

Friday 17 July 1998

MINUTES OF THE SITTING OF FRIDAY 17 JULY 1998

(98/C 292/05)

PART I**Proceedings of the sitting**

IN THE CHAIR: Mrs SCHLEICHER

*Vice-President**(The sitting opened at 09.00)***1. Approval of Minutes**

Mrs Gebhardt, Mrs Haug, Mrs Wemheuer and Mr Schäfer had informed the chair that they had intended to vote for, not against, paragraph 7 of the motion for a resolution in the Weiler report (A4-0269/98).

The following spoke:

— Mr Pasty and Mrs Grossetête, who announced that they had been present the previous day but that their names were not on the attendance register;

— Mr Falconer who, with reference to the remarks by Mr Janssen van Raay at the start of the previous day's sitting (Part I, Item 1), pointed out that he had not challenged the legality of the Bureau's decision concerning participation by Members in votes but rather whether the decision was democratic, in view of the fact that discipline was a matter for political groups; he also noted that changes to the system of Members' allowances was the responsibility of the House and not the Bureau (the President noted Mr Falconer's remarks);

— Mrs Van Bladel, who also referred to the remarks by Mr Janssen van Raay and informed the House that she had witnessed unpleasant scenes at the Members' cash office where certain Members had been rebuked by members of staff for not having taken part in the votes, a situation she considered unseemly with regard to the integrity of Members; she asked the President to take steps to ensure that such scenes did not occur in public;

— Mrs Hardstaff who referred to her remarks at the start of the previous day's sitting (Part I, Item 1);

— Mr von Habsburg who, with reference to the remarks by Mrs Van Bladel, said that in his opinion the members of staff in the Members' cash office were only carrying out the instructions that had been given to them and that criticism should be directed rather at those who had issued the instructions;

— Mr Rübzig who announced that an official from the Commission had been attacked in the Leopold Park in Brussels the previous day, probably by the same group which had previously attacked Mr McCartin.

The Minutes of the previous sitting were approved.

2. Documents received

The President had received:

*(a) from the Council:**(aa) requests for opinions on:*

— Proposal for Council Regulation laying down certain control measures in respect of vessels flying the flag of Non-Contracting Parties to the Convention for the conservation of Antarctic Marine Living Resources (COM(98)0362 — C4-0405/98 — 98/0204(CNS))

referred to
responsible: ENVI
opinion: FISH

legal basis: Art. 43 EC

— Proposal for a Council Directive on manning conditions for regular passenger and ferry services operating between Member States (COM(98)0251 — C4-0424/98 — 98/0159(SYN))

referred to
responsible: TRAN
opinion: ESOC

legal basis: Art. 84(2) EC

(ab) opinions on proposals for transfer of appropriations:

— Council opinion on the proposal for transfer of appropriations 12/98 between Chapters within Section IV — Court of Justice — of the General Budget of the European Union for the 1998 financial year (C4-0447/98)

referred to
responsible: BUDG

— Council opinion on the proposal for transfer of appropriations 13/98 between Chapters within Section III — Commission — Part B — of the General Budget of the European Union for the 1998 financial year (C4-0448/98)

referred to
responsible: BUDG

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*(b) from the Commission:**(ba) proposals for transfer of appropriations*

— Proposal for transfer of appropriations 20/98 between Chapters within Section III — Commission — Part B — of the General Budget of the European Union for the 1998 financial year (SEC(98)1229 — C4-0449/98)

referred to
responsible: BUDG

— Proposal for transfer of appropriations 21/98 between Chapters within Section III — Commission — Part B — of the General Budget of the European Union for the 1998 financial year (SEC(98)1230 — C4-0453/98)

referred to
responsible: BUDG

— Proposal for transfer of appropriations 23/98 between Chapters within Section V — Court of Auditors — of the General Budget of the European Union for the 1998 financial year (SEC(98)1231 — C4-0454/98)

referred to
responsible: CONT

(bb) the following texts:

— Second report to the European Parliament and the Council on the application of the Directive on money laundering (COM(98)0401 — C4-0396/98)

referred to
responsible: LEGA
opinion: CONT, CIVI, ECON

(c) Members, a proposal for a recommendation to the Council:

— Spencer, Aelvoet, Aglietta, Ahern, Bertens, Bianco, Bloch von Blottnitz, Breyer, Caccavale, Carnero González, Coates, Cohn-Bendit, Crampton, Van Dijk, Gahrton, Graefe zu Baringdorf, Hautala, Hindley, Holm, Kerr, Kreissl-Dörfler, Lannoye, McKenna, Mendiluce Pereiro, Morris, Müller, Orlando, Pettinari, Pradier, Roth, Schörling, Schroedter, Soulier, Tamino, Tannert, Telkämper, Voggenhuber and Wolf on the European Civilian Peace Corps (B4-0791/98)

referred to
responsible: FASE

3. Referral to committee — Authorisation to draw up reports — Hughes procedure — Authorisation to appoint co-rapporteurs

(a) the following committees had been asked for opinions:

— RTDE on jobs for the future in Europe (authorised to draw up a report: ESOC; already asked for opinions: ECON, ENVI)

— CIVI and TRAN on Agenda 2000: a new financial perspective for the period 2000-2006; 1993 interinstitutional agreements on the budget (COM(98)0182 — COM(98)0164 — COM(98)0165 — C4-0304/98 — C4-0305/98) (committee responsible: BUDG; already asked for opinions: AGRI, CONT, RTDE, CULT, REGI, RELA, FISH, ENVI, ECON, ESOC)

— CIVI on:

— Agenda 2000: instrument for structural policies for pre-accession, assistance for applicant countries (COM(98)0182 — COM(98)0138 — C4-0301/98) (committee responsible: REGI; already asked for opinions: ESOC, BUDG, CONT, RELA, TRAN, ENVI, WOME, FASE)

— Agenda 2000: pre-accession, coordination of assistance for applicant countries (COM(98)0182 — COM(98)0150 — C4-0273/98) (committee responsible: FASE; already asked for opinions: AGRI, ESOC, BUDG, CONT, REGI, RELA, RTDE, ENVI, CULT)

(b) the following committees had been authorized to draw up reports:

— TRAN:

— follow-up to the pan-European transport conference (opinion: RELA);

— CULT:

— European Union youth policy

— European student card

— DEVE:

— relations with overseas countries and territories (OCT), the ACP countries and the outermost regions (opinion: REGI, FISH)

— FISH:

— regional dimension for the common fisheries policy (opinion: REGI)

— INST:

— improving the functioning of the institutions without amending the Treaty (second part of Herman report) (opinion: AGRI, BUDG, ECON, LEGA, ESOC, ENVI, CIVI and CONT).

The Committee on Civil Liberties had been authorized to draw up a report on 'European Union asylum and immigration policy'; the title had been amended as follows: 'Harmonisation of supplementary forms of protection concerning the status of refugee in the European Union'.

(c) the Hughes procedure had been applied to the following reports:

— ECON:

— tackling late payment in commercial transactions (C4-0251/98 — 98/0099(COD)) (opinion: LEGA);

— ENVI:

— transport and carbon dioxide: a Community approach (C4-0355/98) (opinion: BUDG, RTDE, TRAN) (the Hughes procedure would be applied between ENVI and TRAN).

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(d) *the Committee on Regional Policy had been authorized to appoint two co-rapporteurs for the report on the proposal for a Council Regulation introducing general provisions concerning the structural funds (COM(98)0131 — C4-0285/98 — 98/0090(AVC)) (already asked for opinions: AGRI, BUDG, RTDE, ESOC, ENVI, CULT, CONT, FISH, WOME).*

4. Transfer of appropriations

The Committee on Budgets had considered proposal for transfer of appropriations 9/98 (SEC(98)0809 — C4-0278/98) concerning budget lines B3-4311 (European Agency for Safety and Health at Work) and B3-441 (European Monitoring Centre for Drugs and Drug Addiction).

Pursuant to Article 26(5)(b) of the Financial Regulation, the committee had authorized the transfer from the reserve entered:

under Chapter B0-40:	Provisional appropriations	
(concerning lines B3-4311 and B3-441)		
to line B3-4311	(European Agency for Safety and Health at Work)	
	to a total amount of	
	CA	ECU 700 000
	PA	ECU 500 000
to line B3-441	(European Monitoring Centre for Drugs and Drug Addiction)	
	to a total amount of	
	CA	ECU 2 000 000
	PA	ECU 2 000 000
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		* *

The Committee on Budgets had considered proposal for transfer of appropriations 15/98 (SEC(98)1056 — C4-0385/98) concerning budget line B7-8000 (international fisheries agreements).

Pursuant to Article 26(5)(a) of the Financial Regulation, the committee had authorized the transfer of part of the reserve entered:

under Chapter B0-40:	provisional appropriations	
(concerning line B7-8000)		
to line B7-8000	(interinstitutional fisheries agreements)	
	to a total amount of	
	PA	ECU 2 800 000
		*
		* *

and to postpone a decision concerning the authorisation of the remaining amount: ECU 450 000

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The Committee on Budgets had considered proposal for transfer of appropriations 11/98 (SEC(98)0948 — C4-0336/98).

The committee had noted that the proposal concerned the transfer from Chapter C-100 (provisional appropriations) of an overall appropriation of ECU 4 436 833 to Chapter C-20 (investments in immovable property, rental and buildings and associated costs) and Chapter C-21 (expenditure on data processing).

