

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(90) 495 final - SYN 297 to 302

· Brussels, 25 October 1990

AMENDED PROPOSAL

THE COMMUNITY AND GERMAN UNIFICATION

Volume II

PROPOSALS FOR LEGISLATION

(presented by the Commission pursuant to Article 149(3) EEC)

Explanatory Memorandum

1. On 24 October Parliament adopted an opinion on the Commission's proposals regarding German unification.
2. While the Commission has had very little time to examine Parliament's amendments, it has carried out an initial appraisal and now supports some of the amendments. It reserves the right to adopt further amendments in the context of preparations for second reading in the Council.
3. To simplify matters, Parliament's amendments have been grouped into three categories (Annexes):
 - (a) those which the Commission can accept in their entirety (Annex I);
 - (b) those which the Commission proposes to take up in principle, while adapting the wording to fit in with the general balance of its proposals (Annex II);
 - (c) those which the Commission feels are relevant but whose demands
 - are covered by Community legislation in general; or
 - will be the subject of statements when the Regulations are adopted (Annex III).
4. In its opinions, Parliament has raised questions of a general nature concerning committee procedures and the link between the proposed measures and revision of the financial perspective.

As regards committee procedures (Annex II(a)), the Commission would remind Parliament that the flexibility clause is governed by a IIA Committee insofar as it affected agriculture, fisheries and commercial policy, this being the type of committee already used in these areas. On this point, the Commission proposal coincides with Parliament's position.

For other sectors, the Commission also felt that it would be best to use existing committees (IIIa), even though recourse to this type of committee is at odds with the Commission's general approach to committee procedures.

Since Parliament has not shared this pragmatic approach, the Commission is prepared to accept Parliament's amendment which is in line with the attitude traditionally adopted by the Commission in this matter.

It notes, however, that the paragraph stating that the opinion will be recorded in the minutes is contrary to the rules governing committees laid down by the Council Decision of 13 July 1987.

As regards the link between the proposed measures and revision of the financial perspective, the Commission feels that the wording of the recital proposed by Parliament is fully in line with its own intentions and the procedures it has followed. It would like to stress that it proposed a revision of the financial perspective at the beginning of October and is preparing to introduce a letter of amendment to the draft budget for 1991.

It may be assumed that decisions will be taken on this matter prior to final adoption of the transitional measures for German unification.

The Commission feels that it would be inappropriate to include the recital proposed by Parliament in regulations and directives which have no financial impact.

The Commission will ask the Council to make a declaration taking up the basic idea supported by this amendment when it adopts its common position.

- 5. The Commission shares Parliament's concern, expressed in amendment No 52, that equal treatment be guaranteed between agricultural exports to the former GDR from Spain and Portugal and from European members of the CMEA (Annex IV).

The Commission accordingly proposes an arrangement, based on Articles 89(2) and 234(3) of the Act of Accession, whereby Spanish and Portuguese agricultural products exported to the former GDR would be exempt from the import charge resulting from that Act.

- Annex I, p. 3
- Annex II, p. 43
- Annex III, p. 79
- Annex IV, p. 87

ANNEX IAmendments accepted by the Commission as proposed by Parliament

<u>Proposal No</u>	<u>Amendments</u>
3. Commercial relations EEC	7, 167
5. Commercial relations ECSC	15, 166, 21
6. Technical rules (Art. 100A)	
7. Technical rules (Art. 43)	24, 29, 30, 32, 37, 38
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EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/7

Title: Proposal for a Council Regulation on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal number: C3-261/90 - COM(90) 400/3

by: Mrs RANDZIO-PLATH and Mr DESAMA on behalf of the Socialist Group

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 06 - 4	
Com. Temporaire	I - 27 -	
Autres	I - SOC - 180	7
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1(1), second subparagraph

However, as far as agricultural products which are referred to in Annex II to the Treaty are concerned, the first subparagraph applies only to products which are subject to a customs duty and a system of reference prices or minimum prices; this system must be adhered to in practice.

Article 1(1), second subparagraph

As far as agricultural products which are referred to in Annex II to the Treaty are concerned, the first subparagraph also applies to products which are subject to a customs duty and a system of reference prices or minimum prices; this system must be adhered to in practice.

E U R O P E A N P A R L I A M E N T

Compromise amendment to COM(90)400)

A3-240/167

22 OCTOBER 1990

Title: Proposal for a Council regulation on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification.

Proposal No: C3-0261/90 - COM(90) 400/3

Compromise amendment by the Temporary Committee to consider the impact of the process of German unification on the European Community (taken over in part from the Committee on Economic and Monetary Affairs and Industrial Policy) (would replace Amendments 2 and 3), Mrs RANDZIO-PLATE and Mr DESAMA, on behalf of the SOC Group.

Report by Mr DONNELLY - A3-240/90

	Code Amendement	S. Pl.
Com. Permanente	I -	
Com. Temporaire	I -	
Autres	I - COMP - 197	
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

(Amendment No. 167)

Recital 9

Whereas it is appropriate in order to emphasize the transitional character of these measures, to restrict their duration until 31 December 1991 with a possibility of renewal for one further year;

Whereas, in view of the difficulties in applying these measures and the fact that some of their consequences are unforeseeable, it is appropriate to emphasize the transitional character of these measures and restrict their duration to a two year period up to 31 December 1992;

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EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/15

Title: Commission Decision on the introduction of transitional tariff measures for products covered by the Treaty establishing the ECSC for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 until 31 December 1991 to take account of German unification

Proposal No.: C3-0263/90 - COM(90) 400/5

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Economic and Monetary Affairs and Industrial Policy)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 04 - 002	
Com. Temporaire	I - 27 - 012	
Autres	I - -	15
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Add the following after the first citation:

'having regard to the opinion of the European Parliament,'

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EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/21

Title: Commission Decision on the introduction of transitional tariff measures for products covered by the Treaty establishing the ECSC for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 until 31 December 1991 to take account of German unification

Proposal No.: C3-0263/90 - COM(90) 400/5

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on External Economic Relations)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendment	S.Pl.
Com. Permanente	I - 06 - 020/mod	
Com. Temporaire	I - 27 - 016	
Autres	I - -	21
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1

Paragraph 2a (new)

- 2a. The Commission and the competent German authorities shall take whatever measures are needed to ensure that the final consumption of the products in question, or the processing by which they acquire Community origin, takes place on the territory of the former GDR.

