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REPORT OF THE COMMISSION
TO THE COUNCIL AND THE EUROPEAN PARLIAMENT

on the implementation of measures

for completing the internal market

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1. The drive to complete the single market by 31 December 1992 has, over the last seven years, mobilized all the Community institutions and the Member States in an effort to adopt and implement, in the best possible conditions, all the measures announced in the Commission's 1985 White Paper (1). As the countdown moves into the final year, nearly 80 % of the programme has been adopted and 61,3 % of the measures are already in force. During the last six months the level of transpositions has increased from 73,3 % to 77,2 %.

2. Since 1986, the Commission has published an annual report on the state of work in the different Community institutions. This has enabled the European Council and Parliament in particular to monitor progress and to gauge the difficulties still to be overcome (2). Since 1988 the report has also reviewed progress in implementing the different measures adopted :

- the prime responsibility for applying Community legislation rests with the Member States, which must not only adopt the necessary transposition measures but, above all, ensure that the Community rules are complied with;
- application of the legislation also involves the Commission, which, in addition to its role as guardian of the Treaty, has to take responsibility for implementing the basic instruments adopted by the Council and administering the Community rules.

3. Since 1989, therefore, the Commission has supplemented its annual report with a specific report on implementation of the measures for completing the internal market, so as to enable those concerned to monitor developments and react swiftly. Such is also the aim of this report, which supplements and expands on the Commission's general report to Parliament on the application of Community law (3). Transparency is an effective means of allowing each Member State to see where it stands in relation to the others (see annex V).

4. Despite this improvement in the situation, which is attributable to appeals to Member States' sense of political responsibility made by the Commission in its periodic reports, to bilateral discussions between the Commission and Member States, and to the greater perception of the situation within the Council itself, the fact remains that, although Member States have, on the whole, made good the backlog, they are finding it difficult to transpose into national law the most recent directives. If this trend were to be confirmed, delays would build up in the months ahead owing to the entry into force of increasingly complex legislation. In that event, the situation, which has improved steadily over the last two years, would begin to deteriorate only months away from the 31 December 1992 deadline. The Commission must therefore, continue to keep a close watch on the rate of transposition.

(1) COM (85) 310 final of 14 June 1985

(2) see last report : COM (91) 237 final of 19 June 1991

(3) see last report : COM (91) 321 final of 31 July 1991

5. This report analyses the situation as at 10 December 1991 in the light of information made available to the Commission prior to that date;

- Part I discusses implementation problems in each of the areas covered by the White Paper, following a pattern based on the nature of the barriers to be removed (physical frontiers, technical frontiers and tax frontiers);
- Part II focuses on the horizontal measures taken to ensure that the legislation adopted is correctly applied.

6. This report follows on from previous ones, underlining the efforts to achieve transparency and improve the flow of information : these are the main factors that help to raise the awareness of the different parties concerned at national level. It also highlights the importance of the responsibilities transferred to the Community, particularly in areas to do with public health, safety and fair commercial trading. If it is to respond to these challenges, the Commission will have to call on greater technical expertise than it possesses at present: such is the aim of the proposals to set up a medicines agency and to strengthen the role of the Scientific Committee for Food and the decisions taken on veterinary inspections. Tackling the general problem of adapting structures and budgetary resources to the requirements of the internal market will be one of the Commission's priorities in the months ahead.

PART I : IMPLEMENTATION OF THE WHITE PAPER

7. Since only one measure relating to the abolition of tax frontiers has been adopted and since that measure is directly applicable, this discussion will focus exclusively on the removal of physical and technical frontiers. As already stated in the last report, the problems of implementation chiefly concern technical frontiers since measures adopted in the customs, veterinary and plant health fields are often of the type that have direct effect and do not require transposition into national law.

8. Although 15 instruments have entered into force since the sixth report was published in June 1991, a total of 49 measures have been transposed in all Member States, as against 37 in June. A further 21 measures have been transposed in 11 Member States, Italy being the one lagging behind in most of those cases.

9. The transposition picture has not changed significantly since the sixth report. Although national measures have been taken in some areas, the situation is still just as worrying because new instruments requiring transposition have joined the list. It should, however, be pointed out that cases of failure to comply with judgments of the Court of Justice concerning the non transposition of directives are becoming less numerous, indicating a corresponding improvement in the rate of implementation of directives.

10. For its part, the Court in its decision of 19 November 1991 (Francovich and Bonafici versus the Italian Republic) highlighted the consequences of the non application of directives for the Member States. Indeed, it confirmed that Community law imposes the principles according to which Member States are obliged to repair damages attributable to them caused to individuals by the breaking of Community laws. The possibility of the Member States being liable for damages is, according to the Court, particularly vital when the full effect of Community standards is dependent on the condition of an action by the Member States such as the transposition of a directive.

11. The Commission has occasionally been accused of concerning itself only with the formal aspect of transposition and not checking the substance of transposition measures. Such criticism is unfounded, as can be seen from the fact that, of the 357 cases of non-transposition, 39 relate to partial or faulty transposition. Checks on the thoroughness of transposition are facilitated by the tables of concordance between the Community instruments and the corresponding national measures which the national authorities now send to the Commission with increasing frequency.

I. REMOVAL OF PHYSICAL FRONTIERS

12. The most important directives for the removal of physical checks at borders - veterinary and plant-health checks and controls on weapons - are due to enter into force in 1992. It is essential for the success of the 1992 programme that these directives be implemented by Member States in good time. In view of the contribution they will make to dismantling all border controls, the Commission will keep a close watch on their application.

1. Miscellaneous controls

13. Implementation of the different regulations adopted in the customs field is proceeding smoothly. Nevertheless, although the regulation doing away with border checks on means of transport entered into force over a year ago, a survey by the Commission has revealed that checks of this nature are still carried out in at least three Member States (Belgium, Denmark and Greece); if this situation were corroborated, the necessary procedures would have to be set in motion.

If the area without internal frontiers is to function as it should, a fundamental requirement is that all the rules in the customs and commercial fields should be properly applied at the Community's external frontiers :

- Pending adoption of the customs code, which is under discussion within the Council and Parliament, the Commission is coordinating the work of national authorities through meetings with the heads of customs administrations.
- The Mutual Assistance Group 92 (GAM 92) has been set up as a parallel body to work on the practical measures to be implemented in the area of sensitive products not so far covered by Community competence - the work of this group usefully completes the work of other fora responsible for administrative cooperation.

14. The strengthening of the external borders of the Community presupposes an adaptation to the controls, and an efficient system for the exchange of information. On this subject a certain number of communication networks permitting the electronic exchange of data and of messages between the Commission and the Member States and between the Member States themselves have already been developed or are in the process of being developed. These concern the TARIC project already in place (a TARIC II is in preparation) and a system of Tariff Information for which phase I is operational. The central management of the quota system (management of the quotas in the framework of the GSP) is operational and 6 Member States are already electronically connected. The pilot project TRANSIT will link, during 1992, 3 Member States and 2 EFTA countries and will be extended later to 18 countries. As for the system SCENT, this system is used for the exchange of information and access to data bases concerning fraud matters and operates between the Member States themselves and between Member States and the Commission. It will be completed during 1992 by the customs information system (CIS) developed in the GAM 92 framework; this system will be of fundamental importance for the fight against drugs and for export controls.

The Commission, in conformity with its communication of October 1991 (4) will commit itself to the development of these priorities to make them operational by the end of 1992 by extending them to the areas of indirect taxation (for example the VAT information exchange system, of paramount importance for the management of the VAT transitional regime).

15. It can be noted that until now most of the customs exchange of information systems have been conducted on specific telecommunications networks. In future it could prove to be more efficient to establish a single telecommunications network to support the exchange systems between administrations in these priority areas.

To that end, the Commission has to ensure that all Member States make the right technological choices and has to manage the systems in a coherent manner. In the absence of specific budgetary resources and apart from work on the INSIS and

(4) SEC (91) 1752 of 18 October 1991

CADDIA programmes, the Commission can support Member States' efforts in this area with Structural Funds' assistance through the TELEMATIQUE and INTERREG programmes.

2. Veterinary and plant-health controls

16. Of the 54 instruments in force, only 46 call for national transposition measures. In the sixth report, while stressing the high rate of transposition, which now stands at 77,8 % the Commission drew attention to the risk of delays building up owing to the entry into force of new measures. Since then, 6 new instruments have taken effect, relating in particular to horses and animal feedingstuffs. There is no doubt that these latest measures have been very patchily transposed. Attention is also drawn to the faulty transposition of the Directives on meat and meat products and the Directive on breeding sheep and goats and cattle embryos. In general, four Member States (Belgium, Luxembourg, Ireland and Italy) have the most leeway to make up, although Italy regularly transposes into national law the directives in this field, following the introduction of arrangements whereby parliament has delegated legislative powers to the Government. This analysis applies only to the veterinary sector since, in the plant health field, the Directive on seed certification has been transposed in all Member States.

17. Apart from transposition into national law, it is management measures which are most important since they determine whether the legislation is properly applied in the Member States. Management measures can take a wide variety of forms :

- adoption of implementing measures by the Commission and the Council (see annex II);
- establishment by Member States of plans for eradicating animal diseases : all the plans have been submitted, with the exception of haematopoietic leucosis;
- organization of veterinary and plant-health inspections : the Commission has taken internal administrative measures to ensure that national facilities are monitored satisfactorily, and, hence, that the Community rules are observed both in Member States and in non-member countries, as far as their exports to the Community market are concerned;
- signing of agreements with non-member countries : among the measures relating to imports from outside the Community, the Commission has in 1990 taken decisions on the approval of premises for importing fresh meat from twenty countries and has laid down the health inspection requirements for imports of fresh meat from six countries;
- establishment of information exchange networks to facilitate veterinary checks on livestock and livestock products from non-member countries (SHIFT project) and to record and monitor movements of live animals in the Community (ANIMO project) : these projects have reached different stages of development since SHIFT is to become operational in early 1992 while ANIMO is not due to enter into service until July 1992. The Commission is also to set up by the end of 1992 an information exchange programme (PHYSAN) to facilitate plant-health checks and exchange information, with special reference to certificates issued in Member States.

3. Controls on individuals

18. Two types of measures have been adopted : directives increasing the level of travellers' duty allowances with a view to their abolition by the 31st December 1992, decided by the Council, and the Convention on the right of asylum.

- The directives on travellers' duty allowances are applied in all the Member States even if some of them (Ireland and Italy) have not taken the transposition measures.
- The Convention on the right of asylum, which was signed in Dublin in December 1990, has so far been ratified only by Denmark. This convention is one of a range of intergovernmental measures intended to guarantee the free circulation of persons, the most important concerning the management of the external borders which has still not been signed. The table in annex VI illustrates the mediocre level of ratification of these conventions.

