chain disruptions and overcome potential shortages of goods and services in the*** Single Market;

Amendment

(b) consultation of the representatives of economic operators and social partners, including SMEs, on their initiatives and actions to mitigate and respond to ***an internal market emergency, who shall be consulted as soon as possible and whose response shall be voluntary.***

Or. en

Justification

This regulation is about a single market emergency, it is not about general supply chain disruptions.

Amendment 452

Arba Kokalari

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) consultation of the representatives of economic operators and social partners, including SMEs, on their ***initiatives and actions*** to mitigate and respond to potential ***supply chain disruptions and overcome potential shortages*** of goods and services in the Single Market;

Amendment

(b) consultation of the representatives of economic operators and social partners, including SMEs, on their ***experiences and needs in order*** to mitigate and respond to potential ***crisis that could disrupt the free movement*** of goods and services in the Single Market;

Or. en

Amendment 453

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 6 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(b a) consultation of trade unions on the implications on labour markets as well as the safety, health and rights of persons in the areas of critical importance;

Or. en

Amendment 454

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Svenja Hahn

Proposal for a regulation
Article 6 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) technical level cooperation in the ***vigilance and*** emergency ***modes*** across the sectors of the Single Market;

(c) technical level cooperation in the emergency ***mode*** across the sectors of the Single Market;

Or. en

Justification

It is proposed to delete the whole vigilance mode

Amendment 455

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 6 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) risk and emergency communication, with a coordinating role for the Commission, ***adequately*** taking into account already existing structures;

(d) risk and emergency communication, with a coordinating role for the Commission, taking into account already existing structures;

Or. en

Justification

The board should take into account already existing structures, period. Not "adequately"

Amendment 456

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation
Article 6 – paragraph 2 – point d

Text proposed by the Commission

Amendment

(d) risk and emergency communication, with a coordinating role for the Commission, ***adequately*** taking into

(d) risk and emergency communication, with a coordinating role for the Commission, taking into account

account already existing structures;

already existing structures;

Or. en

Amendment 457

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. *In order to ensure the operation of the framework referred to in paragraph 1, the Commission may conduct stress tests, simulations and in-action and after-action reviews with Member States, and propose the relevant Union-level bodies and the Member States to update the framework as necessary.* **deleted**

Or. en

Justification

This paragraph does not set down any definition of what a stress test, simulation or review means in practice. Without a clear framework, it should be removed

Amendment 458

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. In order to ensure the operation of the framework referred to in paragraph 1, the Commission **may** conduct **stress tests**, simulations and in-action and after-action reviews with Member States, and **propose** the relevant Union-level bodies and the Member States to update the framework as

3. In order to ensure the operation of the framework referred to in paragraph 1, the Commission **shall** conduct **resilience assessments**, simulations and in-action and after-action reviews with Member States, and **require** the relevant Union-level bodies and the Member States to update the

necessary.

framework as necessary.

Or. en

Amendment 459

Anne-Sophie Pelletier

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

3. In order to ensure the operation of the framework referred to in paragraph 1, the Commission may conduct stress tests, simulations and in-action and after-action reviews with Member States, and propose the relevant Union-level bodies and the Member States to update the framework as necessary.

Amendment

3. In order to ensure the operation of the framework referred to in paragraph 1, the Commission may **regularly** conduct stress tests, simulations and in-action and after-action reviews with Member States, and propose the relevant Union-level bodies and the Member States to update the framework as necessary.

Or. en

Amendment 460

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 7 – paragraph 1

Text proposed by the Commission

The Commission shall organise the training on crisis coordination, cooperation and information exchange referred to in Article 6 for the staff of the designated central liaison offices. It shall organise simulations involving the staff of the central liaison offices from all Member States based on potential scenarios of Single Market emergencies.

Amendment

The Commission shall organise the training on crisis coordination, cooperation and information exchange referred to in Article 6 for the staff of the designated central liaison offices. It shall organise simulations involving the staff of the central liaison offices from all Member States based on potential scenarios of Single Market emergencies, ***with the involvement of economic operators potentially involved in the various crisis scenarios.***

Or. en

Amendment 461
Carlo Fidanza

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

The Commission shall organise the training on crisis coordination, cooperation and information exchange referred to in Article 6 for the staff of the designated central liaison offices. It shall organise simulations involving the staff of the central liaison offices **from** all Member States **based on potential** scenarios of Single Market **emergencies**.

Amendment

The Commission shall **regularly** organise the training on crisis coordination, cooperation and information exchange referred to in Article 6 for the staff of the designated central liaison offices **and the economic actors**. It shall organise simulations involving the staff of the central liaison offices **of** all Member States **and the economic actors potentially affected by different crisis** scenarios of **the** single market.

Or. en

Justification

The implementation of training programmes on crisis coordination and information exchange as well as the organisation of simulations on potential market emergency scenarios should also be extended to economic actors potentially affected by the different crisis scenarios

Amendment 462
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 7 – paragraph 1

Text proposed by the Commission

The Commission shall organise the training on crisis coordination, cooperation and information exchange referred to in Article 6 for the staff of the designated central liaison offices. It shall organise simulations involving the staff of the central liaison offices from all Member States based on potential scenarios of Single Market emergencies.

Amendment

The Commission shall organise the training on crisis **preparation**, coordination, cooperation, **communication** and information exchange referred to in Article 6 for the staff of the designated central liaison offices. It shall organise simulations involving the staff of the central liaison offices from all Member States based on potential scenarios of Single Market

emergencies.

Or. en

Amendment 463

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 7 a (new)

Text proposed by the Commission

Amendment

Article 7 a

Resilience Assessments

In order to anticipate and prepare for disruptions of the internal market and to ensure the free movement of strategic goods and services the Commission shall initiate, and coordinate Union wide resilience assessments.

1. The Commission shall carry out a mapping of the Union's strategic supply chains at least biannually with a view to carry out resilience assessments. The Commission shall carry out resilience assessments in cooperation with the national competent authorities referred to in the inventory pursuant to Article 6, with the aim of identifying early warning indicators, building knowledge and capacity to inform future crisis related measures and assess the Union's strategic strengths and weaknesses in pre-determined crisis scenarios.

2. The Commission shall work together with the Advisory Group and key market representative organisations, including social partners, to develop a framework and transparent methodology for a mapping of strategic supply chains and if needed, update the framework and the methodology.

3. The Commission shall develop and provide standardised, secure and effective

digital tools for the collection and processing of information for the purpose of this Article. Any information obtained pursuant to this Article shall be treated in compliance with the confidentiality obligations set out in Article 25.

4. The mapping of the undertakings operating along the Union's strategic supply chains shall be based on, among other sources, commercially available data and relevant non-confidential information from undertakings. The Commission may request relevant economic operators to share additional relevant information for the purpose of the resilience assessments. The Commission, after consultation of national competent authorities and key market representative organisations, shall adopt guidance for the provision of information about the early warning indicators, to ensure that data is comparable, is collected and stored securely, and allows for meaningful and effective analysis. The Commission shall update that guidance when necessary, in order to reflect technological, geopolitical, and market developments. In particular, the long-term strategic mapping shall:

(a) identify key goods and services in the internal market that are necessary for the maintenance of vital societal or economic activities in the Single Market;

(b) identify all levels of the supply chains, namely inputs, production steps, supply channels and interdependencies among economic operators;

(c) analyse the supply chain based on possible crisis scenarios in order to identify possible risks, weaknesses and determine, in consultation with the relevant operators and the Advisory Group, possible warning indicators and measures to remedy such risks and weaknesses that could be implemented in vigilance or emergency modes;

(d) set up a ‘resilience score’ that indicates the economic operators’ ability to prevent, protect against, respond to, resist, mitigate, absorb, accommodate and recover from an incident and identifies areas to reduce vulnerabilities.

