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INFORMATION NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

Subject: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on electronic freight transport information

- Outcome of the European Parliament's first reading,
(Strasbourg, 11 to 14 March 2019)

I. INTRODUCTION

The rapporteur, Claudia SCHMIDT (EPP, AT), presented a report on the proposal for a Regulation on behalf of the Committee on Transport and Tourism. The report contained fifty five amendments (amendments 1-55) to the proposal. No other amendments were tabled.

II. VOTE

When it voted on 12 March 2019, the plenary adopted in a single vote procedure these amendments (amendments 1-55) to the proposal for a Regulation.

The Commission's proposal as thus amended constitutes the Parliament's first-reading position which is contained in its legislative resolution as set out in the Annex hereto¹.

¹ The version of the Parliament's position in the legislative resolution has been marked up to indicate the changes made by the amendments to the Commission's proposal. Additions to the Commission's text are highlighted in ***bold and italics***. The symbol "■" indicates deleted text.

Electronic freight transport information *I**

European Parliament legislative resolution of 12 March 2019 on the proposal for a regulation of the European Parliament and of the Council on electronic freight transport information (COM(2018)0279 – C8-0191/2018 – 2018/0140(COD))

(Ordinary legislative procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to Parliament and the Council (COM(2018)0279),
 - having regard to Article 294(2) and Articles 91, 100(2) and 192(1) of the Treaty on the Functioning of the European Union, pursuant to which the Commission submitted the proposal to Parliament (C8-0191/2018),
 - having regard to Article 294(3) of the Treaty on the Functioning of the European Union,
 - having regard to the opinion of the European Economic and Social Committee of 17 October 2018²
 - after consulting the European Committee of the Regions
 - having regard to Rules 59 of its Rules of Procedure,
 - having regard to the report of the Committee on Transport and Tourism (A8-0060/2019),
1. Adopts its position at first reading hereinafter set out;
 2. Calls on the Commission to refer the matter to Parliament again if it replaces, substantially amends or intends to substantially amend its proposal;
 3. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

² *OJ C 62, 15.2.2019, p. 265.*

Amendment 1

Proposal for a regulation

Recital 1

Text proposed by the Commission

(1) The efficiency of freight transport and logistics is vital for the competitiveness of the Union economy, the functioning of the internal market and the social and economic cohesion of all regions of the Union.

Amendment

(1) The efficiency of freight transport and logistics is vital for the **growth and** competitiveness of the Union economy, the functioning of the internal market and the social and economic cohesion of all regions of the Union.

Amendment 2

Proposal for a regulation

Recital 1 a (new)

Text proposed by the Commission

Amendment

(1a) The purpose of this Regulation is to reduce the costs of processing transport information between authorities and economic operators, to improve the enforcement capabilities of the authorities and to encourage the digitalisation of the freight transport and logistics.

Amendment 3

Proposal for a regulation

Recital 2

Text proposed by the Commission

(2) The movement of goods is accompanied by a large amount of information which is still exchanged in paper format, among businesses and

Amendment

(2) The movement of goods is accompanied by a large amount of information which is still exchanged in paper format, among businesses and

between businesses and the public authorities. The use of paper documents represents a significant administrative burden for logistic operators.

between businesses and the public authorities. The use of paper documents represents a significant administrative burden *and an additional cost* for logistic operators *and related industries (such as trade and manufacturing), in particular for SMEs, and has a negative impact on the environment.*

Amendment 4

Proposal for a regulation Recital 2 a (new)

Text proposed by the Commission

Amendment

(2a) Effective and efficient enforcement of the rules is a prerequisite for fair competition in the internal market. Further digitalisation of enforcement tools is essential in order to free up enforcement capacity, reduce unnecessary administrative burdens on international transport operators and in particular SMEs, better target high-risk transport operators and detect fraudulent practices. This digital, "smart" enforcement necessitates all relevant information to become paperless and be available for competent authorities in electronic form. Therefore, the use of electronic transport documents should in the future become the rule. Furthermore, in order to provide enforcement officials, including those performing roadside checks, with a clear and complete overview of the transport operators being checked, they should have direct and real-time access to all relevant information, so as to be able to detect infringements and abnormalities quicker and more efficiently.