E U R O P E A N P A R L I A M E N T

Compromise amendment to COM(90)400

A3-240/166

22 OCTOBER 1990

Title: Proposal for a Council regulation on the introduction of transitional tariff measures for products covered by the Treaty establishing the ECSC for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal No. C3-0263/90 - COM(90) 400/S

Compromise amendment by the Temporary Committee to consider the impact of the process of German unification on the European Community (taken over in part from the Committee on Economic and Monetary Affairs and Industrial Policy) (would replace Amendments 16 and 17), Mrs RANDZIO-PLATE and Mr DESAMA, on behalf of the SOC Group

Report by Mr DONNELLY - A3-240/90

	Code Amendment	S. Pl.
Com. Permanente	I	
Com. Temporaire	I	
Autres	I - COMP	166
Avis Ccm. Temp.	I	
Vote Séance Pl.	II	II

(Amendment No. 166)

Recital 8

Whereas it is appropriate, in order to emphasize the transitional character of these measures, to restrict their duration until 31 December 1991 with a possibility of renewal for one further year;

whereas, in view of the difficulties in applying these measures and the fact that some of their consequences are unforeseeable, it is appropriate to emphasize the transitional character of these measures and restrict their duration to a two year period up to 31 December 1992;

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/24

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: (COM(90) 400/6 - SYN 298 - Doc. C3-264/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	Séance Pl.
Com. Perm.	I - 11 - 001	
Com. Temp.	I - 27 - 020	
Autres	I - -	24
Avis CT	I	I
Vote SP	II	II

4th recital

Whereas such derogations must be temporary and must cause the least possible disturbance to the functioning of the common market.

Whereas such derogations must be temporary and must cause the least possible disturbance to the functioning of the common market. Whereas they must not, however, jeopardize the health and safety of consumers.

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EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/ 29

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: COM (90) 400/6 - SYN 298 - Doc. C3-264/90

by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 151	
Autres	I - -	29
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 3

1.The rules and regulations whose maintenance in force is authorized under Article 1 and the control measures taken pursuant to Article 2 shall be notified to the Commission not later than on the date of German unification.

1.The rules and regulations whose maintenance in force is authorized under Article 1 and the control measures taken pursuant to Article 2 shall be notified to the Commission not later than on the date when the interim measures adopted pursuant to Directive 90/476/EEC are replaced by the final transitional measures, and at any rate no later than 31 December 1990. Such rules, regulations and control measures that are notified to the Commission shall be immediately published in the Official Journal.

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EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/30

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: (COM(90) 400/6 - SYN 298 - Doc. C3-264/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	Séance Pl.
Com. Perm.	I - 11 - 010/mod.	
Com. Temp.	I - 27 - 026	
Autres	I - -	30
Avis CT	I	I
Vote SP	II	II

Article 3, paragraph 2

Germany shall report on the application of the measures taken pursuant to this Directive on 31 December 1991 and 31 December 1992, and, as regards the application of the measures taken pursuant to Article 1, read in conjunction with Annex B, on 31 December 1995. The report shall be transmitted to the Commission, which shall communicate it to the other Member States.

Germany shall report on the application of the measures taken pursuant to this Directive on 31 December 1991 and 31 December 1992, and, as regards the application of the measures taken pursuant to Article 1, read in conjunction with Annex B, on 31 December 1995. The report shall be transmitted to the Commission, which shall communicate it to the other Member States and the European Parliament.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/32

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: (COM(90) 400/6 - SYN 298 - Doc. C3-264/90
(COM(90) 400/7 - - Doc. C3-265/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	Séance Pl.
Com. Perm.	I - 11 - 001	
Com. Temp.	I - 27 - 030	
Autres	I - -	32
Avis CT	I	I
Vote SP	II	II

4th recital

Whereas such derogations must be temporary and must cause the least possible disturbance to the functioning of the common market.

Whereas such derogations must be temporary and must cause the least possible disturbance to the functioning of the common market. Whereas they must not, however, jeopardize the health and safety of consumers.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/ 38

Title: Proposal for a Council directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: COM (90) 400/7 - SYN 298 - Doc. C3-265/90
by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 154	
Autres	I - -	37
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 3(1)

1. The rules and regulations whose maintenance in force is authorized under Article 1 and the control measures taken pursuant to Article 2 shall be notified to the Commission not later than on the date of German unification.

1. The rules and regulations whose maintenance in force is authorized under Article 1 and the control measures taken pursuant to Article 2 shall be notified to the Commission not later than on the date when the interim measures adopted pursuant to Regulation 2684/90 EEC are replaced by the final transitional measures, and at any rate no later than 31 December 1990. Such rules, regulations and control measures that are notified to the Commission shall be immediately published in the Official Journal.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240;37

Title: Proposal for a Council directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: C3-0.265/90 - COM(90) 400/7

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 11 - 22	
Com. Temporaire	I - 27 - 036	
Autres	I - -	38
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 3(2)

Germany shall report on the application of the measures taken pursuant to this Directive on 31 December 1991 and 31 December 1992. The report shall be transmitted to the Commission, which shall communicate it to the other Member States.

Germany shall report on the application of the measures taken pursuant to this Directive on 31 December 1991 and 31 December 1992. The report shall be transmitted to the Commission which shall communicate it to the other Member States and the European Parliament.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/41

Title: Commission Decision amending Decision No. 322/89/ECSC establishing Community rules for aid to the steel industry

Proposal No.: C3-0268/90 - COM(90)400/11

by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - - -	
Com. Temporaire	I - 27 - 167	
Autres	I - -	41
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Insert a new citation before the first recital, as follows:

- having regard to the opinion of the European Parliament,

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/42

Title: Proposal for a Council Directive laying down amendments for the purpose of implementing in Germany certain Community Directives relating to statistics on the carriage of goods and statistics on gas and electricity prices

Proposal No.: C3-0270/90 - COM (90) 400/12

by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 158	
Autres	I - -	42
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1

1. For the regional breakdown of statistics on the carriage of goods covered by Directives 78/546/EEC, 80/1117/EEC and 80/1119/EEC, Germany shall define prior to the date of unification the regions in the territory of the former German Democratic Republic and communicate them to the Commission.

1. For the regional breakdown of statistics on the carriage of goods covered by Directives 78/546/EEC, 80/1117/EEC and 80/1119/EEC, Germany shall define the regions in the territory of the former German Democratic Republic and communicate them to the Commission prior to the date at which the interim measures tabled pursuant to Directive 90/476/EEC are replaced by final transitional measures and at any rate prior to 31 December 1990. This information will be communicated for information to the Parliament.

Com. Permanente I - -
Com. Temporaire I - 27 - 158
Autres I - -

2. For the regional statistics on the carriage of goods by rail covered by Directive 80/1177/EEC, Germany shall communicate prior to the date of unification the names of the administrations managing railway lines and installations in the united Germany.

2. For the regional statistics on the carriage of goods by rail covered by Directive 80/1177/EEC, Germany shall communicate the names of the administrations managing railway lines and installations in the united Germany prior to the date at which the interim measures tabled pursuant to Directive 90/476/EEC are replaced by final transitional measures and at any rate prior to 31 December 1990. This information will be communicated for information to the Parliament.

Article 2

For the breakdown by region and locality of statistics on gas and electricity prices covered by Directive 90/377/EEC, Germany shall define prior to the date of unification the regions and localities in the territory of the former German Democratic Republic and communicate them to the Commission.