5. The Commission shall provide a report of the conducted resilience assessments to the Advisory Group and include the main identified weaknesses and risks and as well as specific recommendations for preventive measures and remedial actions. A summary of the report shall be made publicly available.

Or. en

Justification

In its resolution of 19 May 2022 on “The social and economic consequences for the EU of the Russian war in Ukraine - reinforcing the EU’s capacity to act” the EP insists on resilience stress tests for undertakings, that would map, assess and provide potential responses to their supply chain risks, including social, environmental and political risk”. Preventing emergencies from happening will add an additional safeguard to the implementation of vigilance and emergency mode and strengthen the prevention dimension of the proposal.

Amendment 464

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation Article 8 – paragraph 1

Text proposed by the Commission

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States without undue delay of any incidents that significantly disrupt or ***have the potential*** to significantly disrupt the functioning of the Single Market and its supply chains (significant incidents).

Amendment

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States without undue delay of any incidents that significantly disrupt or ***is likely*** to significantly disrupt the functioning of the Single Market and its supply chains ***and could lead to shortages in the Single Market*** (significant incidents).

Or. en

Amendment 465
Christel Schaldemose

Proposal for a regulation
Article 8 – paragraph 1

Text proposed by the Commission

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States without undue delay of any incidents that ***significantly disrupt or have the potential to significantly disrupt the functioning of the Single Market and its supply chains (significant incidents).***

Amendment

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States without undue delay of any incidents that ***may represent or develop into a threat referred to in Article 3(2) or a Single Market emergency referred to in Article 3(3).***

Or. en

Justification

It is difficult to define what exactly is to be understood by “significantly disrupt”. As it currently states, it could risk either, a) crucial incidents are not notified or b) incidents of no significant are notified. In order to diminish such risk, we propose that the central liaison office would notify based on the definitions for vigilance mode and emergency mode in Article 3.

Amendment 466
Anne-Sophie Pelletier

Proposal for a regulation
Article 8 – paragraph 1

Text proposed by the Commission

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States ***without undue delay*** of any incidents that significantly disrupt or have the potential to significantly disrupt the functioning of the Single Market and its supply chains (significant incidents).

Amendment

1. The central liaison office of a Member State shall ***immediately*** notify the Commission and the central liaison offices of other Member States of any incidents that significantly disrupt or have the potential to significantly disrupt the functioning of the Single Market and its supply chains (significant incidents).

Or. en

Amendment 467

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 8 – paragraph 1

Text proposed by the Commission

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States without undue delay of any ***incidents that significantly disrupt or have the potential to significantly disrupt the functioning of the Single Market and its supply chains (significant incidents).***

Amendment

1. The central liaison office of a Member State shall notify the Commission and the central liaison offices of other Member States without undue delay of any ***major events that it has reason to believe either meet or may soon meet the criteria in order to be defined as a crisis or an internal market emergency.***

Or. en

Justification

The central liaison office is to deal with major events. There is no need to include just another definition of a crisis within the text.

Amendment 468

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 8 – paragraph 2

Text proposed by the Commission

2. The central liaison offices and any relevant national competent authorities shall, in accordance with Union law and national legislation that complies with Union law, treat the information referred to in paragraph 1 in a way that respects its confidentiality, protects the security and public order of the European Union or its Member States, and protects the security and commercial interests of the economic operators concerned.

Amendment

2. The central liaison offices and any relevant national competent authorities shall, in accordance with Union law and national legislation that complies with Union law, treat the information referred to in paragraph 1 in a way that respects its confidentiality, protects the security and public order of the European Union or its Member States, and protects the security and commercial interests of the economic operators concerned, ***adopting all technological, digital and contractual***

instruments necessary to guarantee the secrecy of information. In the event of disclosure of secret information, economic operators shall have the right to take legal proceedings for compensation of damages.

Or. en

Amendment 469
Anne-Sophie Pelletier

Proposal for a regulation
Article 8 – paragraph 2

Text proposed by the Commission

2. The central liaison offices and any relevant national competent authorities shall, in accordance with Union law and national legislation that complies with Union law, treat the information referred to in paragraph 1 in a way that respects its confidentiality, protects the security and public order of the European Union or its Member States, and protects the security **and commercial interests** of the economic operators concerned.

Amendment

2. The central liaison offices and any relevant national competent authorities shall, in accordance with Union law and national legislation that complies with Union law, treat the information referred to in paragraph 1 in a way that respects its confidentiality, protects the security and public order of the European Union or its Member States, and protects the security of the economic operators concerned.

Or. en

Amendment 470
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 8 – paragraph 3 – introductory part

Text proposed by the Commission

3. In order to determine whether the ***disruption or potential disruption of the functioning of the Single Market and its supply chains of goods and services is significant and*** should be the object of an

Amendment

3. In order to determine whether the ***events referred to in paragraph 1*** should be the object of an alert, the central liaison office of a Member State shall take the

alert, the central liaison office of a Member State shall take the following into account:

following into account:

Or. en

Amendment 471

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 8 – paragraph 3 – introductory part

Text proposed by the Commission

3. In order to determine whether the disruption or potential disruption of the functioning of the Single Market and its supply chains of goods and services is significant and should be the object of an alert, the central liaison office of a Member State shall take the following into account:

Amendment

3. In order to determine whether the disruption or ***the likelihood of*** potential disruption of the functioning of the Single Market and its supply chains of goods and services is significant and should be the object of an alert, the central liaison office of a Member State shall take the following into account:

Or. en

Amendment 472

Arba Kokalari

Proposal for a regulation

Article 8 – paragraph 3 – introductory part

Text proposed by the Commission

3. In order to determine whether the disruption or potential disruption of the functioning of the Single Market ***and its supply chains of goods and services*** is significant and should be the object of an alert, the central liaison office of a Member State shall take the following into account:

Amendment

3. In order to determine whether the disruption or potential disruption of the functioning of the Single Market is significant ***as defined in article 3 (8)*** and should be the object of an alert, the central liaison office of a Member State shall take the following into account:

Or. en

Amendment 473

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 8 – paragraph 3 – point a

Text proposed by the Commission

(a) the number of economic operators affected by the disruption or potential disruption;

Amendment

(a) the number of economic operators affected by the disruption or potential disruption, ***including possible disruptions of the labour market***;

Or. en

Amendment 474

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 8 – paragraph 3 – point a

Text proposed by the Commission

(a) the number of economic operators affected by the disruption or potential disruption;

Amendment

(a) the number of economic operators ***and workers in the European Union*** affected by the disruption or potential disruption;

Or. en

Amendment 475

Christel Schaldemose

Proposal for a regulation

Article 8 – paragraph 3 – point a

Text proposed by the Commission

(a) the number of economic operators affected by the disruption or potential disruption;

Amendment

(a) the number of economic operators ***at EU-level*** affected by the disruption or potential disruption;

Or. en

Amendment 476
Anne-Sophie Pelletier

Proposal for a regulation
Article 8 – paragraph 3 – point a

Text proposed by the Commission

(a) the number of economic operators affected by the disruption or potential disruption;

Amendment

(a) the number of **workers and** economic operators affected by the disruption or potential disruption;

Or. en

Amendment 477
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 8 – paragraph 3 – point a a (new)

Text proposed by the Commission

Amendment

(a a) the likelihood that the incident escalates into a Single Market emergency within the next six months;

Or. en

Amendment 478
Christel Schaldemose

Proposal for a regulation
Article 8 – paragraph 3 – point c

Text proposed by the Commission

Amendment

(c) the geographical **area; the** proportion of the Single Market affected by the disruption or potential disruption; **the impact on specific geographical areas particularly vulnerable or exposed to supply chain disruptions including the EU**

(c) the geographical proportion of the Single Market affected by the disruption or potential disruption;

outermost regions;

Or. en

Justification

We propose that the parameter should regard ‘the geographical proportion’ and therefore maintain objective criteria only referring to the actual (potential) disruption’s effect on the Single Market.