19. As with veterinary and plant-health checks, implementation of these measures is a precondition for doing away with internal border checks. As in the customs field, the Community also has to assist in the strengthening of control infrastructures at external frontiers without encroaching on the powers of Member States. In the interests of practical effectiveness, the Commission is thus contributing, through some existing budgetary instruments, to the purchase of security equipment.

II. REMOVAL OF TECHNICAL FRONTIERS

20. The situation here is still very patchy from one sector to another : as regards technical regulations, the rate of transposition is the highest, i.e. 65,1 %, despite delays in the foodstuffs sector, while it is still the lowest in the banking sector, i.e. 37,5 %. However, it is necessary to mention the problems of transposition of the most important directives, such as the directives on the recognition of qualifications and on transfrontier television and the "horizontal" directives in the foodstuffs sector, which are also encountering difficulties.

1. Technical harmonization and standards

21. Steady progress is being made in the Council and Parliament. Measures are being transposed by Member States without undue delays, except for directives adopted under the new approach and those relating to vehicle emissions and foodstuffs.

(a) The "new approach"

22. The most important directives, on machinery, personal protective clothing, electromedical equipment, weighing instruments and gas appliances, will enter into force only next year. However, the Directive on construction products entered into force recently (on 27 June 1991) but, by that date, it had been transposed into national law in only three Member States (Denmark, Germany and the United Kingdom). Although the situation regarding the directives on toys and pressure vessels has improved since the sixth report, delays persist in the case of toys (Luxembourg) and pressure vessels (Germany, Luxembourg, the Netherlands, Portugal and the United Kingdom).

23. The Commission has nevertheless continued, along the lines set out in its October 1990 communication (5), assisting Member States through meetings of the senior officials group on standardization. To that same end, it is discussing with the group the content of a guide to the new approach which would facilitate not only the task of transposition but, above all, implementation of the directives by the notified bodies. Again with a view to facilitating transposal and effective implementation of directives, it has sent the Council a proposal for a Regulation on the EC conformity mark which would harmonize the provisions of the directives on marking. The Council is expected to arrive at a common position in the early months of 1992.

24. Development of the new approach is now prompting most non-member countries to press for recognition of tests performed and certificates issued by their recognized laboratories. The most advanced agreement along these lines is in the process of being concluded as part of the efforts to set up the European Economic Area. A specific negotiating brief has been issued by the Council with a view to concluding agreements on good laboratory practice with Austria, Canada, Finland, Iceland, Japan, Norway, Sweden and the United States. On a broader front, pursuant to the Council resolution of 21 December 1989 on a global approach to conformity assessment, the Commission is preparing to seek a general brief for negotiating mutual recognition agreements with non-member countries. In relation to testing and certification in the Community, Member States have to notify the competent bodies once the directives are adopted. This is proving to be a slow process as Member States tend to await their transposition legislation.

25. The procedure for the provision of information introduced by Directive 83/189/EEC, as amended by Directive 88/182/EEC, is a fundamental instrument for preventing the emergence of trade barriers and for exchanging information. As at 15 November 1991, the Commission had received 396 notifications concerning national draft regulations (2,5 % more than in 1990). It delivered detailed opinions on 94 of those 396 draft instruments (24 % of the total) since it considered that they could create barriers to trade; Member States took the same view in 82 cases (20,8 % of the total). In 33 cases the Commission requested postponement for one year of the national measure notified and announced its intention to propose 5 Community harmonization measures, 3 of which go beyond what was originally planned in the White Paper.

26. In its Green Paper on the development of European standardisation, the Commission identified the absence of harmonised standards as a problem for the smooth implementation of new approach directives. Since then, CEN and CENELEC have been working on internal measures in order to increase efficiency. Similarly, the Commission and these organisations have been discussing the questions of a more systematic programming of standardisation activities and the setting of clear priorities. Obviously pressure for the timely delivery of standards should come from the market place.

In this respect the opening-up of the CEN and CENELEC infrastructures to interested parties at a European level, such as industry, and a clear information policy on progress being made are important instruments to increase efficiency. Detailed information on these questions will be found in the Commission's communication on standardisation in the European economy.

However, in the course of 1991, progress in standardisation has been made. By the end of 1991, CENELEC will be about to adopt its 1000th European standard. As far as CEN is concerned, in various areas such as toys or individual protective equipment, standards are available or they are being drawn up on schedule. In other areas, like machinery, progress has been less important. It is expected that by

the end of 1991 some 262 draft standards will be under public inquiry, and at least 81 are expected to be adopted in the first half of 1992.

(b) Sectoral approximation of laws

27. Motor vehicles : The directives have been transposed in all Member States, with a few exceptions in the case of motorcycles (Greece) and vehicle emissions, where they have been only partly transposed.

28. Foodstuffs : The directives adopted in 1985 and 1986 have now been transposed in all Member States, except for the Directive on labelling (86/197/EEC) in Portugal and the Directive on simulating solvents, which has been transposed only in France, the Netherlands, Greece, Ireland and Portugal. The extent to which the other directives have been transposed varies greatly from one Member State to another : of the 16 directives in force, Denmark has adopted the necessary national measures for implementing 15 of them, Greece 15, France 14, and Belgium 13; Ireland has the largest backlog to clear. The Regulation on the protection of spirit drinks, albeit directly applicable, requires Member States to notify the provisions of national law which will protect these drinks in accordance with the Regulation (Article 16); provisions to that effect have so far been communicated by only four Member States.

29. In addition to ensuring that directives are correctly transposed, the Commission has to see to it that they are properly applied. This is particularly so of the Directive on the control of foodstuffs, the correct application of which by all Member States is essential for establishing mutual confidence in product quality.

The Directive lays down the basic principles to be applied by the national inspection departments in carrying out checks, taking samples, performing analyses, etc. To flesh out the framework provided by the Directive, the Commission departments are currently working on :

- drafting a directive that will deal inter alia with the training of inspection officials, quality standards for laboratories, and the exchange of administrative information;
- drafting a horizontal directive on foodstuff hygiene;
- introducing a coordinated programme of checks in Member States.

30. The Commission has been empowered to adopt numerous rules in this specific sector since most of the instruments adopted by the Council necessitate implementing measures. Six such measures have already been adopted under the White Paper programme.

31. Pharmaceuticals : With motor vehicles and tractors, this is the sector in which transposition is proceeding most satisfactorily : only Italy is late in transposing the Directive on veterinary medicinal products, which has been in force since July 1987.

32. Chemicals : All the directives are in force, in particular the general Directive on the classification of dangerous preparations :

- With the entry into force in March 1991 of the Directive on trace elements in fertilizers, all the measures enabling the Community mark to be conferred on fertilizers are now in place. The label cannot, however, be conferred or accepted in the two Member States which have not yet transposed the most recent directives (Italy and Luxembourg);
- The general Directive on the classification of dangerous preparations has been in force since June 1991. To ensure that it is effectively applied in Member States, the Commission has adopted all the necessary implementing measures (Directives 89/178, 90/35, 90/492 and 91/155). Nevertheless, few Member States have adopted the necessary national rules (Denmark, Greece, France, and Germany);
- In pursuance of the framework Council Directive on restrictions and prohibitions on the marketing of dangerous substances and preparations, the Commission has pressed ahead with work to ensure that the same rules on health protection are adopted throughout the Community, notably in order to remove the need for certain border controls (see Annex II).

Transposition of these measures is proceeding smoothly, except for the Directive on PCP, in respect of which the German Government has introduced a request under Article 100a(4).

2. Opening-up of public procurement

33. Directive 88/295/EEC on public supply contracts had to be incorporated into national law by 1 January 1989 and Directive 89/440/EEC on public works contracts by 19 July 1990. Greece, Spain and Portugal have until 1 March 1992 to adopt the necessary measures. Spain and Portugal have partly transposed Directive 89/440/EEC by incorporating the provisions on thresholds into national law.

All Member States have taken steps to adopt the necessary national measures, the appraisal of which is being carried out in close cooperation with the authorities concerned. To date, only Denmark has correctly transposed those directives.

On 21 December 1991 Directive 89/665/EEC (on the coordination of the laws, regulations and administrative provisions relating to the application of review procedures to the award of public supply and public works contracts) is to enter into force in all Member States. Belgium, Denmark, Spain and the Netherlands have already communicated national implementing measures.

34. One of the Commission's objectives is to ensure that the directives are uniformly and effectively applied. Directive 89/665/EEC on the legal remedies will make a significant contribution towards achieving that goal. The Commission has also taken a number of measures to tighten up application of the directives, by making good deficiencies in or supplementing national systems :

- It has adopted recommendation 91/561/EEC of 24 October 1991 (OJ No L 305 of 6 November 1991), which urges Member States to use standard forms for tender notices and a "General Public Works Nomenclature" for the description of the work put out to tender.

Use of these standard forms will :

- . simplify the tasks of the contracting authorities;
 - . enable enterprises to be better informed of the conditions for participation in public tendering procedures;
 - . cut down the number of unintentional errors and cases of incorrect application of the directives;
- It has continued to carry out checks on contracts awarded in connection with programmes financed under the Structural Funds;
 - Following checks on tender notices published in June/July 1990, it will launch a monitoring exercise for tender notices in the course of 1992;
 - It is conducting information campaigns and organizing training sessions for enterprises and for the competent administrations at national, regional and local level (public procurement video, seminars and guides).

3. Free movement of workers

35. The directives on the health professions have now been transposed into national law in all Member States, with the exception of the rules on pharmacists in Belgium and Italy and on general medicine in Germany. Nevertheless, Member States have considerable leeway to make up in transposing the Directives on commercial agents and on the general system for the recognition of professional education and training :

- the Directive on commercial agents has been in force for nearly two years, but has been transposed in only seven Member States. Ireland and the United Kingdom have been granted a derogation until 1994;
- the Directive on the general system for the recognition of professional education and training came into force on 4 January 1991. Only four Member States (Denmark, Ireland, Portugal and the United Kingdom) have communicated transposition measures for all the professions covered by the system, while two Member States (Germany and France) have forwarded texts relating to certain professions only. This is despite the efforts the Commission has made to coordinate transposition work and to provide all possible assistance in interpreting the Directive.

4. Services

(a) Financial services

36. Banking : In relation to the other areas of the White Paper, it is this area which is experiencing the most delay given that the level of transposition is 37,5 %. It should however be pointed out that this delay is due, in respect of more than half the measures to be taken, to three Member States only; Greece, Italy and Luxembourg have indeed a delay which is affecting the four directives considered. The directives for which the delays in transposition are most worrying are those concerning the accounts of banks and branches, no doubt because of their technical nature and notwithstanding a four year application timescale. On the other hand, the transposition of the directives on own funds and the solvency ratio has progressed satisfactorily; 5 Member States have applied them during 1991.

37. Insurance : The rate of transposition in this sector (around 80 %) is progressing satisfactorily. Only Italy and Luxembourg are lagging behind with all the directives.

