



2022/0277(COD)

9.5.2023

AMENDMENTS

335 - 694

Draft opinion
Ramona Strugariu
(PE746.757v01-00)

Establishing a common framework for media services in the internal market
(European Media Freedom Act) and amending Directive 2010/13/EU

Proposal for a regulation
(COM(2022)0457 – C9-0309/2022 – 2022/0277(COD))

Amendment 335
Carles Puigdemont i Casamajó

Proposal for a regulation
Article 2 – paragraph 1 – point 14

Text proposed by the Commission

(14) ‘audience measurement’ means the activity of collecting, interpreting or otherwise processing data about the number and characteristics of users of media services for the purposes of decisions regarding advertising allocation or prices or the related planning, production or distribution of content;

Amendment

(14) ‘audience measurement’ means the activity of collecting, interpreting or otherwise processing data about the number and characteristics of users of media **content and** services for the purposes of decisions regarding advertising allocation or prices or the related planning, production or distribution of content;

Or. en

Amendment 336
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 2 – paragraph 1 – point 14

Text proposed by the Commission

(14) ‘audience measurement’ means the activity of collecting, interpreting or otherwise processing data about the number and characteristics of users of media services for the purposes of decisions regarding advertising allocation or prices or the related planning, production or distribution of content;

Amendment

(14) ‘audience measurement’ means the activity of collecting, interpreting or otherwise processing data about the number and characteristics of users of media **content and** services for the purposes of decisions regarding advertising allocation or prices or the related planning, production or distribution of content;

Or. en

Amendment 337
Nathalie Colin-Oesterlé

Proposal for a regulation
Article 2 – paragraph 1 – point 14

Text proposed by the Commission

Amendment

(14) ‘audience measurement’ means the activity of collecting, interpreting or otherwise processing data about the number and characteristics of users of media services for the purposes of decisions regarding advertising allocation or prices or the *related* planning, production or distribution of content;

(14) ‘audience measurement’ means the activity of collecting, interpreting or otherwise processing data about the number and characteristics of users of media services *or content* for the purposes of decisions regarding advertising allocation or prices or the planning, production or distribution of content;

Or. fr

Amendment 338
Isabel Santos

Proposal for a regulation
Article 2 – paragraph 1 – point 15

Text proposed by the Commission

(15) ‘State advertising’ means the placement, publication or dissemination, in any media service, of a promotional or self-promotional message, normally in return for payment or for any other consideration, by, for or on behalf of any national or regional public authority, such as national, federal or regional governments, regulatory authorities or bodies as well as state-owned enterprises *or other state-controlled entities at the national or regional level, or any local government of a territorial entity of more than 1 million inhabitants*;

Amendment

(15) ‘State advertising’ means the placement, publication or dissemination, in any media service, of a promotional or self-promotional message, normally in return for payment or for any other consideration, by, for or on behalf of any national or regional public authority, such as national, federal or regional governments, regulatory authorities or bodies as well as state-owned enterprises;

Or. en

Amendment 339
Elena Yoncheva

Proposal for a regulation
Article 2 – paragraph 1 – point 15

Text proposed by the Commission

(15) ‘*State* advertising’ means the placement, publication or dissemination, in

Amendment

(15) ‘*Public* advertising’ means the placement, publication or dissemination, in

any media service, of a promotional or self-promotional message, normally in return for payment or for any other consideration, by, for or on behalf of any national or regional public authority, such as national, federal or regional governments, regulatory authorities or bodies as well as state-owned enterprises or other state-controlled entities at the national *or* regional *level, or any* local *government of a territorial entity of more than 1 million inhabitants*;

any media service, of a promotional or self-promotional message, normally in return for payment or for any other consideration, by, for or on behalf of *European Union institutions or bodies or* any national or regional public authority, such as national, federal or regional governments, regulatory authorities or bodies as well as state-owned enterprises or other state-controlled entities at the national, regional *or* local *level*;

Or. en

Amendment 340

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 2 – paragraph 1 – point 15

Text proposed by the Commission

(15) ‘State advertising’ means the placement, publication or dissemination, in any media service, of a promotional or self-promotional message, normally in return for payment or for any other consideration, by, for or on behalf of any national or regional public authority, such as national, federal or regional governments, regulatory authorities or bodies as well as state-owned enterprises or other state-controlled entities at the national or regional level, or any local government of a territorial entity *of more than 1 million inhabitants*;

Amendment

(15) ‘State advertising’ means the placement, publication or dissemination, in any media service, of a promotional or self-promotional message, normally in return for payment or for any other consideration, by, for or on behalf of any national or regional public authority, such as national, federal or regional governments, regulatory authorities or bodies as well as state-owned enterprises or other state-controlled entities at the national or regional level, or any local government of a territorial entity;

Or. en

Amendment 341

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 2 – paragraph 1 – point 15

Text proposed by the Commission

(15) ‘State advertising’ means the placement, publication or dissemination, in any media service, of a promotional **or self-promotional** message, normally in return for payment or for any other consideration, by, for or on behalf of any national **or** regional public authority, such as national, federal **or** regional governments, regulatory authorities or bodies as well as state-owned enterprises or other state-controlled entities at the national **or** regional **level, or any local government of a territorial entity of more than 1 million inhabitants**;

Amendment

(15) ‘State advertising’ means the placement, publication or dissemination, in any media service **or provider of online platform**, of a promotional message, normally in return for payment or for any other consideration, by, for or on behalf of any **Union**, national, regional **or local** public authority, such as **the Commission and its agencies**, national, federal, regional **and local** governments, regulatory authorities or bodies as well as state-owned enterprises or other state-controlled entities at the national, regional **or** local **level**;

Or. en

Amendment 342
Anna Júlia Donáth

Proposal for a regulation
Article 2 – paragraph 1 – point 16

Text proposed by the Commission

(16) ‘**spyware**’ means any product with digital elements specially designed to exploit vulnerabilities in other products with digital elements that enables the covert surveillance of natural or legal persons by monitoring, extracting, collecting or analysing data from such products or from the natural or legal persons using such products, in particular by secretly recording calls or otherwise using the microphone of an end-user device, filming natural persons, machines or their surroundings, copying messages, photographing, tracking browsing activity, tracking geolocation, collecting other sensor data or tracking activities across multiple end-user devices, without the natural or legal person concerned being made aware in a specific manner and having given their express specific consent in that regard;

Amendment

(16) ‘**surveillance technologies**’ mean any electronic, mechanical, or other surveillance device that enable the acquisition of information by monitoring, extracting, collecting or analysing data of any information and communication technology without the natural or legal person concerned being made aware in a specific manner and having given their express specific **free and informed** consent in that regard;

Amendment 343**Daniel Freund, Diana Riba i Giner, Marcel Kolaja****Proposal for a regulation****Article 2 – paragraph 1 – point 16***Text proposed by the Commission*

(16) ‘**spyware**’ means any **product with digital elements specially designed to exploit vulnerabilities in other products with digital elements** that enables the **covert surveillance of natural or legal persons** by monitoring, extracting, collecting or analysing data **from such products or from the natural or legal persons using such products, in particular by secretly recording calls or otherwise using the microphone of an end-user device, filming natural persons, machines or their surroundings, copying messages, photographing, tracking browsing activity, tracking geolocation, collecting other sensor data or tracking activities across multiple end-user devices**, without the natural or legal person concerned being made aware in a specific manner and having given their express specific consent in that regard;

Amendment

(16) ‘**surveillance technologies**’ means any **electronic, mechanical, or other surveillance device** that enables the **acquisition of information** by monitoring, extracting, collecting or analysing data **of any information and communication technology**, without the natural or legal person concerned being made aware in a specific manner and having given their express specific, **free and informed** consent in that regard

Or. en

Justification

It is necessary to come up with a comprehensive definition of surveillance that encompasses the different forms of surveil in order to ensure protection against such technologies. In this regard, having a definition of the term “surveillance technologies” as used in the recitals of the original proposal, instead of “spyware”, would better fit this purpose.

Amendment 344**Clare Daly****Proposal for a regulation****Article 2 – paragraph 1 – point 16**

(16) ‘**spyware**’ means any **product with digital elements specially designed to exploit vulnerabilities in other products with digital elements that enables the covert surveillance of natural or legal persons** by monitoring, extracting, collecting or analysing data **from such products or from the natural or legal persons using such products, in particular by secretly recording calls or otherwise using the microphone of an end-user device, filming natural persons, machines or their surroundings, copying messages, photographing, tracking browsing activity, tracking geolocation, collecting other sensor data or tracking activities across multiple end-user devices**, without the natural or legal person concerned being made aware in a specific manner and having given their express specific **consent** in that regard;

(16) ‘**surveillance technologies**’ means any **electronic, mechanical, or other surveillance device that enable the acquisition of information** by monitoring, extracting, collecting or analysing data **from any information and communication technology**, without the natural or legal person concerned being made aware in a specific manner and having given their express specific, **free and informed consent** in that regard;

Or. en

Amendment 345
Cristian Terheş

Proposal for a regulation
Article 2 – paragraph 1 – point 16

Text proposed by the Commission

Amendment

(16) ‘**spyware**’ means any **product with digital elements specially designed to exploit vulnerabilities in other products with digital elements that enables the covert surveillance of natural or legal persons** by monitoring, extracting, collecting or analysing data **from such products or from the natural or legal persons using such products, in particular by secretly recording calls or otherwise using the microphone of an end-user device, filming natural persons, machines or their surroundings, copying messages, photographing, tracking browsing**

(16) ‘**surveillance technologies**’ means any **electronic, mechanical, or other surveillance methos or devices that enable the gathering of information** by monitoring, extracting, collecting or analysing data **of any information and communication technology** without the natural or legal person concerned being made aware in a specific manner and having given their express, **free, specific and informed** consent in that regard;

activity, tracking geolocation, collecting other sensor data or tracking activities across multiple end-user devices, without the natural or legal person concerned being made aware in a specific manner and having given their express specific consent in that regard;

Or. en

Amendment 346

Elena Yoncheva, Petra Kammerevert, Birgit Sippel

Proposal for a regulation

Article 2 – paragraph 1 – point 16

Text proposed by the Commission

(16) ‘*spyware*’ means any **product with digital elements specially designed to exploit vulnerabilities in other products with digital elements** that enables the covert surveillance of natural or legal persons by monitoring, extracting, collecting or analysing data **from such products or from the** natural or legal persons using **such products**, in particular by **secretly** recording calls or otherwise using the microphone of an end-user device, filming natural persons, machines or their surroundings, copying messages, photographing, tracking browsing activity, tracking geolocation, collecting other sensor data or tracking activities across multiple end-user **devices**, without the natural or legal person concerned being made aware in a specific manner and having given their **express specific** consent in that regard;

Amendment

(16) ‘**surveillance technology**’ means any digital, **mechanical or other instrument** that enables **the acquisition of information and** the covert surveillance of natural or legal persons by **intercepting**, monitoring, extracting, collecting or analysing data **of any information and communication technology or of** natural or legal persons using **it**, in particular by recording calls or otherwise using the microphone of an end-user device, filming natural persons, machines or their surroundings, copying messages, photographing, tracking browsing activity, tracking geolocation, collecting other sensor data or tracking activities across multiple end-user **terminal equipments**, without the natural or legal person concerned being made aware in a specific manner and having given their consent **as defined under Article 7 of Regulation (EU) 2016/679** in that regard;

Or. en

Amendment 347

Isabel Santos

Proposal for a regulation
Article 2 – paragraph 1 – point 16 a (new)

Text proposed by the Commission

Amendment

(16a) ‘foreign information manipulation and interference’ describes a mostly non-illegal pattern of behaviour that threatens or has the potential to negatively impact values, procedures, and political processes. Such activity is manipulative in character, conducted in an intentional and coordinated manner. Actors of such activity can be state or non-state actors, including their proxies inside and outside of their own territory;

Or. en

Amendment 348
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 2 – paragraph 1 – point 17

Text proposed by the Commission

Amendment

(17) ‘serious crime’ means any of the following criminal offences listed in Article 2(2) of the Council Framework Decision 2002/584/JHA⁵⁸: ***deleted***

- (a) terrorism,***
- (b) trafficking in human beings,***
- (c) sexual exploitation of children and child pornography,***
- (d) illicit trafficking in weapons, munitions and explosives,***
- (e) murder, grievous bodily injury,***
- (f) illicit trade in human organs and tissues,***
- (g) kidnapping, illegal restraint and hostage-taking,***
- (h) organised or armed robbery,***
- (i) rape,***

(j) crimes within the jurisdiction of the International Criminal Court.

⁵⁸ ***Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States (OJ L 190, 18.7.2002, p. 1-20).***

Or. en

Amendment 349
Elena Yoncheva, Petra Kammerevert

Proposal for a regulation
Article 2 – paragraph 1 – point 17

Text proposed by the Commission

Amendment

(17) ‘serious crime’ means any of the following criminal offences listed in Article 2(2) of the Council Framework Decision 2002/584/JHA⁵⁸: ***deleted***

(a) terrorism,

(b) trafficking in human beings,

(c) sexual exploitation of children and child pornography,

(d) illicit trafficking in weapons, munitions and explosives,

(e) murder, grievous bodily injury,

(f) illicit trade in human organs and tissues,

(g) kidnapping, illegal restraint and hostage-taking,

(h) organised or armed robbery,

(i) rape,

(j) crimes within the jurisdiction of the International Criminal Court.

⁵⁸ ***Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the***

surrender procedures between Member States (OJ L 190, 18.7.2002, p. 1-20).

Or. en

Amendment 350
Cristian Terheş

Proposal for a regulation
Article 2 – paragraph 1 – point 17

Text proposed by the Commission

Amendment

(17) ‘serious crime’ means any of the following criminal offences listed in Article 2(2) of the Council Framework Decision 2002/584/JHA⁵⁸: **deleted**

(a) terrorism,

(b) trafficking in human beings,

(c) sexual exploitation of children and child pornography,

(d) illicit trafficking in weapons, munitions and explosives,

(e) murder, grievous bodily injury,

(f) illicit trade in human organs and tissues,

(g) kidnapping, illegal restraint and hostage-taking,

(h) organised or armed robbery,

(i) rape,

(j) crimes within the jurisdiction of the International Criminal Court.

⁵⁸ *Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States (OJ L 190, 18.7.2002, p. 1-20).*

Or. en

Amendment 351

Clare Daly

Proposal for a regulation

Article 2 – paragraph 1 – point 17 – introductory part

Text proposed by the Commission

(17) ‘serious crime’ means **any of** the following criminal offences listed in Article 2(2) of the Council Framework Decision 2002/584/JHA⁵⁸:

⁵⁸ Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States (OJ L 190, 18.7.2002, p. 1-20).

Amendment

(17) ‘serious crime’ means the following criminal offences listed in Article 2(2) of the Council Framework Decision 2002/584/JHA⁵⁸:

⁵⁸ Council Framework Decision 2002/584/JHA of 13 June 2002 on the European arrest warrant and the surrender procedures between Member States (OJ L 190, 18.7.2002, p. 1-20).

Or. en

Amendment 352

Clare Daly

Proposal for a regulation

Article 2 – paragraph 1 – point 17 – point a

Text proposed by the Commission

(a) terrorism,

Amendment 353

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 2 – paragraph 1 – point 17 – point a

Text proposed by the Commission

(a) terrorism,

Amendment

(a) terrorism **as defined in Directive (EU) 2017/541 of the European Parliament and of the Council;**

(a) terrorism **as defined in Directive (EU) 2017/541 of the European**

Or. en

Justification

The interpretation of the definition of terrorism remains very disparate among Member States, therefore it is necessary to provide a definition as narrow and accurate as possible in order to prevent arbitrary interpretations and potential misuse.

Amendment 354

Clare Daly

Proposal for a regulation

Article 2 – paragraph 1 – point 17 – point h

Text proposed by the Commission

Amendment

(h) organised or armed robbery, deleted

Or. en

Amendment 355

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 2 – paragraph 1 – point 17 – point h

Text proposed by the Commission

Amendment

(h) organised or armed robbery, deleted

Or. en

Amendment 356

Abir Al-Sahlani, Ramona Strugariu

Proposal for a regulation

Article 2 – paragraph 1 – point 17 – point j – point 1 (new)

Text proposed by the Commission

Amendment

1) “Recipients” means any natural or legal person for whom a “media service”, as set out in subparagraph 1 of this

paragraph, is intended for.

Or. en

Amendment 357

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 3 – title

Text proposed by the Commission

Amendment

Rights of recipients of media services

Right to receive and impart information

Or. en

Amendment 358

Elena Yoncheva

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

Recipients of media services in the Union shall have the right to ***receive*** a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Recipients of media services in the Union shall have the right to ***have access to*** a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, ***independent of interference from national authorities and bodies, as well as advertisers, donors, political parties and state and non-state actors from third countries***, to the benefit of the public discourse.

