



2016/0403(COD)

5.12.2017

AMENDMENTS

1 - 109

Draft opinion

Evelyne Gebhardt

Regulation of the European Parliament and of the Council introducing a European services e-card and related administrative facilities

Proposal for a regulation

(COM(2016)0824 – C8-0014/2017 – 2016/0403(COD))

AM_Com_LegOpinion

Amendment 1

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

—

Proposal for rejection

The Committee on Legal Affairs calls on the Committee on the Internal Market and Consumer Protection, as the committee responsible, to propose rejection of the Commission proposal.

Or. fr

Justification

L'article 7 prévoit de remplacer les attestations concernant les qualifications professionnelles exigées par la directive 2005/36/CE par un formulaire simplifié de demande de carte électronique européenne de services. Il s'agit d'un moyen de modifier totalement la directive services en empêchant les États membres d'appliquer leurs règles nationales pour décider de la délivrance ou du refus de la e-card. En outre, l'article 13 exige que les organisations professionnelles proposant une couverture collective en matière d'assurance responsabilité civile professionnelle, à leurs membres, ou à d'autres prestataires de services spécifiques, en accordent l'accès dans des conditions non discriminatoires aux prestataires d'autres États membres qui en manifestent l'intérêt, y compris aux titulaires d'une carte électronique européenne de services. Or, il n'y a aucune harmonisation en matière d'assurance, les groupements d'assurance s'opposent au fait de lier la e-card à une attestation d'assurance car de nombreux malentendus risqueraient d'en découler. Ce texte n'apporte aucune plus-value au cadre réglementaire en place qu'il complexifie au contraire.

Amendment 2

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

—

Proposal for rejection

The Committee on Legal Affairs calls on the Committee on the Internal Market and Consumer Protection, as the committee responsible, to propose rejection of the Commission proposal.

Amendment 3
Pascal Durand

Proposal for a regulation

—

Proposal for rejection

The Committee on Legal Affairs calls on the Committee on the Internal Market and Consumer Protection, as the committee responsible, to propose rejection of the Commission proposal.

Or. en

Amendment 4
Evelyne Gebhardt, Sylvia-Yvonne Kaufmann, Liisa Jaakonsaari, Virginie Rozière, Evelyn Regner

Proposal for a regulation

—

Proposal for rejection

The Committee on Legal Affairs calls on the Committee on the Internal Market and Consumer Protection, as the committee responsible, to propose rejection of the Commission proposal.

Or. en

Justification

The Commission E-Card proposal does not solve the problems companies face when going cross-border and does not facilitate the functioning of the internal market. Instead, it bears many dangers and overlaps with existing tools. The card would risk the introduction of the country of origin principle and create additional administrative structures, while not addressing the issues companies, especially SMEs encounter, i.e. questions of insurance. Thus, the European Parliament should reject the proposal.

Amendment 5
Daniel Buda

Proposal for a regulation
Recital 1

Text proposed by the Commission

(1) The Treaty on the Functioning of the European Union (TFEU) guarantees service providers the freedom of establishment in Member States and the freedom to provide services across Member States.

Amendment

(1) The Treaty on the Functioning of the European Union (TFEU) guarantees service providers the freedom of establishment in Member States and the freedom to provide services across Member States. ***The Charter of Fundamental Rights of the European Union also provides for the right of any EU citizen to provide services in any other Member State.***

Or. ro

Amendment 6
Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Directive 2006/123/EC requires Member States to put in place and keep constantly updated Points of Single Contacts where a service provider wishing to establish or to provide services can find all relevant information about requirements to be complied with and e-procedures in respect of all formalities, authorisations and notifications to go through. ***However, costly information challenges and difficulties complying with national procedures at a distance remain to date for service providers, namely for sector-related requirements. Cooperation between the administrations of different Member States should in principle take place via the Internal Market Information***

Amendment

(3) Directive 2006/123/EC requires Member States to put in place and keep constantly updated Points of Single Contacts where a service provider wishing to establish or to provide services can find all relevant information about requirements to be complied with and e-procedures in respect of all formalities, authorisations and notifications to go through.

System (IMI), an IT-platform offered for cross-border exchange of information and mutual assistance between authorities in different Member States under that Directive. Despite the fact that authorities sometimes have doubts with regard to the legal establishment of a provider in another Member State, the possibilities for cooperation currently provided in IMI are not exploited to their full potential.

Or. en

Amendment 7
Daniel Buda

Proposal for a regulation
Recital 3

Text proposed by the Commission

(3) Directive 2006/123/EC requires Member States to put in place and keep constantly updated Points of Single Contacts where a service provider wishing to establish or to provide services can find all relevant information about requirements to be complied with and e-procedures in respect of all formalities, authorisations and notifications to go through. However, costly information challenges and difficulties complying with national procedures at a distance remain to date for service providers, namely for sector-related requirements. Cooperation between the administrations of different Member States should in principle take place via the Internal Market Information System (IMI), an IT-platform offered for cross-border exchange of information and mutual assistance between authorities in different Member States under that Directive. Despite the fact that authorities sometimes have doubts with regard to the legal establishment of a provider in another Member State, the possibilities for

Amendment

(3) Directive 2006/123/EC requires Member States *to step up their cooperation efforts and* to put in place and keep constantly updated Points of Single Contacts where a service provider wishing to establish or to provide services can find all relevant information (*including assistance*) about requirements to be complied with and e-procedures in respect of all formalities, authorisations and notifications to go through. However, *administrative obstacles*, costly information challenges and difficulties complying with national procedures at a distance remain to date for service providers, namely for sector-related requirements. Cooperation between the administrations of different Member States should in principle take place via the Internal Market Information System (IMI), an IT-platform offered for cross-border exchange of information and mutual assistance between authorities in different Member States under that Directive. Despite the fact that authorities sometimes

cooperation currently provided in IMI are not exploited to their full potential.

have doubts with regard to the legal establishment of a provider in another Member State, the possibilities for cooperation currently provided in IMI are not exploited to their full potential, *since, in contrast to other areas, there has to date been very little exchange of information between Member States through the IMI system in fields covered by the Directive.*

Or. ro

Amendment 8

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 4

Text proposed by the Commission

Amendment

(4) Requirements remain in place which make expansion of service providers' operations across the internal market burdensome and unappealing, such as multiple and disparate authorisation schemes before different authorities and, which, regarding establishment, fail to achieve mutual recognition of conditions previously complied with in other Member States or, regarding temporary cross-border provision of services apply disproportionate or unjustified restrictions. As a consequence, service providers face multiple and disproportionate compliance costs when going cross-border.

deleted

Or. fr

Amendment 9

Daniel Buda

Proposal for a regulation
Recital 5

Text proposed by the Commission

(5) Formalities associated with authorisations and notifications often require paper forms to be filled in and paper documents to be submitted, to be translated at significant cost, which must even comply with particular form requirements such as certification or authentication. Information regarding these obstacles is either not available online or is scarce, incomplete, dispersed and difficult to interpret in relation to the particular circumstances of a provider expanding across borders, as they often target purely domestic situations. Service providers often risk resubmitting information and documents and undergoing duplication of controls with different authorities in the same Member State. Significant translation costs work also as an important disincentive for companies to take the first steps when going cross-border.

Amendment

(5) Formalities associated with authorisations and notifications often require paper forms to be filled in and paper documents to be submitted, to be translated at significant cost, which must even comply with particular form requirements such as certification or authentication. Information regarding these obstacles is either not available online or is scarce, incomplete, dispersed and difficult to interpret in relation to the particular circumstances of a provider expanding across borders, as they often target purely domestic situations. ***At present, the work of the administrations in the home and host Member States is more difficult because the host Member State often needs to request the same statements and information from several authorities in the home Member State, in an uncoordinated way.*** Service providers often risk ***repeating the process of submitting information and documents*** and resubmitting information and documents and undergoing duplication of controls with different authorities in the same Member State. Significant translation costs work also as an important disincentive for companies to take the first steps when going cross-border.

Or. ro

Amendment 10
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 7

Text proposed by the Commission

Amendment

(7) Addressing remaining obstacles to more cross-border activities in services will help to strengthen competition, resulting in more choice and better prices for consumers as well as more competitive services sectors creating new jobs, promoting productivity and ensuring a more attractive climate for investment and innovation.

deleted

Or. fr

Amendment 11
Daniel Buda

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Addressing remaining obstacles to more cross-border activities in services will help to strengthen competition, resulting in more choice and better prices for consumers as well as more competitive services sectors creating new jobs, promoting productivity and ensuring a more attractive climate for investment and innovation.