For the breakdown by region and locality of statistics on gas and electricity prices covered by Directive 90/377/EEC, Germany shall define the regions and localities in the territory of the former German Democratic Republic and communicate them to the Commission prior to the date at which the interim measures tabled pursuant to Directive ... are replaced by final transitional measures and at any rate prior to 31 December 1990. This information will be communicated for information to the Parliament.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/ 48

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 002	
Com. Temporaire	I - 27 - 043	
Autres	I - -	48
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Twelfth recital a (new)

Whereas the measures aimed at improving the efficiency of agricultural structures in the territory of the former GDR will in some cases have to be adopted gradually in order to prevent sudden conflicts relating both to social issues and employment and to rural and regional balance;

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/49

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 003	
Com. Temporaire	I - 27 - 044	
Autres	I - -	49
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Twelfth recital b (new)

Whereas the restructuring of agriculture in the territory of the former GDR requires special measures designed not only to reorganize the cooperatives but also to facilitate access by farmers to ownership of the means of production; whereas, however, these measures must be based as far as possible on Community concepts and criteria so as to encourage free competition and prevent the creation of monopolies;

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/51

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendment	S.Pl.
Com. Permanente	I - 02 - 004	
Com. Temporaire	I - 27 - 046	
Autres	I - -	51
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Fifteenth recital

Whereas the rules applicable to stocks of products existing in the territory of the former German Democratic Republic on the day of German unification should be laid down; whereas it is appropriate that the Community should take over public intervention stocks at a value depreciated in accordance with the principles set out in Article 8 of Council Regulation (EEC) 1883/78 of 2 August 1978 laying down general rules for the financing of interventions by the European Agricultural Guidance and Guarantee Fund, Guarantee Section¹⁴, as last amended by Regulation (EEC) No. 787/89¹⁵; whereas the cost of such

Whereas the rules applicable to stocks of products existing in the territory of the former German Democratic Republic on the day of German unification should be laid down; whereas it is appropriate that the Community should take over public intervention stocks at a value depreciated in accordance with the principles set out in Article 8 of Council Regulation (EEC) 1883/78 of 2 August 1978 laying down general rules for the financing of interventions by the European Agricultural Guidance and Guarantee Fund, Guarantee Section¹⁴, as last amended by Regulation (EEC) No. 787/89¹⁵; whereas the cost of such

¹⁴ OJ No L 216, 5.8.1978, p.1

¹⁵ OJ No L 85, 30.3.1989, p.1

Com. Permanente	I - 02 - 004
Com. Temporaire	I - 27 -
Autres	I - 8 -

depreciation will be borne by Germany; whereas, as regards private stocks, any stock exceeding the normal quantity of stock must be disposed of by Germany at its own expense;

depreciation will be borne by Germany; whereas, as regards private stocks, any stock exceeding the normal quantity of stock must be disposed of by Germany at its own expense; whereas the Commission will ensure that these quantities are determined on the basis of objective criteria and with the maximum transparency;

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/ 52

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 022	
Com. Temporaire	I - 27 - 047	
Autres	I - -	52
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Seventeenth recital a (new)

Whereas the integration into the EEC of the territory of the former GDR, which requires the adoption of urgent transitional measures in the agricultural sector, will cause new and serious difficulties for certain Member States still in transitional periods; whereas it may be necessary to take the situation of these Member States into account so as to speed up their full integration by reducing or abolishing the above-mentioned transitional periods;

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/54

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 005	
Com. Temporaire	I - 27 - 049	
Autres	I - -	54
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Eighteenth recital a (new)

Whereas it is necessary to compile accurate statistics relating to agriculture in the territory of the former GDR and in particular to production potential, quality and possible outlets;

EUROPEAN PARLIAMENT

11 OCTOBER 1990

Amendment to Doc. (COM(90) 400)

A3-240/58

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 008	
Com. Temporaire	I - 27 - 053	
Autres	I - S -	58
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 4, first paragraph

The Commission may authorize Germany to introduce in the territory of the former German Democratic Republic, a system of aid to compensate for agricultural income losses in that territory as a result of the changeover to the common agricultural policy.

The Commission may authorize Germany to introduce in the territory of the former German Democratic Republic, a transitional, degressive system of aid to compensate for agricultural income losses in that territory as a result of the changeover to the common agricultural policy.

EUROPEAN PARLIAMENT

11 OCTOBER 1990

Amendment to Doc. (COM(90) 400)

A3-240/63

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 011	
Com. Temporaire	I - 27 - 055	
Autres	I - 5 -	63
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

ANNEX III IV(3) (Regulation (EEC) 857/84)

3. The following subparagraph is added to Article 7(1):

'To allow restructuring of milk production in the territory of the former German Democratic Republic and notwithstanding the preceding subparagraphs, Germany may authorize, during the eighth 12-month period, within the limits of a framework programme to be drawn up for the said territory, the transfer of reference quantities without the transfer of the corresponding land. Such a transfer may take place no more than once. In this connection, Germany shall notify to the Commission the framework programme for the said territory. The programme shall be appraised in accordance with the procedure laid down in Article 31 of Regulation (EEC) No. 804/68.'

3. The following subparagraph is added to Article 7(1):

'To allow restructuring of milk production in the territory of the former German Democratic Republic and notwithstanding the preceding subparagraphs, Germany may authorize, during the eighth 12-month period, within the limits of a framework programme to be drawn up for the said territory, the transfer of reference quantities between producers in the territory of the former GDR without the transfer of the corresponding land. Such a transfer may take place no more than once. In this connection, Germany shall notify to the Commission the framework programme for the said territory. The programme shall be appraised in accordance with the procedure laid down in Article 31 of Regulation (EEC) No. 804/68.'

EUROPEAN PARLIAMENT

11 OCTOBER 1990

Amendment to Doc. (COM(90) 400)

A3-240/67

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 012	
Com. Temporaire	I - 27 - 057	
Autres	I - 5 -	67
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

ANNEX IX

II, point (e) of Annex V (Regulation (EEC) No. 822/87)

The following sentence is added to point (e) of Annex V:

'In the territory of the former German Democratic Republic, the period of time shall run from the date of German unification for areas grubbed after 1 September 1970.'

The following sentence is added to point (e) of Annex V:

'In the territory of the former German Democratic Republic, the period of time shall run from the date of German unification for areas grubbed after 1 September 1970. This right to replant shall be restricted to 400 ha, corresponding to the estimated area previously under vines which has ceased to be cultivated in recent decades.'