Or. en

Amendment 359

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

Recipients of media services in the Union shall *have* the right to receive *a plurality of news and current affairs content*, produced with respect for *editorial freedom of media service providers*, to the *benefit of the* public discourse.

Member States shall *ensure, in accordance with Article 11 of the Charter and the other fundamental rights set out therein*, the right to receive *and impart information and ideas without interference by public authority and regardless of frontiers in the Union and* produced with respect for *the purposes of free and democratic* public discourse.

Or. en

Justification

The focus of this article is changed in order to put the safeguarding of the right to receive and impart information in the center.

Amendment 360

Isabel Santos

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

Recipients of media services in the Union shall have the right to receive a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Recipients of media services in the Union shall have the right to *easily access or* receive a plurality of *independent* news and current affairs content, produced with respect for editorial freedom of media service providers *and safeguarding the autonomy, independence and security of journalists*, to the benefit of the public discourse.

Or. en

Amendment 361

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Amendment

Recipients of media services in the Union shall have the right to receive a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Recipients of media services in the Union shall have the right to receive a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, ***without any interference from the state***, to the benefit of the public discourse.

Or. en

Amendment 362

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Recipients of media services in the Union shall have the right to receive a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Amendment

Recipients of media services in the Union shall have the right to receive a plurality of ***quality*** news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Or. en

Amendment 363

Anna Júlia Donáth

Proposal for a regulation

Article 3 – paragraph 1

Text proposed by the Commission

Recipients of media services in the Union shall have the right to receive a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Amendment

Everyone in the Union shall have the right to receive a plurality of news and current affairs content, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Or. en

Amendment 364
Cristian Terheş

Proposal for a regulation
Article 3 – paragraph 1

Text proposed by the Commission

Recipients of media services in the Union shall ***have the right*** to receive a plurality of ***news and current affairs content***, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Amendment

1. Member States shall respect the rights of the general public to receive a plurality of ***media services***, produced with respect for editorial freedom of media service providers, to the benefit of the public discourse.

Or. en

Amendment 365
Cristian Terheş

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

Text proposed by the Commission

2. The general public has the right to receive accurate information provided in a professional and objective way.

Amendment

Or. en

Amendment 366
Cristian Terheş

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

Text proposed by the Commission

3. Any natural or legal person, irrespective of nationality or residence, shall have the right of reply and correction to or of any information in the media presenting inaccurate facts about him or her and which affect his/her personal rights. Such corrections should

Amendment

be published free of charge without undue delay and given the same prominence as the original publication. If a medium refuses a request to make a reply public, or if the reply is not made public in a manner satisfactory for the person concerned, the possibility should exist for the latter to bring the dispute before a tribunal or another body with the power to order the publication of the reply and/or to award damages. ^{1a}

^{1a} **COUNCIL OF EUROPE
COMMITTEE OF MINISTERS**
*Recommendation Rec(2004)16 of the
Committee of Ministers to member states
on the right of reply in the new media
environment*
https://search.coe.int/cm/Pages/result_details.aspx?ObjectID=09000016805db3b6

Or. en

Amendment 367
Elena Yoncheva, Petra Kammerevert

Proposal for a regulation
Article 4 – paragraph 1

Text proposed by the Commission

1. Media service providers shall have the right to exercise their *economic* activities in the internal market without restrictions other than those allowed under Union law.

Amendment

1. Media service providers shall have the right to exercise their activities in the internal market without restrictions other than those allowed under Union law.

Or. en

Amendment 368
Cristian Terhes

Proposal for a regulation
Article 4 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States shall respect effective editorial freedom of media service providers. Member States, including their national regulatory authorities and bodies, shall not:

Amendment

2. Member States shall respect effective editorial freedom of media service providers ***and uphold their obligations under the Treaties including the Charter of Fundamental Rights.*** Member States, including their national regulatory authorities and bodies, shall not ***interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers;***
2 a new: Member States shall respect the confidentiality of sources and shall not:

Or. en

Amendment 369
Isabel Santos

Proposal for a regulation
Article 4 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States shall respect effective editorial freedom of media service providers. Member States, including their national regulatory authorities and bodies, shall not:

Amendment

2. Member States shall respect effective editorial freedom of media service providers ***and safeguard the autonomy, independence and security of journalists.*** Member States, including their national regulatory authorities and bodies, shall not:

Or. en

Amendment 370
Axel Voss

Proposal for a regulation
Article 4 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States shall respect effective editorial freedom of media service providers. Member States,

Amendment

2. ***The Union and*** Member States shall respect effective editorial freedom of media service providers. Member States,

including their national regulatory authorities and bodies, shall not:

including their national regulatory authorities and bodies *and the Union's institutions and agencies* , shall not:

Or. en

Amendment 371

Elena Yoncheva, Petra Kammerevert, Birgit Sippel

Proposal for a regulation

Article 4 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States shall respect effective editorial freedom of media service providers. Member States, including their national *regulatory* authorities and bodies, shall not:

Amendment

2. Member States *and private entities* shall respect effective editorial freedom of media service providers. Member States, including their national authorities and bodies, *as well as private entities*, shall not:

Or. en

Amendment 372

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 4 – paragraph 2 – introductory part

Text proposed by the Commission

2. Member States shall respect effective editorial freedom of media service providers. Member States, including their national regulatory authorities and bodies, shall not:

Amendment

2. Member States shall respect effective editorial freedom *and independence* of media service providers. Member States, including their national regulatory authorities and bodies, shall not:

Or. en

Amendment 373

Cristian Terheş

Proposal for a regulation

Article 4 – paragraph 2 – point a

Text proposed by the Commission

Amendment

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers;

deleted

Or. en

Amendment 374
Isabel Santos

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

Text proposed by the Commission

Amendment

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers;

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers, ***except for the exercise of its legally conferred powers and for the possibility to issue directives, recommendations or advocate good practices;***

Or. en

Amendment 375
Anna Júlia Donáth

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

Text proposed by the Commission

Amendment

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers;

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers ***or journalists*** ;

Or. en

Amendment 376
Vladimír Bilčík, Peter Pollák, Andrzej Halicki

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

Text proposed by the Commission

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and decisions by media service providers;

Amendment

(a) interfere in or try to influence in any way, directly or indirectly, editorial policies and ***editorial*** decisions by media service providers;

Or. en

Amendment 377
Cristian Terheş

Proposal for a regulation
Article 4 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) (a) (new) oblige media service providers, their employees, and journalists to disclose information related to the editorial processing or dissemination of this information, including on their sources;

Or. en

Amendment 378
Ramona Strugariu

Proposal for a regulation
Article 4 – paragraph 2 – point a a (new)

Text proposed by the Commission

Amendment

(aa) oblige media services providers and their employees to disclose any information related to the editorial processing or to disseminate this information, including on their sources;

Amendment 379**Cristian Terheş****Proposal for a regulation****Article 4 – paragraph 2 – point b***Text proposed by the Commission**Amendment*

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law; **deleted**

Or. en

Justification

In no circumstances the journalists, their families or employers should be "detained, sanctioned, intercepted, subjected to surveillance or search and seizure", as well as all be subjected to any other measure mentioned in this article, on the ground that they refuse to disclose information on their sources. Guaranteeing the confidentiality of the journalistic sources is the bedrock of media freedom.

Amendment 380**Daniel Freund, Diana Riba i Giner, Marcel Kolaja****Proposal for a regulation****Article 4 – paragraph 2 – point b***Text proposed by the Commission**Amendment*

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, *their employees* or their *family members*, or their corporate and private premises, *on the* **(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or *their employees or*, if applicable, their family members, or *any other subject belonging to* their *professional or private network of***

ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

relationships, their sources, or their corporate and private premises, unless the following cumulative conditions are fulfilled:

(i) the interference is justified for the prevention, investigation or prosecution of a serious criminal offence listed in Article 2(17) of this Regulation; and

(ii) the interference is, ex ante, ordered exclusively by an independent and impartial judicial authority with effective remedial measures. To this end, a prior review is carried out on a case by-case basis by an independent and impartial court delivering a duly reasoned decision based on a fair balance between the interests of enforcing criminal law and the fundamental rights affected by the measure, including in case of disclosure of journalistic sources; and

(iii) the measure is provided for by law in accordance with Article 52(1) of the Charter and in compliance with other Union law, and is proportionate in respect to the legitimate aim pursued; and

(iv) the defence rights and the right to access to effective legal remedies are ensured in accordance with Article 47 of the Charter and in compliance with other Union law.

Or. en

Justification

In its current form, Article 4.2 risks legalising the arbitrary deployment of surveillance technologies giving a blank cheque to Member States in terms of defining the circumstances under which it should be considered lawful and what safeguards should be applied. Therefore, specific requirements have been added in order to make those measures the last resort in narrowly defined and exceptional cases.

**Amendment 381
Clare Daly**

Proposal for a regulation
Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Amendment

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law, ***and unless such actions have been subjected to ex ante review by a judicial authority, are proportionate and necessary to the aim to be achieved;***

Or. en

Amendment 382
Ramona Strugariu

Proposal for a regulation
Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, ***on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;***

Amendment

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, ***where such actions might lead to access to journalists' sources;***

Or. en

Amendment 383
Anna Júlia Donáth

Proposal for a regulation
Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, *their family members, their employees or their family members, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;*

Amendment

(b) **order disclosure**, detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers **and their journalists** or, if applicable, **any other subject belonging to their professional and private network of relationships, where such actions might lead to access to journalists' sources;**

Or. en

Amendment 384
Vladimír Bilčík, Peter Pollák

Proposal for a regulation
Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that **they** refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Amendment

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that **media service providers or their employees** refuse to disclose information on their sources, unless **and only** this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Or. en

Amendment 385

Isabel Santos

Proposal for a regulation

Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Amendment

(b) detain, **compel**, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Or. en

Amendment 386

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees or their family members, or their corporate and private premises, **on the ground that they refuse to disclose information on their sources**, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Amendment

(b) **order the disclosure of their sources**, detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees, **especially journalists**, or their family members, or their corporate and private premises, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Or. en

Amendment 387

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees ***or their family members***, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Amendment

(b) detain, sanction, intercept, subject to surveillance or search and seizure, or inspect media service providers or, if applicable, their family members, their employees, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;

Or. en

Amendment 388

Elena Yoncheva, Petra Kammerevert, Birgit Sippel

Proposal for a regulation

Article 4 – paragraph 2 – point b

Text proposed by the Commission

(b) detain, sanction, intercept, ***subject to surveillance or*** search and seizure, or inspect media service providers or, ***if applicable***, their family members, their employees or ***their family members***, or their corporate and private premises, on the ground that they refuse to disclose information on their sources, ***unless this is justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter and in compliance with other Union law;***

Amendment

(b) ***order to disclose***, detain, sanction, intercept, ***monitor***, search and seizure, or inspect media service providers or ***their employees***, their family members, ***family members of*** their employees or ***any other person professionally or privately associated with them***, or their corporate and private premises, on the ground that they refuse to disclose information on their sources ***or with the aim of coercing the disclosure of information about their sources;***

Or. en

Amendment 389
Ramona Strugariu

Proposal for a regulation
Article 4 – paragraph 2 – point b a (new)

Text proposed by the Commission

Amendment

(ba) access encrypted communications in any device or machine used by media service providers or, if applicable, their families or their employees or their families or, if applicable, any other subject belonging to their professional network, where such actions might lead to access to journalists' sources;

Or. en

Amendment 390
Cristian Terheş

Proposal for a regulation
Article 4 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

deleted

Or. en

Amendment 391
Clare Daly

Proposal for a regulation
Article 4 – paragraph 2 – point c

Text proposed by the Commission

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, ***unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.***

Amendment

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members.

Or. en

Amendment 392
Ramona Strugariu

Proposal for a regulation
Article 4 – paragraph 2 – point c

Text proposed by the Commission

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, ***unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the***

Amendment

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, ***where such actions might lead to access to journalists' sources.***

aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

Or. en

Amendment 393
Anna Júlia Donáth

Proposal for a regulation
Article 4 – paragraph 2 – point c

Text proposed by the Commission

(c) deploy *spyware* in any device or machine used by media service providers or, if applicable, their family members, or their employees or *their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.*

Amendment

(c) deploy *surveillance technologies* in any device or machine used by media service providers *and their journalists* or, if applicable, their family members, or their employees or *if applicable, any other subject belonging to their professional and private network of relationships, where such action might lead to access to journalists' sources or* information;

Or. en

Amendment 394
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 4 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) ***deploy spyware in*** any device or machine ***used by*** media service providers or, if applicable, their family members, or their ***employees or their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.***

(c) ***force access to or perform any other hacking operations on*** any device or machine, ***or deploy surveillance technologies against*** media service providers ***or their employees*** or, if applicable, their family members ***or any other subject belonging to their professional or private network of relationships, or their sources, where that might lead to a violation of professional secrecy and legal professional privilege.***

Or. en

Justification

Forcing access to a device by the use of coercion or deceit or deploying any form of targeted digital surveillance against media service providers or anybody in contact with them in order to access their communications or protected material do not pass the proportionality test and should therefore be prohibited in the EMFA.

Amendment 395

Elena Yoncheva, Petra Kammerevert, Birgit Sippel

Proposal for a regulation

Article 4 – paragraph 2 – point c

Text proposed by the Commission

(c) deploy ***spyware*** in any device or machine used by media service providers or, ***if applicable***, their family members, ***or their employees or their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and***

Amendment

(c) deploy ***measures for surveillance and the use of surveillance technologies, or instruct private entities to use surveillance technologies, as well as coerce, create, or force access to encrypted or non-encrypted communications and information*** in any ***item***, device or machine used by media service providers or ***their employees***, their family members, ***the family members of their employees, or any other person professionally or privately associated with them.***

other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

Or. en

Amendment 396

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 4 – paragraph 2 – point c

Text proposed by the Commission

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

Amendment

(c) ***access encrypted communications*** ***or*** deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees, ***especially journalists***, or their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes, ***as defined in Article 2(17) of this Regulation***, investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

Or. en

Amendment 397

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 4 – paragraph 2 – point c

Text proposed by the Commission

Amendment

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their *family members*, unless the deployment is justified, on a case-by-case basis, on grounds of national security *and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons*, it is provided for under national law and *is* in compliance with Article 52(1) of the Charter *and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.*

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees *for the purpose of obtaining information on the sources of media service providers* or their *employees* unless *(i)* the deployment is justified, on a case-by-case basis, on grounds of national security, provided for under national law and in compliance *with Article 4, paragraph 2 of the TUE as well as* with Article 52(1) of the Charter, *and (ii) occurs in investigations of serious crimes.*

Or. en

Amendment 398

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 4 – paragraph 2 – point c

Text proposed by the Commission

(c) deploy spyware in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, unless the deployment is justified, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

Amendment

(c) deploy spyware *or any other intrusive surveillance technologies* in any device or machine used by media service providers or, if applicable, their family members, or their employees or their family members, unless the deployment is justified, *proportionate and necessary*, on a case-by-case basis, on grounds of national security and is in compliance with Article 52(1) of the Charter and other Union law or the deployment occurs in serious crimes investigations of one of the aforementioned persons, it is provided for under national law and is in compliance with Article 52(1) of the Charter and other Union law, and measures adopted pursuant to sub-paragraph (b) would be inadequate and insufficient to obtain the information sought.

Amendment 399
Ramona Strugariu

Proposal for a regulation
Article 4 – paragraph 2 – subparagraph 1 (new)

Text proposed by the Commission

Amendment

Actions referred to in points (ba) and (c) of paragraph 2, that correspond to an interference with journalists' sources, shall only be disposed if their deployment is provided for under national law, is justified on a case-by-case basis, is in compliance with Article 52(1) of the Charter and other Union law, the deployment occurs in serious crimes, as defined in Article 2(17) of this Regulation, in cases of investigations of one of the aforementioned persons, and when other legal measures would be inadequate and insufficient to obtain the information sought.

Measures allowed under this paragraph shall not be disposed unless their deployment is, ex ante, exclusively ordered by a court of law or by a judge.

The safeguards provided for by this paragraph, applicable to media service providers or their employees, shall also extend to natural persons in non-standard forms of employment, such as free-lancers, exercising activities in the same field as media service providers and their employees.

Breaches of the obligations set up pursuant to this Article shall constitute a breach of the principles of the rule of law, within the meaning of Article 3 or Regulation 2020/2092.

Amendment 400
Anna Júlia Donáth

Proposal for a regulation
Article 4 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) create or force access to encrypted communications in any device or machine used by media service providers and their journalists or, if applicable, any other subject belonging to their professional and private network of relationships, where such action might lead to access to journalists' sources or information;

Or. en

Amendment 401
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 4 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) Commission a third party to perform any of the measures under paragraphs (b) and (c).