Amendment

(7) Addressing remaining obstacles to more cross-border activities in services will help to strengthen competition, resulting in more choice and better prices for consumers as well as more competitive services sectors creating new jobs, promoting productivity and ensuring a more attractive climate for investment and innovation. ***In addition, as services account for 40% in the value of a final manufacturing product in the EU, better functioning of services markets will have a positive impact on the competitiveness of industry.***

Or. ro

Amendment 12
Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation
Recital 7

Text proposed by the Commission

(7) Addressing remaining obstacles to more cross-border activities in services will help to strengthen competition, resulting in more choice and better prices for consumers as well as more competitive services sectors creating new jobs, promoting productivity and ensuring a more attractive climate for investment and innovation.

Amendment

(7) Addressing remaining obstacles to more cross-border activities in services will help to strengthen competition, resulting in more choice and better prices for consumers as well as more competitive services sectors creating new jobs, promoting productivity and ensuring a more attractive climate for investment and innovation, ***always under the scope of respecting and protecting the rights of workers.***

Or. en

Amendment 13

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 8

Text proposed by the Commission

(8) This Regulation aims to facilitate the freedom of establishment and the free movement of services within the single market in areas already covered by Directive 2006/123/EC through the adoption of further measures on approximation of provisions which have as their object the establishment and functioning of the internal market. It should be based on Article 114 of the TFUE.

Amendment

deleted

Or. fr

Amendment 14

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 9

Text proposed by the Commission

Amendment

(9) *In view of this, the present Regulation introduces a European services e-card which should facilitate certain service providers to expand service provision across internal market borders, either in the form of temporary provision of services or via secondary establishment through branches, agencies or offices.*

deleted

Or. fr

Amendment 15

Daniel Buda

Proposal for a regulation

Recital 10

Text proposed by the Commission

Amendment

(10) In so doing, this Regulation specifically targets business and construction service sectors included in scope of Directive ...[ESC Directive]... ***which face*** some of the most stringent regulatory and administrative barriers to cross-border expansion and consequently have an unexploited potential for internal market integration.

(10) In so doing, this Regulation specifically targets business and construction service sectors included in scope of Directive ...[ESC Directive]... ***which cannot easily pursue business opportunities in other Member States, as they face*** some of the most stringent regulatory and administrative barriers to cross-border expansion and consequently have an unexploited potential for internal market integration.

Or. ro

Amendment 16

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Recital 10

Text proposed by the Commission

Amendment

(10) In so doing, this Regulation specifically targets business **and construction** service sectors included in scope of Directive ...[ESC Directive]... which face some of the most stringent regulatory and administrative barriers to cross-border expansion and consequently have an unexploited potential for internal market integration.

(10) In so doing, this Regulation specifically targets business service sectors included in scope of Directive ...[ESC Directive]... which face some of the most stringent regulatory and administrative barriers to cross-border expansion and consequently have an unexploited potential for internal market integration.

Or. en

Amendment 17

Daniel Buda

Proposal for a regulation

Recital 11

Text proposed by the Commission

(11) All matters, activities and fields excluded from the scope of Directive 2006/123/EC should remain excluded from the scope of this Regulation. In particular, this Regulation does not affect matters, activities and fields such as those deriving from taxation, social security and labour law, including any legal or contractual provision concerning employment conditions, working conditions, including health and safety at work and the relationship between employers and workers. Equally this Regulation does not affect the social security legislation of the Member States. This Regulation is also without prejudice to any provision stemming from competition law as well as any rule on the applicable law or jurisdiction pursuant to private international law.

Amendment

(11) All matters, activities and fields excluded from the scope of Directive 2006/123/EC should remain excluded from the scope of this Regulation. In particular, this Regulation does not affect matters, activities and fields such as those deriving from taxation, social security and labour law, including any legal or contractual provision concerning employment conditions (***such as posting of workers, workers' rights and the social pillar***), working conditions, including health and safety at work and the relationship between employers and workers. ***The provisions of this Regulation do not change or call into question existing safeguards in this respect.*** Equally this Regulation does not affect the social security ***or environmental protection*** legislation of the Member States. This Regulation is also without prejudice to any provision stemming from competition law as well as any rule on the applicable law or jurisdiction pursuant to private international law.

Or. ro

Amendment 18
Daniel Buda

Proposal for a regulation
Recital 12

Text proposed by the Commission

(12) For reasons of coherence, possible conflicts between the present Regulation and other EU acts governing specific aspects of access or exercise of a service activity in a specific sector should be solved as provided for in Article 3 of Directive 2006/123/EC for conflicts between that Directive and such acts, with the application of those other acts. As a result, the provisions in the present Regulation cannot be relied upon in order to justify prior authorisation schemes, prior notification schemes or establishment requirements which are prohibited by other EU acts governing specific aspects of access or exercise of a service activity in a specific sector such as Directive 2000/31/EC of the European Parliament and of the Council of 8 June 2000¹⁹. As a further result, this Regulation does in no way affect the obligations service providers should respect in accordance with Directive 96/71/EC of the European Parliament and of the Council²⁰ and Directive 2014/67/EU of the European Parliament and of the Council²¹.

¹⁹ Directive 2000/31/EC of the European Parliament and of the Council of 8 June 2000 on certain legal aspects of information society services, in particular electronic commerce, in the Internal Market (OJ L 178, 17.7.2000, p. 1).

Amendment

(12) For reasons of coherence, possible conflicts between the present Regulation and other EU acts governing specific aspects of access or exercise of a service activity in a specific sector should be solved as provided for in Article 3 of Directive 2006/123/EC for conflicts between that Directive and such acts, with the application of those other acts. As a result, the provisions in the present Regulation cannot be relied upon in order to justify prior authorisation schemes, prior notification schemes or establishment requirements which are prohibited by other EU acts governing specific aspects of access or exercise of a service activity in a specific sector such as Directive 2000/31/EC of the European Parliament and of the Council of 8 June 2000¹⁹. As a further result, this Regulation does in no way affect the **rights and** obligations service providers should respect in accordance with Directive 96/71/EC of the European Parliament and of the Council²⁰ and Directive 2014/67/EU of the European Parliament and of the Council²¹.

Consequently, the rules on posting of workers under Directives 96/71/EC and 2014/67/EU will continue to apply in the context of the European services e-card.

¹⁹ Directive 2000/31/EC of the European Parliament and of the Council of 8 June 2000 on certain legal aspects of information society services, in particular electronic commerce, in the Internal Market (OJ L 178, 17.7.2000, p. 1).

²⁰ Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services, OJ L18, 21.1.97, p. 1.

²¹ Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation') (OJ L 159, 28.5.2014, p. 11).

²⁰ Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the posting of workers in the framework of the provision of services, OJ L18, 21.1.97, p. 1.

²¹ Directive 2014/67/EU of the European Parliament and of the Council of 15 May 2014 on the enforcement of Directive 96/71/EC concerning the posting of workers in the framework of the provision of services and amending Regulation (EU) No 1024/2012 on administrative cooperation through the Internal Market Information System ('the IMI Regulation') (OJ L 159, 28.5.2014, p. 11).

Or. ro

Amendment 19

Daniel Buda

Proposal for a regulation

Recital 13

Text proposed by the Commission

(13) A European services e-card should be introduced as a voluntary alternative to service providers. Service providers should continue to enjoy the possibility of demonstrating compliance with applicable requirements when expanding operations across borders in the context of other authorisations and notifications introduced under the national law of the Member States concerned. A service provider should always be able to choose not to apply for a European services e-card.

Amendment

(13) A European services e-card should be introduced as a voluntary alternative to service providers ***working, in particular, in construction and business services.*** Service providers should continue to enjoy the possibility of demonstrating compliance with applicable requirements when expanding operations across borders in the context of other authorisations and notifications introduced under the national law of the Member States concerned. A service provider should always be able to choose not to apply for a European services e-card.

Or. ro

Amendment 20

PE615.319v01-00

14/63

AM\1141150EN.docx

Daniel Buda

Proposal for a regulation
Recital 13 a (new)

Text proposed by the Commission

Amendment

(13a) Administrative simplification is being implemented by setting up an EU-level harmonised procedure, which starts in the home Member State and which allows the same procedural workflow to be implemented irrespective of the host Member State or of the service in question, as it is specifically designed for cross-border situations, resulting in a certificate, namely the European services e-card, which mentions, and is equivalent to, the right to start the provision of services in the host Member State and to continue such provision for as long as the European services e-card remains valid. The European services e-card and the related workflow ensure the integrity and confidentiality of the data stored. Service providers requesting the provision of multiple services in a host Member State may apply for more than one service at the same time.

Or. ro

Amendment 21
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 14

Text proposed by the Commission

Amendment

(14) The European services e-card should be fully electronic, rely almost exclusively on data provided by reliable sources, limit the use of documents to the minimum necessary and allow for multilingual processing to avoid

deleted

translation costs. In order to make the procedure fully electronic and allow for administrative cooperation between home and host Member States. The Internal Market Information system set up by Regulation (EU) No 1024/2012 of the European Parliament and of the Council²² should be used under this Regulation. A specific electronic platform should be developed for the purpose of issuing, updating, suspending, revoking or cancelling European services e-cards, as well as to make valid European services e-cards electronically available to their holders and to competent authorities.

²² Regulation (EU) No 1024/2012 of the European Parliament and of the Council of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC (‘the IMI Regulation’) (OJ L 316, 14.11.2012, p. 1)

Or. fr

Amendment 22

Daniel Buda

Proposal for a regulation

Recital 14

Text proposed by the Commission

(14) The European services e-card should be fully electronic, rely almost exclusively on data provided by reliable sources, limit the use of documents to the minimum necessary and allow for multilingual processing to avoid translation costs. In order to make the procedure fully electronic and allow for administrative cooperation between home and host

Amendment

(14) The European services e-card should be fully electronic, ***accessible and user-friendly***, rely almost exclusively on data provided by reliable sources, limit the use of documents to the minimum necessary and allow for multilingual processing to avoid translation costs. In order to make the procedure fully electronic and allow for administrative

Member States. The Internal Market Information system set up by Regulation (EU) No 1024/2012 of the European Parliament and of the Council²² should be used under this Regulation. A specific electronic platform should be developed for the purpose of issuing, updating, suspending, revoking or cancelling European services e-cards, as well as to make valid European services e-cards electronically available to their holders and to competent authorities.

²² Regulation (EU) No 1024/2012 of the European Parliament and of the Council of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC (‘the IMI Regulation’) (OJ L 316, 14.11.2012, p. 1).

cooperation between home and host Member States, the Internal Market Information system set up by Regulation (EU) No 1024/2012 of the European Parliament and of the Council²² should be used under this Regulation, ***by adding a specific module through which procedures will be launched for applying for, issuing and monitoring e-cards. This specific electronic platform should be developed for the purpose of issuing, updating, suspending, revoking or cancelling European services e-cards, as well as to make valid European services e-cards electronically available to their holders and to competent authorities. The Internal Market Information System (IMI) has already shown clear benefits in facilitating communication between competent authorities, preventing duplication of administrative tasks and creating more transparency, for example with regard to the European Professional Card.***

²² Regulation (EU) No 1024/2012 of the European Parliament and of the Council of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC (‘the IMI Regulation’) (OJ L 316, 14.11.2012, p. 1).

Or. ro

Amendment 23

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Recital 14

Text proposed by the Commission

Amendment

(14) The European services e-card should be fully electronic, rely *almost* exclusively on data provided by reliable sources, limit the use of documents to the minimum necessary and allow for multilingual processing to avoid translation costs. In order to make the procedure fully electronic and allow for administrative cooperation between home and host Member States. The Internal Market Information system set up by Regulation (EU) No 1024/2012 of the European Parliament and of the Council²² should be used under this Regulation. A specific electronic platform should be developed for the purpose of issuing, updating, suspending, revoking or cancelling European services e-cards, as well as to make valid European services e-cards electronically available to their holders and to competent authorities.

²² Regulation (EU) No 1024/2012 of the European Parliament and of the Council of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC (‘the IMI Regulation’) (OJ L 316, 14.11.2012, p. 1)

(14) The European services e-card should be fully electronic, rely exclusively on data provided by reliable sources, limit the use of documents to the minimum necessary and allow for multilingual processing to avoid translation costs. In order to make the procedure fully electronic and allow for administrative cooperation between home and host Member States. The Internal Market Information system set up by Regulation (EU) No 1024/2012 of the European Parliament and of the Council²² should be used under this Regulation. A specific electronic platform should be developed for the purpose of issuing, updating, suspending, revoking or cancelling European services e-cards, as well as to make valid European services e-cards electronically available to their holders and to competent authorities.

²² Regulation (EU) No 1024/2012 of the European Parliament and of the Council of 25 October 2012 on administrative cooperation through the Internal Market Information System and repealing Commission Decision 2008/49/EC (‘the IMI Regulation’) (OJ L 316, 14.11.2012, p. 1)

Or. en

Amendment 24

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 15

Text proposed by the Commission

(15) In order to submit an application for a European services e-card, a harmonised multilingual form should be made available ensuring that the elements

Amendment

deleted

necessary for identification of the provider and of the services for which the e-card is requested, as well as for the assessment of specific requirements applicable to the services at stake, such as those regarding proof of its establishment in the home Member State, good repute or insurance coverage, are included and thus made available to coordinating authorities in both home and host Member States.

Or. fr

Amendment 25
Daniel Buda

Proposal for a regulation
Recital 15

Text proposed by the Commission

(15) In order to submit an application for a European services e-card, a harmonised multilingual form should be made available ensuring that the elements necessary for identification of the provider and of the services for which the e-card is requested, as well as for the assessment of specific requirements applicable to the services at stake, such as those regarding proof of its establishment in the home Member State, good repute or insurance coverage, are included and thus made available to coordinating authorities in both home and host Member States.

Amendment

(15) In order to submit an application for a European services e-card, a harmonised multilingual form should be made available ensuring that the elements necessary for identification of the provider and of the services for which the e-card is requested, as well as for the assessment of specific requirements applicable to the services at stake, such as those regarding proof of its establishment in the home Member State, ***proof of an existing genuine legal situation and of the veracity of other information or documents from the jurisdiction of the home Member State***, good repute or insurance coverage, are included and thus made available to coordinating authorities in both home and host Member States.

Or. ro

Amendment 26

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 16

Text proposed by the Commission

Amendment

(16) *The power to adopt acts in accordance with Article 290 of the Treaty should be delegated to the Commission to specify the details of the information to be contained in the standard application form and the documents to be included in the application as supporting evidence. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level, and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016. In particular, to ensure equal participation in the preparation of delegated acts, the European Parliament and the Council receive all documents at the same time as Member States' experts, and their experts systematically have access to meetings of Commission expert groups dealing with the preparation of delegated acts.* **deleted**

Or. fr

Amendment 27

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 17

Text proposed by the Commission

Amendment

(17) *During the implementation of this Regulation, Member States should inform and update the Commission of procedures imposed under national law on incoming cross-border providers wishing to provide* **deleted**

services temporarily or through a branch, agency or office, including the information and documents to which those procedures pertain, to allow for the preparation of application forms. In order to ensure uniform implementation concerning the necessary information to be provided for the application of the European service e-card, 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 Council²³.

²³ *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)*

Or. fr

Amendment 28

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 18

Text proposed by the Commission

Amendment

(18) Description of the terms of coverage of a mandatory or voluntary insurance included in written contracts might be difficult to find. Insurance distributors, as well as bodies appointed by a Member State to provide compulsory insurance, should therefore provide a description of the core elements of coverage to their client in the format of an insurance certificate. This certificate should be annexed to the application

deleted

form. In order to ensure uniform implementation of this part of the Regulation, implementing powers should be conferred on the Commission to adopt a harmonised format for the certificates. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Or. fr

Amendment 29
Daniel Buda

Proposal for a regulation
Recital 19

Text proposed by the Commission

(19) Holders of a European services e-card may want to second staff into the territory of the host Member State. When doing so, service providers may be subject to requirements, such as prior declarations addressed to the host Member State, necessary for the protection of posted workers. The European Services e-card will in no way affect the content of such declarations and the responsibilities by the host Member State in that regard.

Amendment

(19) Holders of a European services e-card may want to second staff into the territory of the host Member State. When doing so, service providers may be subject to requirements, such as prior declarations addressed to the host Member State, necessary for the protection of posted workers, ***in accordance with Article 6 of this Regulation***. The European Services e-card will in no way affect the content of such declarations and the responsibilities by the host Member State in that regard; ***nor will it in any way affect the rights and obligations of posted workers, in accordance with EU legislation and with national law***.