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/76

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 020	
Com. Temporaire	I - 27 - 063	
Autres	I - -	76
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

ANNEX XII
I, Article 32b(2)

2. The provisions in points (b) to (g) of paragraph 1 shall apply until 31 December 1993.

2. The provisions in points (b) to (g) of paragraph 1 shall apply until 31 December 1993.

Before the end of 1992 the Commission shall submit to the Council and Parliament a report on the implementation and development of the structural action and measures. Taking account of the results achieved and of the way the situation develops, the Commission may, if necessary, submit proposals designed to make these measures more effective.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/79

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: COM(90) 400/17, C3-0275/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 051/mod	
Com. Temporaire	I - 27 - 065	
Autres	I - V -	79
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 2

Whereas measures should be introduced to facilitate the implementation of the common fisheries policy in the former German Democratic Republic;

Whereas transitional measures should be introduced to facilitate the implementation of the common fisheries policy in the former German Democratic Republic,

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/80

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: COM(90) 400/17, C3-0275/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 053/mod	
Com. Temporaire	I - 27 - 067	
Autres	I - V	80
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 2a (new)

Whereas the integration of the former GDR into the common fisheries policy may make it necessary to adopt supplementary provisions relating to production and marketing activities, reducing the fisheries effort, restructuring the fleet and the industry, monitoring to conserve over-exploited stocks, and international relations.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/81

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: COM(90) 400/17, C3-0275/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 054/mod	
Com. Temporaire	I - 27 - 068	
Autres	I - -	81
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 3

Whereas the Community will succeed to the former German Democratic Republic in respect of the fishery agreements concluded by the latter with non-Community countries; whereas the rights and obligations for the Community contained in these agreements will remain unaffected during the period for which these agreements are allowed to continue provisionally in the present form, until such time, at the latest, as they expire unless they are renegotiated;

Whereas the Community will succeed to the former German Democratic Republic in respect of the fisheries agreements and other international obligations concluded by the latter with non-Community countries and international organizations; whereas the rights and obligations for the Community contained in these agreements will remain unaffected during the period for which these agreements are allowed to continue provisionally in the present form, until such time, at the latest, as they expire unless they are renegotiated;

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/82

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: COM(90) 400/17, C3-0275/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 058/mod	
Com. Temporaire	I - 27 - 070/mod	
Autres	I -	82
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 5a (new)

Whereas the dependency of the former GDR on external resources accounts for the large size of its deep sea fisheries fleet which, having regard to the extent of Community resources, will have to be restructured;

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/84

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: COM(90) 400/17, C3-0275/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 059	
Com. Temporaire	I - 27 - 072	
Autres	I - -	84
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1

Third indent

- flat-rate advances on the amount of such aid may be paid at the start of each year following recognition of the producers' organization concerned;

Article 1

Third indent

- flat-rate advances on the amount of such aid may be paid as soon as the eligibility of the producers' organizations concerned is recognized, and thereafter at the start of each year;

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/87

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: C3-0275/90 - COM(90) 400/17

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 066/mod	
Com. Temporaire	I - 27 - 075	
Autres	I - -	87
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2a (new)

The Commission shall make a detailed study of the former GDR's fisheries agreements and commitments under international conventions, and shall submit a report to the European Parliament and the Council not later than 30 June 1991, together with appropriate proposals.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/90

Title: Proposal for a Council Decision amending Decision 87/277/EEC on the allocation of the catch possibilities for cod in the Spitzbergen and Bear Island area and in Division 3M as defined in the NAFO Convention

Proposal No.: C3-0275/90 - COM(90) 400/18

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 168	
Autres	I - -	90
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Insert a new citation before the first recital, as follows:

- having regard to the opinion of the European Parliament,

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc, (COM(90) 400)

A3-240/115

Title: Proposal for a Council Regulation concerning the activities of the Structural Funds in the territory of the former German Democratic Republic

Proposal No.: C3-280/90 - COM(90)400/22

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from Committee on Regional Policy and Regional Planning)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 09 - 002/mod	
Com. Temporaire	I - 27 - 102	
Autres	I - -	115
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2(1), first indent

The plan shall contain:

- an analysis of the socio-economic situation based on the available data,

The plan shall contain:

- an analysis of the socio-economic situation of the new German regions based on the available data,

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/116

Title: Proposal for a Council Regulation concerning the activities of the Structural Funds in the territory of the former German Democratic Republic

Proposal No.: C3-0280/90 - COM(90) 400/22

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Social Affairs, Employment and the Working Environment)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 08 - 001/mod	
Com. Temporaire	I - 27 - 101	
Autres	I - -	116
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2(1), first indent

- an analysis of the socio-economic situation based on the available data

- an analysis, as detailed as possible, of the socio-economic situation

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/117

Title: Proposal for a Council Regulation concerning the activities of the Structural Funds in the territory of the former German Democratic Republic

Proposal No.: C3-280/90 - COM(90)400/22

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Regional Policy and Regional Planning)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 09 - 020	
Com. Temporaire	I - 27 - 103	
Autres	I - -	117
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2(1), second indent

- a description of the main priorities adopted for Community assistance,

- a description, at the appropriate regional level as far as possible, of the main priorities adopted for Community assistance and the actions relating thereto,

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/133

Title: Proposal for a Council Directive relating to the transitional measures applicable in Germany in the field of workers' health and safety.

Proposal No.: C3-0281/90 - COM(90) 400/23

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Social Affairs, Employment and the Working Environment)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 08 - 004	
Com. Temporaire	I - 27 - 118	
Autres	I - -	133
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 3a (new)

- whereas, although further administrative, technical and training problems make it difficult to apply the directives correctly and may, in certain cases, result in delayed implementation where existing companies are concerned, any companies established after the date of unification must comply with the directives on the protection of workers at the workplace

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/135

Title: Proposal for a Council Directive relating to the transitional measures applicable in Germany in the field of workers' health and safety

Proposal No.: C3-0281/90 COM(90) 400/23

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Social Affairs, Employment and the Working Environment)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 08 - 005	
Com. Temporaire	I - 27 - 120	
Autres	I - -	135
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1, paragraph 1a (new)

With effect from the date of unification, new establishments must comply with the directives contained in the Annex.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/141

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment, in connection with the internal market

Proposal No.: C3-0282/90 - COM(90) 400/24

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 11 - 015	
Com. Temporaire	I - 27 - 126	
Autres	I - -	141
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2(2)

The Federal Republic of Germany shall submit to the Commission not later than 31 December 1991 improvement plans which conform to the requirements laid down in Article 6 of Directive 75/442/EEC and Article 12 of Directive 78/319/EEC and which enable the deadline referred to in paragraph 1 to be met.

The Federal Republic of Germany shall submit to the Commission not later than 31 December 1991 improvement plans which conform to the requirements laid down in Article 6 of Directive 75/442/EEC and Article 12 of Directive 78/319/EEC and which enable the deadline referred to in paragraph 1 to be met. The Commission shall inform the European Parliament of the details of these plans.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/144

Title: Proposal for a Council directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment, in connection with the internal market

Proposal No.: C3-0282/90 - COM(90)400/24

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 11 - 016	
Com. Temporaire	I - 27 - 129	
Autres	I - -	144
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 3

The Federal Republic of Germany shall forthwith inform the Commission of the measures taken pursuant to Articles 1 and 2 and the Commission shall communicate them to the other Member States.

The Federal Republic of Germany shall forthwith inform the Commission of the measures taken pursuant to Articles 1 and 2 and the Commission shall communicate them to the other Member States and to the European Parliament.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/163

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment

Proposal No.: COM(90) 400/25 - Doc. C3-0283/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on the Environment, Public Health and Consumer Protection)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 11 - 020	
Com. Temporaire	I - 27 - 147	
Autres	I - -	163
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 16

Information

The Federal Republic of Germany shall forthwith inform the Commission of the measures taken pursuant to Articles 1 to 15 and the Commission shall communicate them to the other Member States.

Information

The Federal Republic of Germany shall forthwith inform the Commission of the measures taken pursuant to Articles 1 to 15 and the Commission shall communicate them to the other Member States and to the European Parliament.