Or. en

Amendment 402
Clare Daly

Proposal for a regulation
Article 4 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(ca) actions taken under subsection 2(b) shall be subject to case-by-case ex post judicial review.

Or. en

Amendment 403

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 4 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Member States shall ensure the promotion and protection of confidentiality of communications and of end-to-end encrypted services in particular in media service providers communications. The use of encrypted and anonymisation tools by media service providers and their employees shall be encouraged and shall not be considered a valid reason for suspicion for the adoption of measures pursuant to subparagraph (b) of paragraph 2 of this Article.

Or. en

Justification

EMFA should ensure and promote the use of encrypted, privacy-enhancing and anonymisation tools by media service providers, notably the use of end-to-end encryption is to be encouraged and protected by Member States, abandoning any attempt to weaken these systems. Therefore, a general provision to protect confidentiality of communications and specifically end-to-end encryption is essential.

Amendment 404

Cristian Terhes

Proposal for a regulation

Article 4 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Media service providers cannot be censured by Member States, large and very large online platforms or online search engines.

Or. en

Amendment 405

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

Amendment

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

deleted

Or. en

Amendment 406

Cristian Terheş

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

Amendment

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue,

3. Member States shall ensure that media service providers or, if applicable, their family members, or their employees or their family members have a right to an effective judicial remedy in cases regarding breaches of paragraph 2a. Member States shall entrust an independent authority or body with relevant expertise to assist media service providers or, if applicable, their family members, or their employees or their family members, in such cases.

within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Or. en

Amendment 407

Elena Yoncheva, Petra Kammerevert, Birgit Sippel

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle complaints lodged by media service providers or, *if applicable*, their family members, *their employees or their* family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Amendment

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle complaints lodged by media service providers or *their employees*, their family members, *the* family members *of their employees, or any other person professionally or privately associated with them* regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Or. en

Amendment 408

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle

Amendment

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body, *such as an*

complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) **and (c)**. Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) **and (c)**.

ombudsperson, to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b), (c) **and (ca)**. Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b), (c) **and (ca)**.

Or. en

Amendment 409
Isabel Santos

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Amendment

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body, **such as the Press Ombudsperson**, to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Or. en

Amendment 410
Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation
Article 4 – paragraph 3

Text proposed by the Commission

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate an independent authority or body to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Amendment

3. Without prejudice and in addition to the right to effective judicial protection guaranteed to each natural and legal person, Member States shall designate ***and guarantee*** an independent authority or body to handle complaints lodged by media service providers or, if applicable, their family members, their employees or their family members, regarding breaches of paragraph 2, points (b) and (c). Media service providers shall have the right to request that authority or body to issue, within three months of the request, an opinion regarding compliance with paragraph 2, points (b) and (c).

Or. en

Amendment 411
Anna Júlia Donáth

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Any action that correspond to an interference with journalists' sources as mentioned in this article under paragraph 1 are only permitted if justified by an overriding requirement in the public interest, in accordance with Article 52(1) of the Charter, the Commission Recommendation (EU) 2021/1534 of 16 September 2021 on ensuring the protection, safety and empowerment of journalists and other media professionals in the European Union, and in compliance with other Union law;

Or. en

Amendment 412
Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Provisions of this Article shall be applicable also to natural persons in non-standard forms of employment, such as free-lancers and self-employed, exercising activities in the same field as media service providers and their employees.

Or. en

Amendment 413
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that media service providers or, if applicable, their family members, or their employees have an effective remedy in the event of a breach of the rights conferred by this regulation

Or. en

Amendment 414
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 4 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Breaches of the obligations set out under this Article shall constitute a breach of the principles of the rule of law, within the meaning of Article 3 of Regulation 2020/2092.

Amendment 415
Anna Júlia Donáth

Proposal for a regulation
Article 4 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. Any sanctions against media service providers or journalists who refuse to disclose the identity of a source should only be applied by an independent court after a fair trial, which shall be subject to effective judicial remedy;

Or. en

Amendment 416
Anna Júlia Donáth

Proposal for a regulation
Article 4 – paragraph 3 c (new)

Text proposed by the Commission

Amendment

3c. In order to be in accordance with Article 52(1) of the Charter and in compliance with other Union law, the following cumulative conditions need to be fulfilled for the justification of actions that interfere with the protection of journalists' sources:

(a) The interference is, ex ante, ordered exclusively by a judge, a court or another independent and impartial body;

(b) The interference is justified for the prevention, investigation or prosecution of serious crime;

(c) The information sought is crucial for the prevention, investigation or prosecution of serious crime;

(d) The interference with journalists' rights is prescribed by law and is proportionate in respect to the legitimate aim pursued;

(e) There are no alternatives for the public authorities to obtain the information sought in another way, without interfering with the protection of journalists' sources;

Or. en

Amendment 417
Carles Puigdemont i Casamajó

Proposal for a regulation
Article 4 a (new)

Text proposed by the Commission

Amendment

Article 4a

Prominence for audiovisual and audio media services of general interest

Member States shall take measures to ensure the appropriate prominence of audiovisual and audio media services of general interest.

This Regulation, Directives 2010/13/EU and 2000/31/EC and Regulation (EU) 2022/2065 shall not affect the competence of Member States or Regional Governments and shall be without effect to existing prominence measures.

References to Article 7a of Directive 2010/13/EU as amended by Directive (EU) 2018/1808 shall be read as references to Article 5a of this Regulation.

Or. en

Amendment 418
Carles Puigdemont i Casamajó

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers shall provide in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service *mission*.

Amendment

1. ***Member States shall ensure in their national legal framework and conduct that*** public service media providers shall provide ***independently and*** in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service ***remit***.

Or. en

Amendment 419

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers ***shall*** provide in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service mission.

Amendment

1. ***Member States shall ensure, in their national legal frameworks, that*** public service media providers provide, in an ***independent and*** impartial manner, a plurality of information and opinions to their audiences, in accordance with their public service mission.

Or. fr

Amendment 420

Lukas Mandl

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers ***shall*** provide in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service ***mission***.

Amendment

1. ***Member States shall ensure in their national legal framework and conduct that*** public service media providers provide ***independently and*** in an impartial manner a plurality of information

and opinions to their audiences, in accordance with their public service *remit*.

Or. en

Amendment 421

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers **shall** provide in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service *mission*.

Amendment

1. **Member States shall ensure in their national legal framework and conduct that** public service media providers provide **independently and** in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service *remit*.

Or. en

Amendment 422

Clare Daly

Proposal for a regulation

Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers shall provide in an impartial manner a plurality of information and opinions to their audiences, in accordance with their public service mission.

Amendment

1. Public service media providers shall provide in an impartial manner a **wide** plurality of information and opinions to their audiences **and shall strive for the broadest possible representational diversity**, in accordance with their public service mission.

Or. en

Amendment 423

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers **shall** provide in an **impartial** manner a plurality of information and opinions to their audiences, in accordance with their public service **mission**.

Amendment

1. **Member States shall ensure that** public service media providers **are editorially independent and** provide in an **independent** manner a plurality of information and opinions to their audiences, in accordance with their public service **remit**.

Or. en

Amendment 424
Elena Yoncheva

Proposal for a regulation
Article 5 – paragraph 1

Text proposed by the Commission

1. Public service media providers shall provide in an impartial manner a plurality of information and opinions to **their audiences**, in accordance with their public service mission.

Amendment

1. Public service media providers shall **be editorially independent and** provide in an impartial manner a plurality of information and opinions to **the recipients of media services**, in accordance with their public service mission.

Or. en

Amendment 425
Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, open and non-discriminatory procedure and on the basis of transparent, objective, non-discriminatory and

Amendment

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, **predictable and consistent**, open and non-discriminatory procedure and on the basis of transparent, objective,

proportionate criteria laid down in advance by national law.

non-discriminatory and proportionate criteria laid down in advance by national law. ***Selection criteria shall be predictable and consistent for those involved and shall be known no less than 1 year before the planned appointment.***

Or. en

Amendment 426

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, open and non-discriminatory procedure and on the basis of transparent, objective, non-discriminatory and proportionate criteria laid down in advance by national law.

Amendment

The head of management and the members of the governing board of public service media providers, ***and all management positions***, shall be appointed through a transparent, open and non-discriminatory procedure and on the basis of transparent, objective, ***gender-balanced***, non-discriminatory and proportionate criteria ***that emphasises professional competence, political neutrality and commitment to public service journalism***, laid down in advance by national law.

Or. en

Amendment 427

Clare Daly

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, open and non-discriminatory procedure and on the basis of transparent, objective, non-discriminatory and

Amendment

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, open and non-discriminatory procedure, ***open to all***, and on the basis of transparent, objective, non-discriminatory

proportionate criteria laid down in advance by national law.

and proportionate criteria laid down in advance by national law. ***Member States should ensure diversity of representation on public service governing boards, to include demographic diversity.***

Or. en

Amendment 428
Isabel Santos

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 1

Text proposed by the Commission

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, open and non-discriminatory procedure and on the basis of transparent, objective, non-discriminatory and proportionate criteria laid down in advance by national law.

Amendment

The head of management and the members of the governing board of public service media providers shall be appointed through a transparent, open and non-discriminatory procedure, ***aimed at achieving a gender balanced representation***, and on the basis of transparent, objective, non-discriminatory and proportionate criteria laid down in advance by national law.

Or. en

Amendment 429
Elena Yoncheva

Proposal for a regulation
Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The duration of ***their*** term of office shall be ***established by national law, and*** be adequate and sufficient ***to*** ensure effective independence of the public media service provider. They may be dismissed before the end of their term of office only exceptionally where they no longer fulfil the legally predefined conditions required for the performance of their duties laid down in advance by national law or for

Amendment

The duration of ***the*** term of office ***of the head of management and the members of the governing board*** shall be ***of at least four years in order to*** be adequate and sufficient ***and*** ensure effective independence of the public media service provider. They may be dismissed before the end of their term of office only exceptionally where they no longer fulfil the legally predefined conditions required

specific reasons of illegal conduct or serious misconduct as defined in advance by national law.

for the performance of their duties laid down in advance by national law or for specific reasons of illegal conduct or serious misconduct as defined in advance by national law. ***At the end of the term or in case of a dismissal of the head of management of public service media providers, a new procedure for appointment of a head of management and the members of the governing board shall be opened.***

Or. en

Amendment 430

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The duration of their term of office shall be established by national law, and be adequate and sufficient to ensure effective independence of the public media service provider. They may be dismissed before the end of their term of office only exceptionally where they no longer fulfil the legally predefined conditions required for the performance of their duties laid down in advance by national law or for specific reasons of illegal conduct or serious misconduct as defined in advance by national law.

Amendment

The duration of their term of office shall be established by national law, and be adequate and sufficient to ensure effective independence of the public media service provider. They may be dismissed before the end of their term of office only exceptionally ***and on the basis of a clear review mechanism*** where they no longer fulfil the legally predefined conditions required for the performance of their duties laid down in advance by national law or for specific reasons of illegal conduct or serious misconduct as defined in advance by national law.

Or. en

Amendment 431

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The duration of their term of office shall be established by national law, and be adequate and sufficient to ensure effective independence of the public media service provider. They may be dismissed before the end of their term of office **only exceptionally** where they no longer fulfil the legally predefined conditions required for the performance of their duties laid down in advance by national law or for specific reasons of illegal conduct or serious misconduct as defined in advance by national law.

Amendment

The duration of their term of office shall be established by national law, and be adequate and sufficient to ensure effective independence of the public media service provider. They may be dismissed before the end of their term of office **under exceptional circumstances** where they no longer fulfil the legally predefined conditions required for the performance of their duties laid down in advance by national law or for specific reasons of illegal conduct or serious misconduct as defined in advance by national law.

Or. en

Amendment 432

Elena Yoncheva

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

Without prejudice to the right of Member States to define the competences and duties of the head of management and members of the governing board of public service media providers as laid down by national law, the head of management and members of the governing board shall not take, interfere or overrule editorial decisions of editors, who shall exercise editorial responsibility in public service media providers within the meaning of Article 2 (9) of this Regulation.

Or. en

Amendment 433

Klára Dobrev

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service mission. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service mission. Those resources shall be such that editorial independence is safeguarded. ***The funding criteria for public service media providers shall meet the standards laid down in the 'Communication from the Commission on the application of State aid rules to public service broadcasting'.^{1a}***

^{1a} OJ C 257, 27.10.2009, p. 1–14

Or. en

Amendment 434
Elena Yoncheva

Proposal for a regulation
Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers ***have*** adequate and stable financial resources for the fulfilment of their public service mission. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers ***benefit from funding allocated on a multi-year basis and determined according to transparent and objective criteria laid down in advance by national law in order to guarantee*** adequate and stable financial resources for the fulfilment of their public service mission. Those resources shall be such that editorial independence is safeguarded.

Or. en

Amendment 435
Isabel Santos

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have **adequate and stable** financial resources for the fulfilment of their public service mission. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have **reinforced and sustainable** financial resources for the fulfilment of their public service mission, **through a transparent, open and non-discriminatory procedure, and on the basis of objective and proportionate criteria laid down in advance by national law**. Those resources shall be such that editorial independence is safeguarded.

Or. en

Amendment 436

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **mission**. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of **both** their public service **remit and the objectives of this Regulation**. Those resources **and the way in which they are allocated** shall be such that editorial independence is safeguarded **and they shall, as far as possible, be laid down in a multi-year budget**.

Or. fr

Amendment 437

Carles Puigdemont i Casamajó

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **mission**. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **remit and to meet the objectives therein**. Those resources **and the process by which they are allocated** shall be such that editorial independence is safeguarded.

Or. en

Amendment 438

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **mission**. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **remit and to meet the objectives therein**. Those resources **and the process by which they are allocated** shall be such that editorial independence is safeguarded.

Or. en

Amendment 439

Lukas Mandl

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **mission**. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service **remit and to meet the objectives therein**. Those resources **and the process by which they**

are allocated shall be such that editorial independence is safeguarded.

Or. en

Amendment 440

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service *mission*. Those resources shall be such that editorial independence is safeguarded.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service *remit and to meet the objectives therein*. Those resources shall be such that editorial independence is safeguarded.

Or. en

Amendment 441

Clare Daly

Proposal for a regulation

Article 5 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service mission. Those resources shall be such *that* editorial independence *is safeguarded*.

Amendment

3. Member States shall ensure that public service media providers have adequate and stable financial resources for the fulfilment of their public service mission. Those resources shall be such *as to facilitate and nurture* editorial independence.

Or. en

Amendment 442

Carles Puigdemont i Casamajó

Proposal for a regulation
Article 5 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that the allocation of financial resources to the public service media providers is conducted through predictable, transparent, independent, impartial and non-discriminatory procedures and on the basis of transparent, objective and proportionate criteria laid down in advance by national law. Those procedures shall be such that editorial independence is safeguarded. Media companies must annually disclose their debt and loans with the banking and financial sector. In this way, Member States must establish guidelines for the reporting of media debt and loans to ensure transparency and prevent conflicts of interest.

Or. en

Amendment 443
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 5 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that the allocation of financial resources to the public service media providers is conducted through predictable, transparent, independent, impartial and non-discriminatory procedures and on the basis of transparent, objective and proportionate criteria laid down in advance by national law. Those procedures shall be such that editorial independence is safeguarded.

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 444

Klára Dobrev

Proposal for a regulation

Article 5 – paragraph 4

Text proposed by the Commission

4. Member States shall designate one or more independent authorities or bodies in order to monitor compliance with paragraphs 1 to 3.

Amendment

4. Member States shall designate one or more independent authorities or bodies in order to monitor compliance with paragraphs 1 to 3. ***In case such monitoring established non-compliance with the funding criteria and standards as laid down in the 'Communication from the Commission on the application of State aid rules to public service broadcasting, the designated independent authority or body shall launch an investigation according to the corresponding regulatory provisions in place in the Member State. In parallel, the designated independent authority or body shall inform the Board and the Commission about the non-compliance and the procedures. The Board and the Commission shall inform the Member State's designated independent authority or body in case further investigation or procedures are initiated. Member States shall designate one or more independent authorities or bodies in order to monitor compliance with paragraphs 1 to 3.***

Or. en

Amendment 445

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 5 – paragraph 4

Text proposed by the Commission

4. Member States shall designate one or more independent authorities or bodies in order to monitor compliance with paragraphs 1 to 3.

Amendment

4. Member States shall designate one or more independent authorities or bodies in order to monitor compliance with paragraphs 1 to 3. ***Following findings related to non-compliance or partial compliance with this Article, the designated independent authorities or bodies shall make the findings available to the public.***

Or. en

Amendment 446

Lukas Mandl

Proposal for a regulation

Article 5 a (new)

Text proposed by the Commission

Amendment

Article 5a

Prominence for audiovisual and audio media services of general interest

Member States shall take measures to ensure the appropriate prominence of audiovisual and audio media services of general interest.

