

EUROPEAN PARLIAMENT

2004



2009

Committee on the Environment, Public Health and Food Safety

30.1.2006

PE 367.971v01-00

AMENDMENTS 18-36

Draft opinion

(PE 367.656v01-00)

Jiří Maštálka

Proposal for a regulation of the European Parliament and of the Council on the European Monitoring Centre for Drugs and Drug Addiction

Proposal for a regulation (COM(2005)0399 – C6-0256/2005 – 2005/0166(COD))

Text proposed by the Commission

Amendments by Parliament

Amendment by Urszula Krupa

Amendment 18
Recital 3

(3) Objective, reliable and comparable information concerning drugs, drug addiction and their consequences is **required** at Community level to help provide the Community and the Member States with an overall view and thus give them added value when, in their respective areas of competence, they take measures or decide on action to combat drugs.

(3) ***Given the growing number of people who are coming into contact with drugs of all kinds,*** objective, reliable and comparable information concerning drugs, drug addiction and their consequences is ***becoming essential*** at Community level, to help provide the Community and the Member States with an overall view and thus give them added value when, in their respective areas of competence, they take measures or decide on action to combat drugs.

Or. pl

Justification

The European Union is currently unable to cope with the problem of the increasing number of

AM\599453EN.doc

PE 367.971v01-00

people, including young people, who are taking drugs. There is therefore an urgent need for swifter exchange of information covering the problem as a whole, i.e. both drug taking and combating dependency.

Amendment by Frederika Brepoels, Thomas Ulmer

Amendment 19
Recital 7 a (new)

(7a) It should be one of the Centre's tasks to provide information on and facilitate the exchange of "best practice" in the Member States.

Or. en

Justification

It's not the task of the centre to evaluate the policies of the different member States. The Centre should nevertheless provide information and facilitate the exchange of "best practise" in the Member States.

Amendment by Thomas Ulmer

Amendment 20
Recital 9

(9) It is desirable for the Commission to be able to entrust the EMCDDA directly with the implementation of Community structural assistance projects relating to drug information systems in ***non-Community countries such as*** the candidate countries or the countries of the western Balkans which have been authorised by the European Council to participate in Community programmes and agencies.

(9) It is desirable for the Commission to be able to entrust the EMCDDA directly with the implementation of Community structural assistance projects relating to drug information systems in the candidate countries or the countries of the western Balkans which have been authorised by the European Council to participate in Community programmes and agencies.

Or. de

Justification

Structural assistance projects should continue to be confined to the candidate countries and the countries of the western Balkans.

Amendment by Thomas Ulmer

Amendment 21
Recital 10

(10) The information compiled by the Centre will concern priority areas whose content, scope and implementing arrangements **should** be defined.

(10) The information compiled by the Centre will concern, **as a matter of** priority, **those** areas whose content, scope and implementing arrangements **have yet to** be defined.

Or. de

Amendment by Thomas Ulmer

Amendment 22
Recital 11

(11) There already exist national, European and international organizations and bodies supplying information of this kind, and the Centre **should** be able to carry out its tasks in close cooperation with them.

(11) There already exist national, European and international organizations and bodies supplying information of this kind, and the Centre **must** be able to carry out its tasks in close cooperation with them.

Or. de

Amendment by Urszula Krupa

Amendment 23
Recital 11

(11) There already exist national, European and international organizations and bodies supplying information of this kind, and the Centre should be able to carry out its tasks in close cooperation with them.

(11) There already exist national **(governmental and non-governmental)**, European and international organizations and bodies supplying information of this kind, and the Centre should be able to carry out its tasks in close cooperation with them.

Or. pl

Justification

Non-governmental organisations are already doing an extremely good job in many countries. It is therefore important for the centre to obtain information from such organisations.

Amendment by Thomas Ulmer

Amendment 24

Recital 16

(16) In order to ensure that the European Parliament is well informed of the state of the drugs phenomenon in the European Union, it must *be able* to question the Centre's Director.

(16) In order to ensure that the European Parliament is well informed of the state of the drugs phenomenon in the European Union, it must *have the right* to question the Centre's Director.

