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NOTE

from: General Secretariat of the Council
to: Delegations

Subject: Summary record of the meeting of the European Parliament **Committee on the Internal Market and Consumer Protection (IMCO)**, Brussels, 24 March 2015

- **IMCO held an initial discussion on the draft opinion "Emission limits and type-approval for internal combustion engines for non-road mobile machinery".**
- **IMCO discussed the amendments to the reports on "personal protective equipment" and "appliances burning gaseous fuels" as well as the amendments to the draft opinion on the single-member private limited liability companies dossier, which remains somewhat controversial.**
- **IMCO also adopted five draft opinions.**

The meeting was chaired by Ms FORD (ECR, UK).

1. Update on trilogues and events

The Chair reported on the first trilogue on the single market telecom package, which was taking place one year after the EP adopted its first reading. The trilogue focused on some of the most challenging issues and the EP rapporteur put special emphasis on roaming and net neutrality. The Chair regretted that the Council had not proposed any wording on the spectrum issue and reported

that the Council Presidency had explained that, due to the absence of a majority in the Council on the issue, the Presidency would focus instead on other aspects.

2. **Single-member private limited liability companies**

- Rapporteur for the opinion: Marlene Mizzi (S&D, MT)
- Responsible: JURI - Luis de Grandes Pascual (EPP, ES)
- Consideration of amendments

The rapporteur said that the many amendments reflected the divergence of views on how to achieve the aim of creating jobs. She stressed that the official S&D group position was that the Commission proposal should be rejected, but she was nevertheless confident that compromises could be reached. The Greens/EFA coordinator, Mr DURAND (FR), said that his group supported rejecting the Commission proposal. However, the EPP, ALDE and ECR shadow rapporteurs (Mr ŠTEFANEK (SK), Mr GUOGA (LT) and Mr DALTON (UK) respectively) reiterated their well-known support for the Commission proposal, although the EPP and ECR speakers indicated their willingness to find compromises with the rapporteur.

3. **Emission limits and type-approval for internal combustion engines for non-road mobile machinery**

- Rapporteur for the opinion: Jiří POSPÍŠIL (EPP, CZ)
- Responsible: ENVI - Elisabetta GARDINI (EPP)
- Consideration of draft opinion
- Deadline for tabling amendments: 14 April 2015

The rapporteur briefly summarised the Commission proposal and outlined the three main priorities of his draft opinion: extending the scope to replacement engines, ensuring environmental protection/air quality and aiming at the easiest possible implementation by manufacturers. The S&D and ECR shadow rapporteurs (Ms GRAPINI (RO) and Mr DALTON (UK)) both supported the extension of the scope. Ms GRAPINI was however opposed to the deletion of the provisions relating to the certificate of conformity and to the accredited in-house technical services of the manufacturer. Mr DALTON felt that some air quality norms were too ambitious and he welcomed the extension of deadlines for category NRE engines.

The committee would consider the tabled amendments at its meeting on 6/7 May. It would then consider compromise amendments on 22 June and vote on 23 June.

4. Appliances burning gaseous fuels

- Rapporteur: Catherine STIHLER (S&D, UK)
- Responsible: IMCO
- Consideration of amendments

The rapporteur said that most of the 23 amendments tabled by colleagues could be subject to compromise amendments. The EPP, ECR and ALDE shadow rapporteurs (Mr BUŞOI (RO), Mr DALTON (UK) and Ms CHARANZOVÁ (CZ)) then presented some of their amendments, echoing the positions they had expressed in the past. Mr BUŞOI and Mr DALTON stressed that carbon monoxide poisoning was not the only possible risk. The Commission said that it had problems with the proposed definitions and the supply pressure provisions.

The committee would consider the compromise amendments on 20 April and then vote on 23 April with a view to the negotiations to be started in May.

5. Personal protective equipment (PPE) (IMCO/8/00401)

- Rapporteur: Vicky FORD (ECR, UK)
- Responsible: IMCO
- Consideration of amendments

The rapporteur believed that there was consensus among members on a number of issues. She announced her intention to present compromise amendments during the course of this week on the scope, the validity period for type certificates as well as correct categorisation of items. However, she expressed concerns about some amendments, relating for instance to manufacturers' instructions, market surveillance, the precautionary principle, information about the manufacturer, etc. The EPP shadow rapporteur, Mr ARIMONT (BE), agreed that on many issues compromises could be possible, in particular as regards the scope and the validity period. The S&D shadow rapporteur (Ms WESTPHAL (DE)) reiterated that her group had rather different views on this

dossier and supported the Commission proposal. She was in favour of applying the five-year validity period without exemption. ALDE shadow rapporteur, Mr ROCHEFORT (FR) (replaced by Ms CHARANZOVÁ (CZ)), said that the intention was to modernise/simplify the existing system. Therefore PPE for private use exposed to minor risks could be excluded, the EC declaration of conformity could be made available by different means and the validity time limit should be defined, albeit with a simplified review procedure in some cases.

The committee would consider the compromise amendments on 20 April and then vote on 23 April with a view to the negotiations to be started in May.

VOTES:

6. Towards a renewed consensus on the enforcement of Intellectual Property Rights: An EU Action Plan

- Rapporteur for the opinion: Catherine STIHLER (S&D, UK)
- Responsible: JURI - Pavel SVOBODA (EPP, CZ)
- Adoption of draft opinion

The committee adopted the opinion as amended by 33 votes in favour, one vote against and three abstentions.

7. The implementation of Directive 2001/29/EC of the European Parliament and of the Council of 22 May 2001 on the harmonisation of certain aspects of copyright and related rights in the information society

- Rapporteur for the opinion: Catherine STIHLER (S&D, UK)
- Responsible: JURI - Julia REDA (Greens/EFA, DE)
- Adoption of draft opinion

The committee adopted the opinion as amended by 34 votes in favour, two votes against and two abstentions.

8. Recommendations to the European Commission on the negotiations for the Transatlantic Trade and Investment Partnership (TTIP)

- Rapporteur for the opinion: Dita CHARANZOVÁ (ALDE, CZ)
- Responsible: INTA - Bernd LANGE (S&D, DE)
- Adoption of draft opinion

The committee adopted the opinion as amended by 20 votes in favour, 18 votes against and one abstention. The S&D coordinator, Ms GEBHARDT (DE), explained that since some red lines had been crossed, her group did not support the opinion.

9. Protection of undisclosed know-how and business information (trade secrets) against their unlawful acquisition, use and disclosure

- Rapporteur for the opinion: Lara COMI (EPP, IT)
- Responsible: JURI - Constance LE GRIP (EPP, FR)
- Adoption of draft opinion

The committee adopted the opinion as amended by 27 votes in favour, 4 votes against and 7 abstentions.

10. European Fund for Strategic Investments

- Rapporteur for the opinion: Pascal DURAND (Greens/EFA, FR)
- Responsible: BUDG/ECON - José Manuel FERNANDES (EPP, PT)/
Udo BULLMANN (S&D, DE)
- Adoption of draft opinion

The committee adopted the opinion as amended by 30 votes in favour, 6 votes against and 2 abstentions.

11. Next meeting

- 20 April 2015, 15.00 – 18.30 (Brussels)