This Regulation, Directives 2010/13/EU and 2000/31/EC and Regulation (EU) 2022/2065 shall not affect the competence of Member States and shall be without effect to existing prominence measures.

References to Article 7a of Directive 2010/13/EU as amended by Directive (EU) 2018/1808 shall be read as references to Article 5a of this Regulation.

Or. en

Amendment 447

Anna Júlia Donáth

Proposal for a regulation
Article 6 – title

Text proposed by the Commission

Amendment

***Duties of media service providers
providing news and current affairs
content***

Media ownership transparency

Or. en

Amendment 448
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 – title

Text proposed by the Commission

Amendment

***Duties of media service providers
providing news and current affairs
content***

Media ownership transparency

Or. en

Amendment 449
Elena Yoncheva

Proposal for a regulation
Article 6 – title

Text proposed by the Commission

Amendment

***Duties of media service providers
providing news and current affairs
content***

Duties of media service providers

Or. en

Amendment 450
Cristian Terheş

Proposal for a regulation
Article 6 – title

Text proposed by the Commission

Amendment

Duties of media service providers
providing news and current affairs content

Duties of media service providers

Or. en

Amendment 451
Cristian Terheş

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

Text proposed by the Commission

Amendment

1. Media service providers ***providing news and current affairs content*** shall make easily and directly accessible to the recipients of their services the following information:

1. Media service providers shall make easily and directly accessible to the recipients of their services the following information:

Or. en

Amendment 452
Elena Yoncheva

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

Text proposed by the Commission

Amendment

1. Media service providers ***providing news and current affairs content*** shall make easily and directly accessible to the recipients of their services the following information:

1. Media service providers shall make easily and directly accessible to the recipients of their services the following information ***in electronic and user-friendly format***:

Or. en

Amendment 453
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

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

Text proposed by the Commission

1. Media service providers ***providing news and current affairs content*** shall make ***easily and directly accessible to the recipients of their services*** the following information:

Amendment

1. Media service providers shall make, ***in line with the accessibility requirements and in an user-friendly manner, publicly available*** the following information:

Or. en

Amendment 454
Anna Júlia Donáth

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

Text proposed by the Commission

1. Media service providers ***providing news and current affairs content*** shall make easily and directly accessible ***to the recipients of their services*** the following information:

Amendment

1. Media service providers shall make easily and directly accessible ***through electronic, machine readable and user friendly format*** the following information:

Or. en

Amendment 455
Anna Júlia Donáth

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

Text proposed by the Commission

(a) their legal name and contact details;

Amendment

(a) their legal name and contact details ***and registration numbers*** ;

Or. en

Amendment 456
Cristian Terheş

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

Text proposed by the Commission

(a) their legal name **and** contact details;

Amendment

(a) their legal name, contact details **and registration numbers**;

Or. en

Amendment 457
Isabel Santos

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

Text proposed by the Commission

(b) the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;

Amendment

(b) the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making **and whether their direct of indirect ownership is held by a government, state-owned enterprise or any other public body**; ;

Or. en

Amendment 458
Elena Yoncheva

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

Text proposed by the Commission

(b) the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;

Amendment

(b) the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making **and whether their direct of indirect ownership is held by a government, state-owned enterprise or any other public body**;

Amendment 459

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 6 – paragraph 1 – point b

Text proposed by the Commission

(b) *the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;*

Amendment

(b) *where the media service provider is a legal person, its name or registered trade name, its registered address, its legal form and the name of its legal representative and of the physical or legal persons holding at least 10% of its capital;*

Or. fr

Amendment 460

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 1 – point b

Text proposed by the Commission

(b) *the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;*

Amendment

(b) *the name(s), and where applicable its registered office, legal form and name(s) of legal representative, of their direct or indirect owner(s) with shareholdings of at least 15% of its capital;*

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 461

Cristian Terheş

Proposal for a regulation

Article 6 – paragraph 1 – point b

Text proposed by the Commission

(b) the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;

Amendment

(b) the name(s) **and contact details** of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;

Or. en

Amendment 462
Anna Júlia Donáth

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

Text proposed by the Commission

(b) the name(s) of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;

Amendment

(b) the name(s) **and contact details** of their direct or indirect owner(s) with shareholdings enabling them to exercise influence on the operation and strategic decision making;

Or. en

Amendment 463
Isabel Santos

Proposal for a regulation
Article 6 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) the legal name and contact details of any advertisers, sponsors or donors of any amount larger than EUR 1000 of private or commercial nature providing remuneration or financial resources to the media service provider;

Or. en

Amendment 464

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 1 – point c

Text proposed by the Commission

(c) the name(s) of their beneficial owners within the meaning of Article 3, point 6 of *Directive (EU) 2015/849* of the European Parliament and of the Council.

Amendment

(c) the name(s) of their beneficial owners within the meaning of Article 2, *paragraph 1*, point 22 of *Regulation (EU) XXXX/XXX [Anti-Money Laundering Regulation]* of the European Parliament and of the Council.

Or. en

Justification

Alignment with the position adopted by the European Parliament on 28 May 2023 on the Anti-Money Laundering Regulation, since the definition was moved from the Directive to the Regulation (https://www.europarl.europa.eu/doceo/document/A-9-2023-0128_EN.html)

Amendment 465

Elena Yoncheva

Proposal for a regulation

Article 6 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) (c a) the legal name and contact details of any advertisers, sponsors or donors of any amount larger than EUR 1000 of private or commercial nature providing remuneration or financial resources to the media service provider;

Or. en

Amendment 466

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 6 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) where appropriate, the extent to which their direct, indirect or beneficial ownership is held by the government, a state institution, state-owned enterprise or other public body.

Or. en

Amendment 467
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) whether and to what extent their direct or beneficial ownership is held by the government, a state institution, a state-owned enterprise or other public body;

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 468
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) (d) whether and if so to what extent their direct or beneficial ownership is held by the government, a state institution, state-owned enterprise or other public body;

Or. en

Amendment 469
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) whether and if so to what extent their direct or beneficial ownership is held by the government, a state institution, state-owned enterprise or other public body;

Or. en

Amendment 470
Isabel Santos

Proposal for a regulation
Article 6 – paragraph 1 – point c a (new)

Text proposed by the Commission

Amendment

(ca) any situation liable to give rise to a potential conflict of interest;

Or. en

Amendment 471
Elena Yoncheva

Proposal for a regulation
Article 6 – paragraph 1 – point c b (new)

Text proposed by the Commission

Amendment

(cb) declare the provision of political advertising services by clearly marking and labelling any advertised political or otherwise sponsored content and by making publicly accessible the content of any concluded contract for political advertising by the media service provider, including by disclosing the total monthly amount received for the advertising

service, in accordance with Regulation (EU) 2023/XXX [Regulation on the transparency and targeting of political advertising];

Or. en

Amendment 472

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 1 – point c b (new)

Text proposed by the Commission

Amendment

(cb) information on the nature and the extent of the interest and links held by the beneficial owners and family members known to be close associates as defined in Article 2, paragraph 1, points 25, 26 and 27 of Regulation (EU) XXXX/XXX [Anti-Money Laundering Regulation] in other media, other media enterprises and even in other economic sectors;

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency. This provision is also aligned with the definitions as provided in the position adopted by the European Parliament on 28 May 2023 on the Anti-Money Laundering Regulation (https://www.europarl.europa.eu/doceo/document/A-9-2023-0128_EN.html)

Amendment 473

Cristian Terheş

Proposal for a regulation

Article 6 – paragraph 1 – point c b (new)

Text proposed by the Commission

Amendment

(cb) (e) the interests, links or activities of their owners and their family members known to be close associates of politically exposed persons as defined in Article 3

*points 9, 10, 11 of Directive (EU)
2015/849 of the European Parliament and
of the Council;*

Or. en

Amendment 474
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 1 – point c b (new)

Text proposed by the Commission

Amendment

*(cb) the interests, links or activities of
their owners and their family members
known to be close associates of politically
exposed persons as defined in Article 3
points 9, 10, 11 of Directive (EU)
2015/849 of the European Parliament and
of the Council;*

Or. en

Amendment 475
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 1 – point c c (new)

Text proposed by the Commission

Amendment

*(cc) (f) the interests, links or activities
of their owners and their family members
in other media or non-media businesses;*

Or. en

Amendment 476
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 1 – point c c (new)

Text proposed by the Commission

Amendment

(cc) *the interests, links or activities of their owners and their family members in other media or non-media businesses;*

Or. en

Amendment 477

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 1 – point c c (new)

Text proposed by the Commission

Amendment

(cc) *state advertising and state financial support allocated to them;*

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 478

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 1 – point c d (new)

Text proposed by the Commission

Amendment

(cd) *details concerning the ownership structure related to their parent and sister companies, as well as their subsidiaries;*

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 479

Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 1 – point c d (new)

Text proposed by the Commission

Amendment

(cd) (g) any other interests that could influence their strategic decision-making or their editorial line.

Or. en

Amendment 480
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 1 – point c d (new)

Text proposed by the Commission

Amendment

(cd) any other interests that could influence their strategic decision-making or their editorial line;

Or. en

Amendment 481
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 – paragraph 1 – point c e (new)

Text proposed by the Commission

Amendment

(ce) details of revenue from contracts with state bodies received by companies that belong to the same business grouping as the media service provider;

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 482

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Member States shall entrust the national regulatory authorities or bodies with developing and maintaining a dedicated online media ownership databases, containing disaggregated data about different types of media, as defined in paragraph 1 of this Article, including at regional and/or local levels, to which the public would have easy, swift and effective access free of charge. National regulatory authorities or bodies shall produce regular reports on the ownership of media services under the jurisdiction of a given Member State.

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 483

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 6 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Manufacturers of devices or providers of user interfaces controlling or managing access to and use of audiovisual media services shall ensure that the identity of the media service provider bearing the editorial responsibility for the content or services is clearly visible alongside the content and services offered.

Or. fr

Amendment 484
Elena Yoncheva

Proposal for a regulation
Article 6 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Media service providers shall submit upon request the information referred to in paragraph 1 to national regulatory authorities or bodies and the European Board for Media Services and inform them within 30 days of any change to their ownership.

Or. en

Amendment 485
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Media service providers shall update the information made available according to paragraph 1 within 30 days of any change to their ownership or control arrangements.

Or. en

Amendment 486
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Media service providers shall submit the information defined in paragraph 1, to the national databases of

media ownership established according to paragraph 3 within 90 days after any change of any information regarding their ownership.

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 487

Cristian Terheş

Proposal for a regulation

Article 6 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. National regulatory authorities or bodies established in accordance with Directive 2010/13/ EU shall establish national databases of media ownership.

Or. en

Amendment 488

Cristian Terheş

Proposal for a regulation

Article 6 – paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. Media service providers shall submit the information made publicly available according to paragraph 1 to the national databases of media ownership established according to paragraph 3 within 30 days of any change to their ownership or control arrangements.

Or. en

Amendment 489
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 – paragraph 1 c (new)

Text proposed by the Commission

Amendment

1c. National regulatory authorities or bodies shall submit data provided according to paragraph 3 to the European Database of Media Ownership on quarterly basis.

Or. en

Justification

Strict requirements under EMFA are necessary in order to ensure transparency.

Amendment 490
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 1 d (new)

Text proposed by the Commission

Amendment

1d. National regulatory authorities or bodies established in accordance with Directive 2010/13/ EU shall submit data provided according to paragraph 4 to the European Database of Media Ownership.

Or. en

Amendment 491
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 1 e (new)

Text proposed by the Commission

Amendment

1e. National regulatory authorities or bodies shall monitor and produce yearly reports regarding the ownership in media

markets within their Member State.

Or. en

Amendment 492

Axel Voss

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to *national* constitutional laws consistent with the Charter, media service providers providing news and current affairs content *shall* take measures that they deem appropriate with a view to guaranteeing *the* independence of *individual* editorial *decisions*. *In particular, such measures shall aim to:*

Amendment

2. Without prejudice to constitutional *or other national* laws consistent with the Charter, media service providers providing news and current affairs content *are encouraged to* take measures that they deem appropriate with a view to guaranteeing *editorial* independence.

The owner shall maintain the right to hold a controlling editorial position, to set and change an editorial line and to determine the staffing and organisation of editorial teams.

Or. en

Amendment 493

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers *providing news and current affairs content shall take measures that they deem appropriate with a view to guaranteeing* the independence of individual editorial decisions. In particular, such measures shall aim to:

Amendment

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers *to guarantee* the independence of individual editorial decisions. In particular, such measures shall aim to:

Amendment 494

Isabel Santos

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to national constitutional **laws** consistent with the Charter, media service providers providing news and current affairs content shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Amendment

2. Without prejudice to national constitutional **provisions** consistent with the Charter **and national laws on media pluralism and media freedom**, media service providers providing news and current affairs content shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Or. en

Amendment 495

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers providing news and current affairs content shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Amendment

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers providing news and current affairs content shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions **based on established professional editorial line**. In particular, such measures shall aim to:

Or. en

Amendment 496

Cristian Terheş

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers ***providing news and current affairs content*** shall take measures that they deem appropriate with a view to guaranteeing the independence of ***individual*** editorial decisions. In particular, such measures shall aim to:

Amendment

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers shall take measures that they deem appropriate with a view to guaranteeing the independence of editorial decisions ***within the framework of the editorial line of the media company***. In particular, such measures shall aim to:

Or. en

Amendment 497

Anna Júlia Donáth

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers ***providing news and current affairs content*** shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Amendment

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Or. en

Amendment 498

Elena Yoncheva

Proposal for a regulation

Article 6 – paragraph 2 – introductory part

Text proposed by the Commission

2. Without prejudice to national constitutional laws consistent with the Charter, media service providers ***providing news and current affairs content*** shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Amendment

2. Without prejudice to national constitutional laws consistent with the Charter, ***owners of*** media service providers shall take measures that they deem appropriate with a view to guaranteeing the independence of individual editorial decisions. In particular, such measures shall aim to:

Or. en

Amendment 499

Axel Voss

Proposal for a regulation

Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) ***guarantee that editors are free to take individual editorial decisions in the exercise of their professional activity; and***

Amendment

deleted

Or. en

Amendment 500

Karolin Braunsberger-Reinhold

Proposal for a regulation

Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) guarantee that editors are free to take individual editorial decisions in the exercise of their professional activity; and

Amendment

(a) guarantee that editors are free to take individual editorial decisions in the exercise of their professional activity, ***without prejudice to the right of the entity being legally liable for the content to assume a leading editorial role;*** and

Or. en

Amendment 501
Nathalie Colin-Oesterlé

Proposal for a regulation
Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) **guarantee that** editors **are free** to take individual editorial decisions in the exercise of their professional activity; and

Amendment

(a) **protect** editors **in their freedom** to take individual editorial decisions in the exercise of their professional activity, **in particular in the exercise of the responsibility conferred upon the publishing director**; and

Or. fr

Amendment 502
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) guarantee that editors are free to take individual editorial decisions in the exercise of their professional activity; and

Amendment

(a) guarantee that **journalists and** editors are free to take individual editorial decisions in the exercise of their professional activity; and

Or. en

Amendment 503
Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation
Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) guarantee that editors are free to take individual editorial decisions in the exercise of their professional activity; and

Amendment

(a) guarantee that editors are free **and independent** to take individual editorial decisions in the exercise of their professional activity; and

Or. en

Amendment 504
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 2 – point a

Text proposed by the Commission

(a) guarantee that editors are free to take **individual** editorial decisions in the exercise of their professional activity; and

Amendment

(a) guarantee that **journalista and** editors **in chief** are free to take editorial decisions in the exercise of their professional activity; and

Or. en

Amendment 505
Axel Voss

Proposal for a regulation
Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) **ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers that may affect the provision of news and current affairs content.**

Amendment

deleted

Or. en

Amendment 506
Clare Daly

Proposal for a regulation
Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers that may affect the provision of news and current affairs content.

Amendment

(b) ensure disclosure of any actual or potential conflict of interest, **including in particular business interests and political affiliations**, by any party having a stake in media service providers that may affect the provision of news and current affairs

content.

Or. en

Amendment 507

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers ***that may affect the provision of news and current affairs content.***

Amendment

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers.

Or. en

Amendment 508

Anna Júlia Donáth

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers that may affect the provision of ***news and current affairs*** content.

Amendment

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers that may affect the provision of ***media*** content.

Or. en

Amendment 509

Cristian Terheş

Proposal for a regulation

Article 6 – paragraph 2 – point b

Text proposed by the Commission

Amendment

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers that may affect the provision of *news and current affairs content*.

(b) ensure disclosure of any actual or potential conflict of interest by any party having a stake in media service providers that may affect the provision of *their services*.

