



2022/2188(INI)

26.5.2023

AMENDMENTS

1 - 32

Draft opinion

Anna Cavazzini

(PE745.450v01-00)

Implementation report on the EU-UK Trade and Cooperation Agreement
(2022/2188(INI))

AM_Com_NonLegOpinion

Amendment 1
Ivan Štefanec

Draft opinion
Recital A

Draft opinion

A. whereas at the end of the transition period, the UK and the EU established two separate customs territories and two separate markets for goods, each with its own regulatory regime;

Amendment

A. whereas at the end of the transition period, the UK and the EU established two separate customs territories and two separate markets for goods **and services**, each with its own regulatory regime;

Or. en

Amendment 2
Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion
Recital B

Draft opinion

B. whereas the full implementation of the Windsor Framework is of the utmost importance for the integrity of the internal market and the customs union, which are areas that fall under the responsibility of the Committee on the Internal Market and Consumer Protection;

Amendment

B. whereas the ***economic partnership between the EU and UK should generate mutually beneficial opportunities and ensure legal certainty for businesses, especially SMEs and protection for consumers***; ***whereas*** full implementation of the Windsor Framework is of the utmost importance for the integrity of the internal market and the customs union, which are areas that fall under the responsibility of the Committee on the Internal Market and Consumer Protection;

Or. en

Amendment 3
Anne-Sophie Pelletier

Draft opinion
Recital B

Draft opinion

B. whereas the full implementation of

Amendment

B. whereas the full implementation of

the Windsor Framework is of the utmost importance for the integrity of the internal market and the customs union, which are areas that fall under the responsibility of the Committee on the Internal Market and Consumer Protection;

the Windsor Framework is of the utmost importance *in order to avoid a hardening of the boarder on the island of Ireland, and thus protecting the all-island economy and safeguards the Good Friday Agreement in all its dimensions and* for the integrity of the internal market and the customs union, which are areas that fall under the responsibility of the Committee on the Internal Market and Consumer Protection;

Or. en

Amendment 4 **Eugen Jurzyca**

Draft opinion **Recital C**

Draft opinion

C. whereas the full implementation of the provisions of the EU-UK Withdrawal Agreement, in particular the Protocol on Ireland and Northern Ireland and the new Windsor Framework, is *a precondition for the UK to benefit from the advantages of* the EU-UK Trade and Cooperation Agreement (TCA);

Amendment

C. whereas the full implementation of the provisions of the EU-UK Withdrawal Agreement, in particular the Protocol on Ireland and Northern Ireland and the new Windsor Framework, is *necessary to ensure smooth trade and cooperation under* the EU-UK Trade and Cooperation Agreement (TCA); *whereas the new Windsor Framework is primarily benefitting the UK, but its contribution to the overall trade and investment cooperation benefits both the EU and the UK;*

Or. en

Amendment 5 **Ivan Štefanec**

Draft opinion **Recital C a (new)**

Draft opinion

Amendment

C a. whereas the full implementation of the provisions of the EU-UK Withdrawal

Agreement in all areas as trade in goods and in services, digital trade, intellectual property, public procurement, aviation and road transport, energy, fisheries, social security coordination, law enforcement and judicial cooperation in criminal matters, thematic cooperation and participation in Union programmes are preconditions for maximising beneficial impact on both cooperation partners;

Or. en

Amendment 6

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion

Recital C a (new)

Draft opinion

Amendment

C a. whereas EU has reacted quickly to implement the Windsor framework and now the UK is expected to promptly implement its part thereof;

Or. en

Amendment 7

René Repasi

Draft opinion

Recital G

Draft opinion

Amendment

G. whereas the UK Competition and Markets Authority is no longer part of the EU Consumer Protection Cooperation Network; whereas cooperation between authorities is vital to ensure proper enforcement of consumer rights;

G. whereas the UK Competition and Markets Authority is no longer part of the EU Consumer Protection Cooperation Network; whereas *close cooperation and the exchange of information* between authorities is vital to ensure proper enforcement of consumer rights *and should therefore be further encouraged*;

Or. en

Amendment 8

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion

Recital G

Draft opinion

G. whereas the UK Competition and Markets Authority is no longer part of the EU Consumer Protection Cooperation Network; whereas cooperation between authorities is vital to ensure proper enforcement of consumer rights;