Amendment 5

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) The absence of a uniform legal framework at Union level requiring public authorities to accept relevant freight transport information, required by legislation, in electronic form, is considered to be the main reason for the lack of progress towards the simplification and greater efficiency made possible by available electronic means. The lack of acceptance by public authorities of information in electronic form affects not only ease of communication between them and operators but, indirectly, also hampers the development of simplified business-to-business electronic communication across the Union.

Amendment

(3) The absence of a uniform legal framework at Union level requiring public authorities to accept relevant freight transport information, required by legislation, in electronic form, is considered to be the main reason for the lack of progress towards the simplification and greater efficiency made possible by available electronic means. The lack of acceptance by public authorities of information in electronic form affects not only ease of communication between them and operators but, indirectly, also hampers the development of simplified business-to-business electronic communication across the Union ***and will lead to an increase in administrative costs, especially for SMEs.***

Amendment 6

Proposal for a regulation
Recital 4

Text proposed by the Commission

(4) Some areas of Union transport law require competent authorities to accept digitised information, but this concerns by far not all relevant Union legislation. It should be possible to use electronic means to make regulatory information on freight transport available to the authorities throughout the territory of the Union and in respect of all relevant phases of transport operations conducted within the Union. Furthermore, that possibility should apply to all regulatory information, in all transport modes.

Amendment

(4) Some areas of Union transport law require competent authorities to accept digitised information, but this concerns by far not all relevant Union legislation. ***To reduce administrative burdens and to make controls and countering infringements more efficient,*** it should ***always*** be possible to use electronic means to make regulatory information on freight transport available to the authorities throughout the territory of the Union and in respect of all relevant phases of transport operations conducted within the Union. Furthermore, that possibility should apply to all regulatory information, in all transport modes. ***Member States should accept electronic transport documents in***

general, and ratify and apply the e-CMR protocol without delay. Therefore, authorities should communicate electronically with the economic operators concerned as regards regulatory information and make their own data digitally available, in line with applicable law.

Amendment 7

Proposal for a regulation Recital 5 a (new)

Text proposed by the Commission

Amendment

(5a) In order to reduce administrative burden and to free up scarce enforcement capacity, economic operators should be required to provide electronically regulatory information to Member States' competent authorities and Member States' competent authorities should communicate electronically with the economic operators concerned as regards the provision of regulatory information.

Amendment 8

Proposal for a regulation Recital 6

Text proposed by the Commission

Amendment

(6) Since this Regulation is only intended to facilitate the provision of information, specifically, by electronic means, it should not affect the provisions of Union or national law determining the content of regulatory information and, in particular, should not impose any additional regulatory information requirements. **While** this Regulation is

(6) Since this Regulation is only intended to facilitate **and encourage** the provision of information **between economic operators and administrative bodies**, specifically, by electronic means, it should not affect the provisions of Union or national law determining the content of regulatory information and, in particular, should not impose any additional

intended to allow compliance with regulatory information requirements through electronic means rather than by means of paper documents, it should not otherwise affect the relevant Union provisions on requirements regarding the documents to be used for the structured presentation of the information in question. The provisions of Union legislation on shipments of waste containing procedural requirements for the shipments should equally remain unaffected by this Regulation. This Regulation should also be without prejudice to the provisions on reporting obligations set out in Regulation (EU) No 952/2013 or in implementing or delegated acts adopted under its terms.

regulatory information requirements. **Since** this Regulation is intended to allow compliance with regulatory information requirements through electronic means rather than by means of paper documents, **it should enable the development of European Platforms in order to exchange and easily share the information.** It should not otherwise affect the relevant Union provisions on requirements regarding the documents to be used for the structured presentation of the information in question. The provisions of Union legislation on shipments of waste containing procedural requirements for the shipments should equally remain unaffected by this Regulation. This Regulation should also be without prejudice to the provisions on reporting obligations set out in Regulation (EU) No 952/2013 or in implementing or delegated acts adopted under its terms. **However, the Commission should assess if the provisions regarding the content of regulatory information requirements regarding the transport of goods on the territory of the Union need to be adapted in order to improve the enforcement capabilities of the competent authorities.**

Amendment 9

Proposal for a regulation Recital 9

Text proposed by the Commission

(9) In defining those specifications, due account should be taken of relevant data exchange specifications laid down in relevant Union law, and in relevant European and international standards for multimodal data exchange, as well as **of** the principles and recommendations set out in the European Interoperability Framework²⁷, which provides an approach to the delivery of European digital public services commonly agreed by the Member

