Alignment of reporting obligations in the field of environment policy ***I


(Ordinary legislative procedure: first reading)

Amendment 1

Proposal for a regulation

Title

<table>
<thead>
<tr>
<th>Text proposed by the Commission</th>
<th>Amendment</th>
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(Text with EEA relevance)

(Text with EEA relevance)

1 The matter was referred back for interinstitutional negotiations to the committee responsible pursuant to Rule 59(4), fourth subparagraph (A8-0324/2018).
Amendment 2

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) In order to address the need for implementation and compliance information, amendments of several pieces of environmental legislation should be introduced taking into account the results of the Commission Report on Actions to Streamline Environmental Report\(^{45}\) and its related Fitness Check\(^{46}\).

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\(^{45}\) COM(2017)0312.

\(^{46}\) SWD(2017)0230.

Amendment

(1) In order to address the need for implementation and compliance information, amendments of several pieces of legislation related to the environment should be introduced, taking into account the results of the Commission Report on Actions to Streamline Environmental Report\(^{45}\) and its related Fitness Check\(^{46}\).

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\(^{45}\) COM(2017)0312.

\(^{46}\) SWD(2017)0230.

Amendment 3

Proposal for a regulation
Recital 1 a (new)

Text proposed by the Commission

(1a) This Regulation seeks to modernise information management and ensure a more consistent approach to the legislative acts within its scope by simplifying reporting so as to reduce the administrative burden, enhancing the database for future evaluations, and increasing transparency for the benefit of the public, each time in accordance with the circumstances.

Amendment

(1a) This Regulation seeks to modernise information management and ensure a more consistent approach to the legislative acts within its scope by simplifying reporting so as to reduce the administrative burden, enhancing the database for future evaluations, and increasing transparency for the benefit of the public, each time in accordance with the circumstances.

Amendment 4

Proposal for a regulation
Recital 2

Text proposed by the Commission

(2) It is necessary that accessibility to data should ensure that the administrative burden on all entities remains as limited as possible.

Amendment

(2) It is necessary that accessibility to data should ensure that the administrative burden on all entities remains as limited as possible.
possible. It requires active dissemination at national level in accordance with Directives 2003/4/EC\(^47\) and 2007/2/EC\(^48\) of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.


**Amendment 5**

**Proposal for a regulation**

**Recital 3**

*Text proposed by the Commission*

(3) **Data reported by Member States** are essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016\(^49\). It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose of their future evaluation, on the basis of data possible, *especially on non-governmental entities such as small and medium enterprises (SMEs)*. It requires active dissemination at national level in accordance with Directives 2003/4/EC\(^47\) and 2007/2/EC\(^48\) of the European Parliament and of the Council and their implementing rules, to ensure the appropriate infrastructure for public access, reporting and data-sharing between public authorities.


**Amendment**

(3) **The process of Member States’ comprehensive and timely reporting of relevant data is** essential for the Commission to monitor, review and assess the performance of the legislation against the objectives it pursues in order to inform any future evaluation of the legislation, in accordance with paragraph 22 of the Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016\(^49\). It is appropriate to add provisions to several legislative acts in the environmental sector for the purpose
collected during implementation, possibly complemented by additional scientific, analytical data. In that context, there is a need for relevant data that will allow better assessment of the efficiency, effectiveness, relevance, coherence and EU value added of Union legislation, hence the necessity to ensure appropriate reporting mechanisms that can also serve as indicators for this purpose.