38. Securities : All the directives, except the one concerning insider trading are now in force. With the exception of the investment securities directive, applied by all the Member States (derogation for two of them) except Italy, they are all the subject of delays (half of the national measures have been notified). These delays affect 50 % of the measures to be taken and in particular the last two directives on stock exchange prospectuses, whose deadline was a later date (17th April 1991). Only Denmark has taken the necessary transposition measures in respect of all the directives.

(b) Transport

39. All the measures have been adopted by means of regulation. In a very few cases, the regulation imposes on Member States the obligation to adopt certain implementing measures : this is so with the Regulations on competition and the Regulation on road cabotage :

- The Regulations on competition require Member States to adopt measures for assisting the Commission in the exercise of its monitoring powers. Although no difficulty has arisen in practice, only half the Member States have communicated the administrative measures they have taken;
- As regards the regulation on road transport cabotage, two Member States have not taken the measures in order to apply this.

(c) New technologies and services

40. The transfrontier television Directive, in force now since October 1991, has been fully transposed in only four Member States (Italy, Luxembourg, Portugal and the United Kingdom), despite the assistance which the Commission has given to national authorities.

41. The directive reserving certain frequencies for the paneuropean mobile digital telephone has been transposed in all the Member States. With regard to the implementation of the access measures to the open telecommunications network, it is too soon to assess the degree of application. At the present time only the framework directive has entered into force. This directive, however, makes provision only for an obligation to notify certain pieces of information, which the majority of Member States have provided. The applicatory directives concerning leased lines and vocal telephony should be able to be adopted before the end of 1992. During 1992, the directive concerning the second phase of the mutual recognition of the conformity of telecommunications terminals will also have to be transposed into the national legislations.

5. Capital movements

42. The complete liberalization of capital movements in eight Member States during 1990 has been an important step towards the implementation of the Single Market. During the first half of the year, France and Italy abolished the last remaining exchange restrictions and, thus, the deadline of 1st July 1990 set by the capital movements directive for the free circulation of capital within the Community was fully respected. Four Community Members (Ireland, Greece, Spain and Portugal) are allowed by the directive to keep certain restrictions on the movement of short-term capital, temporarily until the end of 1992. Capital liberalization is

also advancing in these four Member States and in certain cases, notably in Spain and Ireland, progress in the liberalization process exceeds their respective obligations. This accelerated capital liberalization, made possible by a good balance of payments position and absence of destabilising capital flows, reflect Member States desire for rapid integration into the European financial system in view of the drive towards Economic and Monetary Union.

6. Creating a propitious environment for business cooperation

(a) Company law

43. Of the four measures adopted by the Council, only the regulation on the European Economic Interest Grouping (EEIG) is in force and has been now for more than two years. Only Greece has not taken the necessary provisions for the entry into force of this statute in its legislation. From January 1992 the 11th (accounts of branches) and 12th (single person company) company law directives will enter into force; the 11th has been transposed by Spain, the 12th by France.

(b) Industrial and intellectual property

44. The only instrument in force is the Directive on the protection of integrated circuits, which has been transposed in all Member States. The Directive approximating national trade mark laws is due to take effect at the end of the year and has already been incorporated into national law in Denmark, Spain and France; since the entry into force of this Directive is closely linked to the entry into force of the proposed Regulation creating the Community trade mark, the Commission will propose that the Council exercise the option to defer by one year the date of implementation specified in the Directive, thereby giving the Council time to adopt the Regulation.

45. The Convention creating the Community patent, signed in Luxembourg in December 1989, has not yet been ratified in any Member State.

(c) Company taxation

46. The two directives adopted by the Council on 23 July 1990, relating respectively to the fiscal regime applicable to parent companies and subsidiaries in different Member States and to mergers, divisions and contributions of assets should be applied by the Member States by the 1st January 1992 at the latest.

- The directive "parent-subsidiaries" has already been transposed into national law in Luxembourg, Ireland and Belgium. The transposition of this directive in most of the other Member States must take place soon.
- The transposition of the directive "Mergers" will only be achieved by 1st January 1992 in some of the Member States.
- As concerns the ratification of the convention on the elimination of certain double taxation, signed by the Member States on 23 July 1990, no deadline has been provided for, nevertheless this constitutes an essential instrument for the operation of the two directives. The ratification procedures have been begun in the majority of Member States.

PART II : GENERAL MEASURES

47. In its October 1990 communication (5) the Commission laid down general guidelines for the monitoring of the implementation of the internal market legislation. The guidelines were confirmed by the Council in a declaration dated December 1990. The Commission has pressed ahead with its work on that basis.

1. Transparency with regard to transposition

48. For over two years now, the Commission has been taking steps to ensure that the situation regarding transposition into national law is transparent :

- by enabling each Member State to see where it stands in relation to the others, through tables published in periodic reports and through discussions within the Council : Ministers have met twice to take stock of the situation, at Vianden in March 1991 and in Amsterdam in September 1991. Such involvement of policymakers in the transposition process has helped raise awareness of the problem among those Member States which have fallen behind. It is against this background that Greece, Spain and France have stepped up their rate of transposition in recent months, while Italy is enacting a law ("legge comunitaria") which should enable it to make up lost ground by the end of the year;

- by informing those concerned about the transposition measures adopted in each Member State : Two databases are accessible to the public : CELEX, which covers all Community legislation, and INFO 92, which has been developed from the INFOTEXT system (itself derived from the INSIS programme) and contains information on the transposition of all measures taken under the single market programme. To promote its use, INFO 92 should be made accessible by the end of 1992 through the major public networks in all Member States.

49. The Commission must take the transparency effort a step further by making the actual text of each transposition measure available to all concerned. This would not only enable Member States to check on the thoroughness of each other's transposition work but would also help build up mutual confidence. There are though a number of difficulties : (i) the sheer volume of transposition measures, making it necessary to establish priorities; (ii) language problems; and (iii) the fact that transposition measures also have to be viewed in the context of the national law of the country concerned. A pilot project is currently under way in the company law field with a view to permitting assessment of the feasibility of two initiatives :

- publication, by private publishers, of multilingual directories of Community legislation and national transposition measures;
- the inclusion of transposition measures in the INFO 92 database.

2. Assistance to Member States

50. An on-going dialogue takes place with Member States through multilateral and bilateral meetings :

- In 1990 the Commission set up a group of senior officials responsible for coordinating work at national level. The group, which has met five times this year, monitors progress towards the 1992 objective and provides a forum within which Member States can exchange information and point out what initiatives they would like to see the Commission take to help boost mutual confidence. Alongside these general policy meetings, discussions are held at the appropriate levels on the transposition and application of the "new approach" directives and the directives on public procurement, recognition of qualifications and financial services. Such preparatory work is intended to prevent incorrect interpretations of Community legislation that would lead to faulty transposition into national law;
- In addition to the multilateral meetings, the Commission departments hold bilateral meetings to take stock of progress with regard to transposition. These meetings, which are attended by all the ministerial departments concerned and are placed under the authority of the department responsible for coordinating Community affairs, make it possible to bring greater pressure to bear on the competent ministerial departments, making them aware of the general context in which they are working, and enable the Commission departments to gain a better understanding of the situation in the Member States. Generally speaking, they reduce the scope that exists for misunderstanding and avoid the need for infringement proceedings. Meetings of this type have so far been held in 1990 with the Belgian, Spanish and Portuguese administrations and in 1991 with the Greek and Irish administrations. They have certainly been a factor in the improvement in the situation in those Member States.

3. Transparency of Community law

51. Community law is all the more difficult to implement where the legislative set-up results in fragmentation of the texts, thereby detracting from consistency and hampering understanding. For this reason, the Commission has embarked on a consolidation exercise which has so far led to the adoption of a consolidated Directive on cosmetics and a number of proposals concerning agricultural tractors, fertilizers, restrictions on the marketing of dangerous substances and preparations, diplomas in medicine, public supply contracts, fruit juices and the safety of machinery. There is no point, however, in consolidating Community law if this is not reflected in a clearer presentation of the national implementing measures. The recent adoption by the Danish Government of a consolidated version of the provisions transposing the "cosmetics" Directive into national law is thus a welcome development. It is to be hoped that all Member States will follow suit.

52. Alongside legislative consolidation, the Commission is to develop declaratory consolidation using computer systems, the aim being to facilitate multilingual management of the consolidation process. By the end of 1992, the INFO 92 database will be extended to include the text of legal instruments adopted as part of the single market programme, with consolidation taking place as and when the instruments are enacted.

4. Training and information

53. Implementation of internal market legislation also makes it necessary for full information to be available to the administrations responsible for applying the rules and to economic operators. Clearly, it is not for the Commission to take the place of national and local authorities, and it is up to the governments to take the appropriate initiatives in the first instance. The decisions taken in July 1991 by the French Government to prepare the French administration for the forthcoming developments on the Community scene are worth emphasizing here.

54. The Commission nevertheless intends to play its part in encouraging mobility among officials involved in the management of Community rules. Such mobility must benefit all Member States but should be organized in a way that does not impose on administrations constraints which they will not willingly accept. To that end, the Commission has laid before the Council an action plan which covers all aspects of the internal market and which it hopes will become operational in January 1993. The plan supplements specific programmes adopted by the Council (in the customs and veterinary fields) as well as pilot schemes (taxation).

55. With regard to information aimed at the general public, the Commission has decided to launch, in 1992, an information campaign highlighting the main themes of the operation of the single market : in particular, the completion of the internal market, the abolition of frontier controls (the free circulation of persons and immigration), the smooth functioning of the single market (major networks, industrial policy), and the relaunching of the social dialogue.

5. Electronic data transmission networks linking administrations

56. In its October 1991 communication, the Commission set down the priorities for the creation of networks, priorities which had been established with due regard to existing commitments, particularly in the areas of customs, statistics, taxation, veterinary and plant-health checks, and the free movement of persons. Its aim is to make these networks operational by the end of the year 1992. Once these priorities have been realized, the Commission will also have to make available to Member States and economic operators instruments facilitating implementation of the directives, irrespective of whether these lay down the rules for labelling chemical products, classifying additives or applying safeguard clauses.

ANNEXES

- Annex I : State of transposition into national laws of the White Paper measures which are already in force as well as measures entering into force before the end of 1991.
- Annex II : State of transposition into national laws of the applicatory measures taken by the Commission or the Council in application of the White Paper measures. The list includes measures in force and those entering into force before the end of 1991.
- Annex III : List of the decisions of the Court of Justice not complied with by the Member States for which an infringement procedure under Article 171 of the Treaty has been opened. This list covers only cases in the Internal Market field.
- Annex IV : Graphical and statistical presentation by Member State of the state of transposition.
- Annex V : Presentation showing the development of transposition by Member State, since September 1989.
- Annex VI : State of ratification of the Intergovernmental Conventions

WHITE PAPER ON THE COMPLETION
OF THE INTERNAL MARKET

LIST OF DIRECTIVES, REGULATIONS, DECISIONS AND
RECOMMENDATIONS WHICH ARE ALREADY IN FORCE
OR DUE TO ENTER INTO FORCE BY 31.12.1991

- N.B.
- | | | |
|----|---|-------------------------------------|
| I | = | Implementing measures notified |
| NI | = | Not incorporated into national law |
| D | = | Derogation from implementation date |
| IR | = | Infringement procedure underway |
| SO | = | Not applicable |

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REMOVAL OF PHYSICAL BARRIERS - Control of goods - Various controls														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 1674/87 Transit procedure simplification	1/07/88													directly applicable
REG 1797/86 Customs presentation charges (abolition)	1/01/88													directly applicable
REG 1900/85 SAD	1/01/88													directly applicable
REG 1901/85 SAD	1/01/88													directly applicable
REG 3690/86 TIR	1/07/87													directly applicable
REG 4060/89 Abolition of controls relating to transport (means and documents)	1/07/90													directly applicable ; some adm. measures should be taken by MS
REG 4283/88 Banalisation	1/07/89													directly applicable

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 474/90 Transit advice note abolition of lodgement (amendment to Reg. 222/77)	1/07/90													directly applicable
DIR 85/347 Duty free fuel contained in fuel tanks of commercial motor vehicles	1/10/85	I	I	I	I	I	I	I	I	I	I	I	I	
REMOVAL OF PHYSICAL BARRIERS - Control of goods - Veterinary and phytosanitary controls														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 2092/91 Organic farming	22/07/91													directly applicable
REG 3330/91														directly applicable
DIR 85/320 Swine fever	1/01/86	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 85/321 Swine fever	1/01/86	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 85/322 Swine fever	1/01/86	I	I	I	I	I	I	I	IR	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 85/323 Microbiological controls		I	I			I		I	I				I	time for implementation not yet fixed
DIR 85/324 Microbiological controls			I			I			I				I	codification (dir. 91/497/CS)
DIR 85/325 Medical examination of personnel	1/01/86	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 85/326 Medical examination of personnel	1/01/86	I	I	I	I	I	I	I	I	I	I	IR	I	P : partial implementation
DIR 85/327 Medical examination of personnel	1/01/86	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 85/358 Hormone growth promoters	1/01/87	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 85/397 Production and trade in milk	1/01/89	I	I	I	I	IR	I	I	I	I	I	I	I	E : partial implementation
DIR 85/511 Control of foot and mouth disease	1/01/87	I	I	I	I	I	I	I	I	I	I	IR	I	P : partial implementation

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 85/574 Amendment to Directive 77/93 (plant health)	1/01/87	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 86/355 Amendment of Directive 79/117 (ethylene oxide)	1/07/87	I	I	I	I	I	I	I	SO	I	I	I	I	
DIR 86/362 Pesticide residues in cereals and foodstuffs of animal origin	30/06/88	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 86/363 Pesticide residues in cereals and foodstuffs of animal origin	30/06/88	I	I	I	IR	I	I	I	IR	I	I	I	I	I, EL : incorrect application
DIR 86/469 Antibiotic residues - control of residues	31/12/88	I	I	I	I	I	I	I	I	I	I	I	I	
DEC 86/649 African fever in Portugal	16/12/86	SO	SO	SO	SO	SO	SO	SO	SO	SO	SO	I	SO	see art. 3
DEC 86/650 African swine fever in Spain	16/12/86	SO	SO	SO	SO	I	SO	SO	SO	SO	SO	SO	SO	see art. 3
DIR 87/153 Fixing of guidelines for additives used in animal foodstuffs	31/12/87	I	I	I	I	I	I	I	I	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 87/230 Classical swine fever and swine fever	1/07/87													directly applicable
DEC 87/231 Classical swine fever and swine fever	31/12/87													directly applicable
DIR 87/328 Classical swine fever and swine fever	1/01/89	I	I	I	I	D	I	IR	I	I	IR	I	I	E : derogation until 01/01/92
DIR 87/486 Classical swine fever and swine fever	31/12/87	I	I	I	I	I	I	I	IR	I	I	I	I	
DIR 87/487 Classical swine fever and swine fever	22/09/87	I			I	I	I		I	I		I		implementation not required
DIR 87/488 Classical swine fever and swine fever	31/12/88													The swine fever is eradicated in the Member States
DIR 87/489 Classical swine fever and swine fever	31/12/88	I	I	I	I	I	I	I	IR	I	I	I	I	
DIR 87/491 Amendment to Directive 80/215 : intra-Community trade in meat products	1/01/88	I	I	I	I	I	I	I	IR	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 87/58 Eradication of tuberculosis, leukosis (bovine species)	22/12/86	SO	SO	SO	SO	I	SO	SO	SO	SO	SO	I	SO	implementation compulsory only for E & P. (see art. 3)
DIR 88/146 Hormone growth promoters	1/01/88	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/288 Amendment to Directive 64/433 : health problems intra-Community trade in fresh meat	1/01/89	IR	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/289 Amendment to Dir. 72/462 : imports of bovine animals swine and fresh meat from third countries	1/01/89	IR	I	I	I	I	I	I	IR	I	I	I	I	
DIR 88/380 Certification of seeds	1/07/90	I	I	I	I	I	I	I	I	I	I	I	I	implementation date : see art. 1
DIR 88/407 Imports of frozen semen of bovine animals	1/01/90	IR	I	I	I	I	I	IR	IR	IR	I	I	I	
DIR 88/572 Amendment to Directive 77/93 (plant health)	1/01/89	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/658 Intracommunity trade of meat products (modification of dir. 77/99)	1/07/90	IR	I	IR	I	IR	I	IR	IR	IR	IR	I	I	EL: derogation until 31/12/92

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/661 Zootechnical standards - porcine species	1/01/91	IR	I	I	I	I	I	IR	I	I	IR	D	IR	P : derogation until 01/01/93
DEC 89/145 Pleuro-pneumonia in Portugal		SO	SO	SO	SO	SO	SO	SO	SO	SO	SO	I	SO	P : eradication plan to be submitted
DIR 89/227 Imports of meat products from third countries	30/06/90	IR	I	I	IR	IR	I	IR	IR	IR	IR	I	I	
DIR 89/361 Purebred breeding - sheep and goats	1/01/91	IR	I	I	I	I	I	IR	I	IR	IR	IR	IR	
DIR 89/366 Seed potatoes (amendment to Dir. 64/403)	31/03/89				I				I					implementation not required
DIR 89/437 Hygiene and health problems affecting the production and the placing on the market of egg products	31/12/91													
DIR 89/439 Protective measures concerning entry into Member States of organisms harmful to plants and plant products	1/01/90	I	I	I	I	I	I	I	I	I	I	I	I	
DEC 89/455 Pilot projects for the control of rabies		I	I	I	I	I	I	I	I	I	I	I	I	Pilot projects for 1991 are submitted by the Member States

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/556 Animal health conditions governing intracommunity trade in and importation from third countries of embryos of bovine species	1/01/91	IR	I	I	I	IR	I	IR	IR	IR	I	IR	I	B : partial implementation
DIR 89/608 Mutual assist. betw. admin. authorities of MS & EEC to ensure correct applic. of legislation on veterinary & zootechnical matters	1/07/91	NI	I	NI	NI	NI	I	I	NI	NI	NI	NI	I	
DIR 90/167 Production and trade in medicated feeding stuffs	1/10/91	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	
DIR 90/168 Organisms harmful to plants or plant products (Amendment to DIR 77/93)	1/01/91	I	I	I	IR	I	I	I	I	IR	I	I	I	
DEC 90/217 African swine fever in Sardegna		SO	SO	SO	SO	SO	SO	SO	NI	SO	SO	SO	SO	I : a 5 year eradication plan to be submitted
DEC 90/242 Brucellosis (sheep and goats)		SO	SO	SO	I	I	I	SO	NI	SO	SO	I	SO	E, F, EL, I, P : eradication plan to be submitted
DEC 90/424 Veterinary field expenditure	25/06/90													implementation not required
DIR 90/427 Zootechnical rules applicable to intra-Community trade of horses	1/07/91	NI	NI	NI	I	NI	NI	NI	I	NI	NI	NI	NI	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 90/428 Trade in equidae intended for competitions	1/07/91	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	
DIR 90/429 Animal health requirements applicable to intra-community trade in and imports of semen of the porcine species	31/12/91													
DEC 90/495 Eradication of infectious haemopoietic necrosis of salmonids in the Community (adopt. date : 24/09/90)		NI	I	NI	I	NI	I	I	NI	NI	NI	I	I	eradication plans to be submitted 3 months after adopt.dec.(adopt.date:24/09/90)
DIR 90/533 Placing in the market and use of plant protection products containing certain active substances	30/12/90	I	SO	I	IR	I	I	I	IR	I	IR	IR	I	impl. date section C,8 of the annex of the dir 79/117: 30/9/91 - P : part. impl.
DIR 90/667 Disposal and processing of animal waste	31/12/91													derogations for certain Länder of FRG until 31/12/92
DIR 91/132 Undesirable substances and products in animal nutrition	4/08/91	I	I	NI	I	NI	I	NI	NI	NI	I	I	I	this directive replaces the dir. 87/519/CS
REMOVAL OF PHYSICAL BARRIERS - Control of individuals -														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/331 Small consignments - exemption from VAT on the final importation of goods	1/01/89	I	I	I	I	I	I	IR	IR	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/663 Tax reliefs - small consignments of a non-commercial character	1/07/89	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/664 Sixth Directive on allowances in intra-community travel (Dir. 69/169)	1/07/89	I	I	I	I	I	I	I	I	I	I	I	I	derogatory measures: DK: 08/04/81; IRL: derogation until 31/12/91
DIR 89/604 Imports of personal property of individuals	1/07/90	I	I	I	I	I	I	I	IR	I	I	I	I	
DIR 91/191 Amendment of the directive 69/169 increasing tax paid allowances in intra-Com travel and derogation to DK and IRL	1/07/91	I	I	I	NI	I	I	I	NI	I	I	NI	I	08/04/91 implementation date for art. 1; 01/07/91 remainder
CCC CC Convention - Right of asylum														ratification necessary by the 31/12/92
REMOVAL OF TECHNICAL BARRIERS - Free movement of goods - New approach in technical harmonization and standards														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 87/404 Simple pressure vessels	1/07/90	I	I	IR	I	I	I	I	I	IR	IR	IR	IR	
DIR 88/182 Amendment to Directive 83/189. Information procedures, etc.	1/01/89	I	I	I	I	I	I	I	I	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/378 Safety of toys	1/01/90	I	I	I	I	I	I	I	I	IR	I	I	I	
DIR 89/336 Electromagnetic compatibility	1/07/91	NI	I	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	
DEC 90/683 Modules for various phases of conformity assessm. procedures intended to be used in the technical harmonisation directives														implementation not required