Amendment 479

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 8 – paragraph 3 – point c

Text proposed by the Commission

(c) the geographical area; the proportion of the Single Market affected by the disruption or potential disruption; ***the impact on specific geographical areas particularly vulnerable or exposed to supply chain disruptions including the EU outermost regions;***

Amendment

(c) the geographical area, the proportion of the Single Market affected by the disruption or potential disruption ***and its cross-border effects;***

Or. en

Amendment 480

Arba Kokalari

Proposal for a regulation

Article 8 – paragraph 3 – point c

Text proposed by the Commission

(c) the geographical area; the proportion of the Single Market affected by the disruption or potential disruption; the impact on specific geographical areas particularly vulnerable or exposed to ***supply chain*** disruptions including the EU outermost regions;

Amendment

(c) the geographical area; the proportion of the Single Market affected by the disruption or potential disruption; the impact on specific geographical areas particularly vulnerable or exposed to disruptions ***of the free movement of goods, services and persons,*** including the EU outermost regions;

Amendment 481

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 8 – paragraph 3 – point c

Text proposed by the Commission

(c) the geographical area; the proportion of the Single Market affected by the disruption or potential disruption; the impact on specific geographical areas particularly vulnerable or exposed to supply chain disruptions including the EU outermost regions;

Amendment

(c) the geographical area; the proportion of the Single Market affected by the disruption or potential disruption ***and its cross-border effects***; the impact on specific geographical areas particularly vulnerable or exposed to supply chain disruptions including the EU outermost regions;

Or. en

Amendment 482

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 8 – paragraph 3 – point d a (new)

Text proposed by the Commission

Amendment

(d a) the impact on the well-functioning of the affected markets.

Or. en

Amendment 483

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 8 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. *The Commission shall notify the advisory group of a notification pursuant to paragraph 1. The advisory group shall adopt an opinion pursuant to Article 4(9) as to whether there is a threat of a significant disruption referred to in Article 3(2) or a potential threat of a significant disruption.*

Or. en

Amendment 484
Christel Schaldemose

Proposal for a regulation
Article 8 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3 a. *the advisory group shall, shortly after a notification pursuant to paragraph 1 and in adherence of the parameters in paragraph 3a-d, convene and establishing whether the threat referred to in Article 3(2) is present, and the scope of such threat through an opinion.*

Or. en

Justification

It is important that the advisory group is notified early, when a central liaison of the Member State has raised the alarm on a (potential) disruption of the functioning of the Single Market. The Commission's proposal could potentially result in that the Commission can maintain this knowledge indefinitely.

Amendment 485
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Part III

Text proposed by the Commission

Amendment

III [...] **deleted**

Or. en

Justification

This is mode seems to only address issues related to supply disruptions, rather than to the free movement of goods across the single market. This Regulation should not be a tool for monitoring measures on global markets and therefore a tool to demand information from businesses that are not actually related to an internal market crisis. Moreover the way that strategic reserves are included would potentially make crisis more likely, not less. Therefore, especially in light of the Rapporteur's amendments, we suggest to delete the order article.

Amendment 486

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Part III

Text proposed by the Commission

Amendment

III [...] **deleted**

Or. en

Amendment 487

Christel Schaldemose

Proposal for a regulation

Article 8 a (new)

Text proposed by the Commission

Amendment

Article 8a

Criteria for activation

When assessing whether the threat referred to in Article 3(2) is present, the Commission shall, based on concrete and reliable evidence, take into account at least the following indicators:

(1) The anticipated time before the threat

*escalates into a Single Market
Emergency;*

*(2) The number of economic operators or
market shares expected to be affected
considering the nature of threat;*

*(3) The proportion of the Single Market
expected to be affected considering the
nature of the threat;*

*(4) The amount of goods and services of
critical importance expected to be affected
considering the nature of the threat;*

Or. en

Justification

Suggestion to add a new article including criteria for activating the vigilance mode. A similar article is in place for the emergency mode (art. 13) and the structure of this new article is therefore based on that. The objective is to bring further clarity and predictability regarding how and on what basis the Commission will consider whether a threat is present.

Amendment 488 **Arba Kokalari**

Proposal for a regulation **Article 9**

Text proposed by the Commission

Amendment

Article 9

deleted

Activation

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such an implementing act shall contain the following:

(a) an assessment of the potential impact of the crisis;

(b) list of the goods and services of strategic importance concerned, and

(c) *the vigilance measures to be taken.*

2. *The implementing act referred to in paragraph 1 shall be adopted in accordance with the examination procedure referred to in Article 41(2).*

Or. en

Amendment 489

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, ***taking into consideration the opinion*** provided by the ***advisory group***, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such an implementing act shall contain the following:

Amendment

1. Where the Commission, ***duly reflecting the decision*** provided by the ***steering board***, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act.

Where the Commission considers that the threat referred to in Article 3(2) is present, despite the steering board stating otherwise in its decision , it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act adopted by an unanimous decision.

Such an implementing act shall contain the following:

Or. en

Justification

If this Article is maintained, its activation must be much more limited and controlled. The Commission must duly follow the decision of the steering board. If it is feel to disagree it, this will become a political football between the institutions. It must be clear how this decision is taken.

Amendment 490

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by ***means of an implementing act. Such an implementing act*** shall contain the following:

Amendment

1. Where the Commission, taking into consideration ***the criteria referred to in Article 8(3) as well as*** the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall ***submit a proposal to the European Parliament and the Council to*** activate the vigilance mode for a maximum duration of six months by ***a decision, which the European Parliament and the Council may adopt jointly within 14 days after the transmission of the Commission's proposal to them. Such a decision*** shall contain the following:

Or. en

Amendment 491

Christel Schaldemose

Proposal for a regulation

Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode ***for a maximum duration of six months by means of an implementing act. Such an implementing act*** shall contain the following:

Amendment

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall ***propose to the Council and the European Parliament to*** activate the ***Single Market*** vigilance mode. ***Where the consideration of the Commission diverges from the opinion of the advisory group, the Commission*** shall ***provide a valid justification.***

Or. en

Amendment 492
Anne-Sophie Pelletier

Proposal for a regulation
Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such an implementing act shall contain the following:

Amendment

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act ***and report such activation to the European Parliament without delay.*** Such an implementing act shall contain the following:

Or. en

Amendment 493
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of ***an implementing act. Such an implementing act shall contain the following:***

Amendment

1. Where the Commission, taking into consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of ***a delegated act which shall be immediately applicable in accordance with the procedure referred to in Article 43a.***

Or. en

Amendment 494
Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, ***taking into*** consideration the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such an implementing act shall contain the following:

Amendment

1. Where the Commission, ***in due*** consideration ***of*** the opinion provided by the advisory group, considers that the threat referred to in Article 3(2) is present, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such an implementing act shall contain the following:

Or. en

Amendment 495

Carlo Fidanza

Proposal for a regulation

Article 9 – paragraph 1 – introductory part

Text proposed by the Commission

1. Where the Commission, taking into consideration the opinion provided by the ***advisory group***, considers that the ***threat referred to*** in Article 3(2) ***is present***, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such ***an*** implementing act shall contain the following:

Amendment

1. Where the Commission, taking into consideration the opinion provided by the ***Board***, considers that the ***conditions laid down*** in Article 3(2) ***are fulfilled***, it shall activate the vigilance mode for a maximum duration of six months by means of an implementing act. Such implementing act shall contain the following:

Or. en

Amendment 496

Christel Schaldemose

Proposal for a regulation

Article 9 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) an assessment of the potential impact of the crisis;

deleted

Or. en

Amendment 497

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 9 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) an assessment of the potential impact of the crisis;

(a) an assessment of the potential impact of the crisis, *laying out why this crisis is of critical importance to the Union and its Member States, pointing out why this crisis is of systemic and vital importance for public security, public safety, public order or public health, and how this crisis would have a significant impact on the functioning of the Single Market*;

Or. en

Amendment 498

René Repasi, Andreas Schwab, Dita Charanzová, Anna Cavazzini

Proposal for a regulation

Article 9 – paragraph 1 – point a

Text proposed by the Commission

Amendment

(a) an assessment of the potential impact of the crisis;

(a) an assessment of the potential impact of the crisis, *including the specific situation of border regions*;

Or. en

Justification

The amendment stems from the Opinion of the European Committee of the Regions on the Single Market Emergency Instrument. It does not reflect political ownership of the co-signatories or their groups and is added by the authors to formally introduce it into the legislative process.