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Amendment 6
Proposal for a regulation
Recital 5

*Text proposed by the Commission*

(5) In accordance with the evaluation of Directive 2002/49/EC of the European Parliament and of the Council there is a need to streamline the reporting deadlines for noise maps and action plans to allow sufficient time for public consultation of action plans. To that end, and for one time only, the deadline for the review or revision of the action plans is postponed by one year so that the deadline of the next round (the fourth round) of action plans is not 18 July 2023 but 18 July 2024. Thus, from the fourth round onwards, the Member States will have approximately two years between making the noise maps and completing the review or revision of action plans instead of one year as currently the case. For the following rounds of action planning, the five years cycle for the review or revision will then resume. Moreover, in order to better meet the objectives of the Directive 2002/49/EC and to provide a basis for developing measures at Union level, reporting by Member States should be carried out by

*Amendment*

(5) In accordance with the evaluation of Directive 2002/49/EC of the European Parliament and of the Council there is a need to streamline the reporting deadlines for noise maps and action plans to allow sufficient time for public consultation of action plans. To that end, and for one time only, the deadline for the review or revision of the action plans is postponed by one year so that the deadline of the next round (the fourth round) of action plans is not 18 July 2023 but 18 July 2024. Thus, from the fourth round onwards, the Member States will have approximately two years between making the noise maps and completing the review or revision of action plans instead of one year as currently the case. For the following rounds of action planning, the five years cycle for the review or revision will then resume. Moreover, in order to better meet the objectives of the Directive 2002/49/EC and to provide a basis for developing measures at Union level, reporting by Member States should be carried out by
electronic means. It is also necessary to enhance public participation by requiring certain information to be made publicly available while aligning this obligation to other Union legislation, such as Directive 2007/2/EC, without duplicating practical requirements.


Amendment 7

Proposal for a regulation

Recital 7

Text proposed by the Commission

(7) Based on the Commission report to the Council and the European Parliament concerning the implementation of Directive 2007/2/EC and the REFIT evaluation52, it is appropriate, with a view to simplifying the implementation of that Directive and reducing administrative burden related to monitoring by Member States, to no longer require Member States to send to the Commission triennial reports, and the Commission to present to the European Parliament and to the Council a summary report, because the reporting Fitness Check confirmed the limited use of such reports.53

(7) Based on the Commission report to the Council and the European Parliament concerning the implementation of Directive 2007/2/EC and the REFIT evaluation52, it is appropriate, with a view to simplifying the implementation of that Directive and reducing administrative burden related to monitoring by Member States, to no longer require Member States to send to the Commission triennial reports, and the Commission to present to the European Parliament and to the Council a summary report, because the reporting Fitness Check confirmed the limited use of such reports.53. Nevertheless, the Commission should continue to carry out, at regular intervals, an evaluation of that Directive and make that evaluation publicly available.

Amendment 8

Proposal for a regulation
Recital 9

Text proposed by the Commission

(9) It is necessary to amend the reporting obligations laid down in Articles 43, 54 and 57 of Directive 2010/63/EU of the European Parliament and of the Council. These provisions include, with the objective of improving transparency and reducing administrative burden, the establishment of a central, open-access searchable database for non-technical project summaries and related retrospective assessments, conferral of implementing powers on the Commission to establish a common format for the submission of non-technical project summaries and related retrospective assessments, information on implementation and replacing the three-yearly statistical reporting by the Commission by the requirement of setting up a dynamic central database hosted by the Commission and releasing information on a yearly basis.

Amendment

(9) It is necessary to amend the reporting obligations laid down in Articles 43, 54, 57 and 58 of Directive 2010/63/EU of the European Parliament and of the Council. These provisions include, with the objective of improving transparency and reducing administrative burden, the establishment of a central, open-access searchable database for non-technical project summaries and related retrospective assessments, conferral of implementing powers on the Commission to establish a common format for the submission of non-technical project summaries and related retrospective assessments, information on implementation and replacing the three-yearly statistical reporting by the Commission by the requirement of setting up a dynamic central database hosted by the Commission and releasing information on a yearly basis. In light of a Commission report in 2017, the clause for a review of that Directive as laid down in Article 58 therein should be reconsidered with a view to a future revision.