Or. de

Amendment by Urszula Krupa

Amendment 25

Article 1, paragraph 2

2. The Centre's objective is to provide, in the areas referred to in Article 3, the Community and its Member States with objective, reliable and comparable information at European level concerning drugs and drug addiction and their consequences.

2. The Centre's objective is to provide, in the areas referred to in Article 3, the Community and its Member States with *factual*, objective, reliable and comparable information at European level concerning drugs and drug addiction and their consequences.

Or. pl

Justification

The information supplied by the centre must be factual and to the point, so as to ensure that the centre provides only relevant assistance to governments, institutions and organisations.

Amendment by Thomas Ulmer

Amendment 26

Article 1, paragraph 3

3. The statistical, documentary and technical information processed or produced is intended to help provide the Community and the Member States with an overall view of the drug and drug addiction situation when, in their respective areas of competence, they take measures or decide on action. The

3. The statistical, documentary and technical information processed or produced is intended to help provide the Community and the Member States with an overall view of the drug and drug addiction situation when, in their respective areas of competence, they take measures or decide on action. The

statistical element of this information shall be developed, in collaboration with the relevant statistical authorities, using as necessary the Community Statistical Programme to promote synergy and avoid duplication.

statistical element of this information shall be developed, in collaboration with the relevant statistical authorities, using as necessary the Community Statistical Programme to promote synergy and avoid duplication. ***Account must be taken of further WHO and UN data available worldwide.***

Or. de

Justification

To avoid duplication.

Amendment by Thomas Ulmer

Amendment 27
Article 1, paragraph 5

5. The Centre shall not collect any data making it possible to identify individuals or small groups of individuals. It shall refrain from any transmission of information relating to specific named cases.

5. The Centre shall not collect any data making it possible to identify individuals or small groups of individuals. It shall refrain from any transmission of information relating to specific named cases ***unless criminal offences have been committed.***

Or. de

Justification

It would be unacceptable for information of crucial importance for investigating a criminal offence to be available, but withheld.

Amendment by Frederika Brepoels, Thomas Ulmer

Amendment 28
Article 2, point (a) (i)

(i) collecting , registering and analysing information, including data resulting from research, communicated by Member States as well as that emanating from Community, non-governmental national sources and competent international organizations; this collection, registration and analysis work shall also cover data on emerging trends in poly-drug use, including the combined use of licit and illicit psychoactive substances;

(i) collecting , registering and analysing information, including data resulting from research, communicated by Member States as well as that emanating from Community, non-governmental national sources and competent international organizations; this collection, registration and analysis work shall also cover data on emerging trends in poly-drug use, including the combined use of licit and illicit psychoactive substances, ***providing information on and facilitating the exchange of "best practice" in the Member States;***

Or. en

Justification

It's not the task of the centre to evaluate the policies of the different member States. The Centre should nevertheless provide information and facilitate the exchange of "best practice" in the Member States.

Amendment by Urszula Krupa

Amendment 29
Article 2, point (a) (i)

(i) collecting, registering and analysing information, including data resulting from research, communicated by Member States as well as that emanating from Community, non-governmental national sources and competent international organizations; this collection, registration and analysis work shall also cover data on emerging trends in poly drug use, including the combined use of licit and illicit psychoactive substances;

(i) collecting, registering and analysing information, including data resulting from research, communicated by Member States as well as that emanating from Community, non-governmental national sources and competent international organizations; this collection, registration and analysis work shall also cover data on emerging trends in poly drug use ***and the use of dependency-forming substances such as alcopops and anabolic steroids***, including the combined use of licit and illicit psychoactive substances;

Or. pl

Justification

At the moment, we are having to tackle the combined problem of the large number of drugs already available and the emergence of new, stronger and more dangerous substances, including some alcoholic drinks. The collection and registration of data should therefore reflect the realities of the situation with which we are faced.

Amendment by Thomas Ulmer

Amendment 30
Article 2, point (d a) (new)

(da) Information obligations

The Centre shall be obliged, if it recognises new developments and changing trends, to inform the competent authorities of the Member States.