Amendment

(9) In defining those specifications, due account should be taken of relevant data exchange specifications laid down in relevant Union law, and in relevant European and international standards for multimodal data exchange, **including the GDPR provisions. Investments made by economic operators and therefore already existing mode specific data models should also be taken into account**, as well as the principles and recommendations set out in

States. Due care should also be taken that these specifications remain technology neutral and open to innovative technologies.

the European Interoperability Framework²⁷, which provides an approach to the delivery of European digital public services commonly agreed by the Member States. ***Furthermore, the proper engagement of all relevant stakeholders is important in the development and preparation of those specifications.*** Due care should also be taken that these specifications remain technology neutral and open to innovative technologies.

²⁷ European Interoperability Framework – Implementation Strategy, Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions (COM(2017)0134).

²⁷ European Interoperability Framework – Implementation Strategy, Communication from the Commission to the European Parliament, the Council, the European Economic and Social Committee and the Committee of the Regions (COM(2017)0134).

Amendment 10

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) To build the confidence of both the Member States authorities and the economic operators as regards the compliance of the eFTI platforms and eFTI services providers with those requirements, the Member States competent authorities should put in place a certification system underpinned by accreditation in accordance with Regulation (EC) 765/2008 of the European Parliament and of the Council²⁸.

Amendment

(11) To build the confidence of both the Member States authorities and the economic operators as regards the compliance of the eFTI platforms and eFTI services providers with those requirements, the Member States competent authorities should put in place a certification system underpinned by accreditation in accordance with Regulation (EC) 765/2008 of the European Parliament and of the Council²⁸. ***Due to the relatively long implementation period the Commission should assess if technologies like the blockchain technology could guarantee a similar result as the certification system while substantially bringing down costs for economic operators and Member States.***

²⁸ Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218 13.8.2008, p.30).

²⁸ Regulation (EC) No 765/2008 of the European Parliament and of the Council of 9 July 2008 setting out the requirements for accreditation and market surveillance relating to the marketing of products and repealing Regulation (EEC) No 339/93 (OJ L 218 13.8.2008, p.30).

Amendment 11

Proposal for a regulation

Recital 12

Text proposed by the Commission

Amendment

(12) In order to ensure uniform conditions for the implementation of the obligation to accept the regulatory information made available in electronic format pursuant to this Regulation, implementing powers should be conferred on the Commission. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council²⁹.

deleted

²⁹ Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

Amendment 12

Proposal for a regulation

Recital 13

Text proposed by the Commission

Amendment

(13) In particular, implementing powers

deleted

should be conferred on the Commission to establish a common data set and subsets in relation to the respective regulatory information requirements covered by this Regulation, as well as common procedures and detailed rules for competent authorities for the access to and processing of that information where the economic operators concerned make this information available electronically, including detailed rules and technical specifications.

Amendment 13

Proposal for a regulation

Recital 14

Text proposed by the Commission

Amendment

(14) Implementing powers should also be conferred on the Commission to establish detailed rules for the implementation of the requirements for eFTI platforms and for eFTI services providers.

deleted

Amendment 14

Proposal for a regulation

Recital 15 – indent 4 a (new)

Text proposed by the Commission

Amendment

- to establish common procedures, technical specifications and detailed rules for competent authorities for the access to and processing of the respective information requirements covered by this Regulation, as well as detailed rules for the implementation of the requirements for eFTI platforms and for eFTI services providers.

Amendment 15

Proposal for a regulation Recital 20 a (new)

Text proposed by the Commission

Amendment

(20a) The Commission should start immediately to work on the necessary delegated acts in order to avoid further delays and to ensure that economic operators and Member States have enough time to prepare.

Amendment 16

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

Text proposed by the Commission

Amendment

1. This Regulation establishes a legal framework for the electronic communication of regulatory information related to the transport of goods on the territory of the Union. For that purpose, this Regulation:

1. This Regulation establishes a legal framework for the electronic communication of regulatory information related to the transport of goods on the territory of the Union, ***including its interoperability***. For that purpose, this Regulation:

Amendment 17

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

Text proposed by the Commission

Amendment

(a) lays down the conditions under which Member States' competent authorities are required to accept regulatory

(a) lays down the conditions under which Member States' competent authorities are required to accept regulatory

information *when made available* electronically by economic operators concerned;

information *provided* electronically by economic operators concerned;

Amendment 18

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(aa) lays down the conditions under which the economic operators concerned are required to make regulatory information electronically available to the Member States' competent authorities;

Amendment 19

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ab) lays down the conditions under which Member States' competent authorities have to communicate electronically with the economic operators concerned as regards the provision of regulatory information.