56a Report from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions in accordance with Article 58 of Directive 2010/63/EU on the protection of animals used for scientific purposes, COM(2017)0631.
Proposal for a regulation
Recital 14 a (new)

Text proposed by the Commission

Amendment


Amendment 10

Proposal for a regulation
Article 1 – paragraph 1 – point -1 (new)
Directive 86/278/EEC
Article 2 – paragraph 1 – point d a (new)

Text proposed by the Commission

Amendment

-1. In Article 2, the following point is added:

“(da) 'spatial data services': means the operations which may be performed, by invoking a computer application, on the spatial data contained in spatial data sets or on the related metadata as defined in Article 3(4) of Directive 2007/2/EC of the European Parliament and of the Council*;


Amendment 11

Proposal for a regulation
Article 1 – paragraph 1 – point -1 a (new)
Directive 86/278/EEC
Article 2 – paragraph 1 – point d b (new)
-1a. In Article 2, the following point is added:

“(db) ‘spatial data set’: means an identifiable collection of spatial data as defined in Article 3(3) of Directive 2007/2/EC.”.

Amendment 12

Proposal for a regulation
Article 1 – paragraph 1 – point 1
Directive 86/278/EEC
Article 10 – paragraph 1 – point d

Text proposed by the Commission

(d) the names and addresses of the recipients of the sludge and the place where the sludge is to be used;

Amendment 13

Proposal for a regulation
Article 1 – paragraph 1 – point 1
Directive 86/278/EEC
Article 10 – paragraph 1 – point e

Text proposed by the Commission

(e) any other information with regard to the transposition and implementation of this Directive provided by the Member States to the Commission pursuant to Article 17.

Amendment 14

Proposal for a regulation
Article 1 – paragraph 1 – point 1
Directive 86/278/EEC
Article 10 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Spatial data services as defined in Article Spatial data services shall be used to
3(4) of Directive 2007/2/EC of the European Parliament and of the Council shall be used to present the spatial data sets included in the information registered in those records.

**Amendment 15**

Proposal for a regulation  
Article 1 – paragraph 1 – point 1  
Directive 86/278/EEC  
Article 10 – paragraph 2 – subparagraph 1

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<td>The records referred to in paragraph 1 shall be made available to the public for each calendar year, within three months of the end of the relevant calendar year, in a consolidated format as laid down in the Annex to Commission Decision 94/741/EC** or another format provided pursuant to Article 17.</td>
<td>The records referred to in paragraph 1 shall be made available and easily accessible to the public for each calendar year, within three months of the end of the relevant calendar year, in a consolidated format as laid down in the Annex to Commission Decision 94/741/EC** or another format provided pursuant to Article 17.</td>
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**Amendment 16**

Proposal for a regulation  
Article 1 – paragraph 1 – point 1  
Directive 86/278/EEC  
Article 10 – paragraph 3

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<td>3. Information on the methods of treatment and the results of the analyses shall be released upon request to the competent authorities.</td>
<td>3. Information on the methods of treatment and the results of the analyses shall be released to the competent authorities.</td>
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**Amendment 50**

Proposal for a regulation  
Article 1 – paragraph 1 – point 2  
Directive 86/278/EEC  
Article 17

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<td>The Commission is empowered to lay</td>
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down, by means of an implementing act, a format in accordance with which Member States are to provide information on the implementation of Directive 86/278/EEC as required by Article 10 of this Directive. That implementing act shall be adopted in accordance with the examination procedure referred to in Article 15(2). The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to Articles 10 and 17.

Amendment 17
Proposal for a regulation
Article 2 – paragraph 1 – point 4
Directive 2002/49/EC
Article 10 – paragraph 2

Text proposed by the Commission

2. The Member States shall ensure that the information from strategic noise maps and summaries of the action plans as referred to in Annex VI are sent to the Commission within six months of the dates laid down in Articles 7 and 8 respectively. For that purpose, Member States shall only report the information electronically to the data repository to be established in accordance with the regulatory procedure with scrutiny referred to in Article 13(3).