Amendment 499

Carlo Fidanza

Proposal for a regulation

Article 9 – paragraph 1 – point a

Text proposed by the Commission

(a) an assessment of the potential impact of the crisis;

Amendment

(a) **(a)** an assessment of the potential impact of the crisis ***on the Single Market and its value chains***;

Or. en

Amendment 500

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 9 – paragraph 1 – point a

Text proposed by the Commission

(a) an assessment of the potential impact of the crisis;

Amendment

(a) an assessment of the potential impact of the ***expected*** crisis;

Or. en

Amendment 501

Christel Schaldemose

Proposal for a regulation

Article 9 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) list of the goods and services of strategic importance concerned, and

deleted

Or. en

Amendment 502

Carlo Fidanza

Proposal for a regulation

Article 9 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) list of the goods and services of strategic importance concerned, and

(b) a list of the goods and services of **critical** importance **which are indispensable in the maintenance of vital societal or economic activities in the Single Market, and**

Or. en

Amendment 503

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 9 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) list of the goods and services of strategic importance concerned, and

(b) list of the goods and services of critical importance concerned, and

Or. en

Amendment 504

Christel Schaldemose

Proposal for a regulation

Article 9 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) *the vigilance measures to be taken.* *deleted*

Or. en

Amendment 505

Christel Schaldemose

Proposal for a regulation

Article 9 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. As soon as the Single Market vigilance mode is activated, the Commission shall, without undue delay and following consultation of the advisory group, adopt an implementing act containing the following:

(a) an assessment of the potential impact of the potential crisis;

(b) list of the goods and services of critical importance whose functioning and/or supply is at risk of being significantly disrupted, and

c) the vigilance measures to be taken including assessments justifying the need for taking those measures. The adoption of measures to be taken shall be without prejudice to measure specific activation procedures where such are in place.

Or. en

Amendment 506

Carlo Fidanza

Proposal for a regulation

Article 9 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1 a. 1a. When assessing whether the conditions laid down in Article 3(2) are fulfilled, the Commission shall, based on concrete and reliable evidence, consider at least the following criteria: (a) the anticipated time before the threat escalates into a Single Market Emergency; (b) the number or market position of the economic operators expected to be affected considering the nature of the threat; and (c) the extent of goods and services of critical importance expected to be impacted considering the nature of the threat.

Or. en

Amendment 507

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

**Proposal for a regulation
Article 9 – paragraph 2**

Text proposed by the Commission

Amendment

2. The implementing act referred to in paragraph 1 shall be adopted in accordance with the examination procedure referred to in Article 41(2). ***deleted***

Or. en

Amendment 508

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

**Proposal for a regulation
Article 9 – paragraph 2**

Text proposed by the Commission

Amendment

2. The *implementing* act referred to in ***2. The *delegated* act referred to in***

paragraph 1 shall be adopted in accordance with the examination procedure referred to in Article 41(2).

paragraph 1 shall be adopted in accordance with the examination procedure referred to in Article 42(2).

Or. en

Amendment 509
Arba Kokalari

Proposal for a regulation
Article 10

Text proposed by the Commission

Amendment

Article 10

deleted

Extension and deactivation

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

2. Where the Commission, taking into consideration the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

3. Implementing acts referred to in paragraphs 1 and 2 shall be adopted in accordance with the examination procedure referred to in Article 42(2).

Or. en

Amendment 510
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 10

Text proposed by the Commission

Amendment

Article 10

deleted

Extension and deactivation

- 1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.***
- 2. Where the Commission, taking into consideration the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.***
- 3. Implementing acts referred to in paragraphs 1 and 2 shall be adopted in accordance with the examination procedure referred to in Article 42(2).***

Or. en

Amendment 511
Anne-Sophie Pelletier

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

Amendment

- 1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the advisory group, may***

- 1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the advisory group, may***

extend the vigilance mode for a maximum duration of six months by means of an implementing act.

extend the vigilance mode for a maximum duration of six months by means of an implementing act. ***Such extension shall be reported to the European Parliament without delay.***

Or. en

Amendment 512

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation Article 10 – paragraph 1

Text proposed by the Commission

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of ***an implementing act.***

Amendment

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of ***a decision adopted jointly by the European Parliament and the Council.***

Or. en

Amendment 513

Christel Schaldemose

Proposal for a regulation Article 10 – paragraph 1

Text proposed by the Commission

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, ***and taking into consideration the opinion provided by the advisory group, may*** extend the vigilance mode for a maximum duration of six months by means of an

Amendment

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, ***may propose to the advisory group to*** extend the vigilance mode for a maximum duration of six months by means of an implementing act.

implementing act.

Or. en

Amendment 514

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 10 – paragraph 1

Text proposed by the Commission

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and ***taking into consideration the opinion*** provided by the ***advisory group***, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

Amendment

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and ***duly reflecting a positive decision*** provided by the ***steering board***, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

Or. en

Amendment 515

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 10 – paragraph 1

Text proposed by the Commission

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, ***and taking into*** consideration the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

Amendment

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, ***in due*** consideration ***of*** the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

Or. en

Amendment 516
Carlo Fidanza

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the **advisory group**, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

Amendment

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and taking into consideration the opinion provided by the **board**, may extend the vigilance mode for a maximum duration of six months by means of an implementing act.

Or. en

Amendment 517
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 10 – paragraph 1

Text proposed by the Commission

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and **taking into consideration** the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of an **implementing** act.

Amendment

1. The Commission, if it considers that the reasons for activating the vigilance mode pursuant to Article 9(1) remain valid, and **building upon** the opinion provided by the advisory group, may extend the vigilance mode for a maximum duration of six months by means of an **delegated** act.

Or. en

Amendment 518
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 10 – paragraph 2

Text proposed by the Commission

2. Where the Commission, taking into consideration the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Amendment

2. ***Where the advisory group has concrete and reliable evidence that the vigilance mode should be deactivated, it may adopt an opinion pursuant to Article 4(9) to that effect and communicate it to the Commission.*** Where the Commission, taking into consideration the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Or. en

Amendment 519
Anne-Sophie Pelletier

Proposal for a regulation
Article 10 – paragraph 2

Text proposed by the Commission

2. Where the Commission, taking into consideration the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Amendment

2. Where the Commission, taking into consideration the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act. ***Such deactivation shall be reported to the European Parliament without delay.***

Or. en

Amendment 520
Carlo Fidanza

Proposal for a regulation
Article 10 – paragraph 2

Text proposed by the Commission

2. Where the Commission, taking into consideration the opinion provided by the **advisory group**, finds that the threat **referred** to in Article 3(2) **is** no longer **present**, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Amendment

2. Where the Commission, taking into consideration the opinion provided by the **board** finds that the threat to **conditions laid down** in Article 3(2) **are** no longer **fulfilled**, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Or. en

Amendment 521

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 10 – paragraph 2

Text proposed by the Commission

2. Where the Commission, **taking into consideration the opinion** provided by the **advisory group**, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Amendment

2. Where the Commission, **duly reflecting the decision** provided by the **steering board**, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an implementing act.