REMOVAL OF TECHNICAL BARRIERS
- Free movement of goods -
Motor vehicles

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 87/358 Type approval of motor vehicles and their trailers (Modif. Dir. 70/156)	1/10/89	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/436 Diesel particulates	1/10/88	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/76 Gaseous emissions : passenger cars	1/07/88	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/77 Gaseous emissions : commercial vehicles	1/07/88	I	I	I	I	I	I	I	I	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/235 Motorcycle replacement exhaust systems	1/10/89	I	I	I	IR	I	I	I	I	I	I	I	I	
DIR 89/297 Motor vehicles - lateral protection	30/10/89	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 89/458 European standards on limit values for vehicles below 1400 cc	1/01/90	I	NI	NI	I	I	I	NI	I	NI	I	I	NI	D, DK, IRL, L, UK : partial implementation
REMOVAL OF TECHNICAL BARRIERS - Free movement of goods - Tractors and agricultural machines														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 87/402 Rollover protection structures	25/06/89	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 88/297 Modification of framework Directive 74/150	31/12/88	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 89/173 Implementation of Dir. 74/150, weight dimensions, etc.	31/12/89	I	I	I	I	I	I	I	I	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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REMOVAL OF TECHNICAL BARRIERS - Free movement of goods - Food law
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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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REG 1576/89 Spirit drinks	15/12/89	NI	NI	NI	I	NI	I	NI	NI	NI	NI	I	I	
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DIR 85/572 Simulants (plastic materials and articles intended to come into contact with foodstuffs)	1/01/91	IR	IR	IR	I	IR	I	I	IR	I	I	I	IR	01/01/91 free movement clause; 01/01/93 full application
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DIR 85/573 Coffee and chicory extracts	1/01/88	I	I	I	I	I	I	I	I	I	I	I	I	01/01/87 free movement clause; 01/01/88 full application
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DIR 85/585 Preservatives (modification)	31/12/86	I	I	I	I	I	I	I	I	I	I	I	I	
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DIR 85/591 Sampling and methods of analysis	22/12/87	I	I	I	I	I	I	I	I	I	I	I	I	
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DIR 86/102 Emulsifiers (modification)	26/03/88	I	I	I	I	I	I	I	I	I	I	I	I	
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DIR 86/197 Obligation to indicate ingredients and alcoholic strength	1/03/89	I	I	I	I	I	I	I	I	I	I	IR	I	01/05/88 free movement clause; 01/05/89 full application
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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/344 Extraction solvents used in the production of foodstuffs	12/06/91	NI	I	NI	I	I	I	NI	NI	NI	NI	NI	NI	I : partial implementation
DIR 88/388 Flavourings	22/06/91	I	I	I	I	I	I	IR	IR	I	I	I	I	22/06/90 free movement clause, 22/06/91 full application
DIR 88/593 Jams	1/01/91	I	I	IR	I	I	I	IR	I	I	IR	IR	I	31.12.89 free movement clause; 01/01/91 full application
DIR 89/107 Food additives in foodstuffs	28/12/91	I	I	IR	I	I	I	IR	IR	IR	IR	I	IR	28/12/90 free movement clause; 28/12/91 full application
DIR 89/108 Frozen foods	28/12/91	I	I	IR	I	I	IR	IR	IR	I	I	I	I	10/07/90 free movement clause; 28/12/91 full application
DIR 89/109 Materials in contact within foodstuffs	10/07/90	IR	I	IR	I	I	IR	I	IR	I	I	I	I	10/07/90 free movement clause; 10/01/92 full application - P: partial implement.
DIR 89/394 Fruit juices	14/06/91	I	I	I	I	IR	I	IR	I	I	IR	I	I	14/06/90: free movement clause; 14/06/91: full application
DIR 89/395 Labelling, presentation and advertising of foodstuffs for sale to the ultimate consumer	20/12/90	I	I	IR	I	IR	I	I	IR	IR	IR	IR	I	20/12/90 free movement clause; 20/06/92 full application

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/397 Official control of foodstuffs	20/06/90	I	I	NI	IR	IR	I	IR	IR	IR	IR	IR	I	D : partial implementation
DIR 89/398 Food for particular nutritional uses	16/05/91	I	I	IR	I	IR	I	IR	IR	I	NI	I	NI	UK, M : partial implementation - 16/05/90 free movement clause

REMOVAL OF TECHNICAL BARRIERS
- Free movement of goods -
Pharmaceuticals and high-technology medicines

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REC 87/176 Tests relating to placing on the market of medical specialities														implementation not required
DIR 87/19 Amendment to Dir. 73/318 - testing of medical specialities	1/07/87	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 87/21 Amendment to Dir. 65/65 concerning medical specialities	1/07/87	I	I	I	D	I	I	I	I	I	I	I	I	EL : derogation until 01/01/92
DIR 87/22 Placing on the market of high-technology medicinal products including those derived from biotechnology	1/07/87	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 87/20 Amendment to Dir. 81/852 on veterinary medicinal products	1/07/87	I	I	I	I	I	I	I	IR	I	I	I	I	

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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/105 Price transparency in the prices of medicines & social security refunds	31/12/89	I	I	I	I	I	I	I	I	I	I	I	I	
REMOVAL OF TECHNICAL BARRIERS - Free movement of goods - Chemical products														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 85/467 PCB's (polychlorinated biphenyls)	30/06/86	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 85/610 Asbestos	31/12/87	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 86/94 Non-ionic detergents	31/12/89	I	I	I	I	I	I	I	IR	I	I	I	I	
DIR 88/183 Liquid fertilisers	25/03/89	I	I	I	I	I	I	I	I	IR	I	I	I	
DIR 88/379 Classification, packaging and labelling of dangerous preparations	8/06/91	NI	I	NI	I	NI	I	NI	NI	NI	NI	NI	NI	
DIR 89/284 Calcium, magnésium, sodium, sulphur content of fertilisers	16/04/90	I	I	I	I	I	I	I	IR	IR	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/530 Trace elements contained in fertilizers	18/03/91	I	I	I	I	I	I	I	IR	IR	I	I	I	

REMOVAL OF TECHNICAL BARRIERS
- Free movement of goods -
Construction and construction products

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 87/405 Tower cranes : permissible sound levels	25/06/89	I	I	I	I	I	I	I	I	I	I	I	I	

DIR 89/106 Construction products	27/06/91	NI	I	I	NI	NI	NI	NI	NI	NI	NI	NI	I	
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REMOVAL OF TECHNICAL BARRIERS
- Free movement of goods -
Other items

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 86/217 Tyre pressure gauge	30/11/87	I	I	I	I	I	I	I	I	I	I	I	I	

DIR 86/594 Household appliances - airborne noise	3/12/89		I	I	I	I	I	I		I		I	I	implementation not required
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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 86/662 Hydraulic diggers (noise)	24/12/88	I	I	I	I	I	I	I	IR	IR	I	I	I	
REC 86/666 Protection of hotels against fire			I	I		I	I	I			I	I	I	implementation non required
DIR 87/357 Products which, appearing to be other than they are, endanger the health or safety of consumers	30/06/90	I	I	I	I	I	I	I	IR	I	I	I	I	F : partial implementation
DIR 88/180 Permissible sound power level of lawn mowers	1/07/91	NI	I	NI	I	NI	I	I	I	I	I	I	NI	
DIR 88/181 Permissible sound power level of lawn mowers	1/07/91	NI	I	NI	I	I	NI	I	I	I	I	I	NI	
DIR 88/314 Indication of prices of non-foodstuffs	7/06/90	I	I	I	I	IR	I	IR	IR	I	IR	I	I	
DIR 88/315 Indication of prices of foodstuffs	7/06/90	I	I	I	I	IR	I	IR	IR	I	IR	I	I	
DIR 88/320 Good laboratory practices : non clinical testing of chemicals	1/01/89	I	I	I	I	IR	I	I	IR	I	I	NI	I	P : partial implementation

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/667 Cosmetics	31/12/89	I	I	I	I	I	I	I	I	I	IR	I	I	

REMOVAL OF TECHNICAL BARRIERS
- Public procurement -

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/295 Public supply contracts (amendment to Dirs 77/62 & 80/767)	1/01/89	IR	I	I	D	D	I	I	IR	I	IR	D	I	E, EL & P: derogation to 01/03/92
DIR 89/440 Coordination of procedures for the award of public work contracts	19/07/90	I	I	I	D	D	I	I	IR	IR	IR	D	I	E, EL, P: derogation until 1/3/92; P, E: partial implementation
DIR 89/665 Application of review procedures to the award of public supply and public works contracts	21/12/91	I	I			I					I			

REMOVAL OF TECHNICAL BARRIERS
- Labour and the professions -

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 85/368 Comparability of vocational training qualifications														implementation not required

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 85/432 Coordination of provisions in the field of pharmacy	1/10/87	IR	I	I	I	I	I	I	IR	SO	I	I	I	
DIR 85/433 Mutual recognition of diplomas in pharmacy	1/10/87	IR	I	I	I	I	I	I	I	I	I	I	I	
DEC 85/434 Creation of an advisory committee on pharmaceutical training														implementation non required
DEC 86/365 COMETT														implementation not required
DIR 86/457 Specific training in general medical practice	1/01/90	I	I	IR	I	I	I	I	I	SO	I	I	I	Implementation date : see art. 7. - D: partial implementation
DIR 86/653 Independent commercial agents	1/01/90	IR	I	I	I	IR	I	D	I	IR	I	I	D	UK, IRL : derogation until 01/01/94.
DIR 89/48 General system for the recognition of higher-education diplomas	1/01/91	IR	I	NI	IR	I	NI	I	IR	IR	IR	I	I	D, F : partial implementation
REMOVAL OF TECHNICAL BARRIERS - Common market for services - Banks														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 86/635 Bank accounts	31/12/90	IR	I	IR	IR	I	I	IR	IR	IR	IR	I	I	D : partial implementation
DIR 89/117 Obligations of credit institutions and financial institutions regarding the publication of annual accounting documents	1/01/91	NI	I	NI	NI	I	I	NI	NI	NI	NI	NI	NI	D, P: partial implementation
DIR 89/299 Own funds - banks	1/01/91	NI	I	NI	IR	IR	I	I	IR	IR	I	I	IR	E, I, B, UK: partial implementation
DIR 89/647 Solvency ratio for credit institutions	1/01/91	NI	I	NI	IR	IR	I	I	IR	IR	I	I	NI	E, I, B, UK: partial implementation
REC 90/109 Transparency of banking conditions for financial cross - border transactions														implementation not required
REC C 87/62 Control of large exposures							I						I	implementation not required
REC C 87/63 Guarantee system - deposits within Community							I						I	implementation not required
REMOVAL OF TECHNICAL BARRIERS - Common market for services - Insurance														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 87/343 Freedom provide life insurance	1/07/90	I	I	I	I	I	I	I	IR	IR	I	I	I	
DIR 87/344 Legal costs insurance	1/07/90	I	I	I	I	I	I	I	IR	IR	I	I	I	
DIR 88/357 Non-life insurance	29/06/90	I	I	I	IR	I	I	I	IR	IR	I	I	I	

REMOVAL OF TECHNICAL BARRIERS
- Common market for services -
Transactions in securities

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 85/611 Transactions in securities collective investment undertakings for transferable securities (dir.88/220 amendment)	1/10/89	I	I	I	D	I	I	I	IR	I	I	I	I	EL and P: derogation until 01/04/92
DIR 88/627 Information to be published when a major holding in a listed company is acquired or disposed of	1/01/91	I	I	IR	IR	I	I	I	IR	IR	NI	I	IR	
DIR 89/298 Drawing-up, scrutiny and distribution of the prospectus to be published when transferable securities are offered to the public	17/06/91	NI	I	I	NI	I	NI	NI	NI	I	I	I	I	B : partial implementation
DIR 90/211 Mutual recognition of public-offer prospectuses as stock-exchange listing particulars	17/04/91	I	I	I	NI	NI	NI	NI	NI	I	I	NI	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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REMOVAL OF TECHNICAL BARRIERS
- Common market for services -
Transport

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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REG 1841/88 Road transport - Community quota	1/07/88													directly applicable
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REG 2342/90 Air transport: air fares and passenger capacity	11/11/90													directly applicable
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REG 2343/90 Passengers capacity, access for air carriers	1/11/90													directly applicable
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REG 3975/87 Application of competition rules to air transport	1/01/88	NI	I	I	I	NI	NI	NI	NI	NI	NI	I	I	Art. 11.6 : obligation to assist the Commission services
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REG 4055/86 Maritime transport	1/01/87													directly applicable
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REG 4056/86 Maritime transport	1/07/87	NI	I	I	I	NI	NI	NI	NI	NI	I	I	I	Art. 18.6 : obligation to assist the Commission services
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REG 4057/86 Maritime transport	1/07/87													directly applicable
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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 4058/86 Maritime transport	1/07/87													directly applicable
REG 4059/89 Road transport of goods	1/07/90	I	I	I	I	I	I	I	I	I	I	I	I	
<div style="border: 1px solid black; padding: 5px; width: fit-content;"> REMOVAL OF TECHNICAL BARRIERS - Common market for services - New technologies and services </div>														
Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REC 87/371 Pan European mobile telephones														gradual implementation from end 1987; Member States to report to the Commission
DIR 87/372 Pan European mobile telephones	25/12/88	I	I	I	I	I	I	I	I	I	I	I	I	
REC 87/598 European code of conduct relating to electronic payment														implementation not required (this measure is addressed to enterprises)
DEC 88/524 Development of information services market	26/07/88													implementation not required
DIR 89/552 Pursuit of television broadcasting activities	3/10/91	NI	NI	NI	NI	NI	NI	NI	I	I	NI	I	I	IRL: partial implementation

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 90/387 Implementation of an open network provision	1/01/91	I	I	I	IR	I	I	IR	IR	I	I	I	I	

REMOVAL OF TECHNICAL BARRIERS
- Capital movements -

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 88/361 Liberalisation of capital movements	1/07/90	I	I	I	NI	I	I	I	I	I	I	NI	I	EL,IRL,P: derogation for certain transactions until 31/12/92 - P: partial impl.

REMOVAL OF TECHNICAL BARRIERS
- Industrial cooperation -
Company law

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 2137/85 European Economic Interest Grouping	1/07/89	I	I	I	IR	I	I	I	I	I	I	I	I	

REMOVAL OF TECHNICAL BARRIERS
- Industrial cooperation -
Intellectual and industrial property

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 87/54 Legal protection of micro circuits	7/11/87	I	I	I	I	I	I	I	I	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/104 Marks	28/12/91		I			I	I							
BBB BB Convention - Community patent (76/76/CEE)														ratification necessary by 31/12/91

REMOVAL OF TECHNICAL BARRIERS
- Industrial cooperation -
Taxation

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
AAA AA Convention - Arbitration procedure relating to the elimination of double taxation (90/436/CEE)														ratification necessary by 01/01/92

REMOVAL OF FISCAL BARRIERS
- T.V.A. -

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 85/362 17th VAT Directive	1/01/86	I	I	I	I	I	I	I	I	I	I	I	I	
DIR 86/560 13th VAT Directive	1/01/88	I	I	I	I	I	I	I	I	I	I	I	I	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/465 18th VAT directive	1/01/90	I	I	I	I	I	I	I	I	I	I	I	I	

REMOVAL OF FISCAL BARRIERS
- Excise duties -

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 88/245 Rum in French DOMs & metropolitan France														implementation not required

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**LIST OF ACTS GIVING EFFECT
TO THE WHITE PAPER PROGRAMME**

N.B. | **I = Implementing measures notified**
| **NI = Not incorporated into national law**
| **IR = Infringement procedure underway**

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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Various controls

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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REG 1544/87 Framework measure: Reg 3690/86/CS; Detailed rules for the application of the framework regulation (TIR)(Reg COM)	1/07/87													Directly applicable
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REG 2793/86 Framework measure: Reg 1900/85/CS; Codes to be used in the focus laid down in framework regulations (DAU) (Reg COM)	1/01/88													Directly applicable
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Veterinary and phytosanitary controls

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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DIR 88/298 Framework measure: Dir 86/362/CS; Maximum levels for pesticide residues - fruits and vegetables (Dir CS)	1/01/89	I	I	I	I	I	I	I	I	I	I	I	I	
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DEC 88/397 Framework measure: Dir 85/511/CS; Measures against foot and mouth disease - methods of applic. of art. 6 (Dec COM)	13/07/88													Directly applicable
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DEC 89/159 Framework measure: Dir 85/397/CS; Heat-treated milk - microbiological standards to be applied by DK (Dec COM)	22/02/89													Directly applicable
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Measure	Impl. date.	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 89/165 Framework measure: Dir 85/397/CS; Heat-treated milk - microbiological standards to be applied by the UK (Dec COM)	23/02/89													Directly applicable
DEC 89/187 Framework measure: Dir 86/469/CS; Control of residues - powers and conditions for the Community laboratories (Dec CS)	10/03/89													Directly applicable
DEC 89/358 Framework measure: Dir 85/358/CS; Hormone growth promoters, measures for the application of art. 8 (Dec COM)	31/05/89													Directly applicable
DIR 89/365 Framework measure: Dir 86/355/CS; Placing on the market and use of plant protection products containing active substances (Dir CS)	31/12/89	I	NI	I	I	I	NI	I	NI	I	I	I	I	
DEC 89/577 Framework measure: Dec 86/649/CS; Financial measures for the eradication of African swine fever in Portugal (Dec CS)	27/10/89													Addressed to P
DIR 90/120 Framework measure: Dir 88/407/CS; Animal health requirements applicable to intra-Community trade in and imports of deep-frozen semen (Dir CS)	1/04/90	IR	I	I	I	I	I	IR	IR	IR	I	I	I	
DEC 90/254 Framework measure: Dir 89/361/CS; Criteria for approval of breeders' organisations and associations (Dec COM)	1/01/91													Directly applicable
DEC 90/255 Framework measure: Dir 89/361/CS; Criteria governing entry in flock-books for pure-bred breeding sheep and goats (Dec COM)	1/01/91													Directly applicable

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 90/256 Framework measure: Dir 89/361/CS; Methods for monitoring performance of the genetic value of pure-bred breeding sheep and goats (Dec COM)	1/01/91													Directly applicable
DEC 90/257 Framework measure: Dir 89/361/CS; Criteria for the acceptance for breeding purposes of pure-bred breeding sheep and goats (Dec COM)	1/01/91													Directly applicable
DEC 90/258 Framework measure: Dir 89/361/CS; Zootechnical certificates for pure-bred breeding sheep and goats (Dec COM)	1/01/91													Directly applicable
DEC 90/638 Framework measure: Dec 90/424/CS; Community criteria for the eradication and the monitoring of certain animal diseases (Dec CS)	3/12/90													Directly applicable
DIR 90/675 Framework measure: Dir 89/662/CS; Organization of veterinary checks on products entering the Community from Third countries (Dir CS)	31/12/91													
DEC 91/109 Framework measure: Dir 90/423/CS; Protection measures relating to a "new" pig disease (Dec COM)	1/03/91													Directly applicable
DEC 91/13 Framework measure: Dir 90/423/CS; Trade in animals not vaccinated against foot and mouth disease (Dec COM)	22/12/90													Directly applicable
DEC 91/133 Framework measure: Dec 90/424/CS; Expenditure in the veterinary field (Dec CS)	13/03/91													Directly applicable

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 91/174 Framework measure: Dir 90/425/CS; Organization of veterinary controls for products entering the Community from third countries (Dir CS)	31/12/91													
DEC 91/42 Framework measure: Dir 90/423/CS; Criteria to be applied when drawing up plans for the control of foot and mouth disease (Dec COM)	9/01/91													Directly applicable
DEC 91/52 Framework measure: Dir 90/425/CS; Protection measures relating to contagious bovine pleuropneumonia in Portugal (Dec COM)	25/01/91													Directly applicable
DEC 91/56 Framework measure: Dir 90/425/CS; Protection measures relating to contagious bovine pleuropneumonia in Italy (Dec COM)	30/01/91													Directly applicable

New approach in technical harmonization and standards

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 90/488 Framework measure: Dir 87/404/CS; Simple pressure vessels (amendment) (Dir CS)	1/07/91	NI	NI	NI	I	I	I	I	NI	NI	NI	NI	NI	

Food law

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 1014/90 Framework measure: Reg 1576/89/CS; Implementing rules on the presentation of spirit drinks (Reg COM)	1/04/90													Directly applicable
REG 1759/90 Framework measure: Reg 1576/89/CS; Transitional measures relating to spirituous beverages (Reg COM)	1/05/90													Directly applicable
REG 3207/90 Framework measure: Reg 1576/89/CS; Transitional measures relating to spirituous beverages (Reg COM)	3/10/90													Directly applicable
REG 3773/89 Framework measure: Reg 1576/89/CS; Transitional measures relating to spirituous beverages (Reg COM)	15/12/89													Directly applicable
DIR 90/128 Framework measure: Dir 89/109/CS; Plastic materials and articles intended to come into contact with foodstuffs (Dir COM)	31/12/90	IR	IR	IR	IR	IR	IR	IR	IR	I	I	IR	IR	
DIR 91/71 Framework measure: Dir 88/388/CS; Labelling rules applicable to flavourings (Dir COM)		NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	Implem. date: 30/06/92 free movement clause, 1/1/94 full application

Chemical products

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 89/178 Framework measure: Dir 88/379/CS; Adaptation to technical progress (Dangerous preparations) (Dir COM)	31/12/90	IR	I	I	I	IR	I	IR	IR	IR	IR	IR	IR	

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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DIR 90/35 Framework measure: Dir 88/379/CS; Definition of certain categories of preparations (Dir COM)	31/12/90	IR	I	IR	I	IR	I	IR	IR	IR	IR	IR	IR	
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DIR 90/492 Framework measure: Dir 88/379/CS; Technical progress adaptation (classification, packaging and labelling of dangerous preparations) (Dir COM)	1/06/91	NI	I	NI	NI	NI	I	NI	NI	NI	NI	NI	NI	
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DIR 91/155 Framework measure: Dir 88/379/CS; Detailed arrangements for the system of specific information relating to dangerous preparations (Dir COM)	8/06/91	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	NI	
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Other items

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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DIR 89/514 Framework measure: Dir 86/662/CS; Adaptation to technical progress (Dir COM)	1/01/90	I	I	I	I	I	I	I	IR	IR	I	I	IR	
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DIR 90/18 Framework measure: Dir 88/320/CS; Mechanisms of verification and inspection of laboratories (Dir COM)	1/07/90	I	NI	I	IR	I	NI	I	IR	I	NI	NI	I	
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Public procurement

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
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Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DEC 90/380 Framework measure: Dir 89/440/CS; List of organisms and categories of public law organisms (Dec COM)	19/07/90													Directly applicable

Labour and the professions

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
DIR 90/658 Framework measure: Dir 85/433/CS; Mutual recognition of diplomas in pharmacy - German unification (Dir CS)	1/07/91	IR	IR	I	I	IR	IR	IR	I	I	IR	IR	IR	

Transport

Measure	Impl. date	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK	Remarks
REG 1284/91 Framework measure: Reg 3975/87/CS; Procedure for the application of the rules of competition to undertaking in the air transport sector (Reg CS)	18/05/91													Directly applicable
REG 296/91 Framework measure: Reg 4059/89/CS; Conditions under which non-residents carriers may operate national road haulage services within a MS (Reg CS)	8/02/91													Directly applicable
REG 3573/90 Framework measure: Reg 4055/86/CS; Applic. of the principal of freedom to provide services to maritime transp. between MS, MS and 3rd countr. (Reg CS)	17/12/90													Directly applicable

**COURT OF JUSTICE DECISIONS NOT IMPLEMENTED
BY MEMBER STATES - PROCEDURES UNDERWAY ON
THE BASIS OF ARTICLE 171 OF THE TREATY**

MEMBER STATE	LEGAL BASE	SUBJECT OF INFRINGEMENT PROCEDURE
BELGIQUE	Dir. 82/891, 78/855 Case 46/88	Divisions and mergers of public limited liability companies
	Art. 7, 48, 128 of EEC Treaty - Reg. 1612/68 Case 42/87	Discrimination in public financing ; non-university higher education
	Dir. 82/714 Case 19/91	Technical specifications inland waterway vessels
DEUTSCHLAND	Art. 30 of EEC Treaty Case 76/86	Milk and dairy substitutes ¹
	Art. 30 of EEC Treaty Case 178/84	"Beer purity law" ¹
	Art. 30 of EEC Treaty Case 274/87	Difficulties in importing paté ¹
	Dir. 69/169 Case 325/82	Butter ships - fiscal aspects
ELLAS	Art. 52, 59 of EEC Treaty Case 328/90	- Nationality requirements for access to the certain professions : engineers, agronomists - Nationality requirements for the establishment of language schools
	Art. 30 of EEC Treaty Case 176/84	Rules requiring beer to be malt-based ¹

¹ Measures notified ; conformity control underway

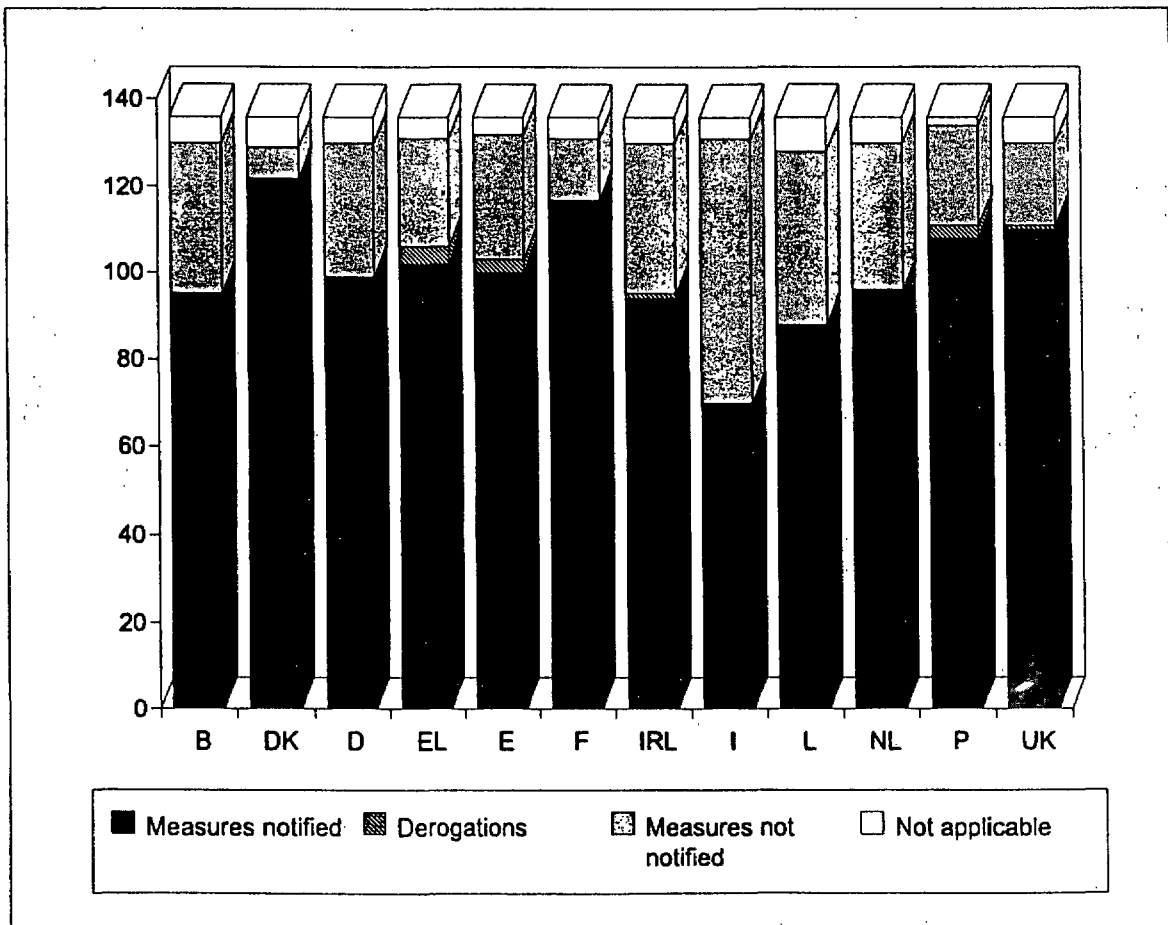
MEMBER STATE	LEGAL BASE	SUBJECT OF INFRINGEMENT PROCEDURE
ITALIA	Dir. 77/388 Case 3/86	Flat-rate reimbursement to farmers
	Dir. 79/109 Case 116/86	Brucellosis
	Dir. 82/243 Dir. 82/242 Case 309/86	Anionic surfactants Non-ionic surfactants
	Reg. 1035/72, 2638/69, 2150/80 - Case 69/86	Quality standards for fruits and vegetables
	Dir. 80/219 Case 364/85	Tuberculosis
	Dir. 80/1098 Case 364/85	Vesicular disease in pigs and swine fever
	Dir. 80/1099 Case 386/85	Vesicular disease in pigs and swine fever
	Dir. 83/91 Case 324/87	Fresh meat
	Dir. 83/181 Case 262/91	Tax allowances on final import of personal property
	Dir. 83/182 Case 262/91	Exemption from VAT on final import of certain goods
	Dir. 82/470 Case 310/86	Transport agents
	Dir. 77/388 Case 101/91	Taxation ; indirect duties
	Dir. 74/562 Case 160/85	Admission to the occupation of road passengers transport operator

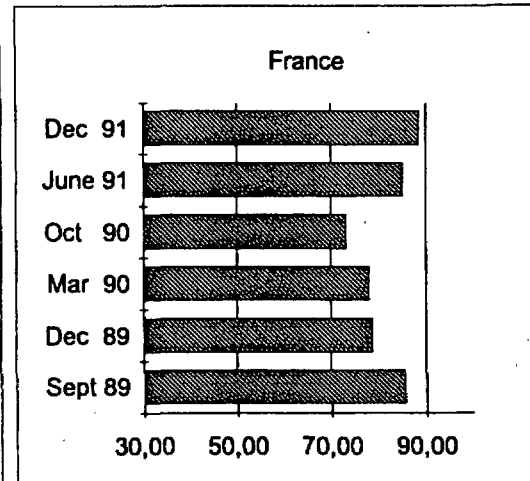
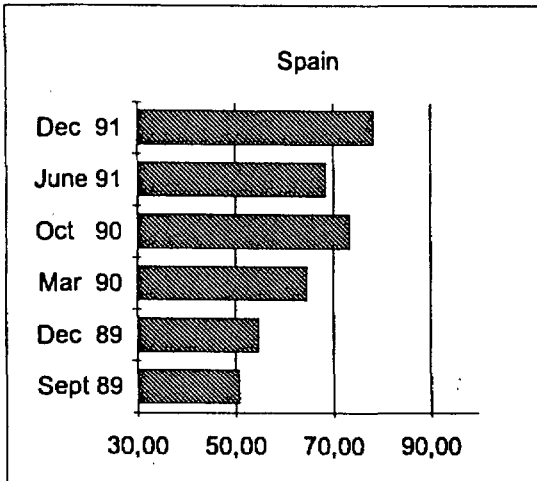
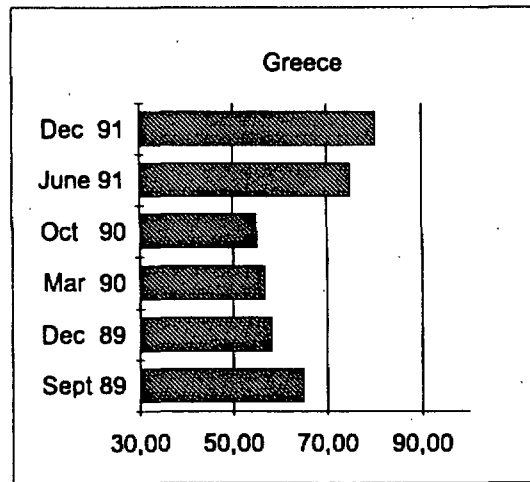
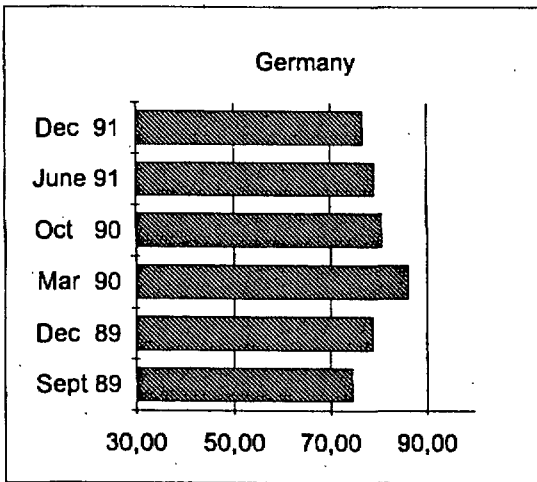
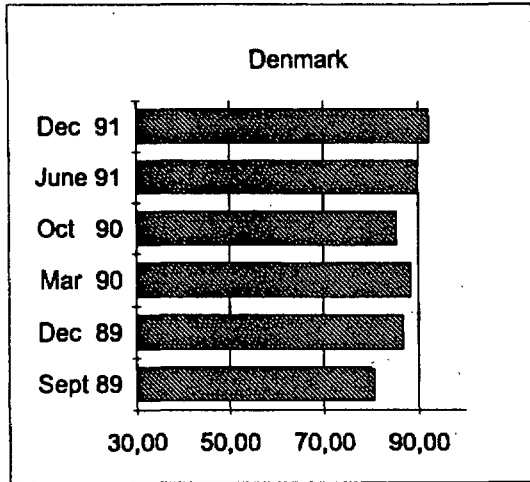
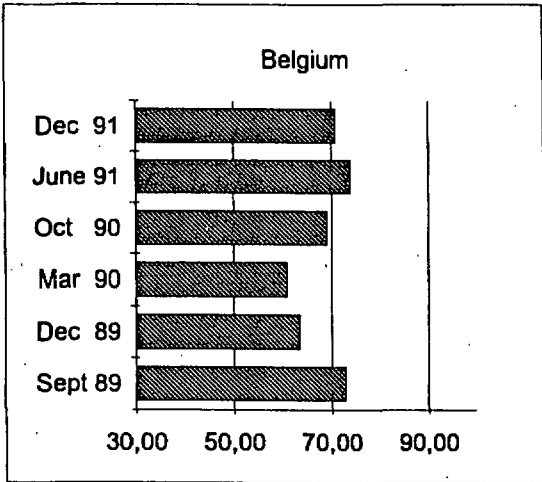
STATE OF IMPLEMENTATION OF THE WHITE PAPER MEASURES