In case a Member State wants to update information, it shall describe the differences between the updated and original information and the reasons for the update when making the updated information available to the data repository.

Amendment

2. The Member States shall ensure that the information from strategic noise maps and summaries of the action plans as referred to in Annex VI are sent to the Commission within six months of the dates laid down in Articles 7 and 8 respectively. For that purpose, Member States shall only report the information electronically to a mandatory data repository. In case a Member State wants to update information, it shall describe the differences between the updated and original information and the reasons for the update when making the updated information available to the data repository.
Amendment 18

Proposal for a regulation
Article 2 – paragraph 1 – point 4 a (new)
Directive 2002/49/EC
Article 10 – paragraph 2 a (new)

Text proposed by the Commission

4a. In Article 10, after paragraph 2, the following paragraph is inserted:

“2a. The Commission shall adopt delegated acts in accordance with Article 12a to supplement this Directive concerning the setting up of the mandatory data repository referred to in paragraph 2, and the detailed rules of the digital information exchange mechanism to share the information from the strategic noise maps and summaries of action plans.”.

Amendment 19

Proposal for a regulation
Article 2 – paragraph 1 – point 4 b (new)
Directive 2002/49/EC
Article 12 a (new)

Text proposed by the Commission

4b. The following Article is added:

“Article 12a

Exercise of the delegation

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.

2. The power to adopt delegated acts referred to in Article 10(2a) shall be conferred on the Commission for a period five years from... [date of entry into force of this Regulation]. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year
period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.

3. The delegation of power referred to in Article 10(2a) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making*.

5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.

6. A delegated act adopted pursuant to Article 10(2a) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

* OJ L 123, 12.5.2016, p. 1.”. 
Amendment 20
Proposal for a regulation
Article 2 – paragraph 1 – point 5
Directive 2002/49/EC
Annex VI – point 3

Text proposed by the Commission

5. Annex VI point 3 is replaced by the following:

3. Information exchange mechanism

The Commission, assisted by the European Environment Agency, shall develop a mandatory digital information exchange mechanism to share the information from the strategic noise maps and summaries of action plans, as referred to in Article 10 (2) in accordance with the regulatory procedure with scrutiny referred to in Article 13(3).

Amendment 21
Proposal for a regulation
Article 3 – paragraph 1 – point -1 (new)
Directive 2004/35/EC
Article 2 – paragraph 1 – point 16 a (new)

Text proposed by the Commission

-1. In Article 2, the following point is added:

“16a. ‘spatial data services’ means the operations which may be performed, by invoking a computer application, on the spatial data contained in spatial data sets or on the related metadata as defined in Directive 2007/2/EC of the European Parliament and of the Council*;”

Amendment 22

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 1

Text proposed by the Commission

Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public in an open data format online, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council*. For each incident, the information listed in Annex VI of this Directive shall be provided as a minimum.

Amendment

I. Member States shall ensure that adequate and up-to-date information, at least on imminent threats of damage is available to the public and to the Commission in an open data format online, in accordance with Annex VI of this Directive and with Article 7(4) of Directive 2003/4/EC of the European Parliament and of the Council*. For each incident, the information listed in Annex VI of this Directive shall be provided as a minimum.

Amendment 23

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 1 a (new)

Text proposed by the Commission

1a. The Commission shall adopt a delegated act in accordance with Article 18a to amend Annex VI to this Directive concerning the detailed criteria according to which the scale and type of the environmental damage shall be classified.

Amendment


Amendment 24

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 2
2. Spatial data services as defined in Article 3(4) of Directive 2007/2/EC of the European Parliament and of the Council** shall be used to present the spatial data sets, such as the spatial location of incidents, included in the information referred to in paragraph 1 of this Article.

Amendment 25
Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 3

3. The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to paragraph 1.

Amendment 26
Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 4 – introductory part

4. The Commission shall, at regular intervals, carry out an evaluation of this Directive. The evaluation shall be based, inter alia, on the following elements:

Amendment
2. Spatial data services shall be used to present the spatial data sets, such as the spatial location of incidents, included in the information referred to in paragraph 1 of this Article.