Amendment 20

Proposal for a regulation

Article 1 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

This Regulation applies to regulatory

This Regulation applies to regulatory

information requirements set out in Union acts laying down the conditions for the transport of goods on the territory of the Union in accordance with Title VI of Part Three of the Treaty, or laying down the conditions for the shipments of waste. In respect of the shipment of waste, this Regulation does not apply to controls by customs offices, as provided for in the applicable Union *provisions*. The Union acts to which this Regulation applies and the corresponding regulatory information requirements are listed in part A of Annex I.

information requirements set out in Union acts laying down the conditions for the transport of goods on the territory of the Union in accordance with Title VI of Part Three of the Treaty, or laying down the conditions for the shipments of waste ***and regulatory information requirements for the transport of goods set out in international conventions applicable in the Union***. In respect of the shipment of waste, this Regulation does not apply to controls by customs offices, as provided for in the applicable Union *provisions*. The Union acts to which this Regulation applies and the corresponding regulatory information requirements are listed in part A of Annex I.

Amendment 21

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ba) incorporate references to other Union legal acts governing the transport of goods, which establish regulatory information requirements;

Amendment 22

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(bb) incorporate references to international conventions applicable in the Union establishing regulatory information requirements directly or indirectly related to the transport of

goods.

Amendment 23

Proposal for a regulation Article 4 – title

Text proposed by the Commission

4 Requirements for economic
optiterators concerned

Amendment

Requirements for *the* economic *operators*
concerned

Amendment 24

Proposal for a regulation Article 4 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Where economic operators concerned make regulatory information available electronically, they shall do so on the basis of data processed in a certified eFTI platform and, if applicable, by a certified eFTI service provider. The regulatory information shall be made available in machine-readable format and, at the request of the competent authority, in human-readable format.

Amendment

Economic operators concerned *shall* make regulatory information available electronically. They shall do so on the basis of data processed in a certified eFTI platform, *in accordance with Article 8*, and, if applicable, by a certified eFTI service provider, *in accordance with Article 9*. The regulatory information shall be made available in machine-readable format and, at the request of the competent authority, in human-readable format.

Amendment 25

Proposal for a regulation Article 4 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Information in machine-readable format

Amendment

Information in machine-readable format

shall be made available via an authenticated and secure connection to the data source of an eFTI platform. Economic operators concerned shall communicate the Internet address via which the information can be accessed, together with any other elements that are necessary to allow the competent authority to uniquely identify the regulatory information.

shall be made available via an authenticated, ***interoperable*** and secure connection to the data source of an eFTI platform. Economic operators concerned shall communicate the Internet address via which the information can be accessed, together with any other elements that are necessary to allow the competent authority to uniquely identify the regulatory information.

Amendment 26

Proposal for a regulation

Article 5 – title

Text proposed by the Commission

Acceptance by competent authorities

Amendment

Acceptance ***and provision of regulatory information*** by competent authorities

Amendment 27

Proposal for a regulation

Article 5 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Member States' competent authorities shall communicate with the economic operators concerned concerning regulatory information electronically.

Amendment 28

Proposal for a regulation

Article 7 – paragraph 1 – introductory part

Text proposed by the Commission

The Commission ***shall*** establish the following ***by means of implementing acts***:

Amendment

The Commission ***is empowered to adopt delegated acts in accordance with Article***

13, in order to establish the following:

Amendment 29

Proposal for a regulation

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

Text proposed by the Commission

Amendment

(ba) common procedures and detailed rules for validating the identity of any natural person or legal entity issuing legally binding statements hereunder;

Amendment 30

Proposal for a regulation

Article 7 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

Existing, standardised data models and data sets identified in international conventions that are applicable in the Union shall be used as a reference for defining these common eFTI data, procedures and rules for access.