ANNEX II

Amendments accepted subject to the observations made in the Explanatory Memorandum and the comments set out under the text of the amendment.

Annex II(a): Committee procedures

<u>Proposal No</u>	<u>Amendments</u>
6. Technical directives (Art. 100a)	31
7. Technical directives (Art. 43)	39
14. Statistical surveys	45
19. Transport	94
23. Health and safety	136
24. Environment	165

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/31

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: COM(90) 400/6 - SYN 298 - Doc. C3-264/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Economic and Monetary Affairs and Industrial Policy)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 04 - 005/mod.	
Com. Temporaire	I - 27 - 029/corr.	
Autres	I - -	31
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 5

For the purposes of Article 4, the Commission shall be assisted by a committee composed of the representatives of the Member States and chaired by the representative of the Commission.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

For the purposes of Article 4, the Commission shall be assisted by a committee composed of the representatives of the Member States and chaired by the representative of the Commission.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

Com. Permanente	I - 04 - 005
Com. Temporaire	I - 27 -
Autres	I - -

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

The Commission shall adopt measures which shall enter into effect immediately. However, if these measures are not in accordance with the opinion of the committee, the Commission shall notify the Council of them without delay. In this case:

If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

the Commission may postpone the application of the measures it has adopted for a period not exceeding one month from the date of notification;

If, on the expiry of a period of one month from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

the Council, acting by qualified majority, may take a different decision within the period of time provided for in the preceding paragraph.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/39

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: COM (90) 400/7 - SYN 298 - Doc. C3-265/90

by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 155	
Autres	I - -	39
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 5

For the purpose of Article 4, the Commission shall be assisted by a committee composed of the representatives of the Member States and chaired by the representative of the Commission.

For the purpose of Article 4, the Commission shall be assisted by a committee composed of the representatives of the Member States and chaired by the representative of the Commission.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

Com. Permanente I - -
 Com. Temporaire I - 27 -
 Autres I - - 155

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

The Commission shall adopt measures which shall enter into effect immediately. However, if these measures are not in accordance with the opinion of the committee, the Commission shall notify the Council of them without delay. In this case:

If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

the Commission may postpone the application of the measures it has adopted for a period not exceeding one month from the date of notification:

If, on the expiry of a period of one month from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

the Council, acting by qualified majority, may take a different decision within the period of time provided for in the preceding paragraph.

11 October 190

Amendment to Doc. (COM(90) 400)

A3-240/45

Title: Statistical surveys in the FRG in connection with the unification of Germany

Proposal No.: C3-0272/90 - COM (90) 400/14

by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 159	
Autres	I - -	45
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 4(2)

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

Com. Permanente I - -
 Com. Temporaire I - 27 - 159
 Autres I - -

The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

If, on the expiry of a period of three months from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

The Commission shall adopt measures which shall enter into effect immediately. However, if these measures are not in accordance with the opinion of the committee, the Commission shall notify the Council of them without delay. In this case:

the Commission may postpone the application of the measures it has adopted for a period not exceeding one month from the date of notification;

the Council, acting by qualified majority, may take a different decision within the period of time provided for in the preceding paragraph.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90)400)

A3-240/94

Title: Proposal for a Council Regulation amending, as a result of German unification, certain directives, decisions and regulations relating to transport by road, rail and inland waterway

Proposal No.: COM(90) 400/19 - Doc. C3-277/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 160	
Autres	I - -	94
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 9

This Regulation may, for those cases that are not covered, be subject to any necessary amendments in accordance with the following procedure, after an ad hoc committee composed of representatives of the Member States and chaired by a representative of the Commission has been convened.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

This Regulation may, for those cases that are not covered, be subject to any necessary amendments in accordance with the following procedure, after an ad hoc committee composed of representatives of the Member States and chaired by a representative of the Commission has been convened.

The representative of the Commission shall submit to the committee a draft of the measures to be taken. The committee shall deliver its opinion on the draft within a time limit which the chairman may lay down according to the urgency of the matter. The opinion shall be delivered by the majority laid down in Article 148(2) of the Treaty in the case of decisions which the Council is required to adopt on a proposal from the Commission. The votes of the representatives of the Member States within the committee shall be weighted in the manner set out in that Article. The Chairman shall not vote.

Com. Permanente I - -
 Com. Temporaire I - 27 - 160
 Autres I - - A3-240/94

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

The Commission shall adopt measures which shall enter into effect immediately. However, if these measures are not in accordance with the opinion of the committee, the Commission shall notify the Council of them without delay. In this case:

If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

the Commission may postpone the application of the measures it has adopted for a period not exceeding one month from the date of notification;

If, on the expiry of a period of three months from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

the Council, acting by qualified majority, may take a different decision within the period of time provided for in the preceding paragraph.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90)400)

A3-240/136

Title: Proposal for a Council Directive relating to the transitional measures applicable in Germany in the field of workers health and safety

Proposal No.: COM (90) 400/23 - Doc. C3-281/90

by : the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 162	
Autres	I - -	136
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 3, paragraphs 2a (new), 3, 4 and 5

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

The Commission shall adopt measures which shall enter into effect immediately. However, if these measures are not in accordance with the opinion of the committee, the Commission shall notify the Council of them without delay. In this case:

If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

the Commission may postpone the application of the measures it has adopted for a period not exceeding one month from the date of notification;

If, on the expiry of a period of three months from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

the Council, acting by qualified majority, may take a different decision within the period of time provided for in the preceding paragraph.

Com. Permanente I - -
Com. Temporaire I - 27 - 162
Autres I - - A3-240/165

If the measures envisaged are not in accordance with the opinion of the committee, or if no opinion is delivered, the Commission shall, without delay, submit to the Council a proposal relating to the measures to be taken. The Council shall act by a qualified majority.

If, on the expiry of a period of three months from the date of referral to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

the Commission may postpone the application of the measures it has adopted for a period not exceeding one month from the date of notification;

The Council, acting by a qualified majority, may take a different decision within the period of time provided for in the preceding paragraph.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90)400)

A3-240/165

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment

Proposal No.: COM (90) 400/25 - Doc. C3-283/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 165	
Autres	I - -	165
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 17, paragraphs 2a (new), 3, 4 and 5

The opinion shall be recorded in the minutes; in addition, each Member State shall have the right to ask to have its position recorded in the minutes.

The Commission shall adopt the measures envisaged if they are in accordance with the opinion of the committee.