3. The Commission services shall publish a Union-wide overview including maps on the basis of the data made available by the Member States pursuant to paragraph 1 and update it regularly.

4. The Commission shall, no later than 1 January 2022 and at least every five years thereafter, carry out an evaluation of this Directive and of its implementation. The evaluation shall be made publicly available and be based, inter alia, on the following elements:
Amendment 27

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 4 – point b a (new)

Text proposed by the Commission

(ba) an analysis of the developments and relevant changes in the Member States.

Amendment 28

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 4 a (new)

Text proposed by the Commission

4a. The Commission shall within due course inform the European Parliament and the Council on the results of the evaluation referred to in paragraph 4 and, if necessary, present appropriate legislative proposals.

Amendment 29

Proposal for a regulation
Article 3 – paragraph 1 – point 2
Directive 2004/35/EC
Article 18 – paragraph 4 b (new)

Text proposed by the Commission

4b. The evaluation referred to in paragraph 4 shall also consider the extension of the definition of 'environmental damage' as defined in Article 2(1), and of the scope of this Directive to include damages to human health, in order to also include damages to the air which can have significant
Amendment 30

Proposal for a regulation
Article 3 – paragraph 1 – point 2 a (new)
Directive 2004/35/EC
Article 18 a (new)

Text proposed by the Commission

Amendment

2a. The following Article is inserted:

"Article 18a

Exercise of the delegation

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.

2. The power to adopt delegated acts referred to in Article 18(1a) shall be conferred on the Commission for an indeterminate period from ... [date of entry into force of this Regulation].

3. The delegation of power referred to in Article 18(1a) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.

4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making*.

5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council
6. A delegated act adopted pursuant to Article 18(1a) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and to the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council."

* OJ L 123, 12.5.2016, p. 1.”

Amendment 31
Proposal for a regulation
Article 3 – paragraph 1 – point 3
Directive 2004/35/EC
Annex VI – paragraph 1 – introductory part

Text proposed by the Commission

The information referred to in Article 18(1) shall refer to emissions, events or incidents causing environmental damage or imminent threat of damage, with the following information and data for each instance:

Amendment

The information referred to in Article 18(1) shall include a list of emissions, events or incidents causing environmental damage or imminent threat of damage, with the following information and data for each instance:

Amendment 32
Proposal for a regulation
Article 3 – paragraph 1 – point 3
Directive 2004/35/EC
Annex VI – point 7 – point c a (new)

Text proposed by the Commission

(ca) relevant judicial proceedings;

Amendment

Amendment 33
Proposal for a regulation
Article 4 – paragraph 1 – point 1 – point a (new)
Directive 2007/2/EC
Article 21 – paragraph 2 – point c a (new)

Text proposed by the Commission

Amendment

(aa) in paragraph 2, the following point is inserted:

“(ca) an analysis of the development of the infrastructure for INSPIRE in the Member States;”;

Amendment 34

Proposal for a regulation
Article 4 – paragraph 1 – point 2
Directive 2007/2/EC
Article 23 – paragraph 2 – introductory part

Text proposed by the Commission

Amendment

The Commission shall, at regular intervals, carry out an evaluation of this Directive. The evaluation shall be based, inter alia, on the following elements:

The Commission shall, no later than 1 January 2022 and at least every five years thereafter, carry out an evaluation of this Directive and of its implementation, and make it publicly available. The evaluation shall be based, inter alia, on the following elements:

Amendment 35

Proposal for a regulation
Article 4 – paragraph 1 – point 2
Directive 2007/2/EC
Article 23 – paragraph 2 a (new)

Text proposed by the Commission

Amendment

The Commission shall within due course inform the European Parliament and the Council on the results of the evaluation referred to in the second paragraph and, if necessary, present appropriate legislative proposals.
Amendment 36

Proposal for a regulation
Article 5 – paragraph 1 – point 1
Directive 2009/147/EC
Article 12 – paragraph 1

Text proposed by the Commission

1. Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. This report shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.