Or. ro

Amendment 30
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 23

Text proposed by the Commission

Amendment

(23) In order to ensure uniform implementation of this Regulation in relation to procedures to issue and update of a European services e-card, as well for formalities regarding secondment of staff and movement of self-employed other than the one referred to in the preceding recital, implementing powers should be conferred on the Commission to adopt rules on electronic processing of those procedures. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

deleted

Or. fr

Amendment 31

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Recital 24

Text proposed by the Commission

Amendment

(24) Domestic administrative procedures supporting the procedures governed by this Regulation should be electronic if the Member States in question so decide. Member States could **however** make use of the Internal Market Information system set up by Regulation (EU) No 1024/2012 for domestic purposes of administrative cooperation.

(24) Domestic administrative procedures supporting the procedures governed by this Regulation should be electronic if the Member States in question so decide. **They are encouraged, however, to promote the use of e-procedures with a view to bureaucratic decongestion and faster handling of the issues involved.** Member States could make use of the Internal Market Information system set up by Regulation (EU) No 1024/2012 for domestic purposes of administrative cooperation.

Or. en

Amendment 32
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 25

Text proposed by the Commission

Amendment

(25) *Procedures for issuing, updating, suspending or revoking a European services e-card should make use of documents only in exceptional circumstances, when more detailed information is absolutely essential. In any case, all of such documents should be used and accepted in simple form.*

deleted

Or. fr

Amendment 33
Daniel Buda

Proposal for a regulation
Recital 25

Text proposed by the Commission

Amendment

(25) Procedures for issuing, updating, suspending or revoking a European services e-card should make use of documents only in *exceptional* circumstances, when more detailed information is absolutely essential. In any case, all of such documents should be used and accepted in simple form.

(25) Procedures for issuing, updating, suspending or revoking a European services e-card ***are governed by the ‘once-only’ principle and*** should make use of documents only in ***absolutely necessary*** circumstances, when more detailed information is absolutely essential. In any case, all of such documents should be used and accepted in simple form.

Or. ro

Amendment 34
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 26

Text proposed by the Commission

Amendment

(26) EU law may allow, in the context of formalities for secondment of staff as regulated professionals or movement of self-employed in relation to control of professional qualifications, for documents to be submitted in special form, for example as certified or authenticated documents. Such certification and authentication, once performed in the Member State of original issue of the document in question, should be accepted throughout the EU.

deleted

Or. fr

Amendment 35

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 27

Text proposed by the Commission

Amendment

(27) Certified translation of documents should not be required under this Regulation. The electronic platforms dealing with procedures should provide for a technical solution to translate their content. In order to ensure uniform implementation of this part of the 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 Council. Rules on translation of documents in the context of posting of workers and application for attestations regarding their social security contributions should not be covered by this Regulation.

deleted

Or. fr

Amendment 36
Daniel Buda

Proposal for a regulation
Recital 28

Text proposed by the Commission

(28) Member States are entitled to charge fees only to the extent of the specific costs borne to carry out the procedure. Costs borne already by the budget of the Union should not give rise to fees charged by Member States. Member States should communicate their fees charged to the Commission through IMI and publish such information. Given that IMI is in essence offering all necessary facilities, Member States should, inter alia, not charge fees to update, suspend, revoke or cancel a European services e-card. In order to ensure uniform implementation of the provisions on the payment of fees, implementing powers should be conferred on the Commission to adopt rules on payment modalities and processing. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Amendment

(28) ***When they apply for a European services e-card, service providers who expand operations across borders should see a drastic reduction in the costs which they bear at present.*** Member States are entitled to charge fees only to the extent of the specific costs borne to carry out the procedure. Costs borne already by the budget of the Union should not give rise to ***extra*** fees charged by Member States. Member States should communicate their fees charged to the Commission through IMI and publish such information. ***Any fees which applicants incur in relation to administrative procedures for issuing a European services e-card should be reasonable, proportionate and should not act as a disincentive to apply for a European services e-card.*** Given that IMI is in essence offering all necessary facilities, Member States should, inter alia, not charge fees to update, suspend, revoke or cancel a European services e-card. In order to ensure uniform implementation of the provisions on the payment of fees, implementing powers should be conferred on the Commission to adopt rules on payment modalities and processing. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council.

Or. ro

Amendment 37
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 30

Text proposed by the Commission

Amendment

(30) Service providers obliged to acquire professional liability insurance in Member States where they have not been active often have difficulty demonstrating their claims history regarding cover obtained elsewhere. Claims histories are an essential element to insurance distributors in ascertaining and assessing the risk profile of a potential client. Demonstration is difficult due to poor communication between insurance distributors across internal market borders but also to disparities in describing the track-record of an insured party, even within the same Member State. Insurance distributors and bodies appointed by a Member State to provide compulsory insurance cover should therefore be obliged to issue a statement relating to the third party liability claims which can then be used across borders and even domestically, should a service provider change insurance distributor.

deleted

Or. fr

Amendment 38
Daniel Buda

Proposal for a regulation
Recital 30

Text proposed by the Commission

Amendment

(30) Service providers obliged to acquire professional liability insurance in Member States where they have not been active often have difficulty demonstrating their claims history regarding cover obtained elsewhere. Claims histories are an

(30) Service providers obliged to acquire professional liability insurance in Member States where they have not been active often have difficulty demonstrating their claims history regarding cover obtained elsewhere. Claims histories are an

essential element to insurance distributors in ascertaining and assessing the risk profile of a potential client. Demonstration is difficult due to poor communication between insurance distributors across internal market borders but also to disparities in describing the track-record of an insured party, even within the same Member State. Insurance *distributors* and bodies appointed by a Member State to provide compulsory insurance cover should therefore be obliged to issue a statement relating to the third party liability claims which can then be used across borders and even domestically, should a service provider change insurance distributor.

essential element to insurance distributors in ascertaining and assessing the risk profile of a potential client. Demonstration is difficult due to poor communication between insurance distributors across internal market borders but also to disparities in describing the track-record of an insured party, even within the same Member State. Insurance *companies* and bodies appointed by a Member State to provide compulsory insurance cover should therefore be obliged to issue a statement relating to the third party liability claims which can then be used across borders and even domestically, should a service provider change insurance distributor.

Or. ro

Amendment 39

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Recital 31

Text proposed by the Commission

(31) In order to ensure uniform implementation of this Regulation in relation to the presentation of the description of liabilities, implementing powers to adopt rules on the standardised presentation format of that statement 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 Council.

Amendment

deleted

Or. fr

Amendment 40

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 32

Text proposed by the Commission

Amendment

(32) A statement relating to claims history should be instrumental in allowing insurance distributors and bodies appointed by a Member State to provide compulsory indemnity insurance to ban discriminatory practices towards cross-border providers of which information is more scarce and difficult to obtain. The same non-discrimination principle should apply to professional organisations who offer group cover to their members or other service providers.

deleted

Or. fr

Amendment 41
Daniel Buda

Proposal for a regulation
Recital 34

Text proposed by the Commission

Amendment

(34) The application of this Regulation should be monitored and assessed in order to determine its impact on the costs of expanding operations cross-border, increased transparency about cross-border providers, competition, prices and quality of the services provided. The effects of this Regulation and the practical functioning of the cooperation between coordinating authorities should be evaluated regularly. This monitoring will happen in cooperation with Member States, social partners and other relevant stakeholders.

(34) The application of this Regulation should be monitored and assessed in order to determine its impact on the costs of expanding operations cross-border, *the simplification of administrative procedures for the expansion of cross-border operations*, increased transparency about cross-border providers, competition *and competitiveness*, prices and quality of the services provided. The effects of this Regulation and the practical functioning of the cooperation between coordinating authorities *in the home and host Member States* should be evaluated regularly. This monitoring will happen in cooperation with Member States, social partners and other relevant stakeholders.

Amendment 42
Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation
Recital 37

Text proposed by the Commission

Amendment

(37) This Regulation respects the fundamental rights and observes the principles recognised in particular by the Charter of Fundamental Rights of the European Union. In particular, this Regulation, through the introduction of the European services e-card and related administrative facilities and procedures, seeks to promote the rights of establishment and the right to provide services in any Member State, preventing any discrimination on grounds of nationality and ensuring impartial, fair and reasonably speed procedure, in accordance with Articles 15, 21 and 41 of the Charter of Fundamental Rights of the European Union, while ensuring full respect of the protection of personal data, including in accordance with Regulation (EC) No 45/2001 of the European Parliament and of the Council²⁸, and giving due consideration to the risk of abuse of rights provided for respectively in Articles 8 and 54 of that Charter.

deleted

²⁸ Regulation (EC) No 45/2001 of the European Parliament and of the Council of 18 December 2000 on the protection of individuals with regard to the processing of personal data by the Community institutions and bodies and on the free movement of such data (OJ L 8, 12.1.2001, p. 1).

Amendment 43
Daniel Buda

Proposal for a regulation
Article 1 – paragraph 1

Text proposed by the Commission

This Regulation introduces *a* European services e-card and related administrative facilities, which shall be made available throughout the European Union to providers *of services* willing to avail themselves of that e-card.

Amendment

In order to reduce the administrative obstacles and high costs involved in the cross-border expansion of operations by service providers, this Regulation introduces ***an efficient, voluntary and user-friendly instrument, namely the*** European services e-card and related administrative facilities, which shall be made available throughout the European Union, ***in particular to service providers in the business and construction sectors who are*** willing to avail themselves of that e-card.

Or. ro

Amendment 44
Daniel Buda

Proposal for a regulation
Article 1 – paragraph 2

Text proposed by the Commission

In order to make available such a European services e-card to take up and pursue activities as a service provider, the necessary coordination of provisions laid down by law, regulation or administrative action in a Member State is laid down in Directive[ESC Directive]...

Amendment

In order to make available such a European services e-card to take up and pursue activities as a ***cross-border*** service provider, the necessary coordination of provisions laid down by law, regulation or administrative action in a Member State is laid down in Directive[ESC Directive]... ’

Or. ro

Amendment 45
Daniel Buda

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

Text proposed by the Commission

Amendment

This Regulation shall not have any impact on the regulatory requirements for the provision of services that are in place at national and EU level, such as rules concerning social protection, consumer rights, health, safety or the environment. It does not therefore introduce the country of origin principle.

Or. ro

Amendment 46
Daniel Buda

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

Text proposed by the Commission

Amendment

2a. This Regulation is also without prejudice to any provision stemming from EU competition rules, as well as any rule regarding the law or jurisdiction applicable under private international law.

Or. ro

Amendment 47
Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation
Article 2 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Amendment

This Regulation, *in particular its Chapter III*, shall be without prejudice to the *rights of workers, the obligations of service providers and related controls in Member States laid down in Directives 96/71/EC and 2014/67/EU*.

This Regulation shall be without prejudice to the *different labour market models of the Member States, including labour markets regulated by collective agreements*.

Or. en

Amendment 48

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 2 – paragraph 3 – subparagraph 2 a (new)

Text proposed by the Commission

Amendment

This Regulation shall fully respect the administrative and procedural autonomy of the Member States.

Or. en

Amendment 49

Kostas Chrysogonos

Proposal for a regulation

Article 2 – paragraph 3 – subparagraph 2 b (new)

Text proposed by the Commission

Amendment

The fundamental rights, such as the protection of personal data, the right of establishment and the right to provide services in any Member State, the right to equality and non-discrimination on grounds of nationality, the right to an impartial, fair and reasonably speedy procedure, as well as the prohibition of abuse of rights, shall be fully respected.

Or. en

Amendment 50

Kosma Złotowski, Angel Dzhambazki

Proposal for a regulation

Article 3 – paragraph 1 – point 1

Text proposed by the Commission

1. "information on the good repute of a provider" means information as referred to in Article 33 (1) of Directive 2006/123/EC;

Amendment

1. "information on the good repute of a provider" means information as referred to in Article 33 (1) of Directive 2006/123/EC, ***provided that this means only completed procedures.***

Or. en

Amendment 51

Daniel Buda

Proposal for a regulation

Article 3 – paragraph 1 – point 1 a (new)

Text proposed by the Commission

Amendment

1a. The European services e-card is a digital certificate issued as a result of a voluntary procedure initiated in the home Member State, this procedure being fully electronic, specifically designed for cross-border situations, fully multilingual and data-driven, minimising the use of documents, governed by the ‘once-only’ principle and harmonised at EU-level; the European services e-card certifies that the holder is lawfully engaged in his or her activity in the home Member State and establishes the right of the holder to start providing the services in question in the host Member State, temporarily or through a branch, agency or offices located therein and continue providing them for the duration of validity of the card.

Or. ro

Amendment 52
Daniel Buda

Proposal for a regulation
Article 3 – paragraph 1 – point 11 a (new)

Text proposed by the Commission

Amendment

11a. “recipient” shall mean a recipient, as defined in Article 4(3) of Directive 2006/123/EC;

Or. ro

Amendment 53
Daniel Buda

Proposal for a regulation
Article 3 – paragraph 1 – point 14

Text proposed by the Commission

Amendment

14. "home Member State" means the Member State to which **a provider addressed** the application for a European services e-card;

14. “home Member State” means the Member State **where the service provider is established in accordance with the laws of that Member State and** to which the application for a European services e-card **is addressed;**

Or. ro

Amendment 54
Daniel Buda

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

Text proposed by the Commission

Amendment

Providers may choose to apply for a European services e-card.

Providers **seeking recognition of the right to provide services in the host Member State** may choose to apply for a European services e-card **in the home Member State**

when they decide to expand their operations cross-border.

Or. ro

Amendment 55

Daniel Buda

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Any applications for a European services e-card shall be submitted in an electronic platform connected to IMI using a multilingual standard form.

Amendment

Any applications for a European services e-card shall be submitted ***to the competent authority in the home Member State,*** in an electronic platform connected to IMI using a multilingual standard form, ***in accordance with the provisions of this Regulation.***

Or. ro

Amendment 56

Daniel Buda

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point b

Text proposed by the Commission

(b) identification of the ***service activity***, the host Member State, the type of European services e-card envisaged;

Amendment

(b) identification of the ***services that the applicant is seeking to provide***, the host Member State ***where the applicant is seeking to provide these services***, the type of European services e-card envisaged;'

Or. ro

Amendment 57

Kosma Zlotowski, Angel Dzhambazki

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point b

Text proposed by the Commission

(b) identification of the service activity, the host Member State, the type of European services e-card envisaged;

Amendment

(b) identification of the service activity, the host Member State, the type of European services e-card envisaged, ***provided that the identification refers only to statistics, not to the description of an activity.***

Or. en

Amendment 58

Kosma Złotowski, Angel Dzhambazki

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point c

Text proposed by the Commission

(c) ***indication whether provision of information society services are envisaged;***

Amendment

deleted

Or. en

Amendment 59

Daniel Buda

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point d

Text proposed by the Commission

(d) information pertaining to establishment of the provider in the home Member State ***in relation to*** the service activity identified in accordance with (b), including the date of initial establishment and identification of other Member States of establishment;

Amendment

(d) information pertaining ***to the name of the home Member State,*** establishment of the provider in the home Member State ***and the existence and nature of*** the service activity identified in accordance with (b), including the date of initial establishment and identification of other Member States of establishment;

Amendment 60

Kosma Zlotowski, Angel Dzhambazki

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point d

Text proposed by the Commission

Amendment

(d) information pertaining to establishment of the provider in the home Member State in relation to the service activity identified in accordance with (b), ***including the date of initial establishment and identification of other Member States of establishment;***

(d) information pertaining to establishment of the provider in the home Member State in relation to the service activity identified in accordance with (b);

Or. en

Amendment 61

Kosma Zlotowski, Angel Dzhambazki

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point f

Text proposed by the Commission

Amendment

(f) ***information on the good repute of the provider;*** ***deleted***

Or. en

Amendment 62

Kosma Zlotowski, Angel Dzhambazki

Proposal for a regulation

Article 4 – paragraph 1 – subparagraph 3 – point h

Text proposed by the Commission

Amendment

(h) ***a reference to previously issued European services e-cards for the same*** ***deleted***

provider and service activity as identified in accordance with (a) and (b).

Or. en

Amendment 63

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 4 – paragraph 2

Text proposed by the Commission

Amendment

2. *The Commission shall specify how the information referred to in points (a) to (h) above is to be presented in the standard form and lay down the technical details of the standard form throughout the European Union, by way of implementing acts. Those implementing acts shall be adopted in accordance with the examination referred to in Article 16(2).* **deleted**

The application shall include all the necessary supporting documents, uploaded by the applicant into the electronic platform where the standard form for application is made available.

Or. fr

Amendment 64

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 1

Text proposed by the Commission

Amendment

The Commission shall specify how the information referred to in points (a) to (h) above is to be presented in the standard form and lay down the technical details of the standard form throughout the European

The Commission shall **clearly** specify how the information referred to in points (a) to (h) above is to be presented in the standard form and lay down the technical details of the standard form throughout the European

Union, by way of implementing acts.
Those implementing acts shall be adopted
in accordance with the examination
procedure referred to in Article 16(2).