Or. en

Amendment 522

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 10 – paragraph 2

Text proposed by the Commission

Amendment

2. Where the Commission, ***taking into consideration*** the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an ***implementing*** act.

2. Where the Commission, ***building upon*** the opinion provided by the advisory group, finds that the threat referred to in Article 3(2) is no longer present, with respect to some or all vigilance measures or for some or all of the goods and services, it shall deactivate the vigilance mode in full or in part by means of an ***delegated*** act.

Or. en

Amendment 523

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 10 – paragraph 3

Text proposed by the Commission

Amendment

3. ***Implementing acts referred to in paragraphs 1 and 2 shall be adopted in accordance with the examination procedure referred to in Article 42(2).***

deleted

Or. en

Amendment 524

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 10 – paragraph 3

Text proposed by the Commission

Amendment

3. Implementing ***acts*** referred to in paragraphs ***1 and*** 2 shall be adopted in accordance with the examination procedure referred to in Article 42(2).

3. ***The*** implementing ***act*** referred to in paragraphs 2 shall be adopted in accordance with the examination procedure referred to in Article 42(2).

Or. en

Amendment 525

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Part III – title II

Text proposed by the Commission

Amendment

II **[...]**

deleted

Or. en

Amendment 526

Arba Kokalari

Proposal for a regulation

Article 11

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Amendment 527

Carlo Fidanza

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

Amendment

1. ***When the vigilance mode has been
activated in accordance with Article 9,
national competent authorities shall
monitor the supply chains of goods and
services of strategic importance that have
been identified in the implementing act
activating the vigilance mode.*** ***deleted***

Or. en

Amendment 528

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode.

Amendment

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall, ***in consultation with the relevant operators,*** monitor ***and assess*** the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode ***taking into account the elements referred to Article 12(2). In order to strengthen preparedness, Member States shall, in consultation with national social partners assess and evaluate how workers and economic operators in the strategic areas identified might be affected by the potential crisis.***

Or. en

Amendment 529

Anne-Sophie Pelletier

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode.

Amendment

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode. ***In order to strengthen the vigilance mode, Member States shall in consultation with national***

social partners also assess the impacts of the potential crisis on workers and economic operators in the strategic areas identified.

Or. en

Amendment 530
Christel Schaldemose

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of **strategic** importance that have been identified in the implementing act activating the vigilance mode.

Amendment

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of **critical** importance that have been identified in the implementing act activating the vigilance mode.

Or. en

Amendment 531
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of strategic importance that have been identified in the **implementing** act activating the vigilance mode.

Amendment

1. When the vigilance mode has been activated in accordance with Article 9, national competent authorities shall monitor the supply chains of goods and services of strategic importance that have been identified in the **delegated** act activating the vigilance mode.

Or. en

Amendment 532
Carlo Fidanza

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

deleted

Or. en

Amendment 533

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using electronic means. *Before providing the standardised means for information, the Commission shall carry out a consultation with the advisory group and the economic operators with a view to identifying the appropriate and proportionate content of the information, the reasonable deadline to provide them and to evaluate how to better protect sensitive information.* Without prejudice to national legislation requiring collected information including business secrets to be kept confidential,

confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

Or. en

Amendment 534
Anne-Sophie Pelletier

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

Amendment

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, **eventually** using **safe** electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

Or. en

Amendment 535
René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 11 – paragraph 2

Text proposed by the Commission

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using

Amendment

2. The Commission shall provide for standardised, **easy to use** and secure means for the collection and processing of information for the purpose of paragraph 1,

electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

using electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive information and information affecting the security and public order of the Union or its Member States shall be ensured.

Or. en

Amendment 536

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Article 11 – paragraph 2

Text proposed by the Commission

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive **information and** information affecting the security and public order of the Union or its Member States shall be ensured.

Amendment

2. The Commission shall provide for standardised and secure means for the collection and processing of information for the purpose of paragraph 1, using electronic means. Without prejudice to national legislation requiring collected information including business secrets to be kept confidential, confidentiality with regard to the commercially sensitive **information and** information affecting the security and public order of the Union or its Member States shall be ensured.

Or. en

Amendment 537

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Article 11 – paragraph 3

Text proposed by the Commission

3. Member States shall set up and

Amendment

3. Member States shall, **where**

maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode.

possible, set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode.

Or. en

Amendment 538

Anne-Sophie Pelletier

Proposal for a regulation

Article 11 – paragraph 3

Text proposed by the Commission

3. Member States shall set up ***and*** maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode.

Amendment

3. Member States shall set up, maintain ***and update*** an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the implementing act activating the vigilance mode.

Or. en

Amendment 539

Carlo Fidanza

Proposal for a regulation

Article 11 – paragraph 3

Text proposed by the Commission

3. Member States shall set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of ***strategic*** importance that have

Amendment

3. Member States shall set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of ***critical*** importance that have

been identified in the implementing act activating the vigilance mode.

been identified in the implementing act activating the vigilance mode.

Or. en

Amendment 540

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 11 – paragraph 3

Text proposed by the Commission

3. Member States shall set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the ***implementing*** act activating the vigilance mode.

Amendment

3. Member States shall set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the ***delegated*** act activating the vigilance mode.

Or. en

Amendment 541

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 11 – paragraph 3

Text proposed by the Commission

3. Member States shall set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the ***implementing act*** activating the vigilance mode.

Amendment

3. Member States shall set up and maintain an inventory of the most relevant economic operators established on their respective national territory that operate along the supply chains of goods and services of strategic importance that have been identified in the ***decision*** activating the vigilance mode.

Or. en

Amendment 542

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 11 – paragraph 4

Text proposed by the Commission

4. On the basis of the inventory set up pursuant to Article 6, national competent authorities shall address requests for voluntary provision of information to the most relevant operators along the supply chains of goods and services identified in the ***implementing*** act adopted pursuant to Article 9 and other relevant stakeholders established in their respective national territory. Such requests shall in particular states which information about factors impacting the availability of the identified goods and services of strategic importance ***is*** requested. Each economic operator/stakeholder that voluntarily provides information shall do so on an individual basis in line with the Union rules on competition governing the exchange of information. The national competent authorities shall transmit the relevant findings to the Commission and the advisory group without undue delay via the respective central liaison office.

Amendment

4. On the basis of the inventory set up pursuant to Article 6, national competent authorities shall address requests for voluntary provision of information to the most relevant operators along the supply chains of goods and services identified in the ***delegated*** act adopted pursuant to Article 9 and other relevant stakeholders established in their respective national territory. Such requests shall in particular states which information about factors impacting the availability of the identified goods and services of strategic importance ***and about the impact on the labour market are*** requested. Each economic operator/stakeholder that voluntarily provides information shall do so on an individual basis in line with the Union rules on competition governing the exchange of information. The national competent authorities shall transmit the relevant findings to the Commission and the advisory group without undue delay via the respective central liaison office.

Or. en

Amendment 543

Carlo Fidanza

Proposal for a regulation

Article 11 – paragraph 4

Text proposed by the Commission

4. On the basis of the inventory set up pursuant to Article 6, ***national*** competent authorities shall address requests for voluntary provision of information to the

Amendment

4. On the basis of the inventory set up pursuant to ***paragraph 3 of this*** Article 6, competent authorities ***in the Member States*** shall address requests for voluntary

most relevant operators along the supply chains of goods and services identified in the implementing act adopted pursuant to Article 9 and other relevant stakeholders established in their respective national territory. Such requests shall in particular **states** which information about factors impacting the availability of the identified goods and services of **strategic** importance is requested. Each economic operator/stakeholder that voluntarily provides information shall do so on an individual basis in line with the Union rules on competition governing the exchange of information. The **national** competent authorities shall transmit the relevant findings to the Commission and the **advisory group** without undue delay via the respective central liaison office.

provision of information to the most relevant operators along the supply chains of goods and services identified in the implementing act adopted pursuant to Article 9 and other relevant stakeholders established in their respective national territory. Such requests shall in particular **state** which information about factors impacting the availability of the identified goods and services of **critical** importance is requested. Each economic operator/stakeholder that voluntarily provides information shall do so on an individual basis in line with the Union rules on competition governing the exchange of information. The competent authorities **in the Member States** shall transmit the relevant findings to the Commission and the **Board** without undue delay via the respective central liaison office.

