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*Committee on Employment and Social Affairs*

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**2014/2228(INI)**

31.3.2015

# **COMPROMISE AMENDMENTS A - K**

**Draft opinion**  
**Marian Harkin**  
(PE546.672v01-00)

Recommendations to the European Commission on the negotiations for the  
Transatlantic Trade and Investment Partnership (TTIP)  
(2014/2228(INI))

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**EN**

*United in diversity*

**EN**

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## Amendment A

Compromise amendment replacing Amendments **10 (EPP)**, **11 (Verts/ALE)**, **14 (ECR)**, **15 (S&D)**, **16 (EPP)**, **18 (S&D)**, **19 (EPP)**, **20 (EPP)**, **22 (GUE/NGL)**, **23 (ALDE)**

### Draft opinion

#### Paragraph 1 – point i

##### *Draft opinion*

i) to ensure that TTIP will make a *significant* positive contribution to *creating more and* better jobs *and set ambitious global trade standards for sustainable development and labour*;

##### *Amendment*

i) to ensure that TTIP will *both safeguard existing jobs and* make a *tangible and* positive contribution to *safeguarding and generating strong, sustainable growth to maximise the potential to create higher skilled jobs to meet the new needs of the labour market along with* better and sustainable jobs *in the EU in order to help achieve the 2020 target of 75% employment, taking into account that trade is not an end in itself but a means to improve well-being; to fully respect and protect global labour standards; to guarantee that standards, in particular social, environmental, and workplace health and safety standards are protected and that such standards can be improved*;

Or. en

## Amendment B

Compromise amendment replacing Amendments **26 (EPP)** and **29 (EPP)**

### Draft opinion

#### Paragraph 1 – point i a (new)

##### *Draft opinion*

##### *Amendment*

*ia) To ensure that steps are taken to modernise training systems to facilitate the development of new skills and better qualified workers thereby improving access to the labour market;*

Or. en

## Amendment C

Compromise amendment replacing Amendments 30 (Verts/ALE), 31 (S&D), 32 (S&D), 33 (S&D), 37 (GUE/NGL), 39 (EPP), 40 (ALDE), 42 (EFDD)

### Draft opinion

#### Paragraph 1 – point ii

##### *Draft opinion*

(ii) to *ensure* that TTIP includes comprehensive provisions on labour laws and policies *that are consistent* with the *core ILO Conventions* and the Decent Work Agenda, *with* a commitment to *promote higher standards and, furthermore, to ensure that* where disputes arise labour provisions *will have a conditional dimension*;

##### *Amendment*

(ii) to ensure, *across all chapters of TTIP, that the agreement under no circumstances leads to the weakening, circumvention or invalidation of Member States and European Union standards in the following areas: workers' rights, working conditions, social security, social inclusion and social protection, health and safety in the workplace, professional training, professional qualifications, free movement of workers and pensioners, social dialogue, antidiscrimination in the workplace and on the employment market; furthermore, to guarantee* that TTIP includes comprehensive *and binding* provisions on labour laws and policies at all levels of Government that are in keeping with *the International Labour Organisation (ILO) Core Conventions and the Decent Work Agenda; to ensure that trade or investment is not encouraged through the weakening of labour laws; where disputes arise labour provisions must be subject to a dispute settlement mechanism, including the possibility of sanctions. In this respect ILO supervisory bodies can play a role*;

Or. en

## Amendment D

Compromise amendment replacing Amendments 46 (EPP), 47 (EPP), 48 (GUE/NGL), 49 (GUE/NGL), 50 (S&D), 51 (S&D)

**Draft opinion**  
**Paragraph 1 – point iii**

*Draft opinion*

(iii) to ensure that the *horizontal* dimensions of labour and social provisions are recognised and fully integrated into all relevant operational parts of the agreement to ensure a coherent and comprehensive approach to trade and sustainable development;

*Amendment*

(iii) to ensure that the dimensions of labour and social provisions are recognised, *defended* and fully integrated into all operational areas of the agreement to ensure a coherent and comprehensive approach to sustainable development in the trade agreement;

Or. en

**Amendment E**

Compromise amendment replacing Amendments **56 (S&D)**, **58 (S&D)**, **59 (Verts/ALE)**, **60 (EPP)**, **62 (EFDD)**, **63 (ECR)**, **65 (EPP)**, **66 (EPP)**

**Draft opinion**  
**Paragraph 1 – point iv**

*Draft opinion*

(iv) to ensure that civil society can make a meaningful contribution to implementing relevant TTIP provisions;

*Amendment*

(iv) to ensure that civil society can make a meaningful contribution to implementing relevant TTIP provisions, *in this context the implementation of and compliance with labour provisions should be subject to a monitoring process, which involves the social partners and civil society through a process of social dialogue involving advisory committees, also bearing in mind the broader dimension of Article 17(1) TEU; to ensure that civil society and the concerned public is informed and has access to all relevant negotiation texts and that the European Parliament and Council have access to consolidated negotiation text, immediately after such texts have been discussed in negotiating rounds;*

Or. en

## Amendment F

Compromise amendment replacing Amendments 70 (EPP), 72(S&D), 76(S&D)