The Committee on Budgets had authorized:

Article C-200 (Rent)	ECU 1 878 500
Article C-201 (Insurance)	ECU 16 000
Article C-203 (Cleaning and maintenance)	ECU 600 000
Article C-205 (Security and surveillance of buildings)	ECU 700 000
Article C-211 (Computer network)	ECU 83 333
	amounting in total to ECU 3 277 833

On the other hand, it had rejected the transfer of ECU 90 000 to Article C-204 (Fitting-out of premises).

The Committee on Budgets had also asked the Economic and Social Committee and the Committee of the Regions to present before the first reading of the 1999 draft budget a plan for vacating the Ardenne building, the premises on the periphery of the Ravenstein building and, finally, the Ravenstein building itself in view of their occupation of the Belliard I and II building.

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The Committee on Budgets had considered proposal for transfer of appropriations 6/98 (SEC(98)0923 — C4-0281/98) concerning budget line B7-541 (measures for the reconstruction of the republics formerly part of Yugoslavia).

Pursuant to Article 26(5)(b) of the Financial Regulation the committee had decided to authorize the transfer of the reserve entered:

under Chapter B0-40:	(provisional appropriations)	
(under Item B7-541)		
to line B7-541	(measures for the reconstruction of the republics formerly part of Yugoslavia)	
	in respect of an amount of:	
	CA	ECU 30 000 000
	PA	ECU 24 000 000
		*
		* *

The Committee on Budgets had considered proposal for transfer of appropriations 7/98 (SEC(98)0908 — C4-0280/98) concerning budget line B7-535 (cooperation with the countries of central and eastern Europe and the new independent states under the Euratom Treaty).

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Pursuant to Article 26(5)(b) of the Financial Regulation, the committee had decided to authorize the transfer of the reserve entered under:

Chapter B0-40 (provisional appropriations)

(in respect of line B7-535)

to line B7-535 (cooperation with the countries of central and eastern Europe and the new independent states under the Euratom Treaty).

to a total amount of:

CA	ECU 10 115 000
PA	ECU 6 550 000

The Committee on Budgetary Control had considered proposal for transfer of appropriations 10/98 (SEC(98)0883 — C4-0282/98) concerning non-compulsory expenditure.

The committee had taken into account the opinions by the Committee on Budgets and the Council.

The committee had decided to authorize the proposal in its entirety.

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The Committee on Budgets had considered proposal for transfer of appropriations 2/98 (SEC(98)0888 — C4-0279/98) concerning budget line B3-300 (general information and communication work concerning the European Union).

Pursuant to Article 26(5)(b) of the Financial Regulation the committee had decided to authorize the transfer of the reserve entered under:

Chapter B0-40: provisional appropriations

(in respect of line B3-300)

to line B3-300 (general information and communication work concerning the European Union).

to an amount of:

CA	ECU 8 130 000
PA	ECU 7 130 000

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The Committee on Budgets had considered proposal for transfer of appropriations 12/98 (SEC(98)0947 — C4-0337/98).

The committee had noted that the proposal sought the transfer of an appropriation of ECU 2 290 800 from Chapter 100 (provisional appropriations) to Items 2000 (rent) and 2233 (maintenance, use and repair of vehicles).

The committee had authorized:

Item 2000: rent	ECU 2 195 800
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On the other hand, it had refused to authorize the transfer of ECU 95 000 to Item 2233, Maintenance, use and repair of vehicles, in the absence of valid justification as requested by the budgetary authority when the 1998 budget was adopted.

The Committee on Budgets had also called on the Court of Justice to submit, before the first reading of the draft 1999 budget, a report on the progress of the work on the Palais building due to the presence of asbestos, on the breakdown of the cost of the work leading to a lasting capital appreciation of this building and especially on the state of the Court's negotiations with the Luxembourg Government on the possible future acquisition of the building.

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The Committee on Budgets had considered proposal for transfer of appropriations 13/98 (SEC(98)1022 — C4-0364/98) concerning budget line B5-800 (cooperation in the fields of justice and home affairs).

Pursuant to Article 26(5)(b) of the Financial Regulation the committee had decided to authorize the transfer of the reserve entered under:

Chapter B0-40: provisional appropriations

(in respect of line B5-800)

to line B5-800: cooperation in the fields of justice and home affairs

to a total amount of:

CA	ECU 4 000 000
PA	ECU 3 000 000

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The decisions on transfers of appropriations taken under the normal procedure between the July and September part-sessions would be announced to the House at the sitting of 14 September 1998.

5. Denied-boarding compensation **I (vote)

González Triviño report — A4-0240/98
(Simple majority)

PROPOSAL FOR A REGULATION COM(98)0041 — C4-0106/98 — 98/0022(SYN):

Amendments adopted: 1 by EV (108 for, 76 against, 1 abstention); 2, 3 by EV (127 for, 80 against, 1 abstention); 4; 5; 6; 7; 8 (1st part); 8 (2nd part); 9; 10 (1st part); 10 (2nd part) by EV (117 for, 92 against, 2 abstentions); 10 (3rd part); 11; 12 by EV (140 for, 75 against, 1 abstention); 13; 14 by EV (126 for, 91 against, 2 abstentions); 15; 16; 17; 18; 19 by EV (139 for, 81 against, 1 abstention); 20; 21; 23

Amendment fallen: 22

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The following spoke during the vote:

— before the vote on am. 10, the rapporteur introduced an oral amendment whereby the last subparagraph of this amendment would read as follows: 'This text should also accompany the ticket';

The President established there was no opposition to voting on the oral amendment, which was adopted.

Separate votes: ams. 1 (PPE, V); 3, 5 (PPE); 6 (PPE, V); 12, 13 (PPE); 14 (PPE, V); 15, 16 (V); 19 (PPE, V)

Split votes:

am. 8 (V):

1st part: 1st and 2nd subparagraphs
2nd part: remainder

am. 10 (PPE, rapporteur):

1st part: 1st to 3rd subparagraphs without the words 'in letters at least 1 cm high'
2nd part: these words
3rd part: 4th subparagraph

Parliament approved the Commission proposal as amended (*Part II, Item 1*).

DRAFT LEGISLATIVE RESOLUTION:

Parliament adopted the legislative resolution (*Part II, Item 1*).

6. Adjustment of Structural Fund programmes (vote)

Howitt report — A4-0214/98
(*Simple majority*)

MOTION FOR A RESOLUTION

Amendments rejected: 1 by EV (96 for, 123 against, 0 abstentions)

The different parts of the text were adopted in order, recital D, 2nd part, by EV (127 for, 79 against, 5 abstentions).

Split votes:

recital D (PSE, PPE):

1st part: text without the words 'and rural and coastal development'
2nd part: these words

Parliament adopted the resolution (*Part II, Item 2*).

7. Electronic communications (vote)

Ullmann report — A4-0189/98
(*Simple majority*)

MOTION FOR A RESOLUTION

The President pointed out that there was a corrigendum to all language versions of the report cancelling paras 20 to 22 as the text already appeared in paras 8 to 10.

Amendments adopted: 3; 4; 2 by EV (131 for, 79 against, 4 abstentions)

Amendments rejected: 1 by EV (102 for, 111 against, 2 abstentions)

The different parts of the text were adopted in order.

Parliament adopted the resolution (*Part II, Item 3*).

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Mr Kellett-Bowman expressed astonishment that there could be a corrigendum concerning all language versions of a text.

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Explanations of vote were made by the following Members:

González Triviño report — A4-0240/98

— *in writing:* Kenneth D. Collins; Lindqvist

Howitt report — A4-0214/98

— *in writing:* Souchet; Paisley

Ullmann report — A4-0189/98

— *in writing:* Mosiek-Urbahn

8. Fight against crime * (debate and vote)

Mr Orlando introduced his report, drawn up on behalf of the Committee on Civil Liberties and Internal Affairs, on the Draft Joint Action adopted by the Council on the basis of Article K.3 of the Treaty on European Union concerning arrangements for cooperation between Member States in respect of the identification, tracing, freezing or seizing and confiscation of instrumentalities and the proceeds from crime (6490/98 — C4-0184/98 — 98/0909(CNS)) (A4-0222/98).

The following spoke: Mr Schulz, on behalf of the PSE Group, Mrs Cederschiöld, on behalf of the PPE Group, Mr Frischenschlager, on behalf of the ELDR Group, Mr Marset Campos, on behalf of the GUE/NGL Group, Mr Wolf, on behalf of the V Group, Mr Blokland, on behalf of the I-EDN Group, Mr Blot, non-attached Member, Mr Ford, Mrs Baldi and Mr Lindqvist.

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IN THE CHAIR: Mr GUTIÉRREZ DÍAZ

Vice-President

The following spoke: Mr Ephremidis, Mr Bianco, Mrs Thors, Mr Hager, Mr Rübige and Mr Kinnock, Member of the Commission.

The President closed the debate.

VOTE

(Simple majority)

DRAFT JOINT ACTION 6490/98 — C4-0184/98 — 98/0909(CNS):

Amendments adopted: 1 to 5 collectively; 18; 19; 20; 6 to 11 collectively; 12 (1st part); 12 (2nd part); 13 by RCV; 14 by EV (72 for, 48 against, 0 abstention); 15 to 17 collectively; 21; 22

The different parts of the text were adopted in order.

The following spoke during the vote:

— Mr Wolf, before the vote on am. 13

Separate votes: am. 14 (PPE)

Split votes:

am. 12 (UPE)

1st part: text without the words 'within an appropriate period, not exceeding one year'

2nd part: these words

Results of RCVs:

am. 13 (I-EDN)

Members voting:	123
For:	105
Against:	13
Abstentions:	5

Parliament approved the Draft Joint Action as amended (*Part II, Item 4*).