The Commission shall adopt measures which shall enter into effect immediately. However, if these measures are not in accordance with the opinion of the committee, the Commission shall notify the Council of them without delay. In this case:

Annex II(b): "Financial perspective" recital

<u>Proposal No</u>	<u>Amendments</u>
3. Commercial policy	4
5. Commercial policy	18
13. Labour force surveys	43
14. Statistical surveys	44
15. Agriculture	56
16. Veterinary and plant health	78
17. Fisheries	83
19. Inland transport	93
20. Sea transport	95
21. Energy	100
22. Structural Funds	113
23. Health and safety	134
24. Environment and the internal market	138
25. Environment	148

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400

A3-240/4

Title: Proposal for a Council Regulation on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal No.: C3-0261/90 - COM(90) 400/3

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over in part from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 04 - 001	
Com. Temporaire	I - 27 - 003	
Autres	I - -	4
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/18

Title: Commission Decision on the introduction of transitional tariff measures for products covered by the Treaty establishing the ECSC for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 until 31 December 1991 to take account of German unification

Proposal No.: C3-0263/90 - COM(90)400/5

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 002/mod	
Com. Temporaire	I - 27 - 014	
Autres	I - -	18
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital :

Whereas, with respect to its financial consequences, this Decision can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/43

Title: Organization of a labour force sample survey in the spring of 1990 and 1991

Proposal No.: C3-0271/90 - COM(90)400/13

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendment	S.Pl.
Com. Permanente	I - 03 - 003/mod	
Com. Temporaire	I - 27 - 039	
Autres	I - -	43
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/44

Title: Statistical surveys in the FRG in connection with the unification of Germany

Proposal No.: C3-0272/90 - COM(90)400/14

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 004/mod	
Com. Temporaire	I - 27 - 040	
Autres	I - -	44
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/56

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: C3-0273/90 - COM(90)400/15

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 005/mod.	
Com. Temporaire	I - 27 - 051	
Autres	I - -	56
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/78

Title: Proposal for a Council Directive on transitional measures and adjustments required to the Directive on plant products, seeds, plants and animal feedingstuffs and to the veterinary and zootechnical legislation

Proposal No.: C3-0274/90 - COM(90)400/16

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 006/mod.	
Com. Temporaire	I - 27 - 064	
Autres	I - -	78
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/83

Title: Proposal for a Council Regulation introducing various measures concerning the implementation of the common fisheries policy in the former German Democratic Republic

Proposal No.: C3-0275/90 - COM(90)400/17

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 007/mod	
Com. Temporaire	I - 27 - 071	
Autres	I - -	83
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas with respect to its financial consequences this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/93

Title: Proposal for a Council Regulation (EEC) amending, as a result of German unification, certain directives, decisions and regulations relating to transport by road, rail and inland waterway

Proposal No.: C3-0277/90 - COM(90) 400/19

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendment	S.Pl.
Com. Permanente	I - 03 - 008/mod.	
Com. Temporaire	I - 27 - 080	
Autres	I - -	93
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/95

Title: Proposal for a Council Regulation (EEC) amending, as a result of German unification, Regulation (EEC) No. 4055/86 applying the principle of freedom to provide services to maritime transport between Member States and between Member States and third countries

Proposal No.: C3-0278/90 - COM(90) 400/20

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendment	S.Pl.
Com. Permanente	I - 03 - 009/mod.	
Com. Temporaire	I - 27 - 083	
Autres	I - -	95
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/100

Title: Proposal for a Council Regulation introducing a transitional period for the implementation of certain Community acts in the energy sector

Proposal No.: C3-0279/90 - COM(90)400/21

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 010/mod.	
Com. Temporaire	I - 27 - 085	
Autres	I - -	100
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/113

Title: Proposal for a Council Regulation concerning the activities of the Structural Funds in the territory of the former German Democratic Republic

Proposal No.: C3-0280/90 - COM(90)400/22

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 011/mod.	
Com. Temporaire	I - 27 - 098	
Autres	I - -	113
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/134

Title: Proposal for a Council Directive relating to the transitional measures applicable in Germany in the field of workers' health and safety

Proposal No.: C3-0281/90 - COM(90) 400/23

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 012/mod.	
Com. Temporaire	I - 27 - 119	
Autres	I - -	134
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/138

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment, in connection with the internal market

Proposal No.: C3-0282/90 - COM(90) 400/24

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - 013/mod.	
Com. Temporaire	I - 27 - 123	
Autres	I - -	138
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/148

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment

Proposal No.: C3-0283/90 - COM(90)400/25

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgets)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 03 - . 013/mod.	
Com. Temporaire	I - 27 - 132	
Autres	I - -	148
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

After the last recital, new recital:

Whereas, with respect to its financial consequences, this Regulation can only be implemented through revision of the financial perspective and adjustment of the annual budget, which will allow the budgetary authority to enter the amounts necessary to cover its financial impact during the course of the budgetary procedure.

ANNEX II(c)

Amendments which would be acceptable subject to adaptation of the wording

<u>Proposal No</u>		<u>Amendments</u>
3.	Commercial policy	6, 9, 11
5.	Commercial policy	19, 23
15.	Agriculture	47
22.	Structural funds	110, 143

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/6

Title: Proposal for a Council Regulation on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal No.: C3-0261/90 - COM(90) 400/3

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on External Economic Relations)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 06 - 13/mod	
Com. Temporaire	I - 27 - 004	
Autres	I - -	6
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1(1)

From the date of German unification to 31 December 1991 the Common Customs Tariff duties and all other charges having equivalent effect, with the exception of anti-dumping duties, shall be suspended for goods originating in Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia covered by the agreements listed in Annexes I and II, concluded between those countries and the former German Democratic Republic, and entailing obligations or recommendations for the latter to buy goods in quantities or at a price established by the said agreements.

Article 1(1)

From the date of German unification to 31 December 1991 the Common Customs Tariff duties and all other charges having equivalent effect, with the exception of anti-dumping duties, shall be suspended for goods originating in Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia covered by the agreements listed in Annexes I and II, concluded between those countries and the former German Democratic Republic, and entailing obligations or recommendations for the latter to buy goods in quantities or at a price established by the said agreements, details of which shall be published in the Official Journal of the European Communities.

Commission's comments

Proposed new wording: 'the key points of which will be published in the Official Journal of the European Communities'.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/9

Title: Proposal for a Council Regulation on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal No.: C3-0261/90 - COM(90) 400/3
by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Budgetary Control)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 14 - 001/mod	
Com. Temporaire	I - 27 - 005	
Autres	I - -	9
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1(2)
Third indent (new)

- a system of inspection to be set up to ensure that goods released for free circulation are actually consumed or processed on the territory of the former GDR and that the Commission and Court of Auditors of the European Communities may be involved in such inspections at their request;

Commission's comments

The Commission agrees with the principle of a monitoring system (first part of the amendment). It considers, however, that monitoring is a matter for the national authorities on the basis of the Community arrangements and for this reason cannot accept the second part of the amendment. The first part of the amendment could also be inserted into the Regulation on transitional measures for trade in ECSC products instead of Amendment 21.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/11

Title: Proposal for a Council Regulation on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal No.: C3-0261/90 - COM(90) 400/3

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on External Economic Relations)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 06 - 016/mod	
Com. Temporaire	I - 27 - 009	
Autres	I - -	11
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 4 second paragraph (new)

The Commission shall report to the European Parliament by 30 June 1991 on the operation of the system established, the quantities of the products which have benefited from it and the stage reached in the renegotiation of outstanding arrangements.