Breakdown of Situation by Member State
(Situation at 10/12/91)

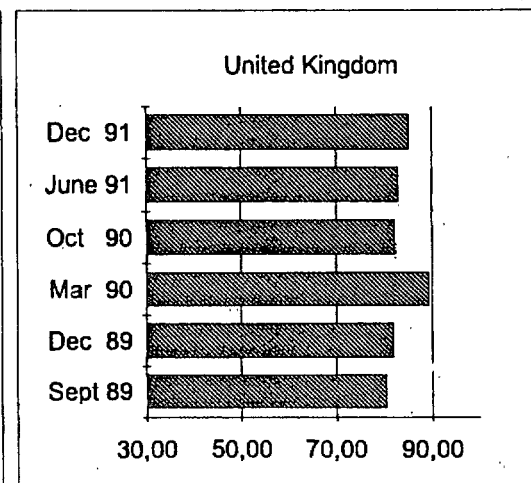
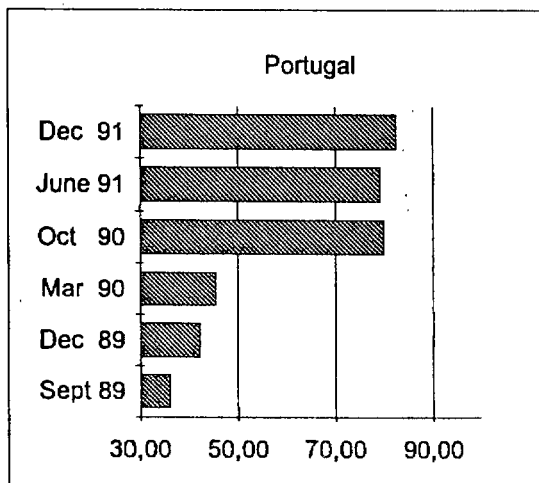
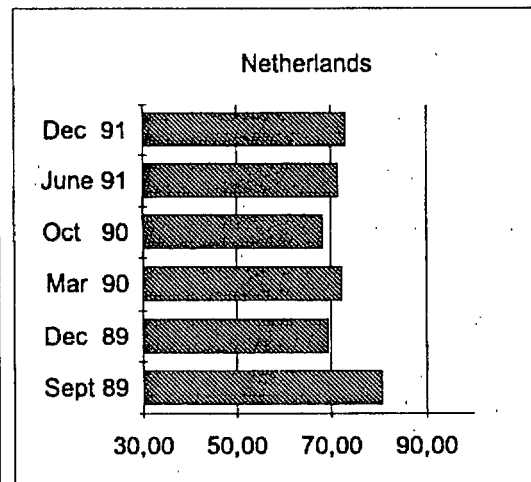
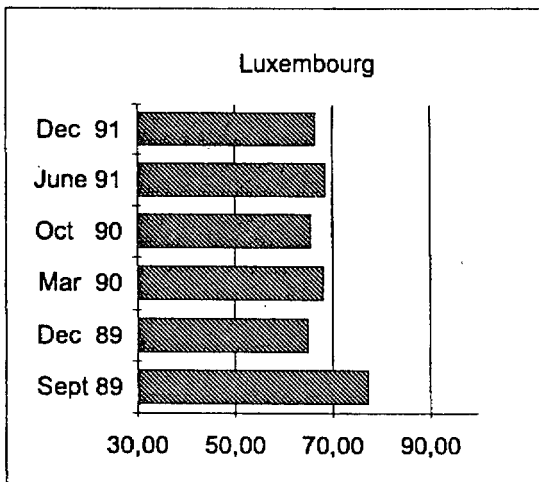
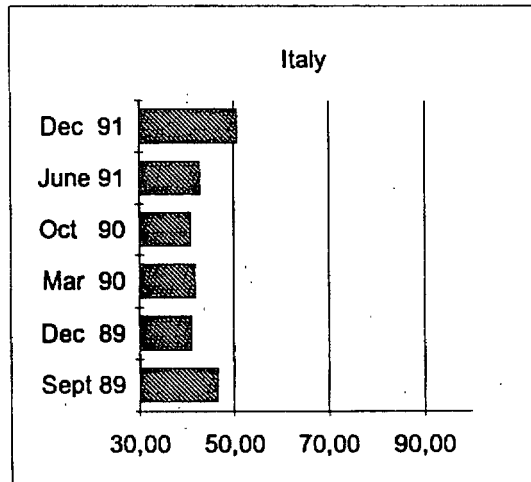
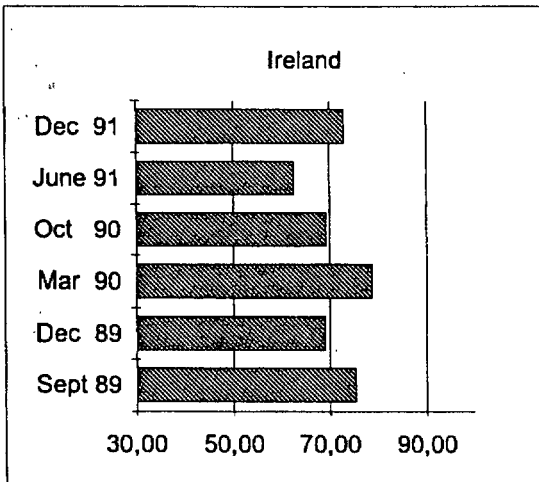
	Measures notified	Derogations	Measures not notified	Not applicable
B	95	0	35	6
DK	122	0	7	7
D	99	0	31	6
EL	102	4	25	5
E	100	3	29	4
F	117	0	14	5
IRL	94	1	35	6
I	70	0	61	5
L	88	0	40	8
NL	96	0	34	6
P	108	3	23	2
UK	110	1	19	6

173 measures in force / 136 requiring national implementing measures





Tables established on the basis of data in the preceding reports of the Commission



Tables established on the basis of data in the preceding reports of the Commission

STATE OF RATIFICATION OF THE INTERGOVERNMENTAL CONVENTIONS

key : S = signed ; R = ratified ; N = neither signed nor ratified ; X = not applicable

	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK
1. Legal competences and implementation of decisions in civil and commercial matters [72/454/EEC] (27 September 1968)	R	X	R	X	X	R	X	R	R	R	X	X
- Competence of the Court of Justice [71/603/EEC] (Protocol of 3 June 1971)	R	R	R	X	X	R	R	R	R	R	X	R
- Accession of Denmark, Ireland and United Kingdom [78/884/EEC] (9 October 1978)	R	R	R	X	X	R	R	R	R	R	X	R
- Accession of Greece [82/972/EEC] (25 October 1982)	R	R	R	R	X	R	R	R	R	R	X	N
- Accession of Spain and Portugal [89/535/EEC]	S	S	S	S	S	R	S	R	R	R	N	R
2. Law applicable to contractual obligations [80/934/EEC] (19 June 1980)	R	R	R	X	X	R	R	R	R	R	X	R
- Accession of Greece [84/297/EEC] (10 April 1984)	R	R	R	R	X	R	R	R	R	R	X	R
- Competence of the Court of Justice (1st Protocol of 19 June 1980) [89/128/EEC]	S	S	S	S	X	S	S	S	S	R	X	R
- Competence of the Court of Justice (2d Protocol of 19 June 1980) [89/129/EEC]	S	S	S	S	X	S	R	S	S	R	X	R
3. Protection of persons with respect to the computerised processing of data of a personal nature [81/679/EEC] (28 January 1981)	S	R	R	S	R	R	R	S	R	S	S	R
4. Recovery of food credit	S	S	S	S	N	N	S	S	S	R	S	S
5. Abolition of legalization of measures	S	R	S	N	N	S	N	R	S	R	S	N
6. Right of Asylum (June 1980)	S	R	S	S	S	S	S	S	S	S	S	S

	B	DK	D	EL	E	F	IRL	I	L	NL	P	UK
7. Community patent [76/76/EEC] (December 1989)	S	S	S	S	S	S	S	S	S	S	S	S
8. Arbitration procedure concerning the elimination of double taxation [90/436/EEC] (23 July 1990)	S	S	S	S	S	S	S	S	S	S	S	S
9. Transmission of authority for prosecution	S	S	N	S	S	S	N	S	N	N	S	N
10. Transfer of sentenced persons	R	R	N	R	S	S	S	R	S	S	S	S
11. "NE BIS in Idem"	S	R	N	N	N	S	N	R	S	S	S	S
12. Transmission of requests for extradition	S	S	N	S	S	S	N	S	S	S	S	S