Or. en

Amendment 510

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Develop self-regulatory instruments such as codes of conduct, in cooperation with professional associations or organisations of journalists, representatives of publishers and other stakeholders, establishing the principles of independence, reliability and freedom of information, as well as the roles, rights and obligations of the various actors involved in the information process.

Or. en

Amendment 511

Anna Júlia Donáth

Proposal for a regulation

Article 6 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. Media service providers shall update the information made available according to paragraph 1 within 30 days of any change to their ownership or control arrangements;

Or. en

Amendment 512

Isabel Santos

Proposal for a regulation

Article 6 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The national regulatory authorities or bodies shall be responsible for monitoring the implementation and compliance of the obligations laid down in this Article.

Or. en

Amendment 513

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU. **deleted**

Or. fr

Amendment 514

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU. **deleted**

Amendment 515
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU. **deleted**

Or. en

Amendment 516
Cristian Terheş

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU. **deleted**

Or. en

Amendment 517
Elena Yoncheva

Proposal for a regulation
Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the **deleted**

*meaning of Article 3 of Directive
2013/34/EU.*

Or. en

Amendment 518

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU.

Amendment

3. The obligations under **paragraph 1, points (ca), (cb) and (cc) of** this Article, shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU.

Or. en

Amendment 519

Karolin Braunsberger-Reinhold

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

3. The obligations under this Article shall not apply to media service providers that are micro enterprises within the meaning of Article 3 of Directive 2013/34/EU.

Amendment

3. The obligations under this Article shall not apply to media service providers that are micro **or small** enterprises within the meaning of Article 3 of Directive 2013/34/EU.

Or. en

Amendment 520

Anna Júlia Donáth

Proposal for a regulation

Article 6 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. National regulatory authorities or bodies established in accordance with Directive 2010/13/ EU shall establish national electronic databases of media ownership;

Or. en

Amendment 521
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 3 b (new)

Text proposed by the Commission

Amendment

3b. Media service providers shall submit the information made publicly available according to paragraph 1 to the national databases of media ownership established according to paragraph 3 within 30 days of any change to their ownership or control arrangements;

Or. en

Amendment 522
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 3 c (new)

Text proposed by the Commission

Amendment

3c. National regulatory authorities or bodies established in accordance with Directive 2010/13/ EU shall submit data provided according to paragraph 4 to the European Database of Media Ownership;

Or. en

Amendment 523
Anna Júlia Donáth

Proposal for a regulation
Article 6 – paragraph 3 d (new)

Text proposed by the Commission

Amendment

3d. National regulatory authorities or bodies shall monitor and produce annual reports regarding the ownership in media markets within their Member State. In order to assess the accuracy of the information on media ownership made available pursuant to paragraph 4, national regulatory authorities or bodies may request from media service providers further information;

Or. en

Amendment 524
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 6 a (new)

Text proposed by the Commission

Amendment

Article 6a

Media Ownership Restrictions

1. Politically exposed persons, falling under point 25, paragraph 1, of Article 2 of Regulation (EU) XXXX/XXX [Anti-Money Laundering Regulation] shall not be beneficial owners, as defined within the meaning of Article 2, paragraph 1, point 22, of Regulationin (EU) XXXX/XXX [Anti-Money Laundering Regulation], of any press publications, or audiovisual media service.

2. When a person becomes a politically exposed person, they shall terminate the operation of the media service provider or shall terminate the business relationship, which allows for exercising influence over the media service provider, with the media

service provider without undue delay, but not later than 60 days after becoming a politically exposed person.

Or. en

Justification

A new Article is proposed in order to define the situations in which media ownership should be restricted. This provision is aligned with the definitions as provided in the position adopted by the European Parliament on 28 May 2023 on the Anti-Money Laundering Regulation (https://www.europarl.europa.eu/doceo/document/A-9-2023-0128_EN.html)

Amendment 525

Clare Daly

Proposal for a regulation

Article 7 – paragraph 1

Text proposed by the Commission

1. The national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU shall be responsible for the application of Chapter III of this Regulation.

Amendment

1. The national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU shall be responsible for the application of Chapter III of this Regulation.

Member States shall guarantee the organisational and functional autonomy of their national regulatory authorities or bodies.

Or. en

Amendment 526

Klára Dobrev

Proposal for a regulation

Article 7 – paragraph 2

Text proposed by the Commission

2. The national regulatory authorities or bodies shall be subject to the requirements set out in Article 30 of Directive 2010/13/EU in relation to the exercise of the tasks assigned to them by

Amendment

2. The national regulatory authorities or bodies shall be subject to the requirements set out in Article 30 of Directive 2010/13/EU in relation to the exercise of the tasks assigned to them by

this Regulation.

this Regulation. ***The fulfillment of the requirements set out in Article 30 of Directive 2010/13/EU shall be subject of regular monitoring by the Fundamental Rights Agency of the EU. The annual monitoring reports of the Fundamental Rights Agency shall be submitted to the Board.***

Or. en

Amendment 527

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that the national regulatory authorities or bodies ***have adequate financial, human and technical resources*** to carry out ***their*** tasks under this Regulation.

Amendment

3. Member States shall ensure that ***the financial, human and technical resources*** of the national regulatory authorities or bodies ***are adequately and sufficiently sized and increased to allow the national regulatory authorities or bodies*** to carry out ***the*** tasks under this Regulation ***and the Directive 2010/13/EU. Member states shall guarantee the organisational and functional autonomy of the national regulatory authorities or bodies.***

Or. en

Justification

Given the instrumental role of national regulatory authorities or bodies in guaranteeing the well-functioning of the internal market for media services, it is necessary that EMFA provides strict requirements in order to ensure that national regulatory authorities or bodies perform their tasks in a proper and independent manner.

Amendment 528

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that the national regulatory authorities or bodies **have adequate financial, human and technical resources** to carry out **their** tasks **under** this Regulation.

Amendment

3. Member States shall ensure that **the financial, human and technical resources** of the national regulatory authorities or bodies **are adequately and sufficiently sized and increased to allow the national regulatory authorities or bodies** to carry out **the new tasks conferred on them by** this Regulation. **The organizational and functional autonomy of the national regulatory authorities or bodies shall be guaranteed.**

Or. en

Amendment 529
Cristian Terheş

Proposal for a regulation
Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that the national regulatory authorities or bodies have **adequate** financial, human and technical resources **to carry out their** tasks under this Regulation.

Amendment

3. Member States shall ensure that the national regulatory authorities or bodies have **proportionate and sustainable** financial, human and technical resources **that correspond to the additional tasks carried out** under this Regulation **and enforceable ways that guarantee their full independence. The organisational and functional autonomy of the national regulatory authorities or bodies shall be guaranteed.**

Or. en

Amendment 530
Elena Yoncheva

Proposal for a regulation
Article 7 – paragraph 3

Text proposed by the Commission

Amendment

3. Member States shall ensure that the national regulatory authorities or bodies have adequate financial, human and technical resources to carry out their tasks under this Regulation.

3. Member States shall ensure that the national regulatory authorities or bodies have adequate financial, human and technical resources to carry out their tasks under this Regulation ***independently of any government, public or private body in accordance with Article 30 of Directive 2018/1808/EU.***

Or. en

Amendment 531

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that the national regulatory authorities or bodies have adequate financial, human and technical resources to carry out their tasks under this Regulation.

Amendment

3. Member States shall ensure that the national regulatory authorities or bodies have adequate financial, human and technical resources to carry out their tasks under this Regulation ***independently, transparently and without political or any other undue influence.***

Or. en

Amendment 532

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that the national regulatory authorities or bodies have ***adequate*** financial, human and technical resources to carry out their tasks under this Regulation.

Amendment

3. Member States shall ensure that the national regulatory authorities or bodies have ***appropriate and sustainable*** financial, human and technical resources to carry out their tasks under this Regulation ***and guarantee their full independence.***

Or. en

Amendment 533

Isabel Santos

Proposal for a regulation

Article 7 – paragraph 3

Text proposed by the Commission

3. Member States shall ensure that the national regulatory authorities or bodies have *adequate* financial, human and technical resources to carry out their tasks under this Regulation.

Amendment

3. Member States shall ensure that the national regulatory authorities or bodies have *reinforced and sustainable* financial, human and technical resources to carry out their tasks under this Regulation.

Or. en

Amendment 534

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 7 – paragraph 3 a (new)

Text proposed by the Commission

Amendment

3a. Member States shall ensure that the heads and members of national regulatory authorities and bodies are appointed through a transparent, open and non-discriminatory procedure and on the basis of objective, gender-balanced, clear, transparent and proportionate criteria laid down in advance by national law. They may be dismissed before the end of their term of office under exceptional circumstances where they no longer fulfil the legally predefined conditions required for the performance of their duties or serious misconduct as defined in advance by national law. Dismissal decisions shall be duly justified, subject to prior notification to the person concerned, and include the possibility for judicial review. The grounds for dismissal shall be made available to the public.

Or. en

Amendment 535
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

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

Text proposed by the Commission

Amendment

3a. Within one year after the entry into application of this Regulation pursuant to Article 28(2), the Commission shall assess the implementation of this Article. To this end, Member States shall send all relevant information to the Commission upon its request.

Or. en

Amendment 536
Cristian Terheş

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

Text proposed by the Commission

Amendment

3a. 3a. Within one year after the entry into application of this Regulation pursuant to Article 28(2), the Commission shall assess the implementation of this Article. To this end, Members States shall send all relevant information to the Commission upon its request.

Or. en

Amendment 537
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

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

Text proposed by the Commission

Amendment

3b. Member States shall ensure that the members of the national regulatory authorities or bodies and their governing bodies are independent of the government and market players, and that they act in full independence when performing their tasks or exercising their powers. National regulatory authorities or bodies and their governing bodies shall have full operational autonomy to manage their financial and human resources.

Or. en

Amendment 538
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 7 – paragraph 3 c (new)

Text proposed by the Commission

Amendment

3c. Members of the national regulatory authorities or bodies, their governing bodies and their management shall, in the performance of their tasks or the exercise of their powers, neither seek nor take instructions from the government, institution, person or body and fulfill their missions in an effective, independent and transparent manner. This shall not affect the competencies of the Board or the Commission in conformity with this Regulation.

Or. en

Amendment 539
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 7 – paragraph 3 d (new)

Text proposed by the Commission

Amendment

3d. Within one year after the entry

into application of this Regulation pursuant to Article 28(2), the Commission shall assess the implementation of this Article. To this end, Members States shall send all relevant information to the Commission upon its request.

Or. en

Amendment 540

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 7 – paragraph 4 – subparagraph 2

Text proposed by the Commission

Those powers shall include in particular the power to request such persons to provide, within a reasonable time period, information that is proportionate and necessary for carrying out the tasks under Chapter III; the request can also be addressed to any other person that, for purposes related to their trade, business or profession, may reasonably be in possession of the information needed.

Amendment

Those powers ***shall be laid down in advance by national law and*** shall include in particular the power to request such persons to provide, within a reasonable time period, information that is proportionate and necessary for carrying out the tasks under Chapter III; the request can also be addressed to any other person that, for purposes related to their trade, business or profession, may reasonably be in possession of the information needed.

Or. en

Amendment 541

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 7 – paragraph 4 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

National regulatory authorities or bodies shall hold regular consultations with representatives of media service providers, civil society organisations, academia and independent media experts. The outcomes of these consultations shall be reflected in a publically available annual report.

Amendment 542

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 7 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Member States shall entrust the national regulatory authorities or bodies with developing and maintaining dedicated online media ownership databases containing data as defined in paragraph 1 of Article 6, including at regional and/or local levels, to which the public would have easy, swift and effective access free of charge. National regulatory authorities or bodies shall produce regular reports on the ownership of media services under the jurisdiction of a given Member State.

Or. en

Amendment 543

Elena Yoncheva

Proposal for a regulation

Article 7 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. National regulatory authorities or bodies shall compile and establish a National Repository of Media Ownership, which is easily and directly accessible to recipients of media services, pursuant to the information provided by media service providers in accordance with Article 6(1) of this Regulation. The data from the national repositories of media ownership should be summarized in a report and submitted to the European Board for Media Services on an annual basis.

Amendment 544

Isabel Santos

Proposal for a regulation

Article 7 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. The national regulatory authorities or bodies shall maintain a structured cooperation with representatives of civil society organisations active in the fields covered by this Regulation for consultation, exchange of information and pooling of knowledge purposes.

Or. en

Amendment 545

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 7 – paragraph 4 b (new)

Text proposed by the Commission

Amendment

4b. National regulatory authorities or bodies shall organise consultations on matters covered by this Regulation with stakeholders such as civil society organisations, media experts, and representatives of the media services providers established in the Union. The results of these consultations shall be reflected in reports published annually.

Or. en

Amendment 546

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 7 – paragraph 4 c (new)

Text proposed by the Commission

Amendment

4c. National regulatory authorities or bodies shall submit data provided according to article 24 to the European Database of State financial support on quarterly basis, including at regional and/or local levels, to which the public would have easy, swift and effective access free of charge. National Regulatory authorities or bodies shall produce regular reports on the ownership of media services under their jurisdiction of a given Member State.

Or. en

Amendment 547
Axel Voss

Proposal for a regulation
Article 8 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

2a. The Board's competence shall be limited to the audiovisual media services, unless otherwise specified in this Regulation.

Or. en

Amendment 548
Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation
Article 9 – paragraph 1

Text proposed by the Commission

Amendment

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in

The Board shall act in full independence, **including of any government or other undue influence**, when performing its

the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

tasks or exercising its powers. In particular, the Board shall ***be completely autonomous***, in the performance of its tasks or the exercise of its powers ***of any political, governmental or other undue influence when performing its tasks and***, neither seek nor take instructions from any government, institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Or. en

Amendment 549

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Amendment

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, ***national or European*** institution, person or body. This shall not affect the competences of the Commission, ***pursuant to article 17 of the Treaty of the European Union***, or the national regulatory authorities or bodies in conformity with this Regulation.

Or. en

Amendment 550

Cristian Terhes

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Amendment

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, ***national or European*** institution, person or body. This shall not affect the competences of the Commission, ***pursuant to article 17 of the Treaty on European Union***, or the national regulatory authorities or bodies in conformity with this Regulation.

Or. en

Amendment 551

Abir Al-Sahlani, Ramona Strugariu

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Amendment

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, institution, person or body, ***and, to to the extent possible, from the Commission***. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Or. en

Amendment 552

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Amendment

The Board shall act in full independence when performing its tasks or exercising its powers. In particular, the Board shall, in the performance of its tasks or the exercise of its powers, neither seek nor take instructions from any government, ***national or European*** institution, person or body. This shall not affect the competences of the Commission or the national regulatory authorities or bodies in conformity with this Regulation.

Or. en

Amendment 553

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 10 – title

Text proposed by the Commission

Structure of the Board

Amendment

Structure ***and composition*** of the Board

Or. en

Amendment 554

Anna Júlia Donáth

Proposal for a regulation

Article 10 – paragraph 1

Text proposed by the Commission

1. The Board shall be composed of representatives of national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU.

Amendment

1. The Board shall be composed of ***high level*** representatives of national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU.

Or. en

Amendment 555

Cristian Terheş

Proposal for a regulation

Article 10 – paragraph 1

Text proposed by the Commission

1. The Board shall be composed of representatives of national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU.

Amendment

1. The Board shall be composed of **high-level** representatives of national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU.

Or. en

Amendment 556

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 10 – paragraph 1

Text proposed by the Commission

1. The Board shall be composed of representatives of national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU.

Amendment

1. The Board shall be composed of **high-level** representatives of national regulatory authorities or bodies referred to in Article 30 of Directive 2010/13/EU.

Or. en

Amendment 557

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 10 – paragraph 4

Text proposed by the Commission

4. The Board shall be represented by its Chair. The Board shall elect a Chair from amongst its members by a two-thirds majority of *its* members with voting rights. The term of office of the Chair shall be **two years**.

Amendment

4. The Board shall be represented by its Chair. The Board shall elect a Chair from amongst its members. **The Board shall also elect a Steering Group from amongst its members. The Steering Group shall consist of a Chair, a Vice-Chair and 3 other members, including the outgoing Chair. The Chair and the other members**

*of the Steering Group shall be elected by a two-thirds majority of **the Board's** members with voting rights. The term of office of the Chair shall be **of one year, renewable once. The Board's Rules of procedure shall specify the roles, the tasks and the procedures for the appointment of the members of the Steering group.***

Or. en

Amendment 558

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 10 – paragraph 4

Text proposed by the Commission

4. The Board shall be represented by its Chair. The Board shall elect a Chair from amongst its members by **a** two-thirds majority of **its** members with voting rights. The term of office of the Chair shall be **two years**.