Commission's comments

The Commission proposes that the report be presented on 1 October 1991 to allow more time for scrutiny.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/19

Title: Commission Decision on the introduction of transitional tariff measures for products covered by the Treaty establishing the ECSC for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 to 31 December 1991 to take account of German unification

Proposal No.: C3-0263/90 - COM(90)400/5

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on External Economic Relations)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 06 - 019/mod.	
Com. Temporaire	I - 27 - 015	
Autres	I - -	19
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 1(1)

1. From the date of German unification to 31 December 1991 the customs duties applied to products covered by the ECSC treaty and all other charges having equivalent effect, with the exception of anti-dumping duties, shall be suspended for products originating in Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR or Yugoslavia and covered by the agreements listed in Annexes I and II, concluded between those countries and the former German Democratic Republic, and entailing obligations or recommendations for the latter to buy goods, in quantities or at a price established by the said agreements.

Article 1(1)

1. From the date of German unification to 31 December 1991 the customs duties applied to products covered by the ECSC treaty and all other charges having equivalent effect, with the exception of anti-dumping duties, shall be suspended for products originating in Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR or Yugoslavia and covered by the agreements listed in Annexes I and II, concluded between those countries and the former German Democratic Republic, and entailing obligations or recommendations for the latter to buy goods, in quantities or at a price established by the said agreements, details of which shall be published in the Official Journal of the European Communities.

Commission's comments

Proposed new wording: 'the key points of which will be published in the Official Journal of the European Communities'.

PE 145.801/Am. 19

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EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/23

Title: Commission Decision on the introduction of transitional tariff measures for products covered by the Treaty establishing the ECSC for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia from 1 December 1990 until 31 December 1991 to take account of German unification

Proposal No.: C3-0263/90 COM(90) 400/5

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on External Economic Relations)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 06 - 22/mod	
Com. Temporaire	I - 27 - 019	
Autres	I - -	23
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 4, second paragraph (new)

The Commission shall report to the European Parliament by 30 June 1991 on the operation of the system established, the quantities of the products which have benefited from it and the stage reached in the renegotiation of outstanding arrangements.

Commission's comments

The Commission proposes that the report be presented on 1 October 1991 to allow more time for scrutiny.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/47

Title: Proposal for a Council Regulation on the transitional measures and adjustments required in the agricultural sector as a result of the integration of the territory of the former GDR into the Community

Proposal No.: COM/90/400/15, C3-0273/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Agriculture, Fisheries and Rural Development)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 02 - 001	
Com. Temporaire	I - 27 - 042	
Autres	I - -	47
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Fourth recital a (new)

Whereas a harmonious transition must be guaranteed both for agriculture and for those hitherto employed in agriculture in the territory of the former GDR; whereas harmonious transitional rules should therefore be established; whereas care will also have to be taken at all times to ensure that, in their impact on other Community producers, these rules cause as little upheaval as possible and do not endanger the objectives of Article 39 of the Treaty;

Commission's comments

To make the wording clearer the words 'and progressive' should be deleted from the ninth line.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/110

Title: Proposal for a Council Regulation concerning the activities of the Structural Funds in the territory of the former German Democratic Republic

Proposal No.: C3-280/90 - COM(90) 400/22

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over from the Committee on Regional Policy and Regional Planning)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 09 - . 012/mod	
Com. Temporaire	I - 27 - 096	
Autres	I - -	110
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Third recital

Whereas the special situation in that territory necessitates certain adjustments to Community acts concerning the Structural Funds.

Whereas the special situation in that territory necessitates certain exceptional transitional measures to Community acts concerning the Structural Funds.

Commission's comments

The Commission suggests the following wording: "... requires some special provisional adjustments...".

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/143

Title: Proposal for a Council Directive on the transitional measures applicable in German with regard to certain Community provisions relating to the protection of the environment, in connection with the internal market

Proposal No.: C3-282/90 - COM(90)400/24

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 128	
Autres	I - -	143
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2a (new)

1. Germany may permit a production enterprise situated at the time of unification on the territory of the former German Democratic Republic to produce diesel fuel which does not conform to the limit value specified in Article 2 of Directive 75/716/(EEC) (OJ No. L 307, 29.11.1975, p. 22)

2. This derogation shall cease to apply on 30 June 1991.

Commission's comments

The Commission would be prepared to endorse this amendment subject to a change of date ("shall expire no later than 31 December 1994").

ANNEX III

Amendments which the Commission feels are valid but nevertheless considers:

- (a) that they are already covered by existing Community provisions, or
- (b) that they might be the subject of statements when the measures are adopted.

Comments, where appropriate, are set out under the text of the amendment.

The main amendment in this category relates to Parliament being informed of developments (Amendments 25, 33, 137, 147).

The Commission would point out that the substance of this amendment is covered by the arrangements enshrined in the code of conduct agreed between the Commission and Parliament.

Since the clause recurs, the most appropriate response to Parliament's request would be provided by the statements to be made when the legislative package is adopted by the Council.

<u>Proposal No</u>	<u>Amendments</u>
6. Technical directives (Art. 100A)	25
7. Technical directives (Art. 43)	33
22. Structural funds	125
24. Environment and the internal market	137
25. Environment	147

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/25

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: (COM (90) 400/6 - Doc. C3-264/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 149	
Autres	I - -	25
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

5th recital

Whereas the information available on the situation regarding the rules and regulations in force and regarding industry in the territory of the former German Democratic Republic is such that it is not possible to establish definitively the extent of the derogations; whereas, so that account can be taken of developments in that situation, a simplified procedure must be set up in accordance with the third indent of Article 145 of the Treaty for the purpose of adopting and administering the derogations.

Whereas the information available on the situation regarding the rules and regulations in force and regarding industry in the territory of the former German Democratic Republic is such that it is not possible to establish definitively the extent of the derogations; whereas, so that account can be taken of developments in that situation, a simplified procedure must be set up in accordance with the third indent of Article 145 of the Treaty for the purpose of adopting and administering the derogations.

Com. Permanente I - -
Com. Temporaire I - 27 - 149
Autres I - -

Whereas such delegation of powers must be accompanied by adequate democratic accountability; whereas regular information must be provided to the European Parliament on the evolution of the situation; whereas, moreover, all proposed additional adapting measures and/or derogations should be submitted to the European Parliament at the same time as to the Committee mentioned in Article 5, so that the Parliament can give its views before any final decision.

EUROPEAN PARLIAMENT

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/33

Title: Proposal for a Council Directive on transitional measures applicable in Germany in the context of the harmonization of technical rules

Proposal No.: C3-0265/90 - COM (90) 400/7

by: the Temporary Committee to consider the impact of the process of German unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 152	
Autres	I - -	33
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Fifth recital

Whereas the information available on the situation regarding the rules and regulations in force and regarding industry in the territory of the former German Democratic Republic is such that it is not possible to establish definitively the extent of the derogations; whereas, so that account can be taken of developments in that situation, a simplified procedure must be set up in accordance with the third indent of Article 145 of the Treaty for the purpose of adopting and administering the derogations.

Whereas the information available on the situation regarding the rules and regulations in force and regarding industry in the territory of the former German Democratic Republic is such that it is not possible to establish definitively the extent of the derogations; whereas, so that account can be taken of developments in that situation, a simplified procedure must be set up in accordance with the third indent of Article 145 of the Treaty for the purpose of adopting and administering the derogations.

