

Amendment 20

Henna Virkkunen, Jens Gieseke, Markus Pieper, Markus Ferber, Isabel Benjumea Benjumea, Alexander Bernhuber, Stefan Berger, Paolo Borchia, Salvatore De Meo, Herbert Dorfmann, Lena Düpont, Maria Grapini, Enikő Győri, Peter Jahr, Radan Kanev, Seán Kelly, Stelios Kypourouopoulos, Arba Kokalari, Ondřej Kovařík, Georgios Kyrtos, Elżbieta Katarzyna Łukacijewska, Lukas Mandl, Marian-Jean Marinescu, Liudas Mažylis, Marlene Mortler, Angelika Niebler, Mauri Pekkarinen, Jessica Polfjärd, Robert Roos, Christian Sagartz, Massimiliano Salini, Petri Sarvamaa, Simone Schmiedtbauer, Christine Schneider, Sven Schulze, Ralf Seekatz, Sven Simon, Jessica Stegrud, Riho Terras, Barbara Thaler, Tomas Tobé, Sabine Verheyen, Marion Walsmann, Jörgen Warborn, Angelika Winzig

Report**A9-0018/2021****Lara Wolters**

Corporate due diligence and corporate accountability
(2020/2129(INL))

Motion for a resolution**Annex - Part I - Article 2 - paragraph 3 a (new)***Proposal for a recommendation**Amendment*

3a. Member States may exempt micro-undertakings and small and medium-sized enterprises as defined in Directive 2013/34/EU of the European Parliament and of the Council from the application of the obligations set out in this Directive.

Or. en

Amendment 21

Henna Virkkunen, Jens Gieseke, Markus Pieper, Markus Ferber, Isabel Benjumea Benjumea, Alexander Bernhuber, Stefan Berger, Paolo Borchia, Salvatore De Meo, Herbert Dorfmann, Lena Düpont, Maria Grapini, Enikő Győri, Peter Jahr, Radan Kanev, Seán Kelly, Stelios Kypouropoulos, Arba Kokalari, Georgios Kyrtos, Elżbieta Katarzyna Łukacijewska, Lukas Mandl, Marian-Jean Marinescu, Liudas Mažylis, Marlene Mortler, Angelika Niebler, Mauri Pekkarinen, Jessica Polfjård, Robert Roos, Christian Sagartz, Massimiliano Salini, Petri Sarvamaa, Simone Schmiedtbauer, Christine Schneider, Sven Schulze, Ralf Seekatz, Sven Simon, Jessica Stegrud, Riho Terras, Barbara Thaler, Tomas Tobé, Sabine Verheyen, Marion Walsmann, Jörgen Warborn, Angelika Winzig

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Corporate due diligence and corporate accountability
(2020/2129(INL))

Motion for a resolution**Annex - Part I - Article 3 - paragraph 1 - point 9***Proposal for a recommendation**Amendment*

9. 'control' means the possibility for an undertaking to exercise decisive influence on another undertaking, in particular by ***ownership or the right to use all or part of the assets of the latter, or by rights or contracts or any other means, having regard to all factual considerations, which confer*** decisive influence on the composition, voting or decisions of the decision making bodies of an undertaking;

9. 'control' means the possibility for an undertaking to exercise decisive influence on another undertaking, in particular by ***having*** decisive influence on the ***strategic decisions of the undertaking*** or composition, voting or decisions of the decision making bodies of an undertaking;

Or. en

Amendment 22

Henna Virkkunen, Jens Gieseke, Markus Pieper, Markus Ferber, Isabel Benjumea Benjumea, Alexander Bernhuber, Stefan Berger, Paolo Borchia, Salvatore De Meo, Herbert Dorfmann, Lena Düpont, Maria Grapini, Enikő Győri, Peter Jahr, Radan Kanev, Seán Kelly, Stelios Kypouropoulos, Arba Kokalari, Georgios Kyrtos, Elżbieta Katarzyna Łukacijewska, Lukas Mandl, Marian-Jean Marinescu, Liudas Mažylis, Marlene Mortler, Angelika Niebler, Mauri Pekkarinen, Jessica Polfjärd, Robert Roos, Christian Sagartz, Massimiliano Salini, Petri Sarvamaa, Simone Schmiedtbauer, Christine Schneider, Sven Schulze, Ralf Seekatz, Sven Simon, Jessica Stegrud, Riho Terras, Barbara Thaler, Tomas Tobé, Sabine Verheyen, Marion Walsmann, Jörgen Warborn, Angelika Winzig

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Corporate due diligence and corporate accountability
(2020/2129(INL))

Motion for a resolution**Annex - Part I - Article 4 - paragraph 7***Proposal for a recommendation*

7. Undertakings shall carry out value chain due diligence which is proportionate and commensurate to the likelihood and severity of their potential and actual adverse impacts and their specific circumstances, particularly their sector of activity, the size and length of their value chain, the size of the undertaking, its capacity, resources and leverage.