Amendment

G. whereas the UK Competition and Markets Authority is no longer part of the EU Consumer Protection Cooperation Network; whereas cooperation between authorities is vital to ensure proper enforcement of consumer rights ***and should be stepped up***;

Or. en

Amendment 9

René Repasi

Draft opinion

Recital H

Draft opinion

H. whereas EU and UK consumer protection provisions will diverge over time ***and*** will impact consumers, notably when it comes to passenger rights; whereas the Commission will track the divergence between EU and UK laws; whereas access to this divergence tracking would benefit Parliament and civil society organisations by better allowing them to scrutinise the implementation of the TCA;

Amendment

H. whereas EU and UK ***legislation and thus also*** consumer protection provisions will diverge over time ***which*** will impact consumers, notably when it comes to passenger rights; ***whereas already existing or future divergence of rules may lead to the need for reconsideration of equivalence decisions***; whereas the Commission will track the divergence between EU and UK laws; whereas access to this divergence tracking would benefit Parliament and civil society organisations by better allowing them to scrutinise the implementation of the TCA;

Or. en

Amendment 10

Eugen Jurzyca

Draft opinion

Recital H

Draft opinion

H. whereas EU and UK consumer protection provisions will diverge over time and will impact consumers, notably when it comes to passenger rights; whereas the Commission will track the divergence between EU and UK laws; whereas access to this divergence tracking would benefit Parliament and civil society organisations by better allowing them to scrutinise the implementation of the TCA;

Amendment

H. whereas EU and UK consumer protection provisions will diverge over time and will impact consumers, notably when it comes to passenger rights; whereas the Commission will track the divergence between EU and UK laws; whereas ***the divergence may also draw attention to better practices in the UK compared to the EU laws, whereas the Commission should analyse those cases and highlight best practices applicable for the EU law;*** whereas access to this divergence tracking would benefit Parliament and civil society organisations by better allowing them to scrutinise the implementation of the TCA;

Or. en

Amendment 11

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion

Recital H

Draft opinion

H. whereas EU and UK consumer protection provisions will diverge over time and will impact consumers, notably when it comes to passenger rights; whereas the Commission will track the divergence between EU and UK laws; whereas access to this divergence tracking **would** benefit Parliament and civil society organisations by better allowing them to scrutinise the implementation of the TCA;

Amendment

H. whereas EU and UK consumer protection provisions will diverge over time and will impact consumers, notably when it comes to passenger rights; whereas the Commission will track the divergence between EU and UK laws; whereas access to this divergence tracking **will** benefit Parliament and civil society organisations by better allowing them to scrutinise the implementation of the TCA;

Or. en

Amendment 12

Eugen Jurzyca

Draft opinion

Recital I

Draft opinion

I. whereas as of 2021, all exports from the UK to the EU are subject to customs procedures and checks; whereas the UK has delayed EU import checks four times since it left the EU;

Amendment

I. whereas as of 2021, all exports from the UK to the EU are subject to customs procedures and checks; whereas ***unnecessary red-tape and regulatory barriers need to be minimized to ensure efficient trade between the EU and the UK***; whereas the UK has delayed EU import checks four times since it left the EU;

Or. en

Amendment 13
Ivan Štefanec

Draft opinion
Recital I a (new)

Draft opinion

Amendment

I a. whereas two separate customs markets represent more administrative and economic burdens, especially for medium and small enterprises, leading to mutually detrimental effects;

Or. en

Amendment 14
Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion
Paragraph 1

Draft opinion

Amendment

1. Welcomes the conclusion of the Windsor Framework; welcomes the fact that this agreement establishes new rules with regard to sharing customs data in order to enable real-time access; takes note of the recommendation of 24 March 2023 on the subject of enforcement and market surveillance;

1. Welcomes the conclusion of the Windsor Framework; welcomes the fact that this agreement establishes new rules with regard to sharing customs data in order to enable real-time access; takes note of the recommendation of 24 March 2023 on the subject of enforcement and market surveillance ***and stresses the need for effective mechanisms to ensure***

compliance with regulatory requirements, in order to provide legal certainty for businesses, especially SMEs, to enhance consumer protection and to guarantee level playing field in the EU-UK relationship;

Or. en

Amendment 15

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion Paragraph 2

Draft opinion

2. Considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate the unprecedented levels of UK access to the EU internal market under the TCA;

Amendment

2. ***Stresses that EU has reacted quickly to implement the Windsor framework and now the UK is expected to promptly implement its part thereof; furthermore,*** considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate the unprecedented levels of UK access to the EU internal market under the TCA ***while preserving the integrity of the internal market and the customs union, and fostering fair competition;***

Or. en

Amendment 16 Ivan Štefanec

Draft opinion Paragraph 2

Draft opinion

2. Considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate the unprecedented levels of UK access to the EU internal market under the TCA;

Amendment

2. Considers it essential ***and urgent*** that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate the unprecedented levels of UK access to the EU internal market under the TCA;

Amendment 17

René Repasi

Draft opinion

Paragraph 2

Draft opinion

2. Considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate the unprecedented levels of UK access to the EU internal market under the TCA;

Amendment

2. Considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and ***especially*** the Windsor Framework to facilitate the unprecedented levels of UK access to the EU internal market under the TCA;

Or. en

Amendment 18

Eugen Jurzyca

Draft opinion

Paragraph 2

Draft opinion

2. Considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate ***the unprecedented levels of UK access to the EU internal market*** under the TCA;

Amendment

2. Considers it essential that both parties fully comply with the Withdrawal Agreement, the Protocol thereto and the Windsor Framework to facilitate ***smooth trade between the EU and the UK*** under the TCA;

Or. en

Amendment 19

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion

Paragraph 3

Draft opinion

3. Calls on the Commission to ensure that the EU and the UK cooperate closely on the subject of customs, including by

Amendment

3. Calls on the Commission to ensure that the EU and the UK cooperate closely on the subject of customs, including by

ensuring an effective exchange of information **and** constructive dialogue between customs administrations, in addition to an interoperable and coordinated Single Window Environment, and by implementing common standards and data elements aimed at simplifying clearance processes;

ensuring an effective exchange of information, constructive dialogue **and effective method of cooperation** between customs administrations, in addition to an interoperable and coordinated Single Window Environment, and by implementing common standards and data elements aimed at simplifying clearance processes; **furthermore, calls for regular reviews and evaluations to ensure that established cooperation mechanisms remain effective and future-proof;**

Or. en

Amendment 20
Ivan Štefanec

Draft opinion
Paragraph 3

Draft opinion

3. Calls on the Commission to ensure that the EU and the UK cooperate closely on the subject of customs, including by ensuring an effective exchange of information and constructive dialogue between customs administrations, in addition to an interoperable and coordinated Single Window Environment, and by implementing common standards and data elements aimed at simplifying clearance processes;

Amendment

3. Calls on the Commission to ensure that the EU and the UK cooperate closely on the subject of customs, including by ensuring an effective, **real time** exchange of information and constructive dialogue between customs administrations, in addition to an interoperable and coordinated Single Window Environment, and by implementing common standards and data elements aimed at simplifying clearance processes **to reduce administrative and financial costs to all stakeholders;**

Or. en

Amendment 21
Eugen Jurzyca

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3 a. Recognises that the reduction of

regulatory barriers and red tape is crucial for enabling smooth trade and cooperation between the EU and UK, and calls on both parties to continue to identify and eliminate such barriers where possible; calls on the Commission to analyse further actions for greater market access to deliver benefits to both EU and UK consumers;

Or. en

Amendment 22
Ivan Štefanec

Draft opinion
Paragraph 3 a (new)

Draft opinion

Amendment

3 a. *Recalls that the Good Friday (Belfast) Agreement as well as the whole Trade and Cooperation Agreement should not be jeopardised; underlines the importance of close cooperation between customs authorities from EU and UK to ensure this balance;*

Or. en

Amendment 23
Eugen Jurzyca

Draft opinion
Paragraph 3 b (new)

Draft opinion

Amendment

3 b. *Recognises the potential of the Member States to seek to attract post-Brexit business investment; recognises the risks of focusing on open strategic autonomy in a way that could lead to isolationism or protectionism in the internal market, including the risks of unintended consequences from new legislative proposals; calls on the Commission to analyse and quantify the*

net impact on the consumer welfare in each legislative proposal, including in measures for the further closer cooperation with the UK and other like-minded countries;

Or. en

Amendment 24

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion

Paragraph 4

Draft opinion

4. ***Calls on the Commission to start implementing*** Article 96 of the TCA on cooperation on market surveillance and non-food product safety and compliance without delay;

Amendment

4. ***Stresses the importance of*** Article 96 of the TCA on cooperation on market surveillance and non-food product safety and compliance ***and calls on the Commission to implement it*** without delay; ***calls for the development of joint initiatives and projects, as well as the establishment of dedicated ways of communication and coordination between the EU and the UK to facilitate the exchange of information, best practices, and technical expertise in the areas of market surveillance and product safety; stresses the need for regular monitoring, evaluation and reporting on the progress of the cooperation efforts stipulated in Article 96;***

Or. en

Amendment 25

Ivan Štefanec

Draft opinion

Paragraph 5

Draft opinion

5. ***Calls on the Commission to negotiate and*** conclude a cooperation agreement to exchange information and best practices related to the effective

Amendment

5. ***Calls on the Commission to*** conclude a cooperation agreement to exchange information and best practices related to the effective enforcement of

enforcement of consumer rights with the UK Competition and Markets Authority;

consumer rights ***and protection*** with the UK Competition and Markets Authority; ***recalls such an agreement would be mutually beneficial;***

Or. en

Amendment 26
Eugen Jurzyca

Draft opinion
Paragraph 5

Draft opinion

5. Calls on the Commission to negotiate and conclude a cooperation agreement to exchange information and best practices related to the effective enforcement of consumer rights with the UK Competition and Markets Authority;

Amendment

5. Calls on the Commission to negotiate and conclude a cooperation agreement to exchange information and best practices related to the effective enforcement of ***market competition and*** consumer rights with the UK Competition and Markets Authority;

Or. en

Amendment 27
Eugen Jurzyca

Draft opinion
Paragraph 5 a (new)

Draft opinion

Amendment

5 a. Calls on the Commission to regularly monitor the overall net impact of the TCA on the internal market and consumers, including through quantifiable measurable indicators;

Or. en

Amendment 28
Sandro Gozi, Jordi Cañas, Karen Melchior

Draft opinion
Paragraph 6

Draft opinion

6. Highlights the positive role of the TCA DAG *and calls for the group to be more deeply involved in Parliament's scrutinising of the TCA implementation*;

Amendment

6. *Stresses the crucial importance of parliamentary scrutiny of the TCA's provisions for ensuring more transparency and accountability; highlights the positive role of the TCA DAG in facilitating dialogue and cooperation between the EU and the UK under the TCA and in providing expertise, assessments and recommendations on the implementation of the TCA; encourages the establishment of cooperation mechanisms between the European Parliament and the TCA DAG, providing opportunities for open dialogue and sharing of expertise;*

Or. en

Amendment 29
Eugen Jurzyca

Draft opinion
Paragraph 6

Draft opinion

6. Highlights the positive role of the TCA DAG *and calls for the group to be more deeply involved in Parliament's scrutinising of the TCA implementation*;

Amendment

6. Highlights the positive role of the TCA DAG *in promoting free trade between the EU and the UK*;

Or. en

Amendment 30
René Repasi

Draft opinion
Paragraph 7

Draft opinion

7. Calls on the Commission to provide Parliament and the public with access to the *data tracking the divergence between EU and UK law*.

Amendment

7. Calls on the Commission *to track and examine the divergence between EU and UK law* and to provide Parliament and the public with access to the *obtained data*

by publishing an annual report of the identified divergences; calls on the Commission for making full use of all remedial and rebalancing measures available under the TCA in order to address identified divergences which lead to a weakening or a reduction of the levels of protection of workers, the environment and of the consumers..

Or. en

Amendment 31

Sandro Gozi, Morten Løkkegaard, Jordi Cañas, Karen Melchior

Draft opinion

Paragraph 7

Draft opinion

7. Calls on the Commission to provide Parliament and the public with access to the data tracking the divergence between EU and UK law.

Amendment

7. Calls on the Commission to provide Parliament and the public with access to the data tracking the divergence between EU and UK law; *recognises the importance of such tracking mechanism for ensuring informed decision-making, enhancing public trust, and facilitating a deeper understanding of the post-Brexit context; calls for the establishment of a platform, allowing public access to up-to-date information on the areas of EU-UK law divergence.*

Or. en

Amendment 32

René Repasi

Draft opinion

Paragraph 7 a (new)

Draft opinion

Amendment

7 a. Takes note of the narrowing of the scope of the Retained EU Law (Revocation and Reform) Bill's sunset clause by the government of the UK and emphasises, that the revocation of UK

rules of EU origin without any replacement reflecting the substance of equivalent EU rules undermines commitments made by the UK under the TCA.

Or. en