Amendment

4. The Board shall be represented by its Chair. The Board shall elect a Chair from amongst its members. **The Board shall also elect a Steering group from amongst its members. The Steering Group shall consist of a Chair, a Vice-Chair and 3 other members, including the outgoing Chair. The Chair and the other members of the steering Group shall be elected by two-thirds majority of **the Board's** members with voting rights. The term of office of the Chair shall be **of one year, renewable once. The Board's Rules of procedure shall specify the roles, the tasks and the procedures for the appointment of the members of the Steering Group.****

Or. en

Justification

The amendments under this Article intend to equip the Board with a similar structure and working methods as ERGA, which have proved to be efficient, as well as to ensure the independence of the Board.

Amendment 559

Cristian Terheş

Proposal for a regulation
Article 10 – paragraph 4

Text proposed by the Commission

4. The Board shall be represented by its Chair. The Board shall elect a Chair from amongst its members by a two-thirds majority of *its* members with voting rights. The term of office of the Chair shall be *two years*.

Amendment

4. The Board shall be represented by its Chair. The Board shall elect a Chair from amongst its *members*. ***The Board shall also elect a Steering Group from amongst its members. The Steering Group shall consist of a Chair, a Vice-Chair and 3 other members, including the outgoing Chair. The Chair and the other members of the Steering Group shall be elected by a two-thirds majority of the Board's members with voting rights. The term of office of the Chair shall be one year renewable once. The Board's Rules of procedure shall specify the roles, the tasks and the procedures for the appointment of the members of the Steering Group.***

Or. en

Amendment 560
Clare Daly

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

5. ***The Commission shall designate a representative to the Board. The representative of the Commission shall participate in all activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. The Board shall consult the Commission in preparation of its work programme and main deliverables.***

Amendment

deleted

Or. en

Amendment 561

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 10 – paragraph 5

Text proposed by the Commission

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in **all activities and meetings** of the Board, **without voting rights**. The Chair of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. The Board shall **consult** the Commission in preparation of its work programme and main deliverables.

Amendment

5. The Commission shall designate a representative to the Board **without voting rights**. The representative of the Commission shall participate in **the meeting** of the Board. The Chair of the Board shall keep **the European Parliament** and the Commission informed about the ongoing and planned activities of the Board, **including the presentation of the report according to paragraph (m e) of Article 12 of this Regulation**. The Board shall **take into account the recommendations of the Commission and other interested parties in the media field**, in preparation of its work programme and main deliverables.

Or. en

Justification

The amendments under this Article intend to equip the Board with a similar structure and working methods as ERGA, which have proved to be efficient, as well as to ensure the independence of the Board.

Amendment 562

Isabel Santos

Proposal for a regulation

Article 10 – paragraph 5

Text proposed by the Commission

5. The Commission shall designate a representative to the Board. The **representative** of the Commission shall participate in all activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission

Amendment

5. The Commission **and the Parliament** shall designate a representative to the Board. The **representatives** of the Commission **and the Parliament** shall participate in all activities and meetings of the Board, without voting rights. The Chair

informed about the ongoing and planned activities of the Board. The Board shall consult the Commission in preparation of its work programme and main deliverables.

of the Board shall keep the *representatives of the Commission and the Parliament* informed about the ongoing and planned activities of the Board. The Board shall consult the Commission *and the Parliament* in preparation of its work programme and main deliverables.

Or. en

Amendment 563
Cristian Terheş

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in *all* activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. The Board shall *consult* the Commission in preparation of its work programme and main deliverables.

Amendment

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in *the* activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. The Board shall *seek the view of* the Commission in preparation of its work programme and main deliverables. *The Board may seek the views of other interested parties.*

Or. en

Amendment 564
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in *all* activities and meetings of the Board, without voting rights. The Chair

Amendment

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in *the* activities and meetings of the Board, without voting rights. The Chair

of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. The Board shall **consult** the Commission in preparation of its work programme and main deliverables.

of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. The Board shall **seek the view of** the Commission in preparation of its work programme and main deliverables. **The Board may seek the views of other interested parties.**

Or. en

Amendment 565
Elena Yoncheva

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in all activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission informed about the ongoing and planned activities of the Board. **The Board shall consult the Commission in preparation of its work programme and main deliverables.**

Amendment

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in all activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission informed about the ongoing and planned activities of the Board.

Or. en

Amendment 566
Anna Júlia Donáth

Proposal for a regulation
Article 10 – paragraph 5

Text proposed by the Commission

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in all activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission

Amendment

5. The Commission shall designate a representative to the Board. The representative of the Commission shall participate in all activities and meetings of the Board, without voting rights. The Chair of the Board shall keep the Commission

informed about the ongoing and planned activities of the Board. The Board **shall** consult the Commission in preparation of its work programme and main deliverables.

informed about the ongoing and planned activities of the Board. The Board **may** consult the Commission **and other relevant stakeholders** in preparation of its work programme and main deliverables.

Or. en

Amendment 567

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 10 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. The Board may designate permanent observers from amongst national regulatory authorities or bodies with competence in the media field, including those coming from non-EU countries which have entered into agreements with the Union to that effect. The observers shall not have voting rights.

Or. en

Justification

The amendments under this Article intend to equip the Board with a similar structure and working methods as ERGA, which have proved to be efficient, as well as to ensure the independence of the Board.

Amendment 568

Andrzej Halicki, Vladimír Bilčík

Proposal for a regulation

Article 10 – paragraph 5 a (new)

Text proposed by the Commission

Amendment

5a. The Board shall organise annual consultations with representatives of media service providers, civil society organisations, academia and independent media experts in the preparation of its

Amendment 569

Cristian Terheş

Proposal for a regulation

Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, in *agreement* with the Commission, may invite experts *and observers* to attend its meetings.

Amendment

6. **6a.** The Board, in *consultation* with the Commission, may *designate permanent observers from amongst national regulatory authorities with competence in the media field, coming from non-EU countries which have entered into agreements with the Union to that effect. The observers shall not have voting rights.*

The Board, on a case-by-case basis may invite experts to attend its meetings.

Amendment 570

Klára Dobrev

Proposal for a regulation

Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, in agreement with the Commission, may invite experts and observers to attend its meetings.

Amendment

6. The Board, in agreement with the Commission, may invite experts and observers, *including the Fundamental Rights Agency* to attend its meetings.

Amendment 571

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, in agreement with the Commission, may invite experts and observers to attend its meetings.

Amendment

6. The Board, ***on case by case basis***, in agreement with the Commission, may invite experts and observers to attend its meetings.

Or. en

Amendment 572
Elena Yoncheva

Proposal for a regulation
Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, ***in agreement with the Commission***, may invite experts and observers to attend its meetings.

Amendment

6. The Board may invite experts and observers to attend its meetings.

Or. en

Amendment 573
Anna Júlia Donáth

Proposal for a regulation
Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, ***in agreement with the Commission***, may invite experts and observers to attend its meetings.

Amendment

6. The Board may invite experts and observers to attend its meetings.

Or. en

Amendment 574
Clare Daly

Proposal for a regulation

Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, ***in agreement with the Commission***, may invite experts and observers to attend its meetings.

Amendment

6. The Board may invite experts and observers to attend its meetings.

Or. en

Amendment 575

Isabel Santos

Proposal for a regulation

Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, ***in agreement with the Commission***, may invite experts and observers to attend its meetings.

Amendment

6. The Board may invite experts and observers to attend its meetings.

Or. en

Amendment 576

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 10 – paragraph 6

Text proposed by the Commission

6. The Board, ***in agreement with the Commission***, may invite experts and observers to attend its meetings.

Amendment

6. The Board may invite experts and observers to attend its meetings ***where necessary***.

Or. en

Justification

The amendments under this Article intend to equip the Board with a similar structure and working methods as ERGA, which have proved to be efficient, as well as to ensure the independence of the Board.

Amendment 577

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 10 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. The board, in consultation with the Commission, may designate permanent observers from amongst national regulatory authorities with competence in the media field, coming from non-EU countries which have entered into agreements with the Union to that effect. The observers shall not have voting rights.

Or. en

Amendment 578
Klára Dobrev

Proposal for a regulation
Article 10 – paragraph 6 a (new)

Text proposed by the Commission

Amendment

6a. The Board shall establish an advisory body to assist it by providing independent advice in sector specific matters. The advisory body shall consist of members of civil society, academia and the Fundamental Rights Agency.

Or. en

Amendment 579
Klára Dobrev

Proposal for a regulation
Article 10 – paragraph 7 a (new)

Text proposed by the Commission

Amendment

7a. The voting rights of a national regulatory authority or body within the

Board shall be suspended in case one or more of the following criteria are met:

i. the Member State the national regulatory authority or body is representing in the Board is the subject to an infringement procedure in connection with breach of Article 30 of Directive 2010/13/EU;

ii. the Fundamental Rights Agency according to Article 7 (2) of this Regulation - and in accordance with the Media Pluralism Monitor - indicates a high risk of non-independence of the national regulatory authority or body in two consecutive years.

iii. The report referred to in Article 12 paragraphs 1 point (g a) points to serious non-compliance of that regulatory authority or body with its obligations in defending the freedom of media in the member state.

Or. en

Amendment 580
Klára Dobrev

Proposal for a regulation
Article 10 – paragraph 7 b (new)

Text proposed by the Commission

Amendment

7b. *The suspension of the voting rights shall be terminated once the criteria as set in Article 10 (7a) of this Regulation are*

Or. en

Amendment 581
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 10 – paragraph 8

Text proposed by the Commission

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, ***in agreement with the Commission.***

Amendment

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights. ***The Board shall lay down, in its rules of procedure, the practical arrangements for the prevention and management of conflict of interests.***

Or. en

Justification

The amendments under this Article intend to equip the Board with a similar structure and working methods as ERGA, which have proved to be efficient, as well as to ensure the independence of the Board.

Amendment 582

Cristian Terheş

Proposal for a regulation

Article 10 – paragraph 8

Text proposed by the Commission

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, in ***agreement*** with the Commission.

Amendment

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, in ***consultation*** with the Commission.

Or. en

Amendment 583

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 10 – paragraph 8

Text proposed by the Commission

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, in ***agreement*** with the Commission.

Amendment

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, in ***consultation*** with the Commission.

Amendment 584

Clare Daly

Proposal for a regulation

Article 10 – paragraph 8

Text proposed by the Commission

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, ***in agreement with the Commission.***

Amendment

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights.

Or. en

Amendment 585

Isabel Santos

Proposal for a regulation

Article 10 – paragraph 8

Text proposed by the Commission

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights, ***in agreement with the Commission.***

Amendment

8. The Board shall adopt its rules of procedure by a two-thirds majority of its members with voting rights.

Or. en

Amendment 586

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 11 – title

Text proposed by the Commission

Secretariat of the Board

Amendment

Bureau of the Board

Or. en

Amendment 587

Isabel Santos

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

Amendment

1. ***The Board shall have a secretariat, which shall be provided by the Commission.*** ***deleted***

Or. en

Amendment 588

Clare Daly

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

Amendment

1. The Board shall have a secretariat, which shall be provided ***by the Commission.***

1. The Board shall have a secretariat, ***whose members shall be appointed through open competition and*** which shall be provided ***with sufficient budgetary resources to conduct its work effectively.***

Or. en

Amendment 589

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

Amendment

1. The Board shall have a secretariat, ***which shall be provided by the Commission.***

1. The Board shall have a secretariat ***with adequate financial resources and independent expertise to carry out tasks outlined in this Regulation.***

Or. en

Amendment 590
Elena Yoncheva

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. The Board shall have a secretariat, which shall be provided by the Commission.

Amendment

1. The Board shall have a secretariat, which shall be provided by the Commission ***and is provided with adequate financial and human resources.***

Or. en

Amendment 591
Cristian Terheş

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. The Board shall ***have a*** secretariat, ***which shall be provided by the Commission.***

Amendment

1. The Board shall ***be supported by an independent*** secretariat ***of European experts selected through an open and transparent call.***

Or. en

Amendment 592
Daniel Freund

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. The Board shall ***have a*** secretariat, ***which shall be provided by the Commission.***

Amendment

1. The Board shall ***be supported by an independent*** secretariat ***with sufficient budgetary and human resources.***

Or. en

Amendment 593
Anna Júlia Donáth

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. The Board *shall have* a secretariat, *which shall be provided by the Commission.*

Amendment

1. The Board *be supported by an independent* a secretariat. *The secretariat shall have a legal personality.*

Or. en

Amendment 594
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 11 – paragraph 1

Text proposed by the Commission

1. The Board shall *have a secretariat, which shall be provided by the Commission.*

Amendment

1. The Board shall *be supported by an independent bureau.*

Or. en

Amendment 595
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 11 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. The Bureau of the European Board for Media Services ('Bureau') is hereby established as a body with legal personality.

Or. en

Amendment 596

Isabel Santos

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

2. The *main task of the* secretariat shall be to contribute to the execution of the tasks of the Board laid down in this Regulation and in Directive 2010/13/EU.

Amendment

2. The **Board shall designate a** secretariat **which main task** shall be to contribute to the execution of the tasks of the Board laid down in this Regulation and in Directive 2010/13/EU.

Or. en

Amendment 597

Cristian Terheş

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

2. The main task of the secretariat shall be to contribute to the execution of the tasks of the Board laid down in this Regulation and in Directive 2010/13/EU.

Amendment

2. 3. The main task of the secretariat shall be to contribute to the execution of the tasks of the Board laid down in this Regulation and in Directive 2010/13/EU.

Or. en

Amendment 598

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 11 – paragraph 2

Text proposed by the Commission

2. The main task of the *secretariat* shall be to contribute to the execution of the tasks of the Board laid down in this Regulation and in Directive 2010/13/EU.

Amendment

2. The main task of the **Bureau** shall be to contribute to the execution of the tasks of the Board laid down in this Regulation and in Directive 2010/13/EU.

Or. en

Amendment 599

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 11 – paragraph 3

Text proposed by the Commission

3. The *secretariat* shall provide administrative and organisational support to the activities of the Board. The secretariat shall also assist the Board in carrying out its tasks.

Amendment

3. The **Bureau** shall **also** provide administrative and organisational support to the activities of the Board. The secretariat shall also assist the Board in carrying out its tasks.

Or. en

Amendment 600

Isabel Santos

Proposal for a regulation

Article 12 – paragraph 1 – introductory part

Text proposed by the Commission

Without prejudice to the powers granted to the Commission by the Treaties, the Board shall promote the effective and consistent application of this Regulation and of **national rules implementing** Directive 2010/13/EU throughout the Union. The Board shall:

Amendment

Without prejudice to the powers granted to the Commission by the Treaties **and the competences of national regulatory authorities or bodies**, the Board shall promote the effective and consistent application of this Regulation and of Directive 2010/13/EU throughout the Union. The Board shall:

Or. en

Amendment 601

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 12 – paragraph 1 – point a

Text proposed by the Commission

(a) support the Commission, through technical expertise, in ensuring the correct

Amendment

(a) support the Commission, through technical expertise, in ensuring the correct

application of this Regulation and the consistent implementation of Directive 2010/13/EU across all Member States, without prejudice to the tasks of national regulatory authorities or bodies;

application of this Regulation *as regards audiovisual media services* and the consistent implementation of Directive 2010/13/EU across all Member States, without prejudice to the tasks of national regulatory authorities or bodies;

Or. fr

Amendment 602
Clare Daly

Proposal for a regulation
Article 12 – paragraph 1 – point a

Text proposed by the Commission

(a) support *the Commission, through technical expertise, in ensuring* the correct application of this Regulation and the consistent implementation of Directive 2010/13/EU across all Member States, without prejudice to the tasks of national regulatory authorities or bodies;

Amendment

(a) support the correct application of this Regulation and the consistent implementation of Directive 2010/13/EU across all Member States, without prejudice to the tasks of national regulatory authorities or bodies;

Or. en

Amendment 603
Nathalie Colin-Oesterlé

Proposal for a regulation
Article 12 – paragraph 1 – point b

Text proposed by the Commission

(b) promote cooperation and the effective exchange of information, experience and best practices between the national regulatory authorities or bodies on the application of the Union and national rules applicable to media services, including this Regulation and Directive 2010/13/EU, in particular as regards Articles 3, 4 and 7 of that Directive;

Amendment

(b) promote cooperation and the effective exchange of information, experience and best practices between the national regulatory authorities or bodies on the application of the Union and national rules applicable to *audiovisual* media services, including this Regulation and Directive 2010/13/EU, in particular as regards Articles 3, 4 and 7 of that Directive;

Amendment 604

Clare Daly

Proposal for a regulation**Article 12 – paragraph 1 – point c***Text proposed by the Commission*

(c) advise the Commission, **where requested by it**, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. **Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;**

Amendment

(c) advise the Commission **on its own initiative** on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence.