Amendment 31

Proposal for a regulation

Article 7 – paragraph 2

Text proposed by the Commission

Amendment

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 14(2).

deleted

Amendment 32

Proposal for a regulation

Article 8 – paragraph 1 – introductory part

Text proposed by the Commission

1. The eFTI platforms used for processing regulatory information shall provide functionalities that ensure that:

Amendment

1. ***The eFTI platforms shall be governed by the general principles of technological neutrality as well as interoperability.*** The eFTI platforms used for processing regulatory information shall provide functionalities that ensure that:

Amendment 33

Proposal for a regulation

Article 8 – paragraph 1 – point a

Text proposed by the Commission

(a) personal data **can** be processed in accordance with Regulation (EU) 2016/679;

Amendment

(a) personal data **have to** be processed in accordance with Regulation (EU) 2016/679;

Amendment 34

Proposal for a regulation

Article 8 – paragraph 1 – point b

Text proposed by the Commission

(b) commercial data **can** be processed in accordance with Article 6;

Amendment

(b) commercial data **have to** be processed in accordance with Article 6;

Amendment 35

Proposal for a regulation Article 8 – paragraph 1 – point b a (new)

Text proposed by the Commission

Amendment

(ba) eFTI platforms and the data contained therein are interoperable;

Amendment 36

Proposal for a regulation Article 8 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) a unique electronic identifying link can be established between the data processed and the physical shipment of a determined set of goods to which that data is related, from origin to destination, under the terms of a single transport contract, ***irrespective of the quantity or number of containers, packages, or pieces;***

(c) a unique electronic identifying link can be established between the data processed and the physical shipment of a determined set of goods to which that data is related, from origin to destination, under the terms of a single transport contract ***or consignment note;***

Amendment 37

Proposal for a regulation Article 8 – paragraph 1 – point e a (new)

Text proposed by the Commission

Amendment

(ea) competent authorities have immediate access to all relevant information, as provided for in national or Union legislation, in order to ensure public order and compliance with Union legal acts governing the transport of goods in accordance with Title VI of Part Three of the Treaty;

Amendment 38

Proposal for a regulation

Article 8 – paragraph 1 – point h

Text proposed by the Commission

(h) the data elements processed correspond to the common eFTI data set and subsets, and can be processed in any of the official languages of the Union.

Amendment

(h) the data elements processed correspond to the common eFTI data set and subsets, and can be processed in any of the official languages of the Union ***or co-official in a Member State.***

Amendment 39

Proposal for a regulation

Article 8 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. There shall be a standardised eFTI format which includes all regulatory information requirements listed in part A of Annex 1 and all regulatory information requirements listed in part B of Annex 1 under a designated and distinct section of the eFTI format listed by Member States.

Amendment 40

Proposal for a regulation

Article 8 – paragraph 2

Text proposed by the Commission

2. The Commission ***shall*** adopt, ***by means of implementing acts***, detailed rules regarding the requirements laid down in paragraph 1. ***Those implementing acts***

Amendment

2. The Commission ***is empowered to*** adopt ***delegated acts in accordance with Article 13, in order to establish*** detailed rules regarding the requirements laid down

shall be adopted in accordance with the examination procedure referred to in Article 14(2).

in paragraph 1.

Amendment 41

Proposal for a regulation

Article 9 – paragraph 1 – point a a (new)

Text proposed by the Commission

Amendment

(aa) data is interoperable

Amendment 42

Proposal for a regulation

Article 9 – paragraph 1 – point b

Text proposed by the Commission

Amendment

(b) data is stored and accessible for ***an appropriate period of time***, in accordance with the relevant regulatory information requirements;

(b) data is stored and accessible for ***four years***, in accordance with the relevant regulatory information requirements;

Amendment 43

Proposal for a regulation

Article 9 – paragraph 1 – point c

Text proposed by the Commission

Amendment

(c) authorities have immediate access to regulatory information concerning a freight transport operation processed by means of their eFTI platforms, when this access is given to the authorities by an economic operator concerned;

(c) ***competent*** authorities have immediate access to regulatory information concerning a freight transport operation processed by means of their eFTI platforms, when this access is given to the ***competent*** authorities by an economic operator concerned;

Amendment 44

Proposal for a regulation Article 9 – paragraph 2

Text proposed by the Commission

2. The Commission **shall** adopt, **by means of implementing acts**, detailed rules regarding the requirements laid down in paragraph 1. **Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 14(2).**

Amendment

2. The Commission **is empowered to** adopt **delegated acts in accordance with Article 13, in order to establish** detailed rules regarding the requirements laid down in paragraph 1.