Amendment

1. Member States shall forward to the Commission every six years, at the same time as the report drawn up pursuant to Article 17 of Council Directive 92/43/EEC*, a report on the implementation of the measures taken under this Directive and the main impacts of these measures. That report shall be made accessible to the public and shall include in particular information concerning the status and trends of wild bird species protected by this Directive, the threats and pressures on them, the conservation measures taken for them and the contribution of the network of Special Protection Areas to the objectives laid out in Article 2 of this Directive.

Amendment 37

Proposal for a regulation
Article 5 – paragraph 1 – point 2
Directive 2009/147/EC
Article 12 – paragraph 2 – sentence 1

Text proposed by the Commission

2. The Commission, assisted by the European Environment Agency, shall prepare every six years a composite report based on the information referred to in paragraph 1.

Amendment

2. The Commission, assisted by the European Environment Agency, shall prepare and publish, every six years, a composite report based on the information referred to in paragraph 1.
Amendment 38
Proposal for a regulation
Article 6 – paragraph 1 – point 2 – point a
Directive 2010/63/EU
Article 54 – paragraph 1 – subparagraph 3

Text proposed by the Commission

The Commission services shall publish a Union overview on the basis of the data submitted by the Member States.

Amendment

No later than 6 months after the submission by the Member States of the data referred to in the second subparagraph, the Commission services shall publish and regularly update a Union overview on the basis of that data.

Amendment 39
Proposal for a regulation
Article 6 – paragraph 1 – point 2 – point b
Directive 2010/63/EU
Article 54 – paragraph 4

Text proposed by the Commission

4. The Commission shall establish a common format and information content for submitting the information referred to in paragraphs 1, 2 and 3 in accordance with the regulatory procedure referred to in Article 56(3).

Amendment

4. The Commission shall establish a common format and information content for submitting the information referred to in paragraphs 1, 2 and 3 in accordance with the examination procedure referred to in Article 56(3).

Amendment 40
Proposal for a regulation
Article 6 – paragraph 1 – point 2 a (new)
Directive 2010/63/EU
Article 56 – paragraph 3

Present text

3. Where reference is made to this paragraph, Articles 5 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

Amendment

2a. In Article 56, paragraph 3 is replaced by the following:

"3. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.";
Amendment 43

Proposal for a regulation
Article 7 – paragraph 1 – point 2
Regulation (EC) No 166/2006
Article 7 – paragraph 2

Text proposed by the Commission

2. Member States shall provide, each year, to the Commission by electronic transfer a report containing all the data referred to in Article 5(1) and (2) in a format and by a date to be established by the Commission by means of implementing acts in accordance with the procedure referred to in Article 19(2). The reporting date shall be, in any case, no later than 9 months after the end of the reporting year.

Amendment

2. No later than 31 March every year, Member States shall provide to the Commission by electronic transfer a report containing all the data referred to in Article 5(1) and (2) in a format to be established by the Commission by means of implementing acts in accordance with the procedure referred to in Article 19(2). The reporting date shall be, in any case, no later than 9 months after the end of the reporting year.

Amendment 44

Proposal for a regulation
Article 8 – paragraph 1
Regulation (EU) No 995/2010
Article 20 – paragraph 1

Text proposed by the Commission

1. Member States shall make available to the public and the Commission, by 30 April of each year information on the application of this Regulation during the previous calendar year. The Commission may establish, by means of implementing acts, the format and procedure for Member States to make available such information. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 18(2).

Amendment

1. Member States shall make available to the public and the Commission, at the latest by 30 April of each year information on the application of this Regulation during the previous calendar year. The Commission may establish, by means of implementing acts, the format and procedure for Member States to make available such information. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 18(2).