Or. de

Justification

It must be clear that the Centre must operate proactively and flag up dangers on its own initiative.

Amendment by Thomas Ulmer

Amendment 31

Article 9, paragraph 1, subparagraphs 1 and 2

1. The Centre shall have a management board consisting of ***one representative from each Member State***, two representatives from the Commission, two independent experts particularly knowledgeable in the field of drugs, designated by the European Parliament, ***as well as one representative from each country which has concluded an agreement pursuant to Article 21 of this Regulation***.

Each member of the management board shall have one vote, ***except for the representatives of the countries which have concluded agreements pursuant to Article 21 of this Regulation which don't have the right to vote***.

1. The Centre shall have a management board consisting of ***two representatives of the Member States***, two representatives from the Commission ***and*** two independent experts particularly knowledgeable in the field of drugs, designated by the European Parliament.

Each member of the management board shall have one vote.

Or. de

Justification

The Management Board must be a small, lean and powerful body.

Amendment by Thomas Ulmer

Amendment 32

Article 9, paragraph 3

(3) The meetings of the Management Board shall be convened by its chairperson. It shall hold an ordinary meeting at least ***once*** a year. The Director shall take part in the meetings of the Management Board, without voting rights, and shall provide the Secretariat.

(3) The meetings of the Management Board shall be convened by its chairperson. It shall hold an ordinary meeting at least ***twice*** a year ***and whenever necessary***. The Director shall take part in the meetings of the Management Board, without voting rights, and shall provide the Secretariat.

Or. de

Justification

The Management Board must be a small, lean and powerful body.

Article 10

deleted

Executive Committee

1. The Management Board shall be assisted by an Executive Committee. The Executive Committee shall be made up of the Chairperson and the Vice Chairperson of the Management Board and two Commission representatives. The Director shall take part in its meetings, without voting rights.

2. The Executive Committee shall meet at least twice a year and whenever necessary to prepare the decisions of the Management Board and to assist and advise the Director. It shall decide on behalf of the Management Board on the matters foreseen in the EMCDDA financial regulation which are not reserved to the Management Board by this Regulation. It shall adopt its decisions simple majority.

Or. de

Justification

The Management Board and Executive Committee must be merged in order to slim down the administration.

Amendment by Frederika Brepoels, Thomas Ulmer

Amendment 34

Article 11, paragraph 1, subparagraph 1

1. The Centre shall be headed by a Director appointed by the management board on a proposal from the Commission for a five-year period, which on a proposal from the Commission and after evaluation, may be extended once for a period of not more than five years.

1. The Centre shall be headed by a Director appointed by the management board on a proposal from the Commission for a five-year period, which on a proposal from the Commission and after evaluation, may be extended once for a period of not more than five years. ***The Commission proposal shall consist of a list of the best ranked candidates, selected by the Commission after an open competition.***

Or. en

Justification

By adding this sentence, it's clear that the Commission has to draw up a list of the best ranked candidates. It's up to the management board to appoint the director.

Amendment by Thomas Ulmer

Amendment 35

Article 15, paragraph 9

9. The European Parliament, on a recommendation from the Council acting by a qualified majority, shall, before 30 April of year *N* + 2, give a discharge to the Director in respect of the implementation of the budget for year *N*.

9. The European Parliament, on a recommendation from the Council acting by a qualified majority, shall, before 30 April of year *N* + 1, give a discharge to the Director in respect of the implementation of the budget for year *N*.

Or. de

Justification

In what is a relatively small agency, it must be possible to audit the budget within a year.

Amendment by Frederika Brepoels, Thomas Ulmer

Amendment 36

Annex 1, point A (2)

(2) monitoring the solutions applied to drug-related problems;

(2) monitoring the solutions applied to drug-related problems; ***providing information on and facilitating the exchange of "best practice" in the Member States.***

Or. en

Justification

It's not the task of the centre to evaluate the policies of the different member States. The Centre should nevertheless provide information and facilitate the exchange of "best practise" in the Member States.