Or. en

Amendment 605

Nathalie Colin-Oesterlé

Proposal for a regulation**Article 12 – paragraph 1 – point c***Text proposed by the Commission*

(c) advise the Commission, where requested by it, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as **all** on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Amendment

(c) advise the Commission, where requested by it, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation **as regards audiovisual media services** and implementation of Directive 2010/13/EU as well as on **all** other matters related to **audiovisual** media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Or. fr

Amendment 606

Cristian Terhes

Proposal for a regulation

Article 12 – paragraph 1 – point c

Text proposed by the Commission

(c) advise the Commission, where requested by *it*, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Amendment

(c) advise the Commission, ***on the Board's own initiative or*** where requested by ***the Commission***, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Or. en

Amendment 607

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 12 – paragraph 1 – point c

Text proposed by the Commission

(c) advise the Commission, where requested by *it*, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Amendment

(c) advise the Commission, ***on the Board's own initiative or*** where requested by ***the Commission***, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Amendment 608**Daniel Freund, Diana Riba i Giner, Marcel Kolaja****Proposal for a regulation****Article 12 – paragraph 1 – point c***Text proposed by the Commission*

(c) advise the Commission, where requested by it, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Amendment

(c) advise the Commission, ***on its own initiative, or*** where requested by it, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 609**Elena Yoncheva****Proposal for a regulation****Article 12 – paragraph 1 – point c***Text proposed by the Commission*

(c) advise the Commission, where requested by it, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence.

Amendment

(c) advise the Commission, where requested by it ***or on its own initiative***, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services

Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Or. en

Amendment 610
Isabel Santos

Proposal for a regulation
Article 12 – paragraph 1 – point c

Text proposed by the Commission

(c) advise the Commission, *where requested by it*, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Amendment

(c) advise the Commission, *upon mutual agreement*, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Or. en

Amendment 611
Anna Júlia Donáth

Proposal for a regulation
Article 12 – paragraph 1 – point c

Text proposed by the Commission

(c) advise the Commission, *where requested by it*, on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence.

Amendment

(c) advise the Commission on regulatory, technical or practical aspects pertinent to the consistent application of this Regulation and implementation of Directive 2010/13/EU as well as all on other matters related to media services within its competence. Where the

Where the Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Commission requests advice or opinions from the Board, it may indicate a time limit, taking into account the urgency of the matter;

Or. en

Amendment 612
Elena Yoncheva

Proposal for a regulation
Article 12 – paragraph 1 – point d

Text proposed by the Commission

(d) when requested by the Commission, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Amendment

(d) when requested by the Commission ***or on its own initiative***, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Or. en

Amendment 613
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 12 – paragraph 1 – point d

Text proposed by the Commission

(d) when requested by the Commission, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Amendment

(d) ***on its own initiative or*** when requested by the Commission, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide

solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 614
Isabel Santos

Proposal for a regulation
Article 12 – paragraph 1 – point d

Text proposed by the Commission

(d) *when requested by the Commission*, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Amendment

(d) *in agreement with the Commission*, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Or. en

Amendment 615
Clare Daly

Proposal for a regulation
Article 12 – paragraph 1 – point d

Text proposed by the Commission

(d) *when requested by the Commission*, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Amendment

(d) *on its own initiative*, provide opinions on the technical and factual issues that arise with regard to Article 2(5c), Article 3(2) and (3), Article 4(4), point (c) and Article 28a(7) of Directive 2010/13/EU;

Or. en

Amendment 616
Isabel Santos

Proposal for a regulation
Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with respect to:

(e) draw up opinions with respect to:

Or. en

Amendment 617
Anna Júlia Donáth

Proposal for a regulation
Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with respect to:

(e) draw up opinions with respect to:

Or. en

Amendment 618
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with respect to:

(e) draw up opinions with respect to:

Or. en

Amendment 619
Elena Yoncheva

Proposal for a regulation
Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with

(e) draw up opinions with respect to:

respect to:

Or. en

Amendment 620

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with respect to:

(e) draw up opinions with respect to:

Or. en

Amendment 621

Cristian Terheş

Proposal for a regulation

Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with respect to:

(e) draw up opinions with respect to:

Or. en

Amendment 622

Clare Daly

Proposal for a regulation

Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) *in agreement with the Commission*, draw up opinions with respect to:

(e) *idraw* up opinions with respect to:

Amendment 623

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 12 – paragraph 1 – point e – introductory part

Text proposed by the Commission

Amendment

(e) ***in agreement with*** the Commission,
draw up opinions with respect to:

(e) ***After informing*** the Commission,
draw up opinions with respect to:

Or. en

Amendment 624

Clare Daly

Proposal for a regulation

Article 12 – paragraph 1 – point e – point i

Text proposed by the Commission

Amendment

(i) ***requests for cooperation and mutual assistance between national regulatory authorities or bodies, in accordance with Article 13(7) of this Regulation;***

deleted

Or. en

Amendment 625

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 12 – paragraph 1 – point e – point i

Text proposed by the Commission

Amendment

(i) requests for cooperation and mutual assistance between national regulatory authorities or bodies, in accordance with Article 13(7) of this Regulation;

(i) requests for cooperation (***exchange of information and/or*** and mutual assistance) between national regulatory authorities or bodies, in accordance with Article 13(7) of this Regulation;

Amendment 626

Cristian Terheş

Proposal for a regulation

Article 12 – paragraph 1 – point e – point i

Text proposed by the Commission

(i) requests for cooperation **and** mutual assistance between national regulatory authorities or bodies, in accordance with Article 13(7) of this Regulation;

Amendment

(i) requests for cooperation (***exchange of information and/or*** mutual assistance) between national regulatory authorities or bodies, in accordance with Article 13(7) of this Regulation;

Or. en

Amendment 627

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 12 – paragraph 1 – point e – point iii

Text proposed by the Commission

(iii) national measures concerning media service providers established outside of the Union, in accordance with Article 16(2) of this Regulation;

Amendment

(iii) national measures concerning ***audiovisual*** media service providers established outside of the Union, in accordance with Article 16(2) of this Regulation;

Or. fr

Amendment 628

Clare Daly

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

(f) upon request of the Commission, draw up opinions with respect to:

Amendment

(f) ***on its own initiative, or, if the Board agrees,*** upon request of the Commission, draw up opinions with

respect to:

Or. en

Amendment 629

Elena Yoncheva

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

Amendment

(f) upon request of the Commission,
draw up opinions with respect to:

(f) ***on its own initiative or*** upon
request of the Commission, draw up
opinions with respect to:

Or. en

Amendment 630

Cristian Terheş

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

Amendment

(f) upon request of the Commission,
draw up opinions with respect to:

(f) ***on its own initiative or*** upon
request of the Commission, draw up
opinions with respect to:

Or. en

Amendment 631

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

Amendment

(f) upon request of the Commission,
draw up opinions with respect to:

(f) ***on its own initiative or*** upon
request of the Commission, draw up
opinions with respect to:

Amendment 632

Vladimír Bilčík, Peter Pollák, Andrzej Halicki

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

(f) upon **request of** the Commission,
draw up opinions with respect to:

Amendment

(f) upon **agreement with** the
Commission, draw up opinions with
respect to:

Or. en

Amendment 633

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

(f) **upon request of the Commission,**
draw up opinions with respect to:

Amendment

(f) draw up opinions with respect to:

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 634

Isabel Santos

Proposal for a regulation

Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

Amendment

(f) ***upon request of the Commission,***
draw up opinions with respect to:

(f) draw up opinions with respect to:

Or. en

Amendment 635
Anna Júlia Donáth

Proposal for a regulation
Article 12 – paragraph 1 – point f – introductory part

Text proposed by the Commission

Amendment

(f) ***upon request of the Commission,***
draw up opinions with respect to:

(f) draw up opinions with respect to:

Or. en

Amendment 636
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 12 – paragraph 1 – point f – point i

Text proposed by the Commission

Amendment

(i) national measures which are likely to affect the functioning of the internal market for media services, in accordance with Article 20(4) of this Regulation;

(i) national measures which are likely to affect the functioning of the internal market for media services ***or have a significant impact on media pluralism,*** in accordance with Article 20(4) of this Regulation;

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 637
Nathalie Colin-Oesterlé

Proposal for a regulation

Article 12 – paragraph 1 – point f – point i

Text proposed by the Commission

(i) national measures which are likely to affect the functioning of the internal market **for media services**, in accordance with Article 20(4) of this Regulation;

Amendment

(i) national measures which are likely to affect the functioning of the internal market, in accordance with Article 20(4) of this Regulation;

Or. fr

Amendment 638

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point f – point ii

Text proposed by the Commission

(ii) media market concentrations which are likely to affect the functioning of the internal market for media services, in accordance with Article 22(1) of this Regulation;

Amendment

(ii) media market concentrations which are likely to affect the functioning of the internal market for media services **and that could have a significant impact on media pluralism and editorial independence**, in accordance with Article 22(1) of this Regulation;

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 639

Klára Dobrev

Proposal for a regulation

Article 12 – paragraph 1 – point f – point ii

Text proposed by the Commission

(ii) media market concentrations which

Amendment

(ii) media market concentrations **and**

are likely to affect the functioning of the internal market for media services, in accordance with Article 22(1) of this Regulation;

associated services such as printing and dissemination of products which are likely to affect the functioning of the internal market for media services, in accordance with Article 22(1) of this Regulation;

Or. en

Amendment 640

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 12 – paragraph 1 – point f – point ii

Text proposed by the Commission

(ii) media market concentrations which are likely to affect the functioning of the internal market for media services, in accordance with Article 22(1) of this Regulation;

Amendment

(ii) media market concentrations *with a significant impact on media pluralism* which are likely to affect the functioning of the internal market for media services, in accordance with Article 22(1) of this Regulation;

Or. fr

Amendment 641

Klára Dobrev

Proposal for a regulation

Article 12 – paragraph 1 – point g

Text proposed by the Commission

(g) draw up opinions on draft national opinions or decisions assessing the impact on media pluralism and editorial independence of a notifiable media market concentration where such a concentration may affect the functioning of the internal market, in accordance with Article 21(5) of this Regulation;

Amendment

(g) draw up opinions on draft national opinions or decisions assessing the impact on media pluralism and editorial independence of a notifiable media market concentration *and associated services such as printing and dissemination of products* where such a concentration may affect the functioning of the internal market, in accordance with Article 21(5) of this Regulation;

Or. en

Amendment 642

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point g

Text proposed by the Commission

(g) draw up opinions on draft national opinions or decisions assessing the impact on media pluralism and editorial independence of a notifiable **media market** concentration **where such a concentration may affect the functioning of the internal** market, in accordance with Article 21(5) of this Regulation;

Amendment

(g) draw up opinions on draft national opinions or decisions assessing the impact on media pluralism and editorial independence of a notifiable concentration **affecting the media market that could have a significant impact on media pluralism and editorial independence**, in accordance with Article 21 of this Regulation;

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 643

Nathalie Colin-Oesterlé

Proposal for a regulation

Article 12 – paragraph 1 – point g

Text proposed by the Commission

(g) draw up opinions on draft national opinions or decisions assessing the impact on media pluralism and editorial independence of a notifiable **media** market concentration where such a concentration may affect the functioning of the internal market, in accordance with Article 21(5) of this Regulation;

Amendment

(g) draw up opinions on draft national opinions or decisions assessing the impact on media pluralism and editorial independence of a notifiable market concentration where such a concentration may affect the functioning of the internal market, in accordance with Article 21(5) of this Regulation;

Or. fr

Amendment 644

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point g a (new)

Text proposed by the Commission

Amendment

(ga) issue guidelines and recommendations to promote a common methodology for the elaboration of the assessments of concentrations affecting the media market as referred to in Article 21 of this Regulation. The guidelines and recommendations shall be made publicly available.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 645

Klára Dobrev

Proposal for a regulation

Article 12 – paragraph 1 – point g a (new)

Text proposed by the Commission

Amendment

(ga) assess the state of media freedom in each Member State and issue an annual report to the European Parliament about the ‘State of Media Freedom in Europe’ in accordance with Article 15(4a) of this Regulation in cooperation with the advisory committee of the Board;

Or. en

Amendment 646

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point g b (new)

Text proposed by the Commission

Amendment

(gb) on its own initiative, or upon request, conduct assessments of concentrations affecting the media market that could have a significant impact on media pluralism and editorial independence, including existing concentrations at the entry into force of the present Regulation, in accordance with Article 22 of this Regulation.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 647

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point g c (new)

Text proposed by the Commission

Amendment

(gc) monitor compliance with the guidelines and recommendations to promote a common methodology with the view of protecting and promoting media freedom and pluralism across the EU as referred to in paragraph (ga) of this Article.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide

solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 648
Clare Daly

Proposal for a regulation
Article 12 – paragraph 1 – point h – introductory part

Text proposed by the Commission

Amendment

(h) *assist* the Commission in drawing up guidelines with respect to:

(h) *provide advice to* the Commission in *regard to* drawing up guidelines with respect to:

Or. en

Amendment 649
Klára Dobrev

Proposal for a regulation
Article 12 – paragraph 1 – point h – point ii

Text proposed by the Commission

Amendment

(ii) factors to be taken into account when applying the criteria for assessing the impact of media market concentrations, in accordance with Article 21(3) of this Regulation;

(ii) factors to be taken into account when applying the criteria for assessing the impact of media market concentrations *and associated services such as printing and dissemination of products*, in accordance with Article 21(3) of this Regulation;

Or. en

Amendment 650
Nathalie Colin-Oesterlé

Proposal for a regulation
Article 12 – paragraph 1 – point h – point ii

Text proposed by the Commission

Amendment

(ii) factors to be taken into account when applying the criteria for assessing the impact of *media* market concentrations, in

(ii) factors to be taken into account when applying the criteria for assessing the impact of market concentrations, in

accordance with Article 21(3) of this Regulation;

accordance with Article 21(3) of this Regulation;

Or. fr

Amendment 651
Clare Daly

Proposal for a regulation
Article 12 – paragraph 1 – point k

Text proposed by the Commission

Amendment

(k) coordinate national measures related to the dissemination of or access to content of media service providers established outside of the Union that target audiences in the Union, where their activities prejudice or present a serious and grave risk of prejudice to public security and defence, in accordance with Article 16(1) of this Regulation;

deleted

Or. en

Amendment 652
Nathalie Colin-Oesterlé

Proposal for a regulation
Article 12 – paragraph 1 – point k

Text proposed by the Commission

Amendment

(k) coordinate national measures related to the dissemination of or access to content of media service providers established outside of the Union that target audiences in the Union, where their activities prejudice or present a serious and grave risk of prejudice to public security and defence, in accordance with Article 16(1) of this Regulation;

(k) coordinate national measures related to the dissemination of or access to content of **audiovisual** media service providers established outside of the Union that target audiences in the Union, where their activities prejudice or present a serious and grave risk of prejudice to public security and defence, in accordance with Article 16(1) of this Regulation;

Or. fr

Amendment 653

Clare Daly

Proposal for a regulation

Article 12 – paragraph 1 – point 1

Text proposed by the Commission

(1) organise a structured dialogue between providers of very large online platforms, representatives of media service providers and of civil society, and report on its results to the Commission, ***in accordance with Article 18 of this Regulation***;

Amendment

(1) organise a structured dialogue between providers of very large online platforms, representatives of media service providers and of civil society, and report on its results to the ***public, the European Parliament, and the*** Commission;

Or. en

Amendment 654

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point 1

Text proposed by the Commission

(1) organise a structured ***dialogue*** between providers of very large online platforms, representatives of media service providers ***and*** of civil society, and ***report on its results to the Commission***, in accordance with Article 18 of this Regulation;

Amendment

(1) organise a structured ***forum*** between providers of very large online platforms, representatives of media service providers of civil society, and ***other relevant stakeholders***, in accordance with Article 18 of this Regulation;

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 655

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 12 – paragraph 1 – point l a (new)

Text proposed by the Commission

Amendment

(la) under request or at its own initiative, the Board may provide mediation assistance in case of no agreement between media service providers and providers of very large online platforms pursuant to Article 17(4).

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 656
Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation
Article 12 – paragraph 1 – point m

Text proposed by the Commission

Amendment

(m) foster the exchange of best practices related to the deployment of audience measurement systems, in accordance with Article 23(5) of this Regulation.

(m) foster the exchange of best practices **and encourage compliance with existing codes of conduct** related to the deployment of audience measurement systems, in accordance with Article 23(5) of this Regulation.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 657

Elena Yoncheva

Proposal for a regulation

Article 12 – paragraph 1 – point m a (new)

Text proposed by the Commission

Amendment

(ma) establish and operate a European Repository of Media Ownership, compiled on the basis of the annual reports submitted by national regulatory authorities or bodies. Where there is lack of certainty in the information provided, raised by national regulatory authorities or bodies, or experts, representatives of civil society or journalistic organisations, the Board may request further information from media service providers, including on any possible influence on its operation, general editorial line and strategic decision-making from advertisers, sponsors, donors of private or commercial nature or political parties providing remuneration or financial resources to the media service provider.