Amendment 45

Proposal for a regulation
Article 8 – paragraph 1
Regulation 995/2010/EU
Article 20 – paragraph 3

Text proposed by the Commission

3. By 3 December 2015 and every six years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

Amendment

3. By 3 December 2021 and every five years thereafter, the Commission shall, on the basis of information on and experience with the application of this Regulation, review the functioning and effectiveness of this Regulation, including in preventing illegally harvested timber or timber products derived from such timber being placed on the market. It shall in particular consider the administrative consequences for small and medium-sized enterprises and product coverage. The Commission shall report to the European Parliament and to the Council on the results of the review and accompany such reports, if necessary, by appropriate legislative proposals.

Amendment 46

Proposal for a regulation
Article 9 – paragraph 1 – point 1
Regulation (EC) No 2173/2005
Article 8 – paragraph 1

Text proposed by the Commission

1. Member States shall make available to the public and the Commission, by 30 April of each year, information on the application of this Regulation during the previous calendar year.

Amendment

1. Member States shall make available to the public and the Commission, at the latest by 30 April of each year, information on the application of this Regulation during the previous calendar year.

Amendment 47

Proposal for a regulation
Article 9 – paragraph 1 – point 2
Regulation (EC) No 2173/2005
Article 9 – paragraph 1

Text proposed by the Commission

By December 2021 and every 6 years thereafter, the Commission shall, on the basis of information on and experience

Amendment

By December 2021 and every 5 years thereafter, the Commission shall, on the basis of information on and experience
with the application of this Regulation, review the functioning and effectiveness of this Regulation. In doing so it **should take into account** the progress on implementation of the voluntary Partnership Agreements. The Commission shall report to the European Parliament and to the Council on the result of the review and accompany such reports where appropriate, by proposals for improvement of the FLEGT licensing scheme.

Amendment 48

Proposal for a regulation
Article 10 – paragraph 1 – point 1
Regulation (EC) No 338/97
Article 15 – paragraph 4 – point c

*Text proposed by the Commission*

(c) Without prejudice to Article 20, the management authorities of the Member States shall, one year before each meeting of the Conference of the Parties to the Convention, communicate to the Commission all the information relating to the relevant preceding period required for drawing up the reports referred to in Article VIII.7 (b) of the Convention and equivalent information on the provisions of this Regulation that fall outside the scope of the Convention. The **information to be communicated and the format for its presentation** shall be specified by the Commission in accordance with the **regulatory procedure referred to in Article 18(2).**

Amendment

(c) Without prejudice to Article 20, the management authorities of the Member States shall, one year before each meeting of the Conference of the Parties to the Convention, communicate to the Commission all the information relating to the relevant preceding period required for drawing up the reports referred to in Article VIII.7 (b) of the Convention and equivalent information on the provisions of this Regulation that fall outside the scope of the Convention. The format for its presentation shall be specified by the Commission in accordance with the examination procedure referred to in Article 18(2).

Amendment 49

Proposal for a regulation
Article 10 – paragraph 1 a (new)
Regulation (EC) No 338/97
Article 18 – paragraph 2

*Present text*

(c) With the application of this Regulation, review the functioning and effectiveness of this Regulation. In doing so it **shall take into account** the progress on implementation of the voluntary Partnership Agreements **into account.** The Commission shall report to the European Parliament and to the Council on the result of the review **every 5 years** and accompany such reports where appropriate, by proposals for improvement of the FLEGT licensing scheme.
2. Where reference is made to this Article, Articles 5 and 7 of Decision 1999/468/EC shall apply, having regard to the provisions of Article 8 thereof.

The period laid down in Article 5(6) of Decision 1999/468/EC shall be set at three months. As regards the Committee's tasks referred to in points 1 and 2 of Article 19, if, on the expiry of a period of three months from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

In Article 18, paragraph 2 is replaced by the following:

"2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply."