

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(90) 541 final - SYN 177

Brussels, 8 November 1990

Re-examined proposal for a

SECOND COUNCIL DIRECTIVE

on the coordination of laws, regulations and administrative provisions relating to direct life assurance, laying down provisions to facilitate the effective exercise of freedom to provide services and amending Directive 79/267/EEC

(presented by the Commission pursuant to Article 149.2(d) of the EEC treaty)

RE-EXAMINED PROPOSAL

FOR A

SECOND COUNCIL DIRECTIVE

on the co-ordination of laws, regulations and administrative provisions relating to direct life assurance, laying down provisions to facilitate the effective exercise of freedom to provide services and amending Directive 79/267/EEC

submitted by the Commission pursuant to
Article 149, paragraph 2(d) of the EEC Treaty

Explanatory Memorandum

In its amended proposal of 1 March 1990⁽¹⁾, the Commission submitted new provisions concerning the relations with third countries, which in particular specified a period of 6 months for the validity of certain measures taken according to these provisions and the creation of a type IIIa regulatory committee. In its Common Position of 29 June, 1990, Council accepted these provisions, whilst reducing the period of 6 months to 3 months and specifying a type IIIb committee.

On these two points the Commission maintains its earlier proposals, which appear more appropriate.

(1) COM(90)46 final SYN 177, O.J. C.72 of 22.03.1990, page 5.

Text

1. Article 9 inserts a new Article 32b in Directive 79/267/EEC. In subparagraphs 3 and 4 of paragraph 4 of this Article 32b, three months should be replaced by six months.

- 2; At the end of paragraph 6 of this Article 32b, the words "save where the Council has decided against the said measures by a simple majority", should be deleted.

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