Union, by way of implementing acts.
Those implementing acts shall be adopted
in accordance with the examination
procedure referred to in Article 16(2).

Or. en

Amendment 65

Daniel Buda

Proposal for a regulation

Article 4 – paragraph 2 – subparagraph 2

Text proposed by the Commission

The application shall include all the
necessary **supporting** documents, uploaded
by the applicant into the electronic
platform where the standard form for
application is made available.

Amendment

The application shall include all the
necessary documents uploaded by the
applicant into the electronic platform
where the standard form for application is
made available, ***including proof of an
existing factual and legal situation and of
the veracity of other information.***

Or. ro

Amendment 66

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

**3. The Commission is empowered to
adopt delegated acts in accordance with
Article 15 in order to further specify:**

***a) details of the information elements of
the standard form listed to in letters
paragraph 1, points (a) to (h), which shall
be contained in the standard form;***

***b) further documents or categories of
documents that are exceptionally required
to be included as supporting evidence.;***

Amendment

deleted

Amendment 67

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 4 – paragraph 3

Text proposed by the Commission

Amendment

3. The Commission is empowered to adopt delegated acts in accordance with Article 15 in order to further specify:

deleted

a) details of the information elements of the standard form listed to in letters paragraph 1, points (a) to (h), which shall be contained in the standard form;

b) further documents or categories of documents that are exceptionally required to be included as supporting evidence.;

Amendment 68

Kosma Złotowski, Angel Dzhambazki

Proposal for a regulation

Article 4 – paragraph 4

Text proposed by the Commission

Amendment

4. Member States shall provide to the Commission with all information on the procedural steps related to requirements imposed on providers for the provision of services through a branch, agency or office and for temporary cross-border provision of service activities falling under Directive ...[ESC Directive]....., necessary for the development of the standard application forms, describing the information and documents the presentation of which is required under national law of the provider in relation to

4. Member States shall provide to the Commission with all information on the procedural steps related to requirements imposed on providers for the provision of services through a branch, agency or office and for temporary cross-border provision of service activities falling under Directive ...[ESC Directive]....., necessary for the development of the standard application forms, describing the information and documents the presentation of which is required under national law of the provider in relation to

all applicable requirements, through IMI by [9 months after entry into force of this Regulation] to the extent that the information was not contained in the notification of the requirement itself already submitted under Articles 15(7) and 39(5) of Directive 2006/123/EC.

all applicable requirements, through IMI by [12 months after entry into force of this Regulation] to the extent that the information was not contained in the notification of the requirement itself already submitted under Articles 15(7) and 39(5) of Directive 2006/123/EC.

Or. en

Amendment 69

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 5

Text proposed by the Commission

Amendment

Article 5

deleted

Insurance certificate

1.

Where information on insurance cover is entered into the standard form, in accordance with point (g) of the third subparagraph of Article 4(1), a corresponding insurance certificate shall be attached to the application form.

The insurance distributor or the body appointed by a Member State to provide compulsory insurance shall provide the certificate to the applicant upon request.

The insurance certificate shall contain information about the existence of professional liability insurance for the services concerned, including the territorial scope of such cover in other Member States, the insured risks, the duration, the insured sums per claim and for all claims in a year, and possible exclusions.

2.

The Commission may adopt a harmonised format for the insurance certificate as

referred to in the second subparagraph of paragraph 1 by means of an implementing act.

Those implementing acts shall be adopted in accordance with the examination referred to in Article 16(2).

Or. fr

Justification

Given the diversity of the insurance systems and the insurance claims methods across the Member States, it is unrealistic to want to issue a harmonised certificate. In the worst case scenario, it could damage the safety of consumers and clients whilst making it impossible for insurers to assess risks.

Amendment 70 **Daniel Buda**

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

Text proposed by the Commission

The insurance **distributor** or the body appointed by a Member State to provide compulsory insurance shall provide the certificate to the applicant upon request.

Amendment

The insurance **company** or the body appointed by a Member State to provide compulsory insurance shall provide the certificate **to the insurance distributor or** to the applicant upon request. **The insurance distributor shall forward the certificate to the applicant.**

Or. ro

Amendment 71 **Kostas Chrysogonos, Jiří Maštálka**

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

Text proposed by the Commission

The Commission may adopt a harmonised format for the insurance certificate as

Amendment

deleted

referred to in the second subparagraph of paragraph 1 by means of an implementing act.

Or. en

Amendment 72

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 5 – paragraph 2 – subparagraph 2

Text proposed by the Commission

Amendment

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 16(2). **deleted**

Or. en

Amendment 73

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 6 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Providers who hold a European services e-card may submit a declaration in advance as referred to in Article 7 of Directive 2005/36/EC in relation to the professional qualifications of the staff they intend to second to the host Member State, in connection with the service activity for which the e-card applies, to the competent authority in the host Member State as defined in point (ii) of Article 3(18) of this Regulation, through an electronic platform connected to IMI. **deleted**

Or. en

Amendment 74

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 6 – paragraph 3

Text proposed by the Commission

Amendment

3. Providers who hold a European services e-card may also submit a declaration pursuant to Article 9 of Directive 2014/67/EU, relating to the workers that they intend to post to the host Member State in connection with the service activity for which the card applies, to the competent authority in the host Member State as defined in Article 2(a) of Directive 2014/67/EU through the electronic platform connected to IMI referred to in paragraph 1 where a host Member State has communicated to the Commission that this possibility should apply for the posting of workers in its territory. **deleted**

To make use of the possibility provided for in the first subparagraph, a host Member State shall provide all the elements required in accordance with point a) of paragraph 1 and paragraph 2 of Article 9 of Directive 2014/67/EU as the basis for a multi-lingual form to be submitted for the declaration of posted workers on its territory. The Commission shall publish this form in the Official Journal and make it available in the electronic platform connected to the IMI. The relevant information with regard to the elements required shall be available for the host Member State concerned in full compliance with the language requirements set out in Article 9(1)(a) of Directive 2014/67/EU.

A declaration communicated in accordance with the first and second subparagraph shall constitute a valid declaration for the purpose of point a) of paragraph 1 and of paragraph 2 of Article

9 of Directive 2014/67/EU, without prejudice to other administrative requirements or control measures imposed by the host Member State in accordance with Article 9 of that Directive.

A host Member State may notify the Commission that it does no longer wish to apply the possibility provided for in the first subparagraph.

Or. en

Amendment 75

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 6 – paragraph 3 – subparagraph 1

Text proposed by the Commission

Amendment

Providers who hold a European services e-card may also submit a declaration pursuant to Article 9 of Directive 2014/67/EU, relating to the workers that they intend to post to the host Member State in connection with the service activity for which the card applies, to the competent authority in the host Member State as defined in Article 2(a) of Directive 2014/67/EU through the electronic platform connected to IMI referred to in paragraph 1 where a host Member State has communicated to the Commission that this possibility should apply for the posting of workers in its territory.

deleted

Or. en

Amendment 76

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

PE615.319v01-00

46/63

AM\1141150EN.docx

Article 6 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Amendment

To make use of the possibility provided for in the first subparagraph, a host Member State shall provide all the elements required in accordance with point a) of paragraph 1 and paragraph 2 of Article 9 of Directive 2014/67/EU as the basis for a multi-lingual form to be submitted for the declaration of posted workers on its territory. The Commission shall publish this form in the Official Journal and make it available in the electronic platform connected to the IMI. The relevant information with regard to the elements required shall be available for the host Member State concerned in full compliance with the language requirements set out in Article 9(1)(a) of Directive 2014/67/EU.

deleted

Or. en

Amendment 77

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 6 – paragraph 3 – subparagraph 3

Text proposed by the Commission

Amendment

A declaration communicated in accordance with the first and second subparagraph shall constitute a valid declaration for the purpose of point a) of paragraph 1 and of paragraph 2 of Article 9 of Directive 2014/67/EU, without prejudice to other administrative requirements or control measures imposed by the host Member State in accordance with Article 9 of that Directive.

deleted

Or. en

Amendment 78

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 6 – paragraph 3 – subparagraph 4

Text proposed by the Commission

Amendment

A host Member State may notify the Commission that it does no longer wish to apply the possibility provided for in the first subparagraph. **deleted**

Or. en

Amendment 79

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 6 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission is empowered to adopt technical rules by means of implementing acts concerning the design of the multilingual form referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 16(2). **deleted**

Or. fr

Amendment 80

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 6 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission is empowered to adopt technical rules by means of **deleted**

implementing acts concerning the design of the multilingual form referred to in paragraph 1. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 16(2).

