

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(77) 493 final

Brussels, 14 October 1977

ALTERATION OF THE
Proposal for a
COUNCIL REGULATION (EEC)

concerning Community aid for financing
cyclical stocks of hard coal, coke and
patent fuel

(submitted to the Council by the Commission
pursuant to the second paragraph of Article
149 of the EEC Treaty)

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JUSTIFICATION

The original version of the proposed Commission Regulation provided, in Article 10, that the Commission could modify by a Regulation

- the amount of aid per tonne of stocks
- the lower and upper limits for quantities stocked.

Under the terms of Article 11 of the original version the Commission could, under the conditions given in paragraphs 1 and 2 of that Article, suppress partly or completely the application of the Regulation.

During the examination of the text of the two Articles the European Parliament judged it appropriate :

- that the modifications must be introduced, under the terms of Article 10, by the Council on the proposal of the Commission and that the European Parliament must always be consulted when it is planned, at the end of a calendar year, to modify respectively the amount of aid per tonne or the lower and upper limits of the quantities stocked;
- that the partial or complete suppression of the Regulation under the terms of Article 11 must take place by means of a decision by the Council on a proposal by the Commission and after consultation of the European Parliament.

A favourable response can be given to the Parliament's wishes; Articles 10 and 11 of the original version of the draft Commission Regulation are modified as described in Annexe 1.

Proposal for a Council Regulation (EEC) concerning
Community aid for financing cyclical stocks of
hard coal, coke and patent fuel

Preamble unchanged
Articles 1 - 9 unchanged

Article 10

(1) At the end of each calendar year, the Council, deciding with unanimity, acting on a proposal from the Commission and having consulted the European Parliament, may decide to modify the following by means of a regulation :

- the rate per tonne of aid for stocks
- the upper and the lower limits for the quantities of stocks.

Nevertheless, in the meantime and in an emergency, the Council can decide on such modifications on a proposal from the Commission.

(2) The Commission shall revoke aid unduly granted or, particularly, where granted as a result of inaccurate declarations on the part of the applicants.

Article 11

If at the request of a Member State or on its own initiative the Commission finds that :

- (1) the application of this regulation is likely to give rise to serious disturbances in the common market for coal or difficulties which may result in the deterioration of the general coal supply, or that
- (2) appreciate changes are taking place in the conditions or volume of intra-Community trade on the market for coal because the economic conditions which prompted the adoption of this resolution have changed,

the Council, on a proposal of the Commission and having consulted the European Parliament, may decide to suspend, wholly or partially, application of this regulation.

Articles 12 - 14 unchanged