

Courtesy translation



THE SENATE
OF THE PARLIAMENT OF THE CZECH REPUBLIC
11TH TERM

462ND

RESOLUTION OF THE SENATE

Delivered on the 16th session held on 19th July 2018

on the Proposal for a Directive of the European Parliament and of the Council on unfair trading practices in business-to-business relationships in the food supply chain /Senate Print no. N 120/11, COM(2018) 173/

The Senate

I.

1. Supports

the submitted proposal for a Directive which lays down minimum common standard of protection against unfair trading practices in the food supply chain in the EU and respects the existing national law in this area;

2. Recommends, in accordance with the position of the Government,

- a) to extend the scope of the Directive also to the operators established outside the EU, if they are buying from suppliers from the EU and the effects of their actions occur within the EU territory;
- b) to file the complaints about unfair trading practices to the enforcement authority according to the place of establishment of the supplier and not to the enforcement authority of the Member State in which the suspected buyer is established, as this would eliminate potential language barrier and unnecessary administrative burden;
- c) to extend the transposition period from proposed 6 months to at least 1 year;

3. Supports also

- a) the potential extension of the proposed minimum list of unfair trading practices;
- b) the extension of the scope of the Directive to all suppliers and buyers regardless of their size;

II.

1. Requests

the Government to inform the Senate about the way this resolution was taken into account and about further development of negotiations once the political agreement of the required number of Member States on the main elements of the proposal is reached, or at an earlier time, should the results of negotiations in the Council begin to depart considerably from the position of the Czech Republic expressed in the General Position of the Government;

2. Authorises

the President of the Senate to forward this resolution to the European Commission.

Milan Štěch
sign manual
President of the Senate

Michael Canov
sign manual
Senate Verifier