Or. en

Amendment 544

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Article 11 – paragraph 4

Text proposed by the Commission

4. On the basis of the inventory set up pursuant to Article 6, national competent authorities **shall** address requests for voluntary provision of information to the most relevant operators along the supply chains of goods and services identified in the implementing act adopted pursuant to Article 9 and other relevant stakeholders established in their respective national territory. Such requests shall in particular states which information about factors impacting the availability of the identified goods and services of **strategic** importance is requested. Each economic

Amendment

4. On the basis of the inventory set up pursuant to Article 6, national competent authorities **may** address requests for voluntary provision of information to the most relevant operators along the supply chains of goods and services identified in the implementing act adopted pursuant to Article 9 and other relevant stakeholders established in their respective national territory. Such requests shall in particular states which information about factors impacting the availability of the identified goods and services of **critical** importance is requested. Each economic **operator** that

operator/stakeholder that voluntarily provides information shall do so on an individual basis in line with the Union rules on competition governing the exchange of information. The national competent authorities shall transmit the relevant findings to the Commission and the **advisory group** without undue delay via the respective central liaison office.

voluntarily provides information shall do so on an individual basis in line with the Union rules on competition governing the exchange of information. The national competent authorities shall transmit the relevant findings to the Commission and the **steering board** without undue delay via the respective central liaison office.

Or. en

Amendment 545

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation Article 11 – paragraph 5

Text proposed by the Commission

5. National competent authorities shall have due regard to the administrative burden on economic operators and in particular SMEs, which may be associated with requests for information and ensure it **is kept to a minimum**.

Amendment

5. National competent authorities shall have due regard to the administrative burden on economic operators and in particular SMEs, which may be associated with **the monitoring and assessment referred to in paragraph 1 as well as** requests for information and ensure it **remains proportionate to their resources**.

Or. en

Amendment 546

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation Article 11 – paragraph 5

Text proposed by the Commission

5. National competent authorities shall have due regard to the administrative burden on economic operators and in particular SMEs, which may be associated

Amendment

5. National competent authorities shall have due regard to the administrative burden on economic operators and in particular SMEs, which may be associated

with requests for information and ensure it is kept to a minimum.

with requests for information and ensure it is kept to a minimum. ***Any information voluntarily provided shall be confidential at all times.***

Or. en

Amendment 547

Carlo Fidanza

Proposal for a regulation

Article 11 – paragraph 5

Text proposed by the Commission

5. ***National*** competent authorities shall have due regard to the administrative burden on economic operators and in particular SMEs, which may be associated with requests for information and ensure it is kept to a minimum.

Amendment

5. Competent authorities ***in the member states*** shall have due regard to the administrative burden on economic operators and in particular SMEs, which may be associated with requests for information and ensure it is kept to a minimum.

Or. en

Amendment 548

Carlo Fidanza

Proposal for a regulation

Article 11 – paragraph 6

Text proposed by the Commission

6. The Commission may ask the ***advisory group*** to discuss the findings and prospects of evolution based on ***the*** monitoring of supply chains of goods and services of ***strategic*** importance.

Amendment

6. The Commission may ask the ***Board*** to discuss the ***aggregated*** findings and prospects of evolution based on ***a Commission aggregation of the information obtained by Member States regarding their*** monitoring of supply chains of goods and services of ***critical*** importance, ***duly ensuring confidentiality and observing the commercial sensitivity of the information concerned and supporting a digital protection system in order to preserve the aggregate nature of***

the information from possible manipulations.

Or. en

Justification

Measures on the monitoring of critically important goods and services should be abolished to enhance the capacity for cooperation between the public and private sectors. The provision included in the art. 11.6 under which the information provided for monitoring purposes is treated in aggregate form must also be supported by a digital protection system in order to preserve the aggregate nature of the information from possible manipulations

Amendment 549

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 11 – paragraph 6

Text proposed by the Commission

6. The Commission **may** ask the advisory group to discuss the findings and prospects of evolution based on the monitoring of supply chains of goods and services of strategic importance.

Amendment

6. The Commission **shall** ask the advisory group to discuss the findings and prospects of evolution based on the monitoring of supply chains of goods and services of strategic importance.

Or. en

Amendment 550

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 11 – paragraph 6

Text proposed by the Commission

6. The Commission **may** ask the **advisory group** to discuss the findings and prospects of evolution based on the monitoring of supply chains of goods and services of **strategic** importance.

Amendment

6. The Commission **shall** ask the **steering board** to discuss the findings and prospects of evolution based on the monitoring of supply chains of goods and services of **critical** importance.

Or. en

Amendment 551

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 11 – paragraph 6

Text proposed by the Commission

6. The Commission **may ask** the advisory group **to discuss the** findings and prospects of evolution based on the monitoring of supply chains of goods and services of strategic importance.

Amendment

6. The Commission **shall consult with** the advisory group **on** findings and prospects of evolution based on the monitoring of supply chains of goods and services of strategic importance.

Or. en

Amendment 552

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 11 – paragraph 6

Text proposed by the Commission

6. The Commission may ask the advisory group to discuss the findings and **prospects of evolution** based on the monitoring of supply chains of goods and services of strategic importance.

Amendment

6. The Commission may ask the advisory group to discuss the findings and **expected impacts** based on the monitoring of supply chains of goods and services of strategic importance.

Or. en

Amendment 553

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 11 – paragraph 7

Text proposed by the Commission

7. On the basis of the information

Amendment

7. On the basis of the information

collected through the activities carried out in accordance with paragraph 1, the Commission **may** provide a report **of** the aggregated findings.

collected through the activities carried out in accordance with paragraph 1, the Commission **shall** provide a report **on** the aggregated findings.

Or. en

Amendment 554

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 11 – paragraph 7

Text proposed by the Commission

7. On the basis of the information collected through the activities carried out in accordance with paragraph 1, the Commission **may** provide a report of the aggregated findings.

Amendment

7. On the basis of the information collected through the activities carried out in accordance with paragraph 1, the Commission **shall** provide a report of the aggregated findings.

Or. en

Amendment 555

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 11 – paragraph 7

Text proposed by the Commission

7. On the basis of the information collected through the activities carried out in accordance with paragraph 1, the Commission **may** provide a report of the aggregated findings.

Amendment

7. On the basis of the information collected through the activities carried out in accordance with paragraph 1, the Commission **shall** provide a report of the aggregated findings.

Or. en

Amendment 556

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation
Article 11 – paragraph 7

Text proposed by the Commission

7. On the basis of the information collected through the activities carried out in accordance with paragraph 1, the Commission ***may*** provide a report of the aggregated findings.

Amendment

7. On the basis of the information collected through the activities carried out in accordance with paragraph 1, the Commission ***shall*** provide a report of the aggregated findings.

Or. en

Amendment 557
Carlo Fidanza

Proposal for a regulation
Article 12

Text proposed by the Commission

[...]

Amendment

deleted

Or. en

Amendment 558
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 12

Text proposed by the Commission

[...]

Amendment

deleted

Or. en

Justification

The Commission under Paragraph 7 itself notes the fundamental issues with this article. This will limit supply of goods when those same goods are endangered by a crisis. This would in turn only increase the likely of a single market emergency. Strategic Reserves should not be linked to a likely or ongoing crisis itself.

Amendment 559
Arba Kokalari

Proposal for a regulation
Article 12

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Amendment 560
Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation
Article 12 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

The Commission may, among the goods of strategic importance listed in an ***implementing*** act adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall inform the Member States thereof.

The Commission may, among the goods of strategic importance listed in an ***delegated*** act adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages ***on vital societal and vital economic activities***. The Commission shall inform the Member States, ***the European Parliament and advisory board*** thereof.

Or. en

Amendment 561
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 12 – paragraph 1 – subparagraph 1

Text proposed by the Commission

The Commission may, among the goods of strategic importance listed in an implementing act adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall inform the Member States thereof.

Amendment

The Commission may, among the goods of strategic importance listed in an implementing act adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall ***give a detailed reason for this identification and for the need to build a reserve and*** inform the Member States thereof.

Or. en

Justification

if this whole article is not deleted, the Commission should at least give a reason for its decisions.

Amendment 562

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 1 – subparagraph 1

Text proposed by the Commission

The Commission may, among the goods of strategic importance listed in an implementing act adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall inform the Member States thereof.

Amendment

The Commission may, among the goods of strategic importance listed in an implementing act adopted pursuant to Article 9(1), ***in due consideration of the opinion of the advisory group***, identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall inform the Member States thereof.

Or. en

Amendment 563

René Repasi, Brando Benifei, Petra Kammerevert, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 12 – paragraph 1 – subparagraph 1

Text proposed by the Commission

The Commission may, among the goods of strategic importance listed in ***an implementing act*** adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall inform the Member States thereof.

Amendment

The Commission may, among the goods of strategic importance listed in ***a decision*** adopted pursuant to Article 9(1), identify those for which it may be necessary to build a reserve in order to prepare for a Single Market emergency, taking into account the probability and impact of shortages. The Commission shall inform the Member States thereof.

Or. en

Amendment 564

René Repasi, Brando Benifei, Petra Kammerevert, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

The Commission may require, by means of implementing acts, that the Member States provide information on the goods listed in ***an implementing act*** adopted pursuant to Article 9(1), as regards all of the following:

Amendment

The Commission may require, by means of implementing acts, that the Member States provide information on the goods ***and where applicable services*** listed in ***a decision*** adopted pursuant to Article 9(1), as regards all of the following:

Or. en

Amendment 565

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

The Commission **may** require, by means of implementing acts, that the Member States provide information on the goods listed in an implementing act adopted pursuant to Article 9(1), as regards all of the following:

The Commission **shall** require, by means of implementing acts, that the Member States provide information on the goods listed in an implementing act adopted pursuant to Article 9(1), as regards all of the following:

Or. en

Amendment 566

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 1 – introductory part

Text proposed by the Commission

Amendment

The Commission may require, ***by means of implementing acts***, that the Member States provide information on the goods listed in an implementing act adopted pursuant to Article 9(1), as regards all of the following:

The Commission may require that the Member States provide information on the goods listed in an implementing act adopted pursuant to Article 9(1), as regards all of the following:

Or. en

Amendment 567

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 1 – point b

Text proposed by the Commission

Amendment

(b) any potential for further purchase; ***deleted***

Or. en

Amendment 568

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The ***implementing act*** shall specify the goods for which information is to be given.

Amendment

The ***requests for information*** shall specify the goods for which information is to be given.

Or. en

Amendment 569

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 3

Text proposed by the Commission

Member States shall report to the Commission the levels of strategic reserves of goods of strategic importance held by them, and the levels of other stocks of such goods held on their territory.

Amendment

deleted

Or. en

Amendment 570

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 12 – paragraph 2 – subparagraph 3

Text proposed by the Commission

Member States shall report to the Commission the levels of strategic reserves of goods of ***strategic*** importance held by them, and the levels of other stocks of such goods held on their territory.

Amendment

Member States shall report to the Commission the ***approximate*** levels of strategic reserves of goods of ***critical*** importance held by them, and the levels of other stocks of such goods held on their territory, ***where such information is known. Such information shall be confidential.***

Justification

if this whole article is not deleted, any information should be confidential as to not effect markets.

Amendment 571

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 12 – paragraph 3

Text proposed by the Commission

3. Taking due account of stocks held or being built up by economic operators on ***their territory***, Member States shall deploy their best efforts to build up strategic reserves of the goods of strategic importance identified in accordance with paragraph 1. The Commission shall provide support to Member States to coordinate and streamline their efforts.

Amendment

3. Taking due account of stocks held or being built up by economic operators on ***their territory***, Member States shall deploy their best efforts to build up strategic reserves of the goods of strategic importance identified in accordance with paragraph 1. The Commission shall provide support to Member States to coordinate and streamline their efforts.

Justification

typo

Amendment 572

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 12 – paragraph 3

Text proposed by the Commission

3. Taking due account of stocks held or being built up by economic operators on ***their territory***, Member States shall ***deploy their best efforts to*** build up strategic reserves of the goods of strategic importance identified in accordance with

Amendment

3. Taking due account of stocks held or being built up by economic operators on ***their territory***, Member States shall build up strategic reserves of the goods of strategic importance identified in accordance with paragraph 1. The

paragraph 1. The Commission shall provide support to Member States to coordinate and streamline their efforts.

Commission shall provide support to Member States to coordinate and streamline their efforts.

Or. en

Amendment 573

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation Article 12 – paragraph 4

Text proposed by the Commission

Amendment

4. *Where the building of strategic reserves of goods of strategic importance identified pursuant to paragraph 1 can be rendered more effective by streamlining among Member States, the Commission may draw up and regularly update, by means of implementing acts, a list of individual targets regarding the quantities and the deadlines for those strategic reserves that the Member States should maintain. When setting the individual targets for each Member State, the Commission shall take into account:*

(a) *the probability and impact of shortages referred in paragraph 1;*

(b) *the level of existing stocks of the economic operators and strategic reserves across the Union, and any information on economic operators' ongoing activities to increase their stocks;*

(c) *the costs for building and maintaining such strategic reserves.*

deleted

Or. en

Amendment 574

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 12 – paragraph 4 – introductory part

Text proposed by the Commission

4. Where the building of strategic reserves of goods of strategic importance identified pursuant to paragraph 1 can be rendered more effective by streamlining among Member States, the Commission **may** draw up and regularly update, by means of implementing acts, a list of individual targets regarding the quantities and the deadlines for those strategic reserves that the Member States should maintain. When setting the individual targets for each Member State, the Commission shall take into account:

Amendment

4. Where the building of strategic reserves of goods of strategic importance identified pursuant to paragraph 1 can be rendered more effective by streamlining among Member States, the Commission **shall** draw up and regularly update, by means of implementing acts, a list of individual targets regarding the quantities and the deadlines for those strategic reserves that the Member States should maintain. When setting the individual targets for each Member State, the Commission shall take into account:

Or. en

Amendment 575

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 5

Text proposed by the Commission

5. The Member States shall regularly inform the Commission about the current state of their strategic reserves. Where a Member State has reached the individual targets referred to in paragraph 4, it shall inform the Commission if it has at its disposal any stocks of the goods in question in excess of their target. The Member States whose reserves have not reached the individual targets shall explain to the Commission the reasons for this situation. The Commission shall facilitate cooperation between the Member States which have already reached their targets and the other Member States.

Amendment

deleted

Or. en

Amendment 576

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 6 – subparagraph 1

Text proposed by the Commission

Amendment

Where the strategic reserves of a Member State continuously fall significantly short of the individual targets referred to in paragraph 4 and economic operators on its territory are not able to compensate that shortfall, the Commission may, at its own initiative or at the request of 14 Member States, assess the need to take further measures to build up strategic reserves of goods of strategic importance identified pursuant to paragraph 1.

deleted

Or. en

Amendment 577

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 12 – paragraph 6 – subparagraph 2 – introductory part

Text proposed by the Commission

Amendment

Following such an assessment, where the Commission establishes, supported by objective data, that

Following such an assessment, where the Commission establishes, supported by objective data, *which is factual, measurable, substantiated and not informed by bias* that

Or. en

Amendment 578

Marco Campomenosi, Alessandra Basso, Antonio Maria Rinaldi, Markus Buchheit

Proposal for a regulation

Article 12 – paragraph 8

Text proposed by the Commission

Amendment

8. The implementing acts referred to in this Article shall be adopted in accordance with the examination procedure referred to in Article 42(2). **deleted**

Or. en

Amendment 579
Christel Schaldemose

Proposal for a regulation
Article 13 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, taking into account at least the following indicators:

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis ***on the free movement of goods, services and persons*** on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, taking into account at least the following indicators:

Or. en

Amendment 580
Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation
Article 13 – paragraph 1 – introductory part

Text proposed by the Commission

Amendment

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the ***Single*** Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, ***taking***

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the ***free movement of goods, services and persons in the internal*** market qualifies as a Single Market emergency, the Commission shall,

into account at least the following indicators:

based on concrete and reliable evidence, **take** into account at least the following indicators:

Or. en

Amendment 581

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 13 – paragraph 1 – introductory part

Text proposed by the Commission

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, taking into account at least the following indicators:

Amendment

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission **and SMEI Forum** shall, based on concrete and reliable evidence, taking into account at least the following indicators:

Or. en

Amendment 582

Anne-Sophie Pelletier

Proposal for a regulation

Article 13 – paragraph 1 – introductory part

Text proposed by the Commission

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, taking into account at least the following indicators:

Amendment

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, taking into account at least **one of** the following indicators:

Or. en

Amendment 583

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 13 – paragraph 1 – introductory part

Text proposed by the Commission

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, **taking** into account at least the following indicators:

Amendment

1. When assessing the severity of a disruption for the purposes of ascertaining whether the impact of a crisis on the Single Market qualifies as a Single Market emergency, the Commission shall, based on concrete and reliable evidence, **take** into account at least the following indicators:

Or. en

Amendment 584

Christel Schaldemose

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) the crisis has caused activation of any relevant Council crisis response mechanism, Union Civil Protection Mechanism or the mechanisms set up within the EU Health Security Framework, including [the proposal for] Regulation (EU) .../... on serious cross-border health threats and [the proposal for] Council Regulation (EU) .../... on a framework of measures for ensuring the supply of crisis-relevant medical countermeasures;

Amendment

(a) the crisis has caused activation of any relevant Council crisis response mechanism, Union Civil Protection Mechanism or the mechanisms set up within the EU Health Security Framework, including [the proposal for] Regulation (EU) .../... on serious cross-border health threats and [the proposal for] Council Regulation (EU) .../... on a framework of measures for ensuring the supply of crisis-relevant medical countermeasures ***in case the free movement of goods, persons or services is affected;***

Or. en

Amendment 585

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema,

Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 13 – paragraph 1 – point a

Text proposed by the Commission

(a) the crisis has caused activation of any relevant Council crisis response mechanism, Union Civil Protection Mechanism or the mechanisms set up within the EU Health Security Framework, including *[the proposal for] Regulation (EU) .../... on serious cross-border health threats and [the proposal for] Council Regulation (EU) .../... on a framework of measures for ensuring the supply of crisis-relevant medical countermeasures;*

Amendment

(a) the crisis has caused activation of any relevant Council crisis response mechanism, ***including the Integrated Political Crisis Response***, Union Civil Protection Mechanism or the mechanisms set up within the EU Health Security Framework, including Regulation (EU) ***2022/2372 in the event that the free movement of goods, services or persons is affected;***

Or. en

Amendment 586

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 13 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(a a) when the freedom of movement of persons, goods and/or on services was already or is likely to be severely impacted because of the crisis;

Or. en

Amendment 587

Anne-Sophie Pelletier

Proposal for a regulation

Article 13 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(a a) the crisis has already had or is

likely to have a severe impact on the freedom of movement of persons, goods and/or services;

Or. en

Amendment 588

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) an estimation of the number of economic operations or users relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Amendment

(b) an estimation of the number ***or market share and market demand*** of economic operations or users relying on the disrupted sector or sectors of the Single Market for the ***free movement of or*** provision of the goods or services concerned;

Or. en

Justification

The number of operator alone is not valid. There might be 100 companies effected, but if they are only 1% of the market, this is not a crisis for the market as a whole.

Amendment 589

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) an estimation of the number of economic operations or users relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Amendment

(b) an estimation of the number ***or market shares*** of economic operations ***or the number of workers*** or users relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Amendment 590

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) an estimation of the number of economic operations or users relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Amendment

(b) ***an assessment of the demand data*** ***and*** an estimation of the number of economic operations or users relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Or. en

Amendment 591

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 13 – paragraph 1 – point b

Text proposed by the Commission

(b) an estimation of the number of economic operations ***or*** users relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Amendment

(b) an estimation of the number of economic operations, users ***or consumers*** relying on the disrupted sector or sectors of the Single Market for the provision of the goods or services concerned;

Or. en

Amendment 592

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 13 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) the importance of the goods or services concerned for other sectors;

(c) the **critical** importance of the goods or services concerned for other sectors **and the likelihood of a disruption to those goods or services causing a crisis of a cross-border nature within those sectors**;

Or. en

Justification

while goods might be important to other sectors, if it will not lead to a critical shortage in those sectors, this is should not be considered.

Amendment 593

Christel Schaldemose

Proposal for a regulation

Article 13 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) the importance of the goods or services concerned for **other sectors**;

(c) the **critical** importance of the goods or services concerned for **the functioning of the Single Market, especially the free movement of goods, persons, and services**;

Or. en

Amendment 594

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 13 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) **the importance** of the goods or services **concerned** for other sectors;

(c) **disruption in provision** of the **crisis relevant** goods or services for other sectors **from the perspective of cross-border impact**;

Or. en

Amendment 595

Adam Bielan, Beata Mazurek, Kosma Złotowski

Proposal for a regulation

Article 13 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(c a) estimated shortage of goods and services in the Single Market

Or. en

Amendment 596

Anna Cavazzini, Francisco Guerreiro, Malte Gallée, Kim Van Sparrentak

Proposal for a regulation

Article 13 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) the impacts in terms of degree and duration on economic and societal activities, the environment and public safety;

(d) the impacts in terms of degree and duration on economic and societal activities, the **climate, the** environment, **consumers, workers** and public safety;

Or. en

Amendment 597

Anne-Sophie Pelletier

Proposal for a regulation

Article 13 – paragraph 1 – point d

Text proposed by the Commission

Amendment

(d) the impacts in terms of degree and duration on economic and societal activities, the environment and public safety;

(d) the impacts in terms of degree and duration on economic and societal activities, **fundamental rights**, the environment and public safety;

Or. en

Amendment 598

René Repasi, Brando Benifei, Petra Kammerevert, Christel Schaldemose, Adriana Maldonado López, Maria Grapini, Marc Angel, Maria-Manuel Leitão-Marques

Proposal for a regulation

Article 13 – paragraph 1 – point d

Text proposed by the Commission

(d) the impacts in terms of degree and duration on economic and societal activities, the environment and public safety;

Amendment

(d) the ***actual or potential*** impacts in terms of degree and duration on economic and societal activities, the environment and public safety;

Or. en

Amendment 599

Dita Charanzová, Morten Løkkegaard, Andrus Ansip, Ivars Ijabs, Catharina Rinzema, Jordi Cañas, Svenja Hahn

Proposal for a regulation

Article 13 – paragraph 1 – point d

Text proposed by the Commission

(d) the impacts in terms of degree and duration on economic and societal activities, the environment and public safety;

Amendment

(d) the impacts in terms of degree and duration on economic and ***vital*** societal activities, the environment and public safety;

Or. en

Justification

"vital societal activities" is used elsewhere in the text.