Or. en

Amendment 81

Daniel Buda

Proposal for a regulation

Article 7 – paragraph 1 – subparagraph 2

Text proposed by the Commission

Regarding declarations in advance in relation to the professional qualifications of the provider, the attestations referred to in points b) and d) of Article 7(2) of Directive 2005/36/EC shall be replaced by the completed application form for a European services e-card, communicated to the host Member State in accordance with Article 11 of Directive [ESC Directive]....., proving establishment of the provider.

Amendment

Regarding declarations in advance in relation to the professional qualifications of the provider, ***his/her nationality, details regarding the insurance certificate***, the attestations referred to in points b) and d) of Article 7(2) of Directive 2005/36/EC shall be replaced by the completed application form for ***issuance of*** a European services e-card, communicated to the host Member State in accordance with Article 11 of Directive [ESC Directive]....., proving ***legal*** establishment of the provider’

Or. ro

Amendment 82

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 7 – paragraph 3

Text proposed by the Commission

3. The Commission may adopt technical rules by means of implementing acts concerning the design of the multilingual form referred to in

Amendment

deleted

paragraph 1. Those implementing acts shall be adopted in accordance with the procedure referred to in Article 16(2).

Or. fr

Amendment 83

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 8 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Amendment

Providers shall have the right to fully electronic handling and processing of the procedures for the application, issue and update of a European services e-card as well as to fully electronic formalities in accordance with Articles 6(1), 6(3) and 7.

deleted

Or. fr

Justification

Keeping a non-electronic component of file management is preferable, particularly for security reasons.

Amendment 84

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 8 – paragraph 1 – subparagraph 3

Text proposed by the Commission

Amendment

Member States shall determine whether the procedural workflows between their coordinating authorities and their competent authorities involved in the European services e-card procedures and formalities for secondment of staff and movement of self-employed in accordance

Member States shall determine whether the procedural workflows between their coordinating authorities and their competent authorities involved in the European services e-card procedures and formalities for secondment of staff and movement of self-employed in accordance with Articles 6 and 7 shall be electronic or not. *They shall promote electronic flow by*

with Articles 6 and 7 shall be electronic or not.

seeking to accelerate procedures and to reduce bureaucratic delays.

Or. en

Amendment 85

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 8 – paragraph 2

Text proposed by the Commission

Amendment

2. The Commission shall adopt technical specifications for the electronic handling and processing of the procedures referred to in paragraph 1 by means of implementing acts, including measures to ensure the integrity, confidentiality and accuracy of the information, as well as the conditions and the procedures for the holder of a European services e-card to download such information, to allow third parties to access such information and for those third parties to verify that same information.

deleted

Those implementing acts shall be adopted in accordance with the examination referred to in Article 16(2).

Or. fr

Amendment 86

Daniel Buda

Proposal for a regulation

Article 8 – paragraph 3

Text proposed by the Commission

Amendment

3. The coordinating authorities of Member States shall inform the public about the functioning and the value added

3. Member States shall ensure that the coordinating *and/or competent* authorities inform the public *and, in*

of the European services e-card and the formalities for secondment of staff and movement of self-employed in accordance with Articles 6(1) and 7.

particular, service providers in the business and construction sectors and regularly carry out promotion campaigns about the functioning and the value added of the European services e-card and the formalities for secondment of staff and movement of self-employed in accordance with Articles 6(1) and 7.

Or. ro

Amendment 87

Daniel Buda

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

1. In the context of procedures to issue, update, suspend or revoke a European services e-card competent authorities of Member States shall accept documents in a simple copy form and shall not request that documents submitted to them are subject to legalisation, apostille formalities, certification or authentication.

Amendment

1. In the context of procedures to issue, update, suspend or revoke a European services e-card competent authorities of Member States shall accept documents in a simple copy form *from the European services e-card applicant*, and shall not request that documents submitted to them are subject to legalisation, apostille formalities, certification or authentication.

Or. ro

Amendment 88

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 9 – paragraph 1

Text proposed by the Commission

1. In the context of procedures to issue, update, suspend or revoke a European services e-card competent authorities of Member States *shall accept documents in a simple copy form and*

Amendment

1. In the context of procedures to issue, update, suspend or revoke a European services e-card competent authorities of Member States *may* request that documents submitted to them are

shall not request that documents submitted to them are subject to legalisation, apostille formalities, certification or authentication.

subject to legalisation, apostille formalities, certification or authentication.

Or. en

Amendment 89

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 9 – paragraph 3

Text proposed by the Commission

Amendment

3. *A certified translation shall not be requested for documents used in the context of procedures to issue, update, suspend or revoke a European services e-card or in the context of formalities for secondment of staff and movement of self-employed in accordance with Articles 6 (1) and 7. This shall not affect the right of Member States to require non-certified translations of documents in one of their official languages, in accordance with EU law.* **deleted**

Or. fr

Justification

Given the linguistic and cultural diversity in the EU, it is dangerous to rely on automatic translation of the online system, particularly for documents containing important information. It is the responsibility of a card applicant to provide the certified translated documents in all the EU's languages as these documents are meant to be consulted in all the Member States if the card is issued.

Amendment 90

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 9 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission shall adopt technical rules for automatic translation of information and documents in the context of procedures to issue, update, suspend or revoke a European services e-card or in the context of formalities for secondment of staff and movement of self-employed in accordance with Articles 6(1) and 7 by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination referred to in Article 16(2). *deleted*

Or. fr

Amendment 91
Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation
Article 9 – paragraph 4

Text proposed by the Commission

Amendment

4. The Commission shall adopt technical rules for automatic translation of information and documents in the context of procedures to issue, update, suspend or revoke a European services e-card or in the context of formalities for secondment of staff and movement of self-employed in accordance with Articles 6(1) and 7 by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination referred to in Article 16(2). *deleted*

Or. en

Amendment 92
Daniel Buda

Proposal for a regulation
Article 10 – paragraph 1 – subparagraph 1

Text proposed by the Commission

Any fees charged in the context of a procedure to issue a European services e-card shall be reasonable and proportionate and shall not exceed the cost directly ensuing from the specific work related to the procedure.

Amendment

Any fees charged in the context of a procedure to issue a European services e-card shall be reasonable and proportionate, ***shall not act as a disincentive for applicants, shall not exceed total fees for existing procedures*** and shall not exceed the cost directly ensuing from the specific work related to the procedure.'

Or. ro

Amendment 93

Daniel Buda

Proposal for a regulation

Article 10 – paragraph 2

Text proposed by the Commission

2. Member States shall communicate the fees and payment modalities introduced under this Article to the Commission through IMI by [2 years after entry into force of this Regulation] at the latest and shall publish this information appropriately.

Amendment

2. Member States shall communicate the fees and payment modalities introduced under this Article to the Commission through IMI, by [1 year after entry into force of this Regulation] at the latest and shall publish this information appropriately.

Or. ro

Amendment 94

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 10 – paragraph 3 – subparagraph 1

Text proposed by the Commission

The Commission shall adopt technical rules regarding payment modalities and processing by means of implementing acts.

Amendment

deleted

Amendment 95

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 10 – paragraph 3 – subparagraph 2

Text proposed by the Commission

Amendment

Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 16(2). **deleted**

Amendment 96

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 11

Text proposed by the Commission

Amendment

Article 11

deleted

Statement relating to third party liability claims

1. An insurance distributor shall issue, within 15 days of receiving a request to this effect from the policyholder, a statement concerning the third party liability claims related to his activities covered by the contract of professional liability insurance, during the preceding years of the contractual relationship up to a maximum of 5 years, or to the absence of such claims, describing the liabilities arising from provision of the services in question which were the object of a claim.

2.

The Commission may adopt rules on the standardised presentation format of the

statement referred to in paragraph 1 by means of implementing acts.

Those implementing acts shall be adopted in accordance with the examination referred to in Article 16(2).

Or. fr

Justification

Given the diversity of the insurance systems and the insurance claims methods across the Member States, it is unrealistic to want to issue a harmonised certificate. In the worst case scenario, it could damage the safety of consumers and clients whilst making it impossible for insurers to assess risks. Moreover, the five-year limit prevents an accurate risk assessment over the period.

Amendment 97

Daniel Buda

Proposal for a regulation

Article 11 – paragraph 1

Text proposed by the Commission

1. An insurance **distributor** shall issue, within 15 days of receiving a request to this effect from the policyholder, a statement concerning the third party liability claims related to his activities covered by the contract of professional liability insurance, during the preceding years of the contractual relationship up to a maximum of 5 years, or to the absence of such claims, describing the liabilities arising from provision of the services in question which were the object of a claim.

Amendment

1. The insurance **company** shall issue, within 15 days of receiving a request to this effect from the policyholder, a statement concerning the third party liability claims related to his activities covered by the contract of professional liability insurance, during the preceding years of the contractual relationship up to a maximum of 5 years, or to the absence of such claims, describing the liabilities arising from provision of the services in question which were the object of a claim.

Or. ro

Amendment 98

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 12

Text proposed by the Commission

Amendment

Article 12

deleted

Obligations for insurance distributors

Insurance distributors and bodies appointed by a Member State to provide compulsory insurance shall duly take into account in the acceptance policy and in the calculation of premiums, in a non-discriminatory manner, the experience of the provider as reflected in the claims statement issued in accordance with Article 11, as presented by the provider.

Or. fr

Justification

This insurance obligation is a violation of consumer and citizen protection rules as the prohibition on discriminating against an insured party based on their country of origin would be to deny the presence of risk inherent to cultural differences, and thus to gainsay the insurer's work. This ideological measure goes against the point of insurance and such a proposal does not have a place in this text.

Amendment 99

Daniel Buda

Proposal for a regulation

Article 12 – title

Text proposed by the Commission

Amendment

Obligations for insurance ***distributors***

Obligations for insurance ***companies***

Or. ro

Amendment 100

Daniel Buda

Proposal for a regulation

Article 12 – paragraph 1

Text proposed by the Commission

Insurance **distributors** and bodies appointed by a Member State to provide compulsory insurance shall duly take into account in the acceptance policy and in the calculation of premiums, in a non-discriminatory manner, the experience of the provider as reflected in the claims statement issued in accordance with Article 11, as presented by the provider.

Amendment

Insurance **companies** and bodies appointed by a Member State to provide compulsory insurance shall duly take into account in the acceptance policy and in the calculation of premiums, in a non-discriminatory manner, the experience of the provider as reflected in the claims statement issued in accordance with Article 11, as presented by the provider.

Or. ro

Amendment 101

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 13

Text proposed by the Commission

Article 13

Obligations for professional organisations

Professional organisations, including competent authorities as defined in points (i) and (ii) of Article 3(18), which offer group cover related to professional liability insurance to their members or to providers of services under specific conditions, shall ensure access to such cover, under the same conditions in a non-discriminatory manner, to providers of services from other Member States which express an interest in benefiting from such group cover.

Amendment

deleted

Or. fr

Amendment 102

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 14 – paragraph 1

Text proposed by the Commission

1. Coordinating authorities and competent authorities in different Member States shall exchange information and give each other mutual assistance in the context of a procedure to issue suspend, revoke or cancel a European services e-card as well as in the update of the information contained therein. This obligation shall also apply in the context of formalities in accordance with Articles 6 (1) and 7 for secondment of staff and movement of self-employed, in relation to competent authorities as defined in point (ii) of Article 3(19).

Amendment

1. Coordinating authorities and competent authorities in different Member States shall exchange information and give each other mutual assistance in the context of a procedure to issue suspend, revoke or cancel a European services e-card as well as in the update of the information contained therein ***with a view to speeding up the above-mentioned procedures***. This obligation shall also apply in the context of formalities in accordance with Articles 6 (1) and 7 for secondment of staff and movement of self-employed, in relation to competent authorities as defined in point (ii) of Article 3(19).

Or. en

Amendment 103

Daniel Buda

Proposal for a regulation Article 14 – paragraph 1

Text proposed by the Commission

1. Coordinating authorities and competent authorities in different Member States shall exchange information and give each other mutual assistance in the context of a procedure to issue suspend, revoke or cancel a European services e-card as well as in the update of the information contained therein. This obligation shall also apply in the context of formalities in accordance with Articles 6 (1) and 7 for secondment of staff and movement of self-employed, in relation to competent authorities as defined in point (ii) of Article 3(19).

Amendment

1. Coordinating authorities and competent authorities in different Member States shall exchange information and give each other mutual assistance in the context of a procedure to issue suspend, revoke or cancel a European services e-card as well as in ***the monitoring/supervision and*** update of the information contained therein. This obligation shall also apply in the context of formalities in accordance with Articles 6 (1) and 7 for secondment of staff and movement of self-employed, in relation to competent authorities as defined in point (ii) of Article 3(19).

Or. ro

Amendment 104

Gilles Lebreton, Marie-Christine Boutonnet

Proposal for a regulation

Article 14 – paragraph 3 – subparagraph 1

Text proposed by the Commission

Amendment

The Commission shall adopt technical rules for the handling and processing of exchanges of information and mutual assistance referred to in paragraphs 1 and 3 by means of implementing acts. This shall be without prejudice to the functioning of the interconnection systems referred to in paragraph 2 of this Article and their respective technical specifications.

deleted

Or. fr

Amendment 105

Daniel Buda

Proposal for a regulation

Article 15 – paragraph 1

Text proposed by the Commission

Amendment

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

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

Or. ro

Amendment 106

Kosma Zlotowski, Angel Dzhambazki

Proposal for a regulation
Article 17 – paragraph 1

Text proposed by the Commission

1. For the purposes of this Regulation, each Member State shall designate one coordinating **authority**, empowered to perform the tasks assigned to them in accordance with this Regulation.

Amendment

1. For the purposes of this Regulation, each Member State shall designate one **or more** coordinating **authorities**, empowered to perform the tasks assigned to them in accordance with this Regulation.

Or. en

Amendment 107
Kosma Złotowski, Angel Dzhambazki

Proposal for a regulation
Article 17 – paragraph 2

Text proposed by the Commission

2. Member States shall communicate the identity of the coordinating authorities designated in accordance with paragraph 1 to the Commission by [**9** months after entry into force of this Regulation] at the latest and register it in IMI in accordance with Article 5(f) of Regulation (EU) 1024/2012.

Amendment

2. Member States shall communicate the identity of the coordinating authorities designated in accordance with paragraph 1 to the Commission by [**12** months after entry into force of this Regulation] at the latest and register it in IMI in accordance with Article 5(f) of Regulation (EU) 1024/2012.

Or. en

Amendment 108
Daniel Buda

Proposal for a regulation
Article 18 – paragraph 1

Text proposed by the Commission

The Commission, with Member States, social partners and other relevant stakeholders, will establish monitoring arrangements to monitor the implementation and the **impacts** of this

Amendment

The Commission, with Member States, social partners and other relevant stakeholders, will establish monitoring arrangements to monitor the implementation and the **impact** of this

Regulation, in particular its **impacts** on the freedom of establishment and freedom to provide services across Member States for the services covered, with regard to costs for providers of expanding operations cross-border, enhancing transparency about cross-border providers, increasing competition and how **it** impacts prices and quality of those services concerned, considering relevant indicators.

Regulation, in particular its **impact** on the freedom of establishment and freedom to provide services across Member States for the services covered, with regard to **simplification of administrative procedures for the cross-border expansion of operations**, costs for providers of expanding operations cross-border, enhancing transparency about cross-border providers, increasing competition **and competitiveness**, and how **these** impact prices and quality of those services concerned, considering relevant indicators.

Or. ro

Amendment 109

Kostas Chrysogonos, Jiří Maštálka

Proposal for a regulation

Article 19 – paragraph 1

Text proposed by the Commission

By 60 months after entry into force of this Regulation and at the latest every five years thereafter, the Commission shall carry out an evaluation of this Regulation and submit to the European Parliament and the Council a report on its performance, including an analysis of the impact on administrative burden incurred upon by service providers active across borders. This report shall also include an assessment of any practical experience relevant to cooperation between coordinating authorities. ***This report shall contain an assessment of the appropriateness of introducing a European services e-card for other service activities. It shall contain an evaluation of Directive[ESC Directive]...in line with its Article 21.***

Amendment

By 60 months after entry into force of this Regulation and at the latest every five years thereafter, the Commission shall carry out an evaluation of this Regulation and submit to the European Parliament and the Council a report on its performance, including an analysis of the impact on administrative burden incurred upon by service providers active across borders. This report shall also include an assessment of any practical experience relevant to cooperation between coordinating authorities. ***The e-card shall not in any way replace or integrate control measures and national procedures that Member States have established in accordance with Directive 2014/67/EU.***

Or. en