

I

(Information)

EUROPEAN PARLIAMENT

1975-1976 SESSION

Sittings from 10 to 14 November 1975

European Centre, Kirchberg — Luxembourg

MINUTES OF PROCEEDINGS OF THE SITTING OF MONDAY, 10 NOVEMBER 1975

IN THE CHAIR: Mr G. SPÉNALE

President

The sitting was opened at 4.30 p.m.

Resumption of session

The President declared resumed the session of the European Parliament adjourned on 17 October 1975.

Mr Houdet and Mr Radoux spoke.

Documents received

The President announced that he had received the following documents:

- (a) from the Council of the European Communities, requests for an Opinion on:
 - the proposal from the Commission of the European Communities to the Council for

a Regulation suspending application of the condition governing the import into the Community of fresh lemons, originating in Cyprus, Spain, Israel, Morocco, Egypt, Tunisia and Turkey in accordance with the Agreements in force between the European Economic Community on the one hand and each of these countries on the other (Doc. 318/75).

This document had been referred to the Committee on External Economic Relations as the committee responsible and to the Committee on Agriculture and the Associations Committee for their Opinions;

- the Communication from the Commission of the European Communities to the Council on an action programme for the European aeronautical sector (Doc. 319/75).

This document had been referred to the Committee on Economic and Monetary Affairs as the committee responsible and to the Committee on Regional Policy and Transport for its Opinion;

- the proposals from the Commission of the European Communities to the Council on

consolidated texts relating to the fishing sector (Doc. 320/75).

This document had been referred to the Legal Affairs Committee.

- the proposal from the Commission of the European Communities to the Council for a Regulation on Community transit (Doc. 321/75).

This document had been referred to the Committee on Economic and Monetary Affairs as the committee responsible and to the Committee on External Economic Relations and the Committee on Budgets for their Opinions;

- the proposals from the Commission of the European Communities to the Council for:

- I. a Directive on the establishment of common rules for certain types of carriage of goods by road between Member States
- II. a Regulation on the Community quota for the carriage of goods by road between Member States
- III. a Directive on access to the occupation of carrier of goods or of passengers by waterway in national and international transport
- IV. a Directive aiming at the mutual recognition of diplomas, certificates and other evidence of formal qualifications for road or waterway passenger transport and goods haulage operators, including measures intended to encourage these operators effectively to exercise their right to freedom of establishment
- V. a Regulation concerning the fixing of rates for international goods transport by rail
- VI. a Regulation amending Council Regulation (EEC) No 3255/74 of 19 December 1974 extending and amending Council Regulation (EEC) No 1174/68 of 30 July 1968 on the introduction of a system of bracket tariffs for the carriage of goods by road between Member States
- VII. a Regulation on a system of reference tariffs for the carriage of goods by road between Member States
- VIII. a Regulation concerning a system for monitoring the markets for the carriage of goods by rail, road and inland waterway between Member States

(Doc. 324/75).

This document had been referred to the Committee on Regional Policy and Transport as the committee responsible and to the Committee on Economic and Monetary Affairs for its Opinion on Sections I, III, IV, V, VII and VIII;

- the proposal from the Commission of the European Communities to the Council for a Regulation on the establishment of a European Community Institute for economic analysis and research (Doc. 325/75).

This document had been referred to the Committee on Economic and Monetary Affairs as the committee responsible and to the Committee on Budgets for its Opinion;

- the proposal from the Commission of the European Communities to the Council for a Regulation amending the Financial Regulation as regards transfers between the 'Food aid' chapter and the European Agricultural Guidance and Guarantee Fund, Guarantee Section (Doc. 329/75).

This document had been referred to the Committee on Budgets as the committee responsible and to the Committee on Development and Cooperation for its Opinion;

- a proposal for transfers of appropriations from one chapter to another in Section III 'Commission' of the general budget of the European Communities for the 1975 financial year (Doc. 330/75).

This document had been referred to the Committee on Budgets;

- the proposal from the Commission of the European Communities to the Council for a decision on European Social Fund measures to aid vocational adaptation operations (Doc. 331/75).

This document had been referred to the Committee on Social Affairs and Employment as the committee responsible and to the Committee on Budgets for its Opinion;

- the proposal from the Commission of the European Communities to the Council for a Decision in regard to the intervention of the European Social Fund in favour of persons occupied in the textile and clothing sectors (Doc. 332/75).

This document had been referred to the Committee on Social Affairs and Employment as the committee responsible and to the Committee on Budgets for its Opinion;

- the proposal from the Commission of the European Communities to the Council for a Regulation on the granting of a conversion premium in the wine sector (Doc. 333/75).

This document had been referred to the Committee on Agriculture as the committee responsible and to the Committee on Budgets for its Opinion;

- the proposal from the Commission of the European Communities to the Council concerning the annual report on the economic situation in the Community (Doc. 334/75).

This document had been referred to the Committee on Economic and Monetary Affairs;

- the proposal from the Commission of the European Communities to the Council for a Regulation on the allocation for 1975 of appropriations from the Guidance Section of the European Agricultural Guidance and Guarantee Fund and deferring certain final dates for the years 1975 and 1976 (Doc. 335/75).

This document had been referred to the Committee on Agriculture as the committee responsible and to the Committee on Budgets for its Opinion;

- the proposal from the Commission of the European Communities to the Council for a Regulation temporarily suspending the autonomous Common Customs Tariff duties on a certain number of agricultural products (Doc. 352/75).

This document had been referred to the Committee on Agriculture as the committee responsible and to the Committee on External Economic Relations for its Opinion;

- the proposal from the Commission of the European Communities to the Council for a Regulation on the financial provisions applying to the European Centre for the Development of Vocational Training and to the European Foundation for the Improvement of Living and Working Conditions (Doc. 353/75).

This document had been referred to the Committee on Budgets;

- the proposal from the Commission of the European Communities to the Council for a Directive on reciprocal recognition of navigation licences for inland waterway vessels (Doc. 355/75).

This document had been referred to the Committee on Regional Policy and Transport;

- the proposal from the Commission of the European Communities to the Council for a Regulation amending Council Regulation (EEC) No 517/72 of 28 February 1972 on the introduction of common rules for regular and special regular services by coach and bus between Member States (Doc. 368/75).

This document had been referred to the Committee on Regional Policy and Transport;

- the proposal for transfers of appropriations from one chapter to another in Section III 'Commission' of the general budget for the 1975 financial year (Doc. 369/75).

This document had been referred to the Committee on Budgets;

(b) the following oral questions:

- oral question with debate by Miss Boothroyd, Mrs Orth and Mr Fellermaier on behalf of the Socialist Group to the Council of the European Communities on policy in the field of consumer protection (Doc. 344/75);
- oral question with debate by the Committee on Social Affairs and Employment to the Council of the European Communities on mass dismissals in two multinational undertakings (Doc. 345/75);
- oral question with debate by the Committee on Regional Policy and Transport to the Commission of the European Communities on joint action in the field of air traffic safety (Doc. 346/75);
- oral question with debate by the Committee on Regional Policy and Transport to the Council of the European Communities on joint action in the field of air traffic safety (Doc. 347/75);
- oral question with debate by Mr Cousté on behalf of the Group of European Progressive Democrats to the Commission of the European Communities on protectionist measures taken or planned by the United States (Doc. 348/75);
- oral questions by Mr Bordu, Mr Leonardi, Mr Dykes, Mr Leenhardt, Mr Terrenoire, Mr Hamilton, Mr Härzschel, Mr Dalyell, Mr Scott-Hopkins, Lord Gladwyn, Mr Cointat, Mr Noè, Mr Spicer, Mr Dondelinger, Mr Zeller, Mr Marras and Mr Cousté, pursuant to Rule 47A of the Rules of Procedure, for Question Time on 12 November 1975 (Doc. 360/75);

(c) from the committees, the following reports:

- report by Mr Albertsen on behalf of the Committee on Public Health and the Environment on the proposal from the Commission of the European Communities to the Council (Doc. 219/75) for a Directive amending for the fourth time Directive 73/241/EEC on the approximation of the laws of the

- Member States relating to cocoa and chocolate products intended for human consumption (Doc. 322/75);
- report by Mr Mitterdorfer on behalf of the Committee on Economic and Monetary Affairs on the proposal from the Commission of the European Communities to the Council (Doc. 237/75) for a Regulation amending Regulation (EEC) No 542/69 on Community transit (Doc. 323/75);
 - report by Mr Glinne on behalf of the Committee on Development and Cooperation on the outcome of the World Food Conference (Rome, 5 to 15 November 1974) and on the Community's position as regards a world food policy (Doc. 326/75);
 - report by Mrs Orth on behalf of the Committee on Public Health and the Environment on the proposal from the Commission of the European Communities to the Council (Doc. 185/75/I) for a Directive fixing the maximum level of erucic acid in fats and oils and margarine for food (Doc. 327/75);
 - report by Mr Jahn on behalf of the Committee on Public Health and the Environment on the proposal from the Commission of the European Communities to the Council (Doc. 209/75) for a multiannual environmental research and development programme of the European Economic Community — indirect action (1976 to 1980) — (Doc. 328/75);
 - report by Mr Meintz on behalf of the Committee on Public Health and the Environment on the proposal from the Commission of the European Communities to the Council (Doc. 223/75) for a multiannual Community research programme on biology and health protection for the period 1976 to 1980 (Doc. 336/75);
 - report by Mr Terrenoire on behalf of the Associations Committee on the Additional Protocol to the Association Agreement between the European Economic Community and Greece consequent on the accession of new Member States to the Community (Doc. 87/75) — (Doc. 337/75);
 - report by Mr Pintat on behalf of the Committee on Energy, Research and Technology on the proposal from the Commission of the European Communities to the Council (Doc. 232/75) for a Regulation amending Regulation (EEC) No 1056/72 on notifying the Commission of investment projects of interest to the Community in the petroleum, natural gas and electricity sectors (Doc. 338/75);
 - report by Mr Willi Müller on behalf of the Committee on Public Health and the Environment on the proposal from the Commission of the European Communities to the Council (Doc. 303/73) for a Directive on the approximation of the laws of the Member States relating to the composition of petrol — problem of the lead content of petrol (Doc. 339/75);
 - report by Mr Bourdellès on behalf of the Committee on Agriculture on the proposal from the Commission of the European Communities to the Council (Doc. 292/75) for a Regulation amending Council Regulation (EEC) No 464/75 of 27 February 1975 establishing systems of premiums for the producers of bovine animals (Doc. 340/75);
 - report by Mr Bermani on behalf of the Committee on External Economic Relations on the proposal from the Commission of the European Communities to the Council (Doc. 296/75) for a Regulation amending Regulations (EEC) No 1059/69, (EEC) No 1060/69, (EEC) No 2682/72, No 120/67/EEC, (EEC) No 3330/74, (EEC) No 765/68 and (EEC) No 950/68 as regards the classification in the Common Customs Tariff of certain types of sorbitol (Doc. 341/75);
 - report by Mr Corrie on behalf of the Associations Committee on the proposal from the Commission of the European Communities to the Council (Doc. 295/75) for a Regulation totally or partially suspending Common Customs Tariff duties on certain products falling within Chapters 1 to 24 of the Common Customs Tariff and originating in Malta (1976) — (Doc. 342/75);
 - report by Mr Mitterdorfer on behalf of the Committee on Economic and Monetary Affairs on the proposals from the Commission of the European Communities to the Council on the elimination of technical barriers to trade, with particular reference to:
 - the proposals for Directives concerning the harmonization of the laws of the Member States on:
 - taximeters (Doc. 198/75),
 - lifting and mechanical handling appliances and electrically operated lifts (Doc. 214/75),
 - fruit jam, jellies and marmalades, and chestnut puree (Doc. 235/75)(Doc. 343/75);

- report by Mr Schwabe on behalf of the Committee on Regional Policy and Transport on the proposal from the Commission of the European Communities to the Council (Doc. 324/75/VI) for a Regulation amending Council Regulation (EEC) No 3255/74 of 19 December 1974 extending and amending Council Regulation (EEC) No 1174/68 of 30 July 1968 on the introduction of a system of bracket tariffs for the carriage of goods by road between Member States (Doc. 349/75);
- report by Mr Giraud on behalf of the Committee on Regional Policy and Transport on the proposal from the Commission of the European Communities to the Council (Doc. 324/75/II) for a Regulation on the Community quota for the carriage of goods by road between Member States (Doc. 350/75);
- report by Mr Corterier on behalf of the Associations Committee on the recommendations of the EEC-Greece Joint Parliamentary Committee adopted in Athens on 27 June 1975 (Doc. 180/75) — (Doc. 351/75);
- report by Mr Dondelinger on behalf of the Committee on Social Affairs and Employment on the proposal from the Commission of the European Communities to the Council (Doc. 273/75) for a Regulation amending Regulation (EEC) No 1612/68 as regards the extension of trade union rights in favour of the workers who move within the Community (Doc. 354/75);
- report by Mr Laudrin on behalf of the Committee on Social Affairs and Employment on the proposal from the Commission of the European Communities to the Council (Doc. 275/75) for a Regulation amending Regulations (EEC) No 1408/71 and (EEC) No 574/72 on the application of social security schemes to employed persons and their families moving within the Community (Doc. 356/75);
- report by Mr Adams on behalf of the Committee on Social Affairs and Employment on the proposal from the Commission of the European Communities to the Council (Doc. 331/75) for a Decision on European Social Fund measures to aid vocational adaptation operations (Doc. 357/75);
- report by Mr Alfred Bertrand on behalf of the Committee on Social Affairs and Employment on the proposal from the Commission of the European Communities to the Council (Doc. 332/75) for a Decision in regard to the intervention of the European Social Fund in favour of persons occupied in the textile and clothing sectors (Doc. 358/75);
- report by Mr Gerlach on behalf of the Committee on Regional Policy and Transport on the proposal from the Commission of the European Communities to the Council (Doc. 355/75) for a Directive on reciprocal recognition of navigation licences for inland waterway vessels (Doc. 359/75);
- report by Mr Cointat on behalf of the Committee on Budgets on the draft general budget of the European Communities for the financial year 1976 (Doc. 306/75) — (Doc. 361/75);
- report by Mr Artzinger on behalf of the Committee on Economic and Monetary Affairs on the proposal from the Commission of the European Communities to the Council (Doc. 334/75) concerning the annual report on the economic situation in the Community (Doc. 362/75);
- report by Mr Osborn on behalf of the Committee on Energy, Research and Technology on the proposal from the Commission of the European Communities to the Council (Doc. 203/75) for a multiannual research and development programme of the European Economic Community on reference materials and methods (Community Bureau of Reference — BCR) (1976 to 1978) — indirect action (Doc. 363/75);
- report by Mr Aigner on behalf of the Committee on Budgets on the draft amending and supplementary budget No 3 of the European Communities for the 1975 financial year (Doc. 279/75) — (Doc. 364/75);
- report by Mr Gerlach on behalf of the Committee on Budgets on the giving of a discharge to the Commission of the European Communities in respect of the European Communities' budget for the financial year 1971 on the basis of the report of the Audit Board (Doc. 365/75);
- report by Miss Flesch on behalf of the Committee on Budgets on the corrections to Parliament's estimates of revenue and expenditure for the 1976 financial year (Section I of the draft general budget of the European Communities) — (Doc. 366/75);
- report by Miss Flesch on behalf of the Committee on Budgets on Sections II and IV of the draft general budget of the European Communities for the financial year 1976 relating to the Council and the Court of

Justice of the European Communities (Doc. 367/75);

- report by Mr Howell on behalf of the Committee on Agriculture on the proposal from the Commission of the European Communities to the Council (Doc. 352/75) for a regulation temporarily suspending the autonomous Common Customs Tariff duties on a certain number of agricultural products (Doc. 370/75);
 - report by Mr Dykes, on behalf of the Committee on External Economic Relations, on the proposal from the Commission of the European Communities to the Council (Doc. 207/75) for a Decision accepting the Customs Cooperation Council's recommendation of 1 January 1975 (SITC/BTN Rev. 2) — (Doc. 372/75);
 - report by Mr Dykes, on behalf of the Committee on External Economic Relations, on the recommendation from the Commission of the European Economic Communities to the Council (Doc. 253/75) for a Decision accepting, on behalf of the Community, several Annexes to the International Convention on the simplification and harmonization of customs procedures (Doc. 373/75);
- (d) from the Council of the European Communities, a letter of amendment to the draft general budget of the European Communities for the financial year 1976, submitted by the Council (Doc. 371/75).

Texts of Treaties forwarded by the Council

The President announced that he had received from the Council of the European Communities certified true copies of the following documents:

- Agreement between the European Economic Community and the Republic of Zambia on the supply of common wheat as food aid;
- Agreement in the form of an exchange of letters renewing the Agreement on trade and technical cooperation between the European Economic Community and the Member States of the one part, and the Lebanese Republic, of the other part;
- Agreement between the European Economic Community and the Republic of India on trade in textile products;
- Agreement between the European Economic Community and the Islamic Republic of Pakistan on trade in textile products;

Decision on urgency

On a proposal from its President, Parliament decided to deal by urgent procedure with reports not submitted within the time limit laid down in the ruling of 11 May 1967.

Limitation of speaking time

On a proposal from its President, Parliament decided to limit speaking time on all reports on the agenda, with the exception of the budget debate, to:

- 15 minutes for the rapporteur and for one speaker on behalf of each group,
- 10 minutes for other speakers, and
- 5 minutes for speakers on amendments.

Speaking time on oral questions with debate was limited to:

- 10 minutes for the author of the question, and
- 5 minutes for other speakers.

Order of business

On a proposal from the President, and after the following had spoken: Mr Gerlach, Mr Willi Müller, Mr Houdet, Mr Notenboom, Mr Willi Müller, Mr Gundelach, *Member of the Commission*, and Mr Scott-Hopkins, Parliament adopted the following agenda for the present part-session:

That afternoon:

The statement by the Commission on action taken on the Opinions of Parliament had been withdrawn from the agenda.

- Willi Müller report on laws relating to the composition of petrol;
- Orth report on the maximum level of erucic acid;

Tuesday, 11 November 1975

10 a.m., 3 p.m. and possibly 9 p.m.:

- introduction of and debate on the Cointat report on the draft general budget of the Communities for 1976;
- introduction of and debate on the Flesch report on the estimates of Parliament for 1976;
- introduction of and debate on the Flesch report on Sections II and IV of the draft general budget of the Communities for 1976;

- introduction of and debate on the Aigner report on the draft amending and supplementary budget No 3 of the Communities for 1975;
- Gerlach report on the giving of a discharge to the Commission in respect of the 1971 budget.

Wednesday, 12 November 1975

10 a.m. and 3 p.m.:

- Question Time;
- Corterier report on the recommendations of the EEC-Greece Joint Parliamentary Committee adopted on 27 June 1975;
- Terrenoire report on the Additional Protocol to the EEC-Greece Association Agreement;
- joint debate on two oral questions with debate concerning air traffic safety;
- oral question with debate on consumer protection;
- oral question with debate on US protectionist measures;
- oral question with debate on mass dismissals in two multinational undertakings;
- Dondelinger report on the extension of trade union rights.

Thursday, 13 November 1975

10 a.m. and 3 p.m.:

- vote on the motion for a resolution contained in the Aigner report on the draft amending and supplementary budget No 3 of the Communities for 1975;
- vote on the motion for a resolution contained in the Flesch report on Parliament's estimates for 1976;
- vote on the motion for a resolution contained in the Flesch report on Sections II and IV of the draft general budget of the Communities for 1976;
- vote on the draft general budget of the Communities for 1976 and on the motion for a resolution contained in the Cointat report;
- Artzinger report on the annual report on the economic situation in the Community;

The Notenboom report on a financial mechanism had been withdrawn from the agenda.

- Schwabe report on a system of bracket tariffs for the carriage of goods (without debate);
- Giraud report on the Community quota for the carriage of goods;
- Caretoni Romagnoli report on the education of migrant children;
- Mitterdorfer report on Community transit;
- Mitterdorfer report on the elimination of technical barriers to trade;

As regards this last report, Parliament decided to pronounce during its present part-session only on the proposals for Directives relating to taximeters (Doc. 198/75) and lifting and mechanical handling appliances and electrically operated lifts (Doc. 214/75).

- Pintat report on investment projects of interest to the Community;

The Della Briotta report on the granting of a conversion premium in the wine sector had been withdrawn from the agenda.

Friday, 14 November 1975

9.30 a.m. to 12 noon:

- Possibly continuation of Thursday's agenda;
- Jahn report on an environmental research programme;
- Meintz report on a research programme on biology and health protection;
- Osborn report on a research programme for reference materials and methods;
- Laudrin report on social security schemes;
- Adams report on vocational adaptation operations;
- Alfred Bertrand report on the textile and clothing sectors;
- Glinne report on the World Food Conference (5 to 15 November 1974);

The Gibbons report on sheepmeat had been withdrawn from the agenda.

- Bourdellès report on premiums for the producers of bovine animals;

The Liogier report on EAGGF appropriations for 1975 had been withdrawn from the agenda.

- Bermani report on certain types of sorbitol (without debate);

- Corrie report on the suspension of duties on certain products originating in Malta;
- Albertsen report on the approximation of laws relating to cocoa and chocolate (without debate);
- Dykes report on the Customs Cooperation Council (without debate);
- Dykes report on the simplification and harmonization of customs procedures (without debate);
- Howell report on the suspension of CCT duties on certain agricultural products;
- Gerlach report on inland waterway vessels (without debate).

Time limit for tabling amendments to the draft supplementary budget No 3 for 1975 and the draft general budget for 1976

The President announced that the time limit for tabling draft amendments and proposed modifications to the draft amending and supplementary budget No 3 of the European Communities for the financial year 1975 and proposed modifications and draft amendments to the draft general budget of the Communities for the financial year 1976 as well as proposals for the rejection of the latter as a whole had been set at 1 p.m. on Tuesday, 11 November 1975.

Organization of the budget debate

The President announced that at the beginning of that afternoon he had convened the group chairmen, the two rapporteurs for the 1976 draft general budget and the chairman of the Committee on Budgets to discuss the organization of the debate and vote on the draft general budget of the European Communities for 1976.

At this meeting, it had been decided to devote the sitting of Tuesday, 11 November 1975, to the general debate and the presentation of and debate on the draft amendments and proposed modifications.

It was agreed that authors of amendments which had been taken over by the Committee on Budgets or on which the latter had delivered a favourable opinion would not move these amendments during the debate.

Pursuant to Rule 28 (3) of the Rules of Procedure, it was proposed that speaking time be limited as follows for the budget debate:

- 60 minutes for Mr Cointat, *Rapporteur for the Committee on Budgets* on the draft general budget, who could divide this speaking time as he wished throughout the entire debate;
- 15 minutes for Miss Flesch, *Rapporteur for the Committee on Budgets* on Sections I, II and IV of the draft general budget;
- 85 minutes for the speaker on behalf of and the members of the Socialist Group;
- 70 minutes for the speaker on behalf of and the members of the Christian-Democratic Group;
- 45 minutes for the speaker on behalf of and the members of the Liberal and Allies Group;
- 40 minutes for the speaker on behalf of and the members of the European Conservative Group;
- 40 minutes for the speaker on behalf of and the members of the Group of European Progressive Democrats;
- 40 minutes for the speaker on behalf of and the members of the Communist and Allies Group;
- 15 minutes for non-attached members;
- 5 minutes for each of the draftsmen of opinions.

It was estimated that the President-in-Office of the Council and the Commission Member responsible would speak for 90 minutes.

In accordance with the wishes of both the President and the group chairmen, the vote on the draft general budget would be held on Thursday morning, starting at 10 a.m. On that occasion, only the rapporteur would have the right to speak briefly. All amendments to the draft budget would have to be tabled at 1 p.m. on Tuesday, 11 November 1975, at the latest, and where necessary, be moved during that day's sitting.

Parliament approved the proposals put forward by the President with regard to the organization of the budget debate.

Time limit for entering names on the list of speakers for the budget debate

On a proposal from its President, Parliament set the time limit for entering names on the list of speakers for the budget debate at 10 a.m. on Tuesday, 11 November 1975.

Welcome to a Portuguese delegation

The President welcomed on behalf of Parliament a delegation from the Constituent Assembly of the Republic of Portugal.

Directive on the approximation of the laws relating to the composition of petrol

Mr Willi Müller introduced his report, drawn up on behalf of the Committee on Public Health and the Environment, on the proposal from the Commission of the European Communities to the Council (Doc. 303/73) for a Directive on the approximation of the laws of the Member States relating to the

composition of petrol—problem of the lead content of petrol (Doc. 339/75).

IN THE CHAIR: Mr J SANTER

Vice-President

The following spoke: Mr Springorum on behalf of the Christian-Democratic Group, Mr Meintz on behalf of the Liberal and Allies Group, Mr. Nyborg on behalf of the Group of European Progressive Democrats, Mr Spicer on behalf of the European Conservative Group and Mr Gundelach, *Member of the Commission*.

Parliament adopted the following resolution:

RESOLUTION

embodying the Opinion of the European Parliament on the proposal from the Commission of the European Communities to the Council for a Directive concerning the approximation of the laws of the Member States relating to the composition of petrol — problem of the lead content of petrol

The European Parliament,

- having regard to the proposal from the Commission of the European Communities to the Council ⁽¹⁾,
- having been consulted by the Council pursuant to Article 100 of the EEC Treaty (Doc. 303/73),
- having regard to the report of the Committee on Public Health and the Environment and the Opinion of the Committee on Economic and Monetary Affairs (Doc. 339/75),

1. Approves the Commissions' proposal for a Directive to reduce the lead content of petrol used in motor vehicle engines only on condition that its date of entry into force be changed so that from 1 January 1977 petrol shall be placed on the Community internal market only where its lead compound content does not exceed 0.40 grammes per litre;
2. Is unable to approve the proposal for a Directive so long as it provides for the reduction in a second stage, from 1 January 1978, of the lead content of regular petrol to 0.15 grammes per litre, and would like the Commission instead to submit by 1 January 1979, in the framework of a general report, a supplementary proposal for a Directive which would take into account experience gained and latest findings;
3. Again advocates the principle of prevention, which requires a limitation of the lead content of motor vehicle exhaust gases since it cannot at present be proved scientifically that the ever-increasing concentrations of lead in the atmosphere of European cities is not prejudicial to public health;
4. Agrees with the Commission that in the interests of prompt and effective protection of the environment, the Member States should be permitted to prescribe a reduction of the lead content of petrol at an earlier date than that laid down in the proposed Directive, provided this is not prejudicial to the common market;
5. Calls on the Commission to lay down in its proposal for a Directive that Member States may prescribe greater reductions of the lead content of petrol than provided for in the Directive if:
 - (a) specific public health requirements make this an urgent necessity, and
 - (b) the smooth functioning of the common market is in no way prejudiced thereby;

⁽¹⁾ OJ No C 8, 31. 1. 1974, p. 28.

6. Insists on the period of six months referred to in Article 7 of the proposed Directive for the introduction of the provisions laid down by law, regulation or administrative action which are necessary to comply with the directive, being observed without fail;
7. Expects the Commission to submit a proposal for a Directive limiting nitrogen compounds in motor vehicle exhaust gases, since petrol contains other harmful substances apart from lead;
8. Calls on the Commission to begin an investigation to establish whether and under what conditions use could be made of improved filtration systems to eliminate the lead content from motor vehicle exhaust gases;
9. Requests the Commission to make the following amendments to its proposal, pursuant to Article 149(2) of the EEC Treaty;
10. Request its appropriate committee to establish whether the Commission of the European Communities incorporates the amendments proposed by the European Parliament in its proposal and, if necessary, to report accordingly.

TEXT PROPOSED BY THE COMMISSION OF
THE EUROPEAN COMMUNITIES ⁽¹⁾

TEXT AMENDED BY THE
EUROPEAN PARLIAMENT

**Proposal for a Council Directive concerning the approximation of the laws of the
Member States relating to the composition of petrol — problem of the lead content of
petrol**

Preamble and first and second recitals unchanged

Whereas, *despite the fact that* in the present state of scientific knowledge there is no evidence to prove that existing concentrations of lead in the atmosphere of European cities and towns *constitute* a danger to public health, it is *nevertheless necessary to ensure that these concentrations do not increase as a result of the growing density of traffic and, accordingly, to take precautionary measures for the purpose of limiting the lead content in petrols*;

Whereas, **since** in the present state of scientific knowledge there is no evidence to prove that existing concentrations of lead in the atmosphere of European cities and towns **do not constitute** a danger to public health, it is **necessary to take precautionary measures to limit the lead content of petrol, with account also to be taken of the fact that these lead concentrations are constantly increasing as a result of the growing density of traffic**;

Fourth to eleventh recitals unchanged

Article 1 unchanged

Article 2

1. As from 1 January 1976, petrol shall be placed on the Community internal market only where its lead compound content, calculated as lead, does not exceed 0.40 grammes per litre.

Article 2

1. As from 1 January 1977, petrol shall be placed on the Community internal market only where its lead compound content, calculated as lead, does not exceed 0.40 grammes per litre.

⁽¹⁾ For full text, see OJ No C 8, 31. 1. 1974, p. 28.

TEXT PROPOSED BY THE COMMISSION OF
THE EUROPEAN COMMUNITIES¹

2. As from 1 January 1978, regular petrol shall be placed on the Community internal market only where its lead content does not exceed 0.15 grammes per litre. The provisions of paragraph 1 shall continue to apply in the case of premium petrol.

3. As from 1 January 1978, intermediate grade petrol between premium and regular quantities shall be placed on the Community internal market only where its lead compound content, calculated in terms of lead, does not exceed the concentration of an equivalent blending of those two qualities.

4. As from the date of adoption of the present Directive, the Commission, wishing to continue its efforts to curb air pollution caused by motor vehicles, will report biennially to the Council on:

- (a) the effects of implementation of this Directive;
- (b) the evolution of systems for the lowering of emissions other than lead content in exhaust gases ⁽¹⁾, of techniques of propulsion of vehicles, and of methods of production of low pollution fuels;
- (c) the evolution of concentration of different pollutants, particularly of lead content in atmosphere of European cities and their effect on public health.

In addition, depending on data gathered during the progress of these surveys, the Commission will formulate, as soon as possible, all necessary proposals.

At the latest before 1 January 1980 the Commission will present proposals for an overall solution of the problem of lead content in petrol.

Article 3

first paragraph unchanged

To this end, the Member States shall take all steps necessary to ensure that measurements are made in respect of pollutants emitted in the exhaust gas. The data thus obtained shall be communicated to the Commission.

TEXT AMENDED BY THE
EUROPEAN PARLIAMENT

2. deleted

3. deleted

2. As from the date of adoption of the present Directive, the Commission, wishing to continue its efforts to curb air pollution caused by motor vehicles, will report biennially to the Council and the European Parliament on :

- (a) unchanged
- (b) unchanged

(c) unchanged

In addition, the Commission will submit by 1 January 1979, in the framework of a general report, which takes account of experience gained and latest findings, a supplementary proposal for a Directive to further reduce the lead content of petrol.

If this proposal does not lay down final and definitive arrangements, the Commission shall, at the latest before 1 January 1981, present proposals for an overall solution to the problem of lead content in petrol.

Article 3

To this end, the Member States shall take all steps necessary to ensure that measurements are made in respect of pollutants emitted in the exhaust gas. The data thus obtained shall be communicated to the Commission and the European Parliament.

⁽¹⁾ Council Directive 70/220/EEC, 20. 3. 1970.

TEXT PROPOSED BY THE COMMISSION OF
THE EUROPEAN COMMUNITIES ⁽¹⁾TEXT AMENDED BY THE
EUROPEAN PARLIAMENT*Article 4*

1. Member States shall not prohibit, restrict or prevent the marketing and use of a petrol on the grounds of its lead content:

- *as from 1 January 1976, where the petrol in question conforms with the provisions of Article 2 (1) of this Directive;*
- *as from 1 January 1978, where the petrol in question conforms with the provisions of Article 2 (2) and (3) of this Directive.*

2. *By way of derogation from the first subparagraph of the preceding paragraph Member States shall, prior to 1 January 1978, be empowered to apply the provisions of Article 2 (2) and (3).*

Article 4

1. **From 1 January 1977, Member States shall not prohibit, restrict or prevent the marketing and use of a petrol on the grounds of its lead content, provided it conforms with the provisions of Article 2(1) of this Directive.**

2. **By way of derogation from paragraph 1, Member States may, prior to 1 January 1977, apply the provisions of Article 2(1) so long as this is not prejudicial to the common market.**

3. **In addition, Member States may prescribe greater reductions of the lead content of petrol than provided for in the Directive if:**

- (a) **specific public health requirements make this an urgent necessity, and**
- (b) **this in no way prejudices the smooth functioning of the common market.**

Articles 5 to 8 unchanged

Annex I unchanged

Directive on the maximum level of erucic acid

Mr Martens, deputizing for Mrs Orth, introduced the report drawn up by the latter on behalf of the Committee on Public Health and the Environment on the proposal from the Commission of the European Communities to the Council (Doc. 185/75/I) for a Directive fixing the maximum level of erucic acid in fats and oils and margarine for food (Doc. 327/75).

The following spoke: Mr Spicer on behalf of the European Conservative Group, Mr Gundelach, *Member of the Commission*, Sir Brandon Rhys Williams and Mr Gundelach.

As the result of the vote by show of hands was doubtful, Parliament voted by sitting and standing and adopted the following resolution:

RESOLUTION

embodying the Opinion of the European Parliament on the proposal from the Commission of the European Communities to the Council for a Directive fixing the maximum level of erucic acid in fats and oils and margarine for food

The European Parliament,

- having regard to the proposal from the Commission of the European Communities to the Council ⁽¹⁾,
- having been consulted by the Council pursuant to Article 43 of the EEC Treaty (Doc. 185/75, Part I),
- having regard to the report by the Committee on Public Health and the Environment (Doc. 327/75),

1. Approves in principle the Commission's proposal for a Directive, partly on the basis of the recommendations of the Scientific Committee for Food consulted by the Commission;
2. Calls on the Commission, nevertheless, to undertake further research on oils and fats containing long-chain fatty acids, other than rape seed oil, and in particular to carry on vigorously with investigations into the effects of the consumption of these oils and fats on human health;
3. Considers it advisable, in the light of scientific findings on the one hand and technological possibilities on the other, to reduce the maximum permitted erucic acid content in oil and fats used in food to 5 % in the foreseeable future;
4. Requests the Commission to incorporate, pursuant to the second paragraph of Article 149 of the EEC Treaty, the following amendments into its proposal;
5. Requests the committee responsible to ascertain whether the Commission of the European Communities changes its proposal in accordance with the European Parliament's amendments, and if necessary to report back to it.

⁽¹⁾ OJ No C 150, 5. 7. 1975, p. 5.

TEXT PROPOSED BY THE COMMISSION OF
THE EUROPEAN COMMUNITIES ⁽¹⁾

TEXT AMENDED BY THE
EUROPEAN PARLIAMENT

Proposal for Council Directive fixing the maximum level of erucic acid in fats and oils and margarine for food

Preamble, recitals and Articles 1 and 2 unchanged

Article 3

The sampling procedures and methods of analysis for the determination of the level of erucic acid of the products referred to in Article 1 shall be determined in accordance with the procedure laid down in Article 4.

Article 3

The sampling procedures and methods of analysis for the determination of the level of erucic acid of the products referred to in Article 1 shall be determined, **not later than the date of entry into force of the Directive**, in accordance with the procedure laid down in Article 4.

⁽¹⁾ For full text, see OJ No C 150, 5. 7. 1975, p. 5.

TEXT PROPOSED BY THE COMMISSION OF
THE EUROPEAN COMMUNITIES (1)

TEXT AMENDED BY THE
EUROPEAN PARLIAMENT

Article 4

Article 4

Paragraphs 1 and 2 unchanged

3. (a) *Where the measures envisaged are in accordance with the opinion of the committee, the Commission shall adopt them.*
- (b) *Where 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 on the measures to be taken. The Council shall act by a qualified majority.*
- (c) *If, within three months of the proposal being submitted to it, the Council has not acted, the proposed measures shall be adopted by the Commission.*

3. The Commission shall adopt measures which shall be implemented at once.

Where, however, they are not in accordance with the opinion of the committee, the Commission shall immediately notify them to the Council. In that case, the Commission may delay the application of the measures it has adopted for up to one month after the Council has been notified. The Council, acting by a qualified majority, may adopt a different Decision within one month.

Article 5

Article 5

Paragraph 1 unchanged

2. The laws thus amended shall apply in accordance with the dates laid down in Article 2.

However, Member States may permit, up to 31 December 1976, the sale at retail stage of products which do not comply with the provisions of this Directive if it is established that these products had been manufactured before 1 July 1976.

2. The laws thus amended shall apply in accordance with the dates laid down in Article 2.

However, Member States may permit, up to 31 December 1976, the sale at retail stage of products which do not comply with the provisions of this Directive if it is established that these products had been manufactured before 1 April 1976.

Article 6 unchanged

Agenda for next sitting

The President announced the following agenda for the next sitting on Tuesday, 11 November 1975:

10 a.m., 3 p.m. and possibly 9 p.m.:

- introduction of and debate on the Cointat report on the draft general budget of the Communities for 1976;
- introduction of and debate on the Flesch report on Parliament's estimates for 1976;

- introduction of and debate on the Flesch report on Sections II and IV of the draft general budget of the Communities for 1976;
- introduction of and debate on the Aigner report on the draft amending and supplementary budget No 3 of the Communities for 1975;
- Gerlach report on the giving of a discharge to the Commission in respect of the budget for 1971.

The sitting was closed at 6.30 p.m.

H. R. NORD
Secretary-General

Georges SPÉNALE
President