Amendment

7. Undertakings shall carry out value chain due diligence which is proportionate and commensurate to the likelihood and severity of their potential and actual adverse impacts and their specific circumstances, particularly their sector of activity, the size and length of their value chain, ***their position in the value chain***, the size ***and business demographics*** of the undertaking, its capacity, resources and leverage.

Or. en

Amendment 23

Henna Virkkunen, Jens Gieseke, Markus Pieper, Markus Ferber, Isabel Benjumea Benjumea, Alexander Bernhuber, Stefan Berger, Paolo Borchia, Salvatore De Meo, Herbert Dorfmann, Lena Düpont, Maria Grapini, Enikő Győri, Peter Jahr, Radan Kanev, Seán Kelly, Arba Kokalari, Georgios Kyrtos, Elżbieta Katarzyna Łukacijewska, Lukas Mandl, Marian-Jean Marinescu, Liudas Mažylis, Marlene Mortler, Angelika Niebler, Mauri Pekkarinen, Jessica Polfjärd, Robert Roos, Christian Sagartz, Massimiliano Salini, Petri Sarvamaa, Simone Schmiedtbauer, Christine Schneider, Sven Schulze, Ralf Seekatz, Sven Simon, Jessica Stegrud, Riho Terras, Barbara Thaler, Tomas Tobé, Sabine Verheyen, Marion Walsmann, Jörgen Warborn, Angelika Winzig

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Corporate due diligence and corporate accountability
(2020/2129(INL))

Motion for a resolution**Annex - Part I - Article 4 - paragraph 8***Proposal for a recommendation*

8. Undertakings shall ensure that their business relationships put in place and carry out human rights, environmental and good governance policies that are in line with their due diligence strategy, ***including for instance by means of framework agreements, contractual clauses, the adoption of codes of conduct or by means of certified and independent audits.*** Undertakings shall ensure that their purchase policies do not cause or contribute to potential or actual adverse impacts on human rights, the environment or good governance.

Amendment

8. Undertakings shall ensure that their business relationships put in place and carry out human rights, environmental and good governance policies that are in line with their due diligence strategy, ***but shall not pass on their original due diligence obligations to their business relationships or contractually oblige them to fulfil those obligations on their behalf.*** Undertakings shall ensure that their purchase policies do not cause or contribute to potential or actual adverse impacts on human rights, the environment or good governance.

Or. en

Amendment 24

Henna Virkkunen, Jens Gieseke, Markus Pieper, Markus Ferber, Isabel Benjumea Benjumea, Alexander Bernhuber, Stefan Berger, Paolo Borchia, Salvatore De Meo, Herbert Dorfmann, Lena Düpont, Maria Grapini, Enikő Győri, Peter Jahr, Radan Kanev, Seán Kelly, Arba Kokalari, Georgios Kyrtos, Elżbieta Katarzyna Łukacijewska, Lukas Mandl, Marian-Jean Marinescu, Liudas Mažylis, Marlene Mortler, Angelika Niebler, Mauri Pekkarinen, Jessica Polfjärd, Robert Roos, Christian Sagartz, Massimiliano Salini, Petri Sarvamaa, Simone Schmiedtbauer, Christine Schneider, Sven Schulze, Ralf Seekatz, Sven Simon, Jessica Stegrud, Riho Terras, Barbara Thaler, Tomas Tobé, Sabine Verheyen, Marion Walsmann, Jörgen Warborn, Angelika Winzig

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Corporate due diligence and corporate accountability
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Motion for a resolution**Annex - Part I - Article 4 - paragraph 9***Proposal for a recommendation*

9. Undertakings shall ***regularly verify that subcontractors and suppliers comply with their obligations under paragraph 8.***

Amendment

9. Undertakings shall ***not pass on their due diligence obligations to their business relationships or contractually oblige subcontractors or suppliers to fulfil them on their behalf.***

Or. en