### Draft opinion

#### Paragraph 1 – point v

##### *Draft opinion*

(v) to take immediate steps to **safeguard** the right of **EU governments** to legislate, organise, set quality and safety standards for, manage and regulate public services;

##### *Amendment*

(v) to take immediate steps to **guarantee** the right of **Member States** to legislate, **fund**, organise, set quality and safety standards for, manage and regulate **all** public services **including education, social services, health services, water supply, sewage disposal, waste disposal, social security, railways and public transport, energy, cultural and audiovisual services etc. and to ensure the exclusion of public services (including water, health, social security systems and education) from the scope of the treaty;**

Or. en

## Amendment G

Compromise amendment replacing Amendments 83 (Greens), 84 (GUE/NGL), 85 (EFDD), 86 (S&D), 87 (EPP), 88 (ECR), 90 (EPP), 91 (ALDE), 93 (EPP), 95 (EPP), 97 (EPP)

### Draft opinion

#### Paragraph 1 – point vi

##### *Draft opinion*

(vi) to ensure that the specific challenges faced by SMEs are fully taken into account;

##### *Amendment*

(vi) To ensure that the specific challenges faced by SMEs **and micro-companies, such as non-tariff trade barriers, red tape and trade diversion effects of TTIP**, are fully taken into account; **to ensure that SMEs fully benefit from an open market by creating an economic framework that encourages exports and a favourable, competitive and sustainable business environment; to ensure that the specific challenges faced by the 87% of all SMEs**

*in the EU that are not involved in export but rely on domestic demand are fully taken into account;*

Or. en

#### **Amendment H**

Compromise amendment replacing Amendments **100 (EPP), 101 (GUE/NGL), 103 (GUE/NGL), 104 (EPP)**

#### **Draft opinion**

##### **Paragraph 1 – point vii**

###### *Draft opinion*

(vii) to take steps to promote the uptake of corporate social responsibility (CSR), which must be additional to and **not** replace **existing** labour and environmental laws;

###### *Amendment*

(vii) to **create incentives and to** promote the uptake of corporate social responsibility (CSR), which must be additional to and **under no circumstances** replace labour and environmental laws;

Or. en

#### **Amendment I**

Compromise amendment replacing Amendments **108 (S&D), 109 (S&D), 110 (S&D), 115 (VERTS/ALE), 117 (GUE/NGL), 121 (S&D)**

#### **Draft opinion**

##### **Paragraph 1 – point viii**

###### *Draft opinion*

(viii) to **guarantee** that agreement on any dispute-settlement mechanism must take into account the results of the public consultation on **investor-state dispute settlement (ISDS), must be** fully transparent and democratically accountable and must **not** hinder legislators from passing laws in the area of employment policy;

###### *Amendment*

(viii) to ensure that agreement on any Dispute Settlement Mechanism **regarding investment protection** must take into account the results of the public consultation **on ISDS, and is fully transparent, democratically accountable, makes explicit the right of Member States to regulate and must under no circumstances restrict or hinder legislators from passing and enforcing laws both in the area of employment and in the area of social policy for their**

*countries; is of the opinion that a state to state dispute settlement system between the EU and US, both having fully functional legal systems and a sufficient level of investment protection to guarantee legal security, is another appropriate tool to address investment disputes; we oppose the inclusion of any form of private arbitration courts in TTIP;*

Or. en

### **Amendment J**

Compromise amendment replacing Amendments **126 (Verts/ALE)**, **127 (S&D)**, **128 (GUE/NGL)**, **129 (EFDD)**

#### **Draft opinion**

##### **Paragraph 1 – point ix**

###### *Draft opinion*

(ix) to take steps to *embed* a ‘*positive listing*’ approach in the agreement;

###### *Amendment*

(ix) to take steps to uphold a ‘positive listing’ approach in the agreement *in relation to the chapter on trade in services and establishment whereby services that are to be opened up for foreign companies are explicitly stated;*

Or. en

### **Amendment K**

Compromise amendment replacing Amendments **2 (Verts/ALE)**, **131 (S&D)**, **132 (ALDE)**, **134 (S&D)**, **136 (S&D)**, **137 (EFDD)**, **139 (S&D)**, **140 (ALDE)**

#### **Draft opinion**

##### **Paragraph 1 – point x**

###### *Draft opinion*

(x) *to* ensure that statistical projections on job losses/gains, *and* on sectors, affected are constantly updated so that timely

###### *Amendment*

(x) *Given the Commission’s acknowledgement in its Impact Assessment report that there could be*

intervention *can* be undertaken by the Commission to support affected sectors, regions or Member States.

*prolonged and substantial adjustment costs in the EU labour market the Commission must ensure there are realistic statistical projections on job losses/gains in sectors affected, in each Member State and these are constantly updated and published so that timely intervention shall be undertaken by the Commission to support affected sectors, regions or Member States; the Commission must take into account external impacts and anticipate crisis scenarios in its projections; this support could be achieved through EU funding including an adapted European Globalization Adjustment Fund with an adequate budget;*

Or. en