DRAFT LEGISLATIVE RESOLUTION:

Explanations of vote were made by the following Members:

— *orally:* Posselt

— *in writing:* Souchet; Caudron

Parliament adopted the legislative resolution (*Part II, Item 4*).

Members present but not voting:

Present but did not vote: Mr Gutiérrez Díaz

9. Association Council/Czech Republic * (debate and vote)

Mr Elchlepp introduced his report, drawn up on behalf of the Committee on Culture, Youth, Education and the Media, on a proposal for a Council Decision concerning the Community position within the Association Council on the participation of the Czech Republic in Community programmes in the fields of training, youth and education (COM(98)0093 — C4-0161/98 — 98/0067(CNS)) (A4-0227/98).

The following spoke: Mrs Heinisch, on behalf of the PPE Group, Mr Kerr, on behalf of the V Group, Mrs Baldi, Mr Posselt, Mr Rübige and Mr Kinnock, Member of the Commission.

The President closed the debate.

VOTE

(Simple majority)

PROPOSAL FOR A DECISION COM(98)0093 — C4-0161/98 — 98/0067(CNS):

Amendments adopted: 1 to 3 collectively

Parliament approved the Commission proposal as amended (*Part II, Item 5*).

DRAFT LEGISLATIVE RESOLUTION:

Explanations of vote were made by the following Members:

— *in writing:* Mr Rübige

Parliament adopted the legislative resolution (*Part II, Item 5*).

10. EC-Comoros fishing agreement * (debate and vote)

Mr Macartney introduced his report, drawn up on behalf of the Committee on Fisheries, on a proposal for a Council Regulation relating to the conclusion of the Protocol setting out the fishing opportunities and financial contribution provided for in the Agreement between the European Economic Community and the Islamic Federal Republic of the Comoros on fishing off the Comoros for the period from 28 February 1998 to 27 February 2001 (COM(98)0264 — C4-0344/98 — 98/0144(CNS)) (A4-0249/98).

The following spoke: Mrs Hardstaff, on behalf of the PSE Group, Mr McCartin, on behalf of the PPE Group, Mrs Piha, Mr von Habsburg and Mr Kinnock, Member of the Commission.

The President closed the debate.

VOTE

(Simple majority)

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PROPOSAL FOR A REGULATION COM(98)0264 — C4-0344/98 — 98/0144(CNS):

Amendments adopted: 1 to 6 collectively

Amendments rejected: 7

Parliament approved the Commission proposal as amended by RCV (PPE),

Members voting:	74
For:	63
Against:	8
Abstentions:	3

(Part II, Item 6).

DRAFT LEGISLATIVE RESOLUTION:

Explanations of vote were made by the following Members:

- *orally:* Wolf, on behalf of the V Group
- *in writing:* Souchet

Parliament adopted the legislative resolution by RCV (PPE)

Members voting:	75
For:	63
Against:	7
Abstentions:	5

(Part II, Item 6).

Mr Hallam criticised the fact that Parliament's business on Friday mornings was not televised.

11. Membership of Parliament

The President announced that Mrs Van Dijk had informed him in writing of her retirement from Parliament with effect from 1 September 1998.

Pursuant to Rule 8 of the Rules of Procedure and Article 12(2), second subparagraph, of the Act governing the election of representatives of the European Parliament, Parliament took note of this vacancy and would inform the Member State concerned.

The following spoke: Mrs Lulling, on behalf of the PPE members of the Committee on Women's Rights, and Mrs Larive, on behalf of the ELDR Group, who both wished Mrs Van Dijk every success for the future, and Mrs Van Dijk who thanked them.

12. Forwarding of texts adopted during the sitting

The President informed Parliament, pursuant to Rule 133(2), that the Minutes of that day's sitting would be submitted to Parliament for its approval at the beginning of its next sitting.

With Parliament's agreement, he stated that he would forward the texts that had just been adopted forthwith to the bodies named therein.

13. Dates for next sittings

The President announced that the next sittings would be held from 14 to 18 September 1998.

14. Adjournment of session

The session was adjourned.

(The sitting closed at 11.15)

Julian PRIESTLEY
Secretary-General

José María GIL-ROBLES GIL-DELGADO
President

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PART II

Texts adopted by the European Parliament

1. Denied-boarding compensation **I

A4-0240/98

Proposal for a Council Regulation amending Regulation (EEC) No 295/91 establishing common rules for a denied-boarding compensation in scheduled air transport (COM(98)0041 – C4-0106/98 – 98/0022(SYN))

The proposal was approved with the following amendments:

TEXT PROPOSED
BY THE COMMISSION (*)

AMENDMENTS
BY PARLIAMENT

(Amendment 1)

Recital 6

Whereas to avoid any disagreement about the check-in time, that time should be *set at 30 minutes before the announced departure time, unless the passenger is informed otherwise in writing in advance;*

Whereas to avoid any disagreement about the check-in time, that time should be **stable and well publicised or otherwise clearly indicated in writing in advance;**

(Amendment 2)

Recital 12

Whereas to ensure that passengers are adequately informed of their rights in the event of being denied boarding, provision should be made for a notice at check-in counters; whereas, in this respect, it is particularly important that the Member States ensure compliance with these provisions at all airports on their territory;

Whereas to ensure that passengers are adequately informed of their rights in the event of being denied boarding, provision should be made for a notice at check-in counters **and a copy of the relevant rules made available to passengers on request;** whereas, in this respect, it is particularly important that the Member States ensure compliance with these provisions at all airports on their territory;

(Amendment 3)

Recital 13

Whereas, it should be ensured that the air carrier uses the entire available capacity of its aeroplane before denying boarding, even if this means that the passenger will be transported in a class different from that for which his ticket was paid;

Whereas, it should be ensured that the air carrier uses the entire available **technical** capacity of its aeroplane before denying boarding, even if this means that the passenger will be transported in a class different from that for which his ticket was paid;

(*) OJ C 120, 18.4.1998, p. 18.

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

(Amendment 4)

Recital 16

Whereas to ensure compliance with the provisions on the subject, penalties which provide an adequate deterrent and are proportionate should be introduced; *whereas an appropriate system for adaptation thereof should, consequently, be set up;*

Whereas to ensure compliance with the provisions on the subject, penalties which provide an adequate deterrent and are proportionate should be introduced **by the Member States;**

(Amendment 5)

ARTICLE 1 (2)

Article 1(1) (Regulation (EEC) No 295/91)

1. This Regulation establishes common minimum rules applicable where passengers are denied access to an overbooked flight for which they have a confirmed reservation departing from an airport located in the territory of a Member State to which the Treaty applies, irrespective of the State where the air carrier is established, the nationality of the passenger and the point of destination.

1. This Regulation establishes common minimum rules applicable where passengers are denied access to an overbooked flight for which they have a confirmed reservation **and applies to:**

- (a) **all carriers** departing from an airport located in the territory of a Member State to which the Treaty applies, irrespective of the State where the air carrier is established, the nationality of the passenger and the point of destination,
- (b) **Community carriers returning from third countries to airports located in the territory of a Member State to which the Treaty applies.**

(Amendment 6)

ARTICLE 1(2)

Article 2(a) second indent (Regulation (EEC) No 295/91)

— presented themselves for check-in as stipulated and 30 minutes before the *announced* departure time *or, where more time is prescribed, by the time indicated to the passenger in advance in writing by the air carrier or by its authorized travel agent;*

— presented themselves **in the queue** for check-in as stipulated **in advance in writing by the air carrier or by its authorized travel agent and in any case no later than 30 minutes before the published** departure time; **the airline shall be responsible for identifying those passengers still in the queue at the time of closing the check-in for a flight;**

(Amendment 7)

ARTICLE 1(2)

Article 2(d) (Regulation (EEC) No 295/91)

(d) 'overbooked flight' means any flight in return for payment where the number of passengers holding a confirmed reservation and presenting themselves for check-in within the required time limit and as stipulated exceeds the number of available seats, including cases where the aircraft intended for the flight has been replaced by another aircraft;

(d) 'overbooked flight' means any flight in return for payment where the number of passengers holding a confirmed reservation and presenting themselves for check-in within the required time limit and as stipulated exceeds the number of available seats, including cases where the aircraft intended for the flight has been replaced by another aircraft **or the flight has been cancelled for commercial reasons;**

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

(Amendment 8)

ARTICLE 1(2)

Article 3(1) (Regulation (EEC) No 295/91)

1. The air carrier must use the full capacity available on the aircraft before denying boarding.

If the passenger is placed in a class higher than that for which a ticket has been purchased, the air carrier may request *no* supplementary payment.

If the passenger *agrees to be* placed in a class lower than that for which a ticket has been purchased, *he shall be entitled, in addition to the compensation in accordance with Article 4(2), (4) and (5), to reimbursement of the difference in price.*

1. The air carrier must use the full **passenger** capacity available on the aircraft, **subject to load restrictions**, before denying boarding.

If the passenger is placed in a class higher than that for which a ticket has been purchased, the air carrier may **not request any** supplementary payment.

If the passenger **is** placed in a class lower than that for which a ticket has been purchased **he may choose:**

(a) **to accept the seat in a lower class and receive compensation according to the difference in price,**

or

(b) **refuse to board the flight in a lower class seat and receive compensation in accordance with Article 4.**

(Amendment 9)

ARTICLE 1(2)

Article 3(2) (Regulation (EEC) No 295/91)

2. All air carriers must lay down the rules which they will follow when passengers are denied boarding in the event of an overbooked flight, including the rules laying down the priorities for passenger embarkation. These rules must include all the obligations arising from this Regulation. The air carriers shall notify these rules and any changes therein to the Member State concerned and to the Commission, which shall make them available to the other Member States. Any such changes shall enter into force one month after their notification.

2. All air carriers must lay down, **in plain and intelligible language**, the rules which they will follow when passengers are denied boarding in the event of an overbooked flight, including the rules laying down the priorities for passenger embarkation. These rules must include all the obligations arising from this Regulation **and must be available at least in English and the official language(s) of the country.** The air carriers shall notify these rules and any changes therein to the Member State concerned and to the Commission, which shall make them available to the other Member States **and the relevant European consumer organisations.** Any such changes shall enter into force one month after their notification.

(Amendment 10)

ARTICLE 1(2)

Article 3(3) (Regulation (EEC) No 295/91)

3. The rules referred to in paragraph 2 shall be made available to the public by the carriers.

The legal entity responsible for passenger check-in must ensure that a notice containing the following text in letters at least *two centimetres* high is displayed at the check-in counters in a manner clearly visible for passengers:

'If you are denied boarding, ask at this check-in counter for the text stating your rights, particularly with regard to compensation.'

3. The rules referred to in paragraph 2 shall be made available to the public by the carriers **including, wherever possible, in travel agencies.**

The legal entity responsible for passenger check-in must ensure that a notice containing the following text **in English and the language(s) of the country** is displayed at the check-in counters, in letters at least **1 cm** high, in a manner clearly visible for passengers:

'If you are denied boarding, ask at this check-in counter for the text stating your rights, particularly with regard to compensation.'

This text should also accompany the ticket.

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

(Amendment 11)

ARTICLE 1(2)

Article 3(5) (Regulation (EEC) No 295/91)

5. In any event, the air carrier must take into consideration the interests of passengers who must be given boarding priority for legitimate reasons, such as handicapped persons and unaccompanied children.

5. In any event, the air carrier must take into consideration the interests of passengers who must be given boarding priority for legitimate reasons, such as handicapped persons **(and those accompanying them)** and unaccompanied children.

(Amendment 12)

ARTICLE 1(2)

Article 3(6), second subparagraph (new) (Regulation (EEC) No 295/91)

Member States shall make reference to these rules in the permits issued to third-country air carriers using Community airports.

(Amendment 13)

ARTICLE 1(2)

Article 4(1), introduction (Regulation (EEC) No 295/91)

1. In the event of boarding being denied, the air carrier denying boarding must offer the passenger the choice between:

1. In the event of boarding being denied, the air carrier denying boarding, **or its representative at the airport**, must offer the passenger the choice between:

(Amendment 14)

ARTICLE 1(2)

Article 4(2) (Regulation (EEC) No 295/91)

2. Irrespective of the passenger's choice mentioned in the case referred to in paragraph 1, the air carrier denying boarding shall, immediately after boarding has been denied, *pay minimum compensation, without prejudice to paragraphs 4 and 5, amounting to:*

- ECU 185 for flights of up to 3 500 km,
- ECU 370 for flights of more than 3 500 km,
- having regard to the final destination specified in the ticket.

2. Irrespective of the passenger's choice mentioned in the case referred to in paragraph 1 **and without prejudice to paragraph 4**, the air carrier denying boarding shall, immediately after boarding has been denied, **pay at least the following amounts as compensation:**

- ECU 185 for flights of up to 3 500 km,
- ECU 370 for flights of more than 3 500 km,
- having regard to the final destination specified in the ticket.

(Amendment 15)

ARTICLE 1(2)

Article 4(3) (Regulation (EEC) No 295/91)

3. The Commission, acting in accordance with the procedure laid down in *Article 9a*, may adjust the amounts referred to in paragraph 2 where that is made necessary by economic trends.

3. **Every three years**, the Commission, acting in accordance with the procedure laid down in **Article 11 of Council Regulation (EEC) No 2408/92** ⁽¹⁾, may adjust the amounts referred to in paragraph 2 where that is made necessary by economic trends.

⁽¹⁾ OJ L 240, 24.8.1992, p. 8.

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

(Amendment 16)

ARTICLE 1(2)

Article 4(5) (Regulation (EEC) No 295/91)

5. *The amounts of compensation need not exceed the price of the ticket in respect of the final destination.* **Deleted**

(Amendment 17)

ARTICLE 1(2)

Article 4(6) (Regulation (EEC) No 295/91)

6. The compensation shall be paid in cash or, with the *written* agreement of the passenger, in travel vouchers and/or other services.

6. The compensation shall be paid in cash, **by bank transfer** or, with the **signed** agreement of the passenger, in travel vouchers and/or other services.

(Amendment 18)

ARTICLE 1(4a) (new)

Article 7 (Regulation (EEC) No 295/91)

4a. Article 7 shall be replaced by the following:

'Article 7

The air carrier shall not be obliged to pay denied boarding compensation in cases where the passenger is travelling free of charge or at reduced fares not available directly or indirectly to the public. This exemption shall not apply to tickets issued under a Frequent Flyer Programme.'

(Amendment 19)

ARTICLE 1(5)

Article 8 (Regulation (EEC) No 295/91)

Air carriers denying boarding shall provide each passenger affected by *denied boarding* with a notice setting out the denied boarding compensation rules.

Air carriers denying boarding shall provide each passenger affected with a notice setting out the denied boarding compensation rules **in line with the provisions of this Regulation. In the event of conflict between the provisions of this Regulation and any lawful requirement regarding denied boarding compensation of a third country on air carriers operating on its territory, air carriers shall give passengers the benefit of the most favourable provisions.**

(Amendment 20)

ARTICLE 1(6)

Article 9a (Regulation (EEC) No 295/91)

Article 9a

Deleted

The Commission shall be assisted by a committee of an advisory nature composed of the representatives of the Member States and chaired by the representative of the Commission.

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

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, if necessary by taking a 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.

The Commission shall take the utmost account of the opinion delivered by the committee. It shall inform the committee of the manner in which its opinion has been taken into account.

(Amendment 21)

ARTICLE 1 (6)

Article 9b (Regulation (EEC) No 295/91)

Member States shall determine the penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that it is implemented. The penalties provided for must be effective, proportionate and dissuasive. The Member States shall notify the Commission of those measures no later than 30 June 1998 and shall notify it of any amendments thereto without delay.

Member States shall determine the penalties applicable to infringements of this Regulation and shall take all measures necessary to ensure that it is implemented. The penalties provided for must be effective, proportionate and dissuasive. The Member States shall notify the Commission of those measures no later than **six months after the entry into force of this amending Regulation** and shall notify it of any amendments thereto without delay.

(Amendment 23)

ARTICLE 1 (6)

Article 9c (Regulation (EEC) No 295/91)

Each year the Member States shall compile a summary report of the cases of denied boarding due to overbooking which occurred at airports on their territory. Those reports shall be submitted to the Commission by 31 March of the year following the year covered by the report.

Each year the Member States shall compile a summary report of the cases of denied boarding due to overbooking which occurred at airports on their territory, **identifying the airline companies involved**. Those reports shall be submitted to the Commission by 31 March of the year following the year covered by the report. **The Commission shall make this information available to the relevant European consumer organisations.**

Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation amending Regulation (EEC) No 295/91 establishing common rules for a denied-boarding compensation in scheduled air transport (COM(98)0041 – C4-0106/98 – 98/0022(SYN))

(Cooperation procedure: first reading)

The European Parliament,

- having regard to the Commission proposal to the Council, COM(98)0041 – 98/0022(SYN) ⁽¹⁾,
- having been consulted by the Council pursuant to Articles 189c and 84(2) of the EC Treaty (C4-0106/98),

⁽¹⁾ OJ C 120, 18.4.1998, p. 18.

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- having regard to Rule 58 of its Rules of Procedure,
 - having regard to the report of the Committee on Transport and Tourism and the opinion of the Committee on the Environment, Public Health and Consumer Protection (A4-0240/98),
1. Approves the Commission proposal, subject to Parliament's amendments;
 2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 189a(2) of the EC Treaty;
 3. Calls on Council to incorporate Parliament's amendments in the common position that it adopts in accordance with Article 189c(a) of the EC Treaty;
 4. Instructs its President to forward this opinion to the Council and Commission.
-

2. Adjustment of Structural Fund programmes

A4-0214/98

Resolution on the Commission guidelines on priorities for the adjustment of Structural Funds programmes to the end of 1999 (C4-0640/97)

The European Parliament,

- having regard to the Commission guidelines (C4-0640/97),
 - having regard to the EU Treaty, in particular Article B thereof, and the EC Treaty, in particular Article 130a and following articles thereof,
 - having regard to the first triennial report on economic and social cohesion (COM(96)0542 — C4-0016/97),
 - having regard to the proposals on economic and social cohesion set out in the Commission's 'Agenda 2000: for a stronger and wider union' (COM(97)2000),
 - having regard to the report of the Committee on Regional Policy and the opinion of the Committee on Employment and Social Affairs (A4-0214/98)
- A. whereas the EU Treaty makes the strengthening of social and economic cohesion a priority of the Union's strategy over the coming years,
 - B. whereas the reduction of regional disparities remains the main objective of economic and social cohesion policy; whereas it must encourage healthy competition amongst the regions rather than a levelling down,
 - C. whereas enhancing economic competitiveness, sustainable development and creating stable employment remain as the main priorities of the Union's structural policies,
 - D. whereas horizontal themes such as employment, environment, equal opportunities and rural and coastal development continue to play an important role in the Structural Funds,
 - E. whereas the guidelines on the priorities of Structural Fund programmes can provide a theoretical or intellectual base to increase common understanding of the role of the Structural Funds and a way of promoting a broad regional policy as a whole,
 - F. whereas it is not the intention of the Commission to touch projects already underway,

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1. Welcomes the fact that the Commission guidelines, which indicate the aims as well as the European dimension of structural policies, will help in setting and adjusting priorities for Structural Funds programmes; recognises the fact that overall priorities can and will develop during the programming period;
2. Considers that with the help of producing guidelines, the adjustments in priorities can be incorporated in the programming in a transparent way without causing delays; notes that setting the guidelines ensures that the Commission thinking is made explicit, but considers that priorities may also change at local and national level as well as at European level; suggests the annual reports could be used as a dialogue to register such changes from the bottom up;
3. Considers that the guidelines should aim at promoting sustainable development, based on the integration of ecological, economic and social policies;
4. Considers that the guidelines should be seen as a mechanism for exchange of best practice between all partners at regional, national and European level, in order to promote coherence, effectiveness, innovation and value for money in the programmes; considers that the guidelines should concentrate on European-wide themes and priorities;
5. Suggests that the guidelines might be most effective as an advisory instrument; is concerned that, under Article 9(4) of the draft Structural Fund Regulation, they appear to be a legally binding instrument; therefore calls on the Council for this to be amended or for the full rights of Parliament to be respected under Article 130d of the Treaty;
6. Points to the need to strike a balance between policies to preserve and create jobs and other Union economic policies in order to resolve the relatively frequent cases in which the two are at odds;
7. Points out that the guidelines published were thematic and avoided using specific targets, figures or quotas; considers that an output-driven approach needs to be avoided with an emphasis on the quality of programmes and of results; notes, however, that without a clear definition of quantitative indicators it will not be possible to have a serious evaluation of the progress made in horizontal policy fields such as the employment, equal opportunities and environmental impact;
8. Regrets that the social economy and new sources of employment are under-emphasised in the guidelines presented by the Commission;
9. Notes that specific social and employment priorities such as equal opportunities are observed to a greater extent under the ESF than under the other Funds and consequently calls for the general guidelines laid down to apply to all the Funds;
10. Calls on the Commission to submit the specific guidelines for the Structural Funds in a single document before the programming begins, both in relation to the presentation of plans by Member States and before the mid-term review of programmes; recommends that the guidelines be published preferably nine to a minimum of six months prior to the submission date for programmes; calls on the Commission to agree its new guidelines by 31 December 1998 in view of the next programming period;
11. Considers that the appropriate level of diversity and flexibility regarding the guidelines can best be achieved through negotiation of programming documents, where local needs are assessed by means of a large partnership process; considers that the guidelines should be aimed at those responsible for implementing projects at local level;
12. Calls on the Commission to provide guidelines on Structural Funds priorities which are clear, concise, comprehensible and reader-friendly; suggests that there should be no references to additional documents and that a check-list of no longer than one page summarising the key questions for users should be included in the guidelines;
13. Stresses that the dissemination of the guidelines has to be efficient; considers that they should be distributed through channels other than the Official Journal as well, namely via the Commission's offices in the Member States, the network of Brussels offices, and via the Europa website; suggests that the guidelines could be annexed to the application forms used in Member States;

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14. Calls on the Commission to provide regions with technical seminars and training sessions to explain the guidelines;
15. Calls on the Commission to provide regions with sufficient guidance and information on use of loans, state aid rules and public-private partnerships including social partners;
16. Stresses that more emphasis must be placed on the effective completion of current programmes, avoiding delays in payments and ensuring maximum continuity; suggests that the new monitoring committees should be authorised to oversee the closure of programmes from the previous period within their region and that appropriation transfers are allowed following the formal date of closure, especially in favour of local development initiatives and voluntary organisations;
17. Suggests that the guidelines should include strategies for continuation from one programming period to another for regions that remain eligible for aid as well as for regions that become subject to transitional measures, and exit strategies for regions which lose their eligibility;
18. Instructs its President to forward this resolution to the Council and the Commission.

3. Electronic communications

A4-0189/98

Resolution on the communication from the Commission to the Council, the European Parliament, the Economic and Social Committee and the Committee of the Regions on ensuring security and trust in electronic telecommunication – towards a European framework for digital signatures and encryption (COM(97)0503 – C4-0648/97)

The European Parliament,

- having regard to the Commission communication (COM(97)0503 – C4-0648/97),
 - having regard to its resolution of 19 September 1996 on the recommendation to the European Council on Europe and the global information society and on the Commission communication 'Europe's way to the information society: an action plan' ⁽¹⁾, in particular paragraph 106 thereof,
 - having regard to the results of the European Ministerial Conference 'Global information networks: realizing the potential', which took place in Bonn from 6 to 8 July 1997,
 - having regard to the STOA interim study: 'An appraisal of the technologies of political control', and in particular to the alarming information on developments in network communications-related surveillance technology,
 - having regard to the report of the Committee on Legal Affairs and Citizens' Rights and the opinions of the Committee on Economic and Monetary Affairs and Industrial Policy and the Committee on Culture, Youth, Education and the Media (A4-0189/98),
- A. whereas electronic communication raises three specific problems: authentication of a message, the integrity of the message transmitted and confidentiality,
- B. whereas the need for legislation on authentication has been recognized in all Member States of the EU; whereas in eight Member States legislation has already been adopted or is in preparation,

⁽¹⁾ OJ C 320, 28.10.1996, p. 164.

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- C. whereas electronic commerce and many other applications of the information society will only develop if confidentiality can be guaranteed in a user-friendly and cost-efficient way; whereas, however, the law enforcement authorities and national security agencies fear that further use of encryption could impede them in the fight against crime,
1. Shares the Commission's view that electronic commerce will become one of the key factors in the development of the global information society but points out that the technology discussed in the Commission communication will become increasingly important for people in their everyday lives and not just for commerce;
 2. Considers that, with regard to the problem of authentication and integrity of data, for which digital signatures can provide a solution, it is necessary to create a legal framework at European level to ensure mutual trust in digital signatures and confidentiality and to encourage the development of a range of certification arrangements that will suit different applications, particularly in electronic commerce and in electronic communication between public bodies and citizens; the legal framework must be designed primarily to abolish national restrictions on certification;
 3. Considers that the necessary steps should be taken to remove obstacles to the use of digital signatures in the legal system, industry and public administration; therefore calls for digital and conventional signatures to have the same status in law;
 4. Enjoins European Union Institutions to lead the way in the use of digital signatures in communications with each other and with third parties so as to increase public acceptance of and trust in digital signatures and electronic communication in general;
 5. Assumes that a technical solution can be found to both the problem of ensuring the integrity of communications and that of authentication, so that no particular action is required at Community level;
 6. Considers that, with regard to the issue of ensuring confidentiality, the main priority at this stage must be to make encryption technologies available to all those using electronic communication, but that at the same time the legitimate interests of law enforcement should be taken into account;
 7. Emphasizes, however, the potential benefits offered by the new communication technologies on strengthening European civil society through the development of a European and global public space, and therefore calls on the Commission to inform it of any observations relating to abuse of communications systems, especially through interception, for the purposes of illegitimate surveillance of citizens and individuals in the EU;
 8. Calls on the Commission and the Member States to press ahead with dialogue and agreements at international level to allow the creation of a worldwide virtual economic area through common technical standards and mutual recognition;
 9. Considers that, with a view to the single market, the Regulation on dual-use goods should be amended to the effect that internal Community checks on encryption products are abolished, so that there is freedom of circulation for such products;
 10. Calls on the Member States, during the discussions concerning the Wassenaar Agreement and the forthcoming proposal for the amendment of the Regulation on dual-use goods, to advocate that the list of encryption products subject to export restrictions be reduced to a strict minimum and that, consequently, no new restrictions should be introduced;
 11. Stresses the importance of international dialogue between the European Union and various international organizations such as the Organization for Economic Cooperation and Development (OECD), the United Nations (UN), the International Telecommunications Union (ITU), the International Chamber of Commerce (ICC) and the World Trade Organization (WTO), to avoid a situation in which Regulations form a barrier to trade with major trading partners, and underlines the need for reciprocity in the treatment of the European Union by other trading partners;
 12. Believes that it is necessary for the further development of electronic commerce to engender sufficient user confidence and to formulate rules with regard to the legal reliability of, *inter alia*, identification, validity in law of contracts, integrity and communications;

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13. Stresses that general rules must be established leading on the one hand to greater confidence in electronic commerce, while on the other hand remaining flexible and open enough to allow for new technological developments, for example in the field of biometrics, to act as an incentive for the development of electronic commerce: this would then provide a basis for the establishment of technical specifications by the industry in the form of standards and the like;
14. Considers that one aim should be the legal recognition of digital signatures, their admission as evidence in legal procedures and equivalence with written forms being two of the main basic principles;
15. Stresses the importance of mutual recognition by the Member States of digital signatures and consequently underlines the importance of drawing up 'essential requirements' at European level for digital signatures, allowing Member States to set higher standards provided that such additional standards are proportional and do not obstruct the importation of goods and services from other Member States;
16. Believes that the system of 'essential requirements' will make it possible for Member States on the one hand to generate confidence in the quality and reliability of the certification regulations and on the other to allow them to decide whether or not to operate a system of permits in this field;
17. Hopes at all events that the Directive on digital signatures will provide for so-called cross-border certification, possibly with an authority to which third parties from other Member States can apply for a guarantee that certification has taken place in the Member State concerned;
18. Believes that Community conditions must be laid down for the setting up and operation of certification bodies, with an obligation to register and to be independent with regard to the parties to which certificates are granted: it is recommended that each Member State should have at least one accrediting body to supervise compliance with these conditions in an objective, non-discriminatory and transparent way, since this will increase confidence in the market and will also benefit the international investment climate;
19. Notes that rapid technological development of electronic commerce and, in connection with this, the proliferation of new services mean that there is no uniform model for the location of certification functions — such as the verification of identity, the granting of certificates, the cancellation of certificates and the registration of the point in time at which electronic contracts are concluded — in one or several organisations, making it desirable for the time being to allow the process to crystallize;
20. Emphasises that legal rules on access to keys should not be introduced, as the measure is not commensurate with the expected result, particularly in view of the increased possibility of misappropriation of the keys, invasion of personal privacy, cost, and lack of efficacy;
21. Believes that adequate funds must be earmarked in the European Union's Fifth Framework Programme for Research and Development to give the European industry an incentive to make a greater effort in field of cryptography, and in the field of standardisation and products which are interoperable with American standards, or have a common interface with them;
22. Encourages all sectors of society, and particularly European industry, to develop common standards in this field not only at national but also at international level, bearing in mind the importance of ensuring that such standards comply with best practice and the state of the art;
23. Considers that electronic commerce may become one of the driving forces behind the development of the global information society. However, the lack of security and trust on open networks poses a threat to this new 'virtual' economic space, a source of great potential for job creation;
24. Stresses the fact that European Union action is essential in order to establish a set of common rules which facilitates the free movement of goods and services and electronic commerce on the Internet, whilst ensuring the security of encryption technologies and the recognition of digital signatures and encryption amongst Member States. Such recognition will serve to develop the services on offer in the Community and the legal regulation within the European Union of certification authorities, whose monitoring activities will, *inter alia*, help establish respect for copyright and for the protection of privacy on the one hand, and a climate of trust on the other;

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25. Believes that establishing a European framework for encryption does indeed have its merits, despite the controversy surrounding illicit use, since such a framework would play an important role in developing electronic commerce and guaranteeing the fundamental right to privacy and to communication without interference, as enshrined in the constitutions of the Member States, Article 12 of the Universal Declaration of Human Rights and Article 8 of the European Convention for the Protection of Human Rights and Fundamental Freedoms;
26. Recalls that electronic communication transcends the geographical confines of the European Union, and that, for that reason, adopting a harmonized Community system with regard to digital signatures and encryption should also lead the Community to take the initiative in negotiations and dialogue with other international bodies such as the OECD and the WTO;
27. Supports the programmes introduced by the Commission, especially Infosec II, and the research projects under the fifth framework programme (1998-2002) on electronic commerce, particularly on techniques designed to improve the protection of privacy and personal information;
28. Instructs its President to forward this resolution to the Commission and the Council.

4. Fight against crime *

A4-0222/98

Draft Joint Action adopted by the Council on the basis of Article K.3 of the Treaty on European Union concerning arrangements for cooperation between Member States in respect of the identification, tracing, freezing or seizing and confiscation of instrumentalities and the proceeds from crime (6490/98 – C4-0184/98 – 98/0909(CNS))

The draft was approved with the following amendments:

COUNCIL TEXT

AMENDMENTS BY PARLIAMENT

(Amendment 1)

Citation 2a (new)

Having regard to the Joint Actions of 5 December 1997 establishing a mechanism for evaluating the application and implementation at national level of international undertakings in the fight against organized crime, and of 19 March 1998, establishing a programme of exchanges training and cooperation for persons responsible for action to combat organized crime (Falcone Programme);

(Amendment 2)

Recital 1

Considering the potential for disrupting criminal activity by confiscation of the proceeds from crime;

Whereas the potential for disrupting criminal activity in the field of organised crime, by more effective cooperation between Member States in identifying, tracing, freezing or seizing, and confiscating the assets deriving from crime, is being substantially improved;

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COUNCIL TEXT

AMENDMENTS BY PARLIAMENT

(Amendment 3)

Recital 2

Considering that mutually compatible practices would enhance European cooperation in asset confiscation;

Whereas mutually compatible practices are making cooperation at European level more efficient at identifying, tracing, freezing or seizing, and confiscating illegal assets;

(Amendment 4)

Recital 3

Considering the commitment of Member States to the early ratification of, if they have not already done so, the Council of Europe Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime 1990 and the requirements of the EC Money Laundering Directive, 91/308;

Whereas the Member States are committed to early ratification, if they have not already done so, of the Council of Europe Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime, 1990, the requirements of the EC Money Laundering Directive, 91/308, and the 40 recommendations to combat money laundering of the Financial Action Task Force on Money Laundering (FATF) as formulated in 1996;

(Amendment 5)

Recital 3a (new)

Whereas Recommendation No 16 of the European Council's action plan to combat organized crime emphasized the need to accelerate procedures for judicial cooperation in matters relating to organized crime, whilst considerably reducing delay in transmission and responses to requests;

(Amendment 18)

*Article -1(1) (new)***Article -1**

-1.1. In order to enhance effective action against organized crime, Member States shall ensure that no reservations in respect of fraud offences subject to a maximum penalty of more than three years are made to Articles 2 and 6 of the 1990 Council of Europe Convention on Laundering, Search, Seizure and Confiscation of the Proceeds from Crime.

(Amendment 19)

Article -1(2) (new)

-1.2. Each Member State shall ensure that its legislation and procedures allow for the confiscation of instrumentalities and the proceeds from crime, and also property the value of which corresponds to such proceeds, both in purely domestic proceedings and in proceedings instituted at the request of another Member State, including requests for the enforcement of foreign confiscation orders. The words 'instrumentalities', 'property', 'proceeds' and 'confiscation' shall have the same meaning as in Article 1 of the 1990 Convention.

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COUNCIL TEXT

AMENDMENTS BY PARLIAMENT

(Amendment 20)

Article -1(3) (new)

-1.3. Each Member State shall ensure that its legislation and procedures enable it to permit the identification and tracing of suspected proceeds from crime at the request of another Member State where there are reasonable grounds for suspecting that a criminal offence has been committed. Such legislation and procedures shall enable assistance to be given at the earliest stages in an investigation. Member States will endeavour to restrict their use of the optional grounds for refusal in respect of other Member States under Article 18(2) and (3) of the 1990 Convention.

(Amendment 6)

*Article 1a(1) (new)***Article 1a**

1a.1. In identifying and tracing illegally obtained assets, the appropriate criminal prosecution authorities of any Member State shall have free and direct access to any information that is publicly accessible in another Member State. In order to obtain any other information, an appropriate exchange of information shall take place between the contact points and Europol.

(Amendment 7)

Article 1a(2) (new)

1a.2. Where the authorities intend to infringe the protected rights of persons or institutions in order to identify and trace illegal assets, court decisions shall be required in the requesting and the receiving Member State under the procedure for requests for legal assistance.

(Amendment 8)

Article 2

Member States shall give the same priority to all requests from other Member States which relate to asset identification, tracing, freezing or seizing, and confiscation as is *appropriate* in domestic proceedings.

Member States shall give the same priority to all requests from other Member States which relate to **illegal** asset identification, tracing, freezing or seizing, and confiscation as is **given to such measures** in domestic proceedings.

(Amendment 9)

Article 3(1)

3.1. *Where it is not contrary to the law of the Member States, they shall make appropriate use of existing cooperation arrangements, and shall encourage direct contact between investigators, investigating Magistrates and prosecutors to ensure that requests for legal assistance are made only where necessary and, when that is the case, shall ensure that such requests are properly prepared and meet all the requirements of the receiving Member State.*

3.1. **The Member States shall encourage direct contact between investigators, investigating Magistrates and prosecutors to improve the way in which direct cooperation in the field of legal assistance operates, and to ensure that requests for legal assistance are properly prepared and meet all the requirements of the receiving Member State. This shall have the further purpose of ensuring that requests for legal assistance are made only where necessary.**

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COUNCIL TEXT

AMENDMENTS BY PARLIAMENT

(Amendment 10)

Article 4(1)

4.1. Member States shall take all necessary steps to minimize the risk of assets being dissipated.

4.1. Member States shall take all necessary steps to minimize the risk of **illegal** assets being dissipated. **To this end, they shall jointly draw up a catalogue of the data which legal requests for confiscating instrumentalities and freezing the proceeds from crime must contain in order to facilitate an immediate decision in the receiving Member State.**

(Amendment 11)

Article 4(1a) (new)

4.1a. An appeal against the decision by the receiving Member State to comply with the request shall not have suspensory effect. However, if appropriate securities are provided, the seized or frozen assets shall be ordered to be released. Claims for compensation by the persons concerned shall remain unaffected. The complainant may submit a claim for compensation only in the Member State where the damage occurred and shall apply to the court which is competent under national law. In the context of its liability, a Member State may not claim, vis-à-vis the complainant, that another Member State is responsible for the damage suffered. The State or institution responsible for the damage shall, on request, reimburse to the State paying out the compensation with the amount of compensation paid.

(Amendment 12)

Article 4(1b) (new)

4.1b. Seizure of instrumentalities and the freezing of proceeds from crime must be justified within an appropriate period, not exceeding one year, by a decision of the requesting Member State ordering the confiscation of the seized or frozen assets. If the requesting Member State does not take such a decision within that period, the seizing or freezing shall be revoked.

(Amendment 13)

Article 4(1c) (new)

4.1c. The Member States shall recognize the Court of Justice of the European Communities as competent to:

- (a) issue preliminary rulings on matters relating to this article;**
- (b) interpret this Joint Action and settle any disputes concerning its implementation.**

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COUNCIL TEXT

AMENDMENTS BY PARLIAMENT

(Amendment 14)

Article 4(2)

4.2. Where *an initial investigation* in one judicial region of a Member State *leads* to the need to pursue further enquiries in another judicial region of that Member State, the Member State shall, *where it is not contrary to the law of the Member State*, take all possible steps to enable the necessary assistance to be rendered without the need for preparation of a further letter of request.

4.2. Where, **in the course of fulfilling a request for legal assistance** in one judicial region of a Member State, the need **arises** to pursue further enquiries in another judicial region of that Member State, the Member State shall take all possible steps to enable the necessary assistance to be rendered without the need for preparation of a further letter of request.

(Amendment 15)

*Article 4a (new)***Article 4a**

Member States shall take any measures required to enforce court decisions of another Member State on the confiscation of seized or frozen assets.

(Amendment 16)

*Article 4b (new)***Article 4b**

Member States shall take any measures required to ensure that requests from other Member States concerning the identification, tracing, freezing or seizing, and confiscation of illegal assets may also be fulfilled when the offender has died or absconded.

(Amendment 17)

Article 6

The Council shall review this Joint Action *in the light* of the results of the operation of the mechanism for evaluating the application and implementation at national level of international undertakings in the fight against organized crime adopted on 5 December 1997.

The Council shall, **before the end of 1999**, review **and assess the way in which the Member States are complying with** this Joint Action, **and, in so doing, shall also take account** of the results of the operation of the mechanism for evaluating the application and implementation at national level of international undertakings in the fight against organized crime adopted on 5 December 1997.

(Amendment 21)

*Article 6a (new)***Article 6a**

6a.1. Subject to paragraph 2, Member States shall take all appropriate steps to implement this Joint Action as soon as it enters into force, and shall ensure that its contents are brought to the attention of the relevant parts of their respective judicial systems.

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COUNCIL TEXT

AMENDMENTS BY PARLIAMENT

6a.2. Appropriate proposals for the implementation of Article -1 shall be submitted by Member States within two years of the entry into force of this Joint Action for consideration by the competent authorities with a view to their adoption.

(Amendment 22)

Article 7

This Joint Action shall be published in the Official Journal and shall enter into force on the date of its publication. *The governments of the Member States undertake to take all appropriate steps to implement the Joint Action as soon as it enters into force, ensuring in particular that its contents are brought to the attention of the relevant parts of their respective judicial systems.*

This Joint Action shall be published in the Official Journal and shall enter into force on the date of its publication.

Legislative resolution embodying Parliament's opinion on the draft Joint Action adopted by the Council on the basis of Article K.3 of the Treaty on European Union concerning arrangements for cooperation between Member States in respect of the identification, tracing, freezing or seizing and confiscation of instrumentalities and the proceeds from crime (6490/98 — C4-0184/98 — 98/0909(CNS))

(Consultation procedure)

The European Parliament,

- having regard to the Council draft, 6490/98 — 98/0909(CNS),
 - having been consulted by the Council pursuant to Article K.6, second paragraph of the Treaty on European Union (C4-0184/98),
 - having regard to Rule 58 of its Rules of Procedure,
 - having regard to the report of the Committee on Civil Liberties and Internal Affairs (A4-0222/98),
1. Approves the Council draft, subject to Parliament's amendments;
 2. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
 3. Instructs its President to forward this opinion to the Council and Commission.
-

Friday 17 July 1998

5. Association Council/Czech Republic *

A4-0227/98

Proposal for a Council Decision concerning the Community position within the Association Council on the participation of the Czech Republic in Community programmes in the fields of training, youth and education (COM(98)0093 – C4-0161/98 – 98/0067(CNS))

The proposal was approved with the following amendments:

TEXT PROPOSED
BY THE COMMISSION (*)

AMENDMENTS
BY PARLIAMENT

(Amendment 1)

Recital 4a (new)

Having regard to the code of conduct drawn up between the European Parliament and the Commission on keeping Parliament informed of the work of the Commission's committees and attendance by representatives of Parliament at meetings of those committees, the terms of which are set out in Parliament's resolution of 24 October 1996 on the draft general budget of the European Communities for the financial year 1997 – Section III – Commission ⁽¹⁾;

⁽¹⁾ OJ C 347, 18.11.1996, p. 125.

(Amendment 2)

Proposal for a Council Decision, second paragraph (new)

Whenever, pursuant to Article 2 of the Protocol, the resources made available from the Community budget are supplemented by a national contribution, the Commission shall duly inform the budgetary authority as to how the total amount allocated to this measure is broken down, so that such information may be included in Section III, Part B, Annex IV of the budget.

(Amendment 3)

*Draft Decision of Association Council, Article 2a (new)***Article 2a**

Throughout the period in which the abovementioned programmes apply to exchanges between the countries of the European Union and the Czech Republic, the implementing bodies shall ensure that such exchanges are organized in a balanced way by encouraging teacher, pupil and student mobility in the direction of the Czech Republic (mobility in the opposite direction being virtually assured) and genuine contact with the culture and language of the associated country.

(*) OJ C 116, 16.4.1998, p. 21.

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Legislative resolution embodying Parliament's opinion on the proposal for a Council Decision concerning the Community position within the Association Council on the participation of the Czech Republic in Community programmes in the fields of training, youth and education (COM(98)0093 — C4-0161/98 — 98/0067(CNS))

(Consultation procedure)

The European Parliament,

- having regard to the Commission proposal to the Council, COM(98)0093 — 98/0067(CNS) ⁽¹⁾,
 - having been consulted by the Council pursuant to Articles 126, 127 and 228(3), first subparagraph, of the EC Treaty (C4-0161/98),
 - having regard to Rule 58 of its Rules of Procedure,
 - having regard to the report of the Committee on Culture, Youth, Education and the Media and the opinion of the Committee on Budgets (A4-0227/98),
1. Approves the Commission proposal, subject to Parliament's amendments;
 2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 189a(2) of the EC Treaty;
 3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
 4. Calls for the conciliation procedure to be opened should the Council intend to depart from the text approved by Parliament;
 5. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
 6. Instructs its President to forward this opinion to the Council and Commission.

⁽¹⁾ OJ C 116, 16.4.1998, p. 21.

6. EC-Comoros fishing agreement *

A4-0249/98

Proposal for a Council Regulation relating to the conclusion of the Protocol setting out the fishing opportunities and financial contribution provided for in the Agreement between the European Economic Community and the Islamic Federal Republic of the Comoros on fishing off the Comoros for the period from 28 February 1998 to 27 February 2001 (COM(98)0264 — C4-0344/98 — 98/0144(CNS))

The proposal was approved with the following amendments:

TEXT PROPOSED
BY THE COMMISSION

AMENDMENTS
BY PARLIAMENT

(Amendment 1)

Recital 2a (new)

Whereas, in accordance with the Interinstitutional Agreement of 29 October 1993 on budgetary discipline and improvement of the budget procedure, expenditure relating to this Protocol is also non-compulsory;

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

(Amendment 2)

Recital 3a (new)

Whereas on 12 December 1996 the European Parliament, the Council and the Commission signed a Joint Statement on improving the provision of information to the budgetary authority on fisheries agreements ⁽¹⁾;

⁽¹⁾ OJ C 20, 20.1.1997, p. 109.

(Amendment 3)

Recital 3b (new)

Whereas on 17 March 1995 the European Parliament delivered its Opinion on the proposal for a Council Regulation relating to the conclusion of the Protocol setting out the fishing opportunities and the financial contribution provided for in the Agreement between the European Economic Community and the Islamic Federal Republic of the Comoros on fishing off the Comoros for the period from 20 July 1994 to 19 July 1997 ⁽²⁾;

⁽²⁾ OJ C 89, 10.4.1995, p. 195.

(Amendment 4)

Recital 3c (new)

Whereas it is important to improve the information supplied to the European Parliament and whereas the Commission should draw up an annual report on the state of implementation of this Agreement;

(Amendment 5)

*Article 2a (new)***Article 2a**

During the final year of the validity of the Protocol and before the conclusion of any renewal agreement, the Commission shall report to the Council and the European Parliament on the application and conditions of implementation of the Agreement.

(Amendment 6)

*Article 2b (new)***Article 2b**

During the final year of validity of the Protocol and before the conclusion of any renewal agreement, the Commission

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TEXT PROPOSED
BY THE COMMISSIONAMENDMENTS
BY PARLIAMENT

shall present to the Council and the European Parliament a comprehensive report on the state of fish stocks, with regard in particular to small-scale local fisheries, and the application and conditions of implementation of the Agreement, with regard to both the fisheries and the scientific aspects, as well as on its impact on vocational training.

Legislative resolution embodying Parliament's opinion on the proposal for a Council Regulation relating to the conclusion of the Protocol setting out the fishing opportunities and financial contribution provided for in the Agreement between the European Economic Community and the Islamic Federal Republic of the Comoros on fishing off the Comoros for the period from 28 February 1998 to 27 February 2001 (COM(98)0264 – C4-0344/98 – 98/0144(CNS))

(Consultation procedure)

The European Parliament,

- having regard to the Commission proposal to the Council, COM(98)0264 – 98/0144(CNS),
 - having been consulted by the Council pursuant to Article 43 and the first subparagraph of Article 228(3) of the EC Treaty (C4-0344/98),
 - having regard to Rule 58 of its Rules of Procedure,
 - having regard to the report of the Committee on Fisheries and the opinions of the Committee on Budgets and the Committee on Development and Cooperation (A4-0249/98),
1. Approves the Commission proposal, subject to Parliament's amendments;
 2. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
 3. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
 4. Instructs its President to forward this opinion to the Council and Commission.
-

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ATTENDANCE REGISTER

17 July 1998

The following signed:

d'Aboville, Adam, Aelvoet, Ahlqvist, Ainardi, Aldo, Amadeo, Aparicio Sánchez, Argyros, Baldi, Bardong, Barthet-Mayer, Barton, Bennasar Tous, Berger, Bertens, Berthu, Bianco, van Bladel, Blokland, Blot, Boogerd-Quaak, Botz, Bourlanges, Breyer, Cabezón Alonso, Camisón Asensio, Campos, Carlsson, Carnero González, Cars, Castagnède, Caudron, Cederschiöld, Chesa, Collins Kenneth D., Colombo Svevo, Corbett, Correia, Costa Neves, Cot, Cottigny, Cushnahan, van Dam, Daskalaki, De Clercq, Delcroix, De Luca, Desama, de Vries, van Dijk, Dillen, Donnelly Brendan Patrick, Duhamel, Eisma, Elchlepp, Elmalan, Ephremidis, Eriksson, Estevan Bolea, Ettl, Evans, Fabra Vallés, Falconer, Fassa, Féret, Flemming, Fontaine, Ford, Frischenschlager, Funk, Gallagher, García Arias, Gebhardt, Gillis, Gil-Robles Gil-Delgado, Girão Pereira, Glase, Goepel, Goerens, Görlach, Gomolka, González Álvarez, González Triviño, Graefe zu Baringdorf, Graenitz, Green, Grossetête, Günther, Gutiérrez Díaz, von Habsburg, Habsburg-Lothringen, Hager, Hallam, Happart, Hardstaff, Haug, Hautala, Heinisch, Hendrick, Herman, Hernandez Mollar, Hoff, Holm, Hory, Howitt, Hughes, Hulthén, Hume, Hyland, Izquierdo Collado, Izquierdo Rojo, Jensen Kirsten M., Jensen Lis, Jové Peres, Karoutchi, Katiforis, Kellett-Bowman, Kerr, Kestelijn-Sierens, Kindermann, Kittelmann, Kjer Hansen, Klaß, Koch, Konrad, Krehl, Kronberger, Kuckelkorn, Kuhn, Lage, Lalumière, Lambrias, Lannoye, Larive, de Lassus Saint Geniès, Lehideux, Lenz, Leperre-Verrier, Lindeperg, Lindqvist, Linser, Lüttge, Lulling, Macartney, McCartin, McKenna, McMahon, Malangré, Malerba, Mann Thomas, Marinucci, Marset Campos, Martens, Martin David W., Martinez, Matikainen-Kallström, Mayer, Medina Ortega, Mendes Bota, Menrad, Mezzaroma, Miller, Mohamed Ali, Mombaur, Monfils, Moniz, Mosiek-Urbahn, Mutin, Nassauer, Newens, Newman, Nicholson, Nordmann, Novo, Olsson, Oomen-Ruijten, Orlando, Paasilinna, Paasio, Pack, Paisley, Papakyriazis, Papayannakis, Pasty, Pérez Royo, Perry, Peter, Piecyk, Piha, Pinel, Poettering, Poggiolini, Porto, Posselt, Puerta, Quisthoudt-Rowohl, Raschhofer, Rehder, Ribeiro, Rinsche, Robles Piquer, Rosado Fernandes, de Rose, Rothe, Rothley, Rübige, Ryyänen, Salafranca Sánchez-Neyra, Santini, Sauquillo Pérez del Arco, Schäfer, Schiedermeier, Schlechter, Schleicher, Schmidbauer, Schörling, Schröder, Schulz, Schwaiger, Sisó Cruellas, Sjöstedt, Skinner, Smith, Souchet, Stenmarck, Stenzel, Striby, Sturdy, Swoboda, Tamino, Tatarella, Taubira-Delannon, Telkämper, Theato, Theonas, Theorin, Thors, Thyssen, Tindemans, Trakatellis, Truscott, Tsatsos, Vanhecke, Varela Suanzes-Carpegna, Vaz da Silva, Vecchi, van Velzen W.G., Verwaerde, Voggenhuber, Walter, Weber, Weiler, Wemheuer, White, Wiebenga, Wieland, Wijsenbeek, Wilson, von Wogau, Wolf

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ANNEX

Result of roll-call votes

(+) = For
 (−) = Against
 (O) = Abstention

*1. Orlando report — A4-0222/98**Amendment 13*

(+)

ARE: Leperre-Verrier, Macartney**ELDR:** Bertens, Boogerd-Quaak, de Vries, Eisma, Fassa, Frischenschlager, Kestelijn-Sierens, Larive, Monfils, Thors, Wiebenga**GUE/NGL:** Ephremidis, Jové Peres, Maset Campos, Theonas**NI:** Hager, Raschhofer**PPE:** Bianco, Carlsson, Cederschiöld, Colombo Svevo, Donnelly Brendan Patrick, Estevan Bolea, Fabra Vallés, Flemming, Fontaine, Gomolka, Graziani, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Kellett-Bowman, Klaß, Lenz, McCartin, Malangré, Martens, Mayer, Nassauer, Oomen-Ruijten, Pack, Piha, Poggiolini, Posselt, Robles Piquer, Rübzig, Salafranca Sánchez-Neyra, Sisó Cruellas, Stenmarck, Stenzel, Theato, Thyssen, Tindemans, Vaz da Silva, van Velzen W. G., Verwaerde, Wieland**PSE:** Berger, Botz, Caudron, Corbett, Correia, Duhamel, Elchlepp, Ettl, Ford, Gebhardt, Graenitz, Hallam, Hardstaff, Hoff, Howitt, Hulthén, Hume, Izquierdo Rojo, Jensen Kirsten M., Kindermann, Lage, Lindeperg, Medina Ortega, Newman, Paasio, Sauquillo Pérez del Arco, Schlechter, Schmidbauer, Schulz, Skinner, Wemheuer**UPE:** Chesa, Daskalaki, Pasty, Rosado Fernandes**V:** Aelvoet, Breyer, van Dijk, Kerr, Orlando, Tamino, Telkämper, Wolf

(−)

ELDR: De Luca, Lindqvist**GUE/NGL:** Eriksson, Sjöstedt**I-EDN:** Berthu, Blokland, van Dam**NI:** Blot, Pinel**UPE:** van Bladel**V:** Holm, McKenna, Schörling

(O)

PPE: Corrie, Perry**PSE:** Ahlqvist, Theorin**V:** Hautala*2. Macartney report — A4-0249/98**Regulation*

(+)

ARE: Macartney**ELDR:** Bertens, Boogerd-Quaak, de Vries, Frischenschlager, Larive, Lindqvist, Olsson**GUE/NGL:** Novo, Theonas

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I-EDN: van Dam

PPE: Argyros, Baldi, Bianco, Cederschiöld, Corrie, Fabra Vallés, Flemming, Fontaine, Gomolka, Graziani, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Kellett-Bowman, Lulling, McCartin, Martens, Nassauer, Oomen-Ruijten, Pack, Perry, Piha, Poggiolini, Posselt, Rübig, Salafranca Sánchez-Neyra, Sisó Cruellas, Stenmarck, Stenzel, Thyssen, Wieland

PSE: Duhamel, Ettl, Gebhardt, Graenitz, Hallam, Hardstaff, Howitt, Jensen Kirsten M., Marinucci, Newman, Sauquillo Pérez del Arco, Schmidbauer, Schulz, Skinner, Wemheuer

UPE: van Bladel, Girão Pereira, Rosado Fernandes

(—)

I-EDN: Berthu

V: Aelvoet, van Dijk, Hautala, Holm, Orlando, Voggenhuber, Wolf

(O)

GUE/NGL: Eriksson, Sjöstedt

I-EDN: Souchet

3. *Macartney report — A4-0249/98*

Resolution

(+)

ARE: Macartney

ELDR: Bertens, Boogerd-Quaak, de Vries, Frischenschlager, Larive, Lindqvist, Olsson

GUE/NGL: Novo, Theonas

I-EDN: Souchet

PPE: Argyros, Baldi, Bianco, Cederschiöld, Corrie, Fabra Vallés, Flemming, Fontaine, Gomolka, Graziani, Grossetête, Günther, von Habsburg, Habsburg-Lothringen, Heinisch, Herman, Kellett-Bowman, Lulling, McCartin, Martens, Nassauer, Oomen-Ruijten, Pack, Perry, Piha, Poggiolini, Posselt, Rübig, Salafranca Sánchez-Neyra, Sisó Cruellas, Stenmarck, Stenzel, Thyssen, Wieland

PSE: Duhamel, Ettl, Gebhardt, Graenitz, Hallam, Hardstaff, Howitt, Jensen Kirsten M., Marinucci, Newman, Sauquillo Pérez del Arco, Schmidbauer, Schulz, Skinner, Wemheuer

UPE: van Bladel, Girão Pereira, Rosado Fernandes

(—)

V: Aelvoet, van Dijk, Hautala, Holm, Orlando, Voggenhuber, Wolf

(O)

GUE/NGL: Eriksson, Sjöstedt

I-EDN: Berthu, van Dam

PSE: Lage