Amendment 45

Proposal for a regulation Article 10 – paragraph 3

Text proposed by the Commission

3. Member States shall maintain an updated list of the accredited conformity assessment bodies, and of the eFTI platforms and eFTI service providers certified by those bodies in accordance with Articles 11 and 12. They shall make that list publicly available on an official government Internet website. The list shall be **regularly** updated, and by the latest by 31 **March** each year.

Amendment

3. Member States shall maintain an updated list of the accredited conformity assessment bodies, and of the eFTI platforms and eFTI service providers certified by those bodies in accordance with Articles 11 and 12. They shall make that list publicly available on an official government Internet website. The list shall be updated **without delay each time a change to the information that it contains occurs**, and at the latest by 31 **May** each year.

Amendment 46

Proposal for a regulation Article 10 – paragraph 4

Text proposed by the Commission

4. By 31 **March** each year, Member States shall submit the lists referred to in paragraph 3 to the Commission, together with the address of the website where those lists have been published. The Commission shall publish a link to those website addresses on its official webpage.

Amendment

4. By 31 **May** each year, Member States shall submit the lists referred to in paragraph 3 to the Commission, together with the address of the website where those lists have been published. The Commission shall publish a link to those website addresses on its official webpage.

Amendment 47

Proposal for a regulation

Article 11 – paragraph 1 a (new)

Text proposed by the Commission

Amendment

1a. Certification shall be performed in an independent manner to avoid distortions of competition. Compliance shall be ensured with existing, standardised platforms identified in international conventions that are applicable in the Union.

Amendment 48

Proposal for a regulation

Article 11 – paragraph 1 b (new)

Text proposed by the Commission

Amendment

1b. Existing IT systems, that are currently used by economic operators in the transport sector to provide regulatory information and that meet the functional requirements laid down in Article 8(1), shall be certified as eFTI-platforms.

Amendment 49

Proposal for a regulation Article 13 – paragraph 2

Text proposed by the Commission

2. The power to adopt delegated acts referred to in Article 2, Article 11(5) and Article 12(3) shall be conferred on the Commission for an indeterminate period of time from [date of entry into force of this Regulation].

Amendment

2. The power to adopt delegated acts referred to in Article 2, **Article 7, Article 8(2), Article 9(2)**, Article 11(5) and Article 12(3) shall be conferred on the Commission for an indeterminate period of time from ... [date of entry into force of this Regulation].

Amendment 50

Proposal for a regulation Article 13 – paragraph 3

Text proposed by the Commission

3. The delegation of power referred to in Article 2, Article 11(5), Article 12(3) 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.

Amendment

3. The delegation of power referred to in Article 2, **Article 7, Article 8(2), Article 9(2)**, Article 11(5), Article 12(3) 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.

Amendment 51

Proposal for a regulation Article 13 – paragraph 4

Text proposed by the Commission

Amendment

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 on Better Law-Making of 13 April 2016.*

4. Delegated acts adopted in accordance with Article 2 shall apply from one year after their entry into force.

Amendment 52

Proposal for a regulation Article 13 – paragraph 4 a (new)

Text proposed by the Commission

Amendment

4a. Before adopting a delegated act, the Commission shall ensure the consultation of the stakeholders concerned and their representative bodies in the appropriate fora, namely via the group of experts established by Commission Decision C(2018) 5921final of 13.09.2018 ('Digital Transport and Logistics Forum').

Amendment 53

Proposal for a regulation Article 14

Text proposed by the Commission

Amendment

Article 14

deleted

Committee procedure

1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.

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

Amendment 54

Proposal for a regulation Article 15 – paragraph 1

Text proposed by the Commission

1. By [**five** years from the date of application of this Regulation] at the latest the Commission shall carry out an evaluation of this Regulation and present a report on the main findings to the European Parliament, the Council and the European Economic and Social Committee.

Amendment

1. By ... [**three** years from the date of application of this Regulation] at the latest the Commission shall carry out an evaluation of this Regulation and present a report on the main findings to the European Parliament, the Council and the European Economic and Social Committee. ***This evaluation shall in particular examine the possibility of extending the scope of this Regulation to certain business-to-business information that is necessary to prove compliance with the relevant requirements in the Union legal acts governing the transport of goods in accordance with Title VI of Part Three of the Treaty.***

Amendment 55

Proposal for a regulation Article 17 – paragraph 2

Text proposed by the Commission

It shall apply from [OP insert **four** years from the entry into force].

Amendment

It shall apply from ... [**three** years from the entry into force of this Regulation].