

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(83) 121 final

Brussels, 7 March 1983

Amendment of the proposal for a  
COUNCIL REGULATION (EEC)  
on loans for projects covered by exploration programmes  
for non-energy mineral raw materials within the  
territories of the Member States

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(submitted to the Council by the Commission pursuant  
to the second paragraph of Article 149 of the Treaty)  
UNIVERSITY OF PITTSBURGH

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Amendment of the proposal for a  
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on loans for projects covered by  
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within the territories of the  
Member States  
(doc. Council 8884/82)

In July 1982 the Commission transmitted to the Council document COM(82)415 final (doc. Council 8884/82) containing a draft Council Regulation on loans for projects covered by exploration programmes for non-energy mineral raw materials within the territories of the Member States.

After consulting Parliament, which on 14 January 1983 discussed the proposal and voted on various amendments, the Commission is now submitting to the Council, pursuant to the second paragraph of Article 149 of the EEC Treaty, a proposal for amendments to some of the articles in the draft Regulation (see Annex).

Amendment to the proposal for a  
COUNCIL REGULATION

on loans for projects covered by exploration programmes for non-energy mineral  
raw materials within the territories of the Member States

Preamble and recitals unchanged

Article 1 unchanged

ARTICLE 2

Contracts must be concluded with one or more natural persons who are nationals of Community Member States or with a legal person constituted in accordance with the legal requirements in force in the Member States.

ARTICLE 2

Contracts must be concluded with one or more natural persons who are nationals of Community Member States or with a legal person under public or private law constituted in accordance with the legal requirements in force in the Member States.

Second paragraph unchanged

Articles 3 to 5 unchanged

ARTICLE 6

Paragraphs 1 and 2 unchanged

3. The Commission and the Court of Auditors shall have access at all times to the accounts relating to the programme. They shall be empowered to carry out on the spot checks and documentary inspections in such a way as to monitor the execution of the contract and, in particular, the progress made in implementing the programmes.

3. The Commission and the Court of Auditors shall have access at all times to the accounts relating to the programme. They shall be empowered to carry out on the spot checks and documentary inspections in such a way as to monitor the execution of the contract and, in particular, the progress made in implementing the programmes, they shall ensure that these checks and inspections do not hinder the scheduled work.

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(1) Full text: see OJ No C 203, 6 August 1982, p. 2

4. The person(s) applying for a loan shall undertake:
- to contribute to the programme the remainder of the necessary funds;
  - not to reduce the amount of its (their) participation to below the level of that participation at the time when the application was made without the prior agreement of the Commission;
  - to implement the project in the shortest time possible in line with the objectives established and not to interrupt or abandon the project without the prior agreement of the Commission;
  - should the programme result in the extraction of raw materials, to give priority to supplies to the Community in the form of either source materials or processed products at least in proportion to the financial assistance granted by the Community;
  - not to dispose in any matter whatsoever, in the four years following termination of the programme, of the results of programmes for which assistance has been granted under this Regulation without the prior agreement of the Commission.

4. The person(s) applying for a loan shall undertake:
- unchanged
  - unchanged
  - to implement the project in the shortest time possible in line with the objectives established and not to interrupt or abandon the project without consulting the Commission;
  - unchanged
  - unchanged

Articles 7 - 11 unchanged

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(1) Full text: see OJ No 203, 6 August 1982, p. 2