Com. Permanente I -
Com. Temporaire I - 27 - 152
Autres I -

Whereas such delegation of powers must be accompanied by adequate democratic accountability; whereas regular information must be provided to the European Parliament on the evolution of the situation; whereas, moreover, all proposed additional adapting measures and/or derogations should be submitted to the European Parliament at the same time as to the Committee mentioned in Article 5, so that the Parliament can give its views before any final decision.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90) 400)

A3-240/125

Title: Proposal for a Council Regulation concerning the activities of the Structural Funds in the territory of the former German Democratic Republic

Proposal No.: C3-0280/90 - COM(90)400/22

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community (taken over in part from the Committee on Women's Rights)

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - 17 - 001	
Com. Temporaire	I - 27 - 105/mod.	
Autres	I - -	125
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Article 2(4)

The Community support framework shall be drawn up in accordance with Article 8(5) of Regulation (EEC) No. 2052/88 and Articles 8(3) and 11 of Regulation (EEC) No. 4253/88.

The Community support framework shall be drawn up in accordance with Article 8(5) of Regulation (EEC) No. 2052/88 and Articles 8(3) and 11 of Regulation (EEC) No. 4253/88, emphasizing the following standard clause: 'Measures provided for in the CSF must be compatible with Community policy and legislation on equal opportunities for men and women'.

Commission's comments

Although the wording of this amendment corresponds to current practice, the Commission is prepared to ask for a Council statement reaffirming this principle.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90)400)

A3-240/137

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment, in connection with the internal market

Proposal No.: COM (90) 400/24 - Doc. C3-082/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 163	
Autres	I - -	137
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 6a (new)

Whereas information on the rules in force in the former territory of the German Democratic Republic and on the state of the environment is not sufficient to enable the extent of the derogations to be definitively established; whereas, in order to make allowance for the development of the situation, a simplified procedure must be laid down.

Whereas information on the rules in force in the former territory of the German Democratic Republic and on the state of the environment is not sufficient to enable the extent of the derogations to be definitively established; whereas, in order to make allowance for the development of the situation, a simplified procedure must be laid down.

Whereas such delegation of powers must be accompanied by adequate democratic accountability; whereas regular information must be submitted to the European Parliament on the evolution of the situation; whereas, moreover, any proposed additional adapting measures and/or derogations should be submitted to the European Parliament at the same time as to the relevant committee so that it can give its views before any final decision.

E U R O P E A N P A R L I A M E N T

11 October 1990

Amendment to Doc. (COM(90)400)

A3-240/147

Title: Proposal for a Council Directive on the transitional measures applicable in Germany with regard to certain Community provisions relating to the protection of the environment

Proposal No.: COM (90) 400/25 - Doc. C3-083/90

by: the Temporary Committee to consider the impact of the process of German Unification on the European Community

Report by Mr DONNELLY - Doc. A3-240/90

	Code Amendement	S.Pl.
Com. Permanente	I - -	
Com. Temporaire	I - 27 - 164	
Autres	I - -	147
Avis Com. Temp.	I	I
Vote Séance Pl.	II	II

Recital 9a (new):

Whereas such delegation of powers must be accompanied by adequate democratic accountability; whereas regular information must be submitted to the European Parliament on the evolution of the situation; whereas, moreover, any proposed additional adapting measures and/or derogations should be submitted to the European Parliament at the same time as to the relevant committee so that it can give its views before any final decision.

ANNEX IV

EXPLANATORY MEMORANDUM

One result of the new situation created by the unification of Germany has been to make it more difficult to dispatch wine and fruit and vegetable products from Spain to the territory of the former German Democratic Republic. The export refunds have been abolished and the products are, by virtue of the Act of Accession, subject to regulatory and compensation mechanisms when released for consumption on the rest of the market. A comparable situation will exist for Portuguese products from 1 January 1991.

This situation will combine with the effects of the tariff concessions discussed by the Council, to be granted to the Eastern European countries which traditionally export to the territory of the former German Democratic Republic.

As a result it is proposed that, while the above tariff concessions apply, application of the regulatory or compensation mechanisms provided for in the Act of Accession for the products in question originating in Spain and Portugal be suspended. The suspension should be limited to the quantities traditionally exported by these Member States to the former German Democratic Republic.

Proposal for a
COUNCIL REGULATION (EEC)

on the temporary suspension of the mechanisms provided for in Articles 123, 152, 318 and 338 of the Act of Accession for wine and fruit and vegetable products originating in Spain and Portugal and released for consumption in the territory of the former German Democratic Republic

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Act of Accession of Spain and Portugal, and in particular Articles 89 (2) and 234 (3) thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament,

Whereas, as a result of the unification of Germany, wine and fruit and vegetable products originating in Spain and exported to the territory of the former German Democratic Republic are subject to the regulatory and compensation mechanisms provided for in the Act of Accession; whereas comparable mechanisms are applicable with effect from 1 January 1991 for the same products originating in Portugal and exported to the same territory;

Whereas this new situation combines with the concessions made pursuant to Council Regulation (EEC) No /90 on the introduction of transitional tariff measures for Bulgaria, Czechoslovakia, Hungary, Poland, Romania, the USSR and Yugoslavia and which are applicable until 31 December 1991; whereas, in order not to disadvantage the products in question originating in Spain and Portugal and released for consumption in the territory of the former German Democratic Republic by comparison with products originating in Eastern European countries, the mechanisms in question should be temporarily suspended during the period of application of the above tariff concessions, to the extent of the quantities traditionally exported from Spain and Portugal to the former German Democratic Republic,

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HAS ADOPTED THIS REGULATION:

Article 1

1. The application of the mechanisms provided for in Articles 123, 152, 318 and 338 of the Act of Accession shall be suspended for exports to the territory of the former German Democratic Republic of wine and fruit and vegetable products originating in Spain and Portugal.

The suspension shall be limited to the average annual quantities which were the subject of trade between Spain and Portugal and the German Democratic Republic in 1987, 1988 and 1989.

2. The suspension shall only apply if the products in question are released for consumption in the territory of the former German Democratic Republic and are consumed or processed there.

Article 2

The provisions of Article 1 shall be applicable only if the products

- are accompanied, during transit, by a document issued by the Spanish or Portuguese authorities certifying their origin and that they are intended for release for consumption in the territory of the former German Democratic Republic, and
- are the subject of a licence issued by the relevant German authorities stating that the goods in question fall within the scope of the provisions contained in paragraph 1 submitted in support of the entry for release for consumption in the destination territory, and, from that moment, are subject to a system to control their use.

Article 3

The rules implementing this Regulation, in particular the quantities falling within the scope of the provisions of Article 1, shall be adopted by the Commission in accordance with the procedure laid down in Article 33 of Regulation (EEC) No 1035/72 or in Article 83 of Regulation (EEC) No 822/87.

Article 4

This Regulation shall enter into force on

It shall apply during the validity of the concessions provided for by Council Regulation (EEC) No /1990.

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