Or. en

Amendment 658

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m a (new)

Text proposed by the Commission

Amendment

(ma) in so far as necessary in order to achieve the objectives set out in this Regulation and carry out its tasks, and without prejudice to the competences of the Member States and the institutions of the Union, the Board, in consultation agreement with the Commission, may cooperate with relevant Union bodies, offices, agencies and advisory groups, with competent authorities of third countries and with international organisations. To that end, the Board

may, subject to prior approval by the Commission, establish working arrangements. Working arrangement shall be publicly available and included in the annual report of the Board in accordance with paragraph 5 of Article 10.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 659

Cristian Terheş

Proposal for a regulation

Article 12 – paragraph 1 – point m a (new)

Text proposed by the Commission

Amendment

(ma) (n) In so far as necessary in order to achieve the objectives set out in this Regulation and carry out its tasks, and without prejudice to the competences of the Member States and the institutions of the Union, the Board, in consultation with the Commission, may cooperate with competent Union bodies, offices, agencies and advisory groups, with competent authorities of third countries and with international organisations.

To that end, the Board may, subject to prior approval by the Commission, establish working arrangements.

Or. en

Amendment 660

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 12 – paragraph 1 – point m a (new)

Text proposed by the Commission

Amendment

(ma) In so far as necessary in order to achieve the objectives set out in this Regulation and carry out its tasks, and without prejudice to the competences of the Member States and the institutions of the Union, the Board, in consultation with the Commission, may cooperate with competent Union bodies, officers, agencies and advisory groups, with competent authorities of third countries and with international organizations. To that end, the Board may, subject to prior approval by the Commission, establish working arrangements.

Or. en

Amendment 661

Klára Dobrev

Proposal for a regulation

Article 12 – paragraph 1 – point m a (new)

Text proposed by the Commission

Amendment

(ma) draw up and make available to national regulatory authorities and bodies established according to Directive 2010/13/EU a mandatory reporting template for reporting on the allocation of state resources according to Article 24 of this Regulation;

Or. en

Amendment 662

Anna Júlia Donáth

Proposal for a regulation

Article 12 – paragraph 1 – point m a (new)

Text proposed by the Commission

Amendment

(ma) draw up and make available to national regulatory authorities and bodies established according to Directive 2010/13/EU a template for reporting on the ownership of media service providers according to Article 6(4) of this Regulation;

Or. en

Amendment 663

Klára Dobrev

Proposal for a regulation

Article 12 – paragraph 1 – point m b (new)

Text proposed by the Commission

Amendment

(mb) draw up an annual report based on the reports of the national regulatory authorities or bodies on the situation of state advertising in all Member State, including the calculation of ratio of state advertising allocated to media service providers in relation to their annual revenue and establish on European level benchmarks on allocation practices;

Or. en

Amendment 664

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m b (new)

Text proposed by the Commission

Amendment

(mb) establish and maintain the European Database for Media Ownership collecting informations provided by national regulatory authorities and bodies, in accordance with Article 6 of this Regulation.

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 665

Elena Yoncheva

Proposal for a regulation

Article 12 – paragraph 1 – point m b (new)

Text proposed by the Commission

Amendment

(mb) establish and operate a European Repository of Public Funding for Advertising compiled on the basis of the bi-annual reports submitted by national regulatory authorities or bodies.

Or. en

Amendment 666

Anna Júlia Donáth

Proposal for a regulation

Article 12 – paragraph 1 – point m b (new)

Text proposed by the Commission

Amendment

(mb) establish and operate a European Database of Media Ownership collecting information related to the ownership of media service providers;

Or. en

Amendment 667

Anna Júlia Donáth

Proposal for a regulation

Article 12 – paragraph 1 – point m c (new)

Text proposed by the Commission

Amendment

(mc) In so far as necessary in order to achieve the objectives set out in this Regulation and carry out its tasks, and without prejudice to the competences of the Member States and the institutions of the Union, the Board, in consultation with the Commission, may cooperate with competent Union bodies, offices, agencies and advisory groups, with competent authorities of third countries and with international organisations.

Or. en

Amendment 668

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m c (new)

Text proposed by the Commission

Amendment

(mc) establish and maintain the European Database on State Advertising collecting informations provided by national regulatory authorities and bodies, in accordance with Article 24 of this Regulation.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 669

Klára Dobrev

Proposal for a regulation

Article 12 – paragraph 1 – point m c (new)

Text proposed by the Commission

Amendment

(mc) establish and operate the European Repository of State Advertising allocated to media service providers.

Or. en

Amendment 670

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m d (new)

Text proposed by the Commission

Amendment

(md) organise a structured dialogue with representatives of media service providers, civil society, academia and other relevant stakeholders to cooperate and exchange information, experience and best practices on the implementation of this Regulation and Directive 2010/13/EU. The results of these consultations shall be reflected in the preparation of its work programme and main deliverables, and shall be publicly available.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 671

Anna Júlia Donáth

Proposal for a regulation

Article 12 – paragraph 1 – point m d (new)

Text proposed by the Commission

Amendment

(md) To that end, the Board may, subject to prior approval by the Commission, establish working arrangements.

Or. en

Amendment 672

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m e (new)

Text proposed by the Commission

Amendment

(me) prepare a detailed annual report of its activities and tasks as provided for in this Article, in particular an overview of the state of play of compliance with the recommendations issued by the Board. The annual report shall be made publicly available. The Board shall provide, in its future annual reports, a follow-up of the previous reports prepared.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 673

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m f (new)

Text proposed by the Commission

Amendment

(mf) develop criteria, in consultation with media stakeholders, for the distribution of public funds through state financial support in accordance with

article 24 of this Regulation, that ensure they are insulated from political interference.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 674

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 12 – paragraph 1 – point m g (new)

Text proposed by the Commission

Amendment

(mg) examine the problem of interdependency between media service providers and the state created by financial flows from the state to media owners via state contracts through companies belonging to the same business group as the media service provider, operating in other industries. The Board should draw up guidelines on how to prevent any conflict of interest arising from and its potential impact on editorial policy.

Or. en

Justification

The Board should be able to act under its initiative where needed in order to ensure that media freedom and pluralism is safeguard across the EU, detect problems and provide solutions. Therefore, the amendments under this Article aim at granting enhanced tasks to the Board and the possibility to act under its own initiative.

Amendment 675

Clare Daly

Proposal for a regulation
Article 13

Text proposed by the Commission

Amendment

[...]

deleted

Or. en

Amendment 676
Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation
Article 13 – paragraph 1

Text proposed by the Commission

Amendment

1. A national regulatory authority or body may request (‘requesting authority’) cooperation or mutual assistance at any time from one or more national regulatory authorities or bodies (‘requested authorities’) for the purposes of exchange of information or taking measures relevant for the consistent and effective application of this Regulation or the national measures implementing Directive 2010/13/EU.

1. A national regulatory authority or body may request (‘requesting authority’) cooperation (***exchange of information and/or*** or mutual assistance) at any time from one or more national regulatory authorities or bodies (‘requested authorities’) for the purposes of exchange of information or taking measures relevant for the consistent and effective application of this Regulation or the national measures implementing Directive 2010/13/EU.

Or. en

Amendment 677
Cristian Terheş

Proposal for a regulation
Article 13 – paragraph 1

Text proposed by the Commission

Amendment

1. A national regulatory authority or body may request (‘requesting authority’) cooperation or mutual assistance at any time from one or more national regulatory authorities or bodies (‘requested authorities’) for the purposes of exchange of information or taking measures relevant

1. A national regulatory authority or body may request (‘requesting authority’) cooperation (***exchange of information and /or mutual assistance***) at any time from one or more national regulatory authorities or bodies (‘requested authorities’) for the purposes of exchange of information or

for the consistent and effective application of this Regulation or the national measures implementing Directive 2010/13/EU.

taking measures relevant for the consistent and effective application of this Regulation or the national measures implementing Directive 2010/13/EU.

Or. en

Amendment 678

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 13 – paragraph 2

Text proposed by the Commission

2. Where a national regulatory authority or body considers that there is a serious and grave risk of prejudice to the functioning of the internal market for media services or a serious and grave risk of prejudice to public security **and defence**, it may request other national regulatory authorities or bodies to provide accelerated cooperation or mutual assistance, while ensuring compliance with fundamental rights, in particular freedom of expression.

Amendment

2. Where a national regulatory authority or body considers that there is a serious and grave risk of prejudice to the functioning of the internal market for media services or a serious and grave risk of prejudice to **rule of law and/or** public security, it may request other national regulatory authorities or bodies to provide accelerated cooperation or mutual assistance, while ensuring compliance with fundamental rights, in particular freedom of expression.

Or. en

Amendment 679

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 13 – paragraph 3

Text proposed by the Commission

3. Requests for cooperation **or** mutual assistance, including accelerated cooperation or mutual assistance, shall contain all the necessary information, including the purpose of and reasons for it.

Amendment

3. Requests for cooperation **(exchange of information and/or** mutual assistance), including accelerated cooperation or mutual assistance, shall contain all the necessary information, including the purpose of and reasons for it, **as specified in the Board's Rules of procedure.**

Amendment 680

Cristian Terheş

Proposal for a regulation

Article 13 – paragraph 3

Text proposed by the Commission

3. Requests for cooperation or mutual assistance, including accelerated cooperation or mutual assistance, shall contain all the necessary information, including the purpose of and reasons for it.

Amendment

3. Requests for cooperation ***Exchange of information*** / or mutual assistance), including accelerated cooperation or mutual assistance, shall contain all the necessary information, including the purpose of and reasons for it, ***as specified in the Board's Rules of Procedure.***

Or. en

Amendment 681

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 13 – paragraph 3

Text proposed by the Commission

3. Requests for cooperation or mutual assistance, including accelerated cooperation or mutual assistance, shall contain all the necessary information, including the purpose of and reasons for it.

Amendment

3. Requests for cooperation or mutual assistance, including accelerated cooperation or mutual assistance, shall contain all the necessary information ***related to the request***, including the purpose of and reasons for it, ***as specified in the Board's Rules of Procedure.***

Or. en

Justification

The amendments under this Article are inspired by the current functioning of ERGA, which has proved to be efficient.

Amendment 682

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 13 – paragraph 4 – subparagraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) *the request was not duly justified and proportionate.*

Or. en

Amendment 683

Cristian Terheş

Proposal for a regulation

Article 13 – paragraph 6

Text proposed by the Commission

Amendment

6. The requested authority shall do its utmost to address and reply to the request without undue delay. ***The requested authority shall provide intermediary results within the period of 14 calendar days from the receipt of the request, with subsequent regular updates on the progress of execution of the request. In case of requests for accelerated cooperation or mutual assistance, the requested authority shall address and reply to the request within 14 calendar days.***

6. The requested authority shall do its utmost to address and reply to the request without undue delay. ***Further details on the procedure of the structured cooperation, including the rights and obligations of the parties as well as the deadlines to be respected, shall be defined in the Board's rules of procedure.***

Or. en

Amendment 684

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 13 – paragraph 6

Text proposed by the Commission

Amendment

6. The requested authority shall do its utmost to address and reply to the request without undue delay. ***The requested***

6. The requested authority shall do its utmost to address and reply to the request without undue delay. ***Further details on***

authority shall provide intermediary results within the period of 14 calendar days from the receipt of the request, with subsequent regular updates on the progress of execution of the request. In case of requests for accelerated cooperation or mutual assistance, the requested authority shall address and reply to the request within 14 calendar days.

the procedure of the structured cooperation, including the rights and obligations of the parties as well as the deadlines to be respected, shall be defined in the Board's rules of procedure.

Or. en

Justification

The amendments under this Article are inspired by the current functioning of ERGA, which has proved to be efficient.

Amendment 685

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation Article 13 – paragraph 6

Text proposed by the Commission

6. The requested authority shall do its utmost to address and reply to the request without undue delay. *The requested authority shall provide intermediary results within the period of 14 calendar days from the receipt of the request, with subsequent regular updates on the progress of execution of the request. In case of requests for accelerated cooperation or mutual assistance, the requested authority shall address and reply to the request within 14 calendar days.*

Amendment

6. The requested authority shall do its utmost to address and reply to the request without undue delay. *Further details on the procedure of the structured cooperation, including the rights and obligations of the parties as well as the deadlines to be respected, shall be defined in the Board's rules of procedures.*

Or. en

Amendment 686

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 13 – paragraph 7

Text proposed by the Commission

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within **14 calendar days** from the receipt of that referral, the Board shall issue, in **agreement** with the Commission, an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Amendment

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within **a time period to be defined in the Board's rules of procedures** from the receipt of that referral, the Board shall issue, in **consultation** with the Commission **where deemed relevant**, an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Or. en

Amendment 687 **Cristian Terheş**

Proposal for a regulation **Article 13 – paragraph 7**

Text proposed by the Commission

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within **14 calendar days** from the receipt of that referral, the Board shall issue, in **agreement** with the Commission, an opinion on the matter, including

Amendment

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within **a time period to be defined in the Boards' rules of procedure** from the receipt of that referral, the Board shall issue, in **consultation** with the

recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Commission, *where deemed relevant*, an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Or. en

Amendment 688

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 13 – paragraph 7

Text proposed by the Commission

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within **14 calendar days** from the receipt of that referral, the Board shall issue, ***in agreement with the Commission***, an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Amendment

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within ***a time period to be defined in the Board's Rules of procedure*** from the receipt of that referral, the Board shall issue an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Or. en

Justification

The amendments under this Article are inspired by the current functioning of ERGA, which has proved to be efficient.

Amendment 689

Isabel Santos

Proposal for a regulation

Article 13 – paragraph 7

Text proposed by the Commission

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within 14 calendar days from the receipt of that referral, the Board shall issue, ***in agreement with the Commission***, an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Amendment

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within 14 calendar days from the receipt of that referral, the Board shall issue an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Or. en

Amendment 690
Elena Yoncheva

Proposal for a regulation
Article 13 – paragraph 7

Text proposed by the Commission

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within 14 calendar days from the receipt of that referral, the Board shall issue, ***in agreement with the Commission***, an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Amendment

7. Where the requesting authority does not consider the measures taken by the requested authority to be sufficient to address and reply to its request, it shall inform the requested authority without undue delay, explaining the reasons for its position. If the requested authority does not agree with that position, or if the requested authority's reaction is missing, either authority may refer the matter to the Board. Within 14 calendar days from the receipt of that referral, the Board shall issue an opinion on the matter, including recommended actions. The requested authority shall do its utmost to take into account the opinion of the Board.

Amendment 691

Cristian Terheş

Proposal for a regulation

Article 14 – paragraph 2

Text proposed by the Commission

2. The requested national authority or body shall, without undue delay and within **30 calendar days**, inform the requesting national authority or body about the actions taken or planned pursuant to paragraph 1.

Amendment

2. The requested national authority or body shall, without undue delay and within **a maximum time period to be defined in the Boards' rules of procedure**, inform the requesting national authority or body about the actions taken or planned pursuant to paragraph 1, **or justify the reasons for which action was not taken..**

Or. en

Amendment 692

Daniel Freund, Diana Riba i Giner, Marcel Kolaja

Proposal for a regulation

Article 14 – paragraph 2

Text proposed by the Commission

2. The requested national authority or body shall, without undue delay and within **30 calendar days**, inform the requesting national authority or body about the actions taken or planned pursuant to paragraph 1.

Amendment

2. The requested national authority or body shall, without undue delay and within **a maximum time period to be defined in the Board's rules of procedure**, inform the requesting national authority or body about the actions taken or planned pursuant to paragraph 1, **or justify the reasons for which action was not taken.**

Or. en

Amendment 693

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 14 – paragraph 2

Text proposed by the Commission

2. The requested national authority or body shall, without undue delay and within **30 calendar days**, inform the requesting national authority or body about the actions taken or planned pursuant to paragraph 1.

Amendment

2. The requested national authority or body shall, without undue delay and within **a maximum time period to be defined in the Board's rules of procedure**, inform the requesting national authority or body about the actions taken or planned pursuant to paragraph , **or justify the reasons for which action was not taken.**

Or. en

Amendment 694

Vincenzo Sofo, Carlo Fidanza, Chiara Gemma

Proposal for a regulation

Article 14 – paragraph 3

Text proposed by the Commission

3. In the event of a disagreement between the requesting national authority or body and the requested authority or body regarding actions taken pursuant to paragraph 1, either authority or body may refer the matter to the Board for mediation in view of finding an amicable solution.

Amendment

3. In the event of a disagreement between the requesting national authority or body and the requested authority or body regarding actions taken **or planned, or a refusal to take action**, pursuant to paragraph 1, either authority or body may refer the matter to the Board for mediation in view of finding an amicable solution.

Or. en