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EUROPEAN PARLIAMENT

SESSION DOCUMENTS

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A3-0261/90

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R E P O R T

of the Political Affairs Committee

on the Commission proposal to the Council concerning a
 proposal for a regulation amending Regulation (EEC)
 No. 2340/90 of 8 August 1990 on Iraq and Kuwait
 (COM(90) 0439 final - C3-0312/90)

Rapporteur: Mr Peter D. CRAMPTON

DOC_EN\RR\98028

PE 144.479/fin.

Or.Fr.

A Series: Reports - B Series: Motions for Resolutions, Oral Questions - C Series: Documents received from other Institutions (e.g. Consultations)

*	= Consultation procedure requiring a single reading
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**II	= Cooperation procedure (second reading) which requires the votes of a majority of the current Members of Parliament for rejection or amendment
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**I	= Cooperation procedure (first reading)
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***	= Parliamentary assent which requires the votes of a majority of the current Members of Parliament
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CONTENTS

	<u>Page</u>
Procedural page	3
Amendments to the Commission proposal	4
DRAFT LEGISLATIVE RESOLUTION	5
Opinion of the Committee on External Economic Relations	6
Opinion of the Committee on Development and Cooperation	8

By letter of 4 October 1990 the Council consulted the European Parliament on the proposal from the Commission to the Council concerning a proposal for a regulation amending Council Regulation (EEC) No. 2340/90 of 8 August 1990 concerning Iraq and Kuwait.

At the sitting of 8 October 1990, the President of Parliament announced that he had referred this proposal to the Political Affairs Committee as the committee responsible and to the Committee on External Economic Relations and the Committee on Development and Cooperation for their opinions.

At its meeting of 15 October 1990 the committee appointed Mr Crampton rapporteur.

By letter of 16 October 1990 the committee, pursuant to Rule 36(3) of the Rules of Procedure, asked the President of the European Parliament to consult the Committee on Legal Affairs and Citizens' Rights on the legal basis proposed.

At its meetings of 15 October 1990 and 24 October 1990 it considered the Commission proposal and draft report.

At the latter meeting it adopted the draft legislative resolution unanimously.

The following took part in the vote: Gorias, chairman; Crampton, vice-chairman and rapporteur; Defraigne, vice-chairman; Balfe, Bertens (for Capucho), Coates, Jepsen, Lacaze, Langer, Lenz, Newton Dunn, Nianias (for Lalor), Pasmazoglou, Planas, Poettering, Van Putten (for Dury), Verde I Aldea and White.

The explanatory statement will be presented orally in plenary sitting.

The opinions of the Committee on External Economic Relations and the Committee on Development and Cooperation are attached.

The opinion of the Committee on Legal Affairs and Citizens' Rights will be presented orally in plenary sitting.

The report was tabled on 25 October 1990.

The deadline for tabling amendments will appear in the draft agenda for the part-session at which the report is to be considered.

Proposal for a Council regulation
amending Regulation (EEC) No. 2340/90 of 8 August 1990
on Iraq and Kuwait

Commission text

Amendments

(Amendment No. 1)

First citation

Having regard to the Treaty
establishing the European Economic
Community, and in particular Article
113 thereof,

Having regard to the Treaty
establishing the European Economic
Community, and in particular
Articles 113 and 235 thereof,

¹ Full text: COM(90) 0439 final - OJ No. C

DRAFT LEGISLATIVE RESOLUTION

embodying the opinion of the European Parliament on the Commission proposal to the Council concerning a proposal for a regulation amending Regulation (EEC) No. 2340/90 of 8 August 1990 on Iraq and Kuwait.

The European Parliament,

- having regard to the Commission proposal to the Council (COM(90) 0439 final),¹
 - having been consulted by the Council (C3-0312/90),
 - having regard to the report of the Political Affairs Committee and the opinions of the Committee on External Economic Relations, the Committee on Development and Cooperation and the Committee on Legal Affairs and Citizens' Rights (A3-0261/90),
1. Approves the Commission proposal subject to Parliament's amendments and in accordance with the vote thereon;
 2. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
 3. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
 4. Instructs its President to forward this opinion to the Council and Commission.

¹ OJ No. C

OPINION

of the Committee on External Economic Relations

Letter from the Chairman of the committee to Mr GORIA, Chairman of the Political Affairs Committee

Brussels, 17 October 1990

Subject: Proposal for a Council Regulation (EEC) amending Council Regulation (EEC) No. 2340/90 of 8 August 1990 on Iraq and Kuwait
Doc. COM(90) 439 final - C3-312/90

Dear Mr Chairman,

At its meeting of 16 and 17 October 1990 the Committee on External Economic Relations considered the proposal for a Council regulation amending Council Regulation (EEC) No. 2340/90¹ of 8 August 1990 on Iraq and Kuwait.

On 8 August 1990 the Council decided to adopt a regulation forbidding all commercial transactions with Iraq and Kuwait, along with the services linked to such transactions, with the exception of the export of certain pharmaceutical products listed in the Annex to the regulation and of emergency food aid.

The aim of the new proposal for a Council regulation is to strengthen the embargo by extending it to non-financial services to take account of the worsening of the situation since the adoption of the above-mentioned regulation.

In the interest of Community nationals in Iraq and Kuwait an exception is proposed for postal and telecommunications services.

Furthermore, it is proposed to restrict the list of pharmaceutical products exempted from the embargo with a view to preventing use which is not strictly medical.

To ensure that such exports are effectively controlled, the Commission proposes a prior authorization system not only for pharmaceutical products but also for food products.

An exchange of information between the Member States and the Commission concerning food aid authorizations granted is also proposed.

¹OJ No. 213/90, 9.8.1990, p.1

The proposal for a regulation under discussion is in line with United Nations Security Council Resolution 661 on the provision of food aid and the measures aimed at protecting the legitimate interests of Kuwait.

In view of the crisis in this region and the need to take effective measures to find a peaceful solution as soon as possible, the Committee on External Economic Relations, while deploring that such measures are necessary, approves the proposal for a Council regulation which is in line with the Community's general policy vis-à-vis Iraq in the present context.

However, the Committee on External Economic Relations regrets that it was not designated the committee responsible for this proposal which was based on Article 113 of the Treaty and which, since it is clearly concerned with commercial policy, falls within its terms of reference.

Our committee has therefore decided to support the present proposal and instructed me to notify you in letter form.

Yours sincerely

(sgd) Willy DE CLERCQ

The following took part in the vote: De Clercq (chairman); Cano Pinto (vice-chairman); Benoit, Chabert, Ib Christensen (for Moretti), da Cunha Oliveira (for Miranda), Janssen van Raay (for Peijs), Magnani Nova, Melandri (for Aglietta), Rossetti, Sainjon, Sonneveld (for Lemmer), Titley, Tsimas, Visser (for Junker) pursuant to Rule 11(2).

OPINION

of the Committee on Development and Cooperation

Letter from the Chairman of the committee to Mr GORIA, Chairman of the Political Affairs Committee

Brussels, 17 October 1990

Subject: Proposal for a regulation amending Council Regulation (EEC) No. 2340/90 of 8 August 1990 on the embargo against Iraq and Kuwait
(COM(90) 439 final - C3-0312/90)

Dear Mr Gorla,

At its meeting of 17 October 1990 the Committee on Development and Cooperation considered the above subject.

Since the objective of this regulation is partly to strengthen the international embargo adopted by the United Nations and partly to allow the delivery of medicinal products and food under certain conditions on humanitarian grounds, the Committee on Development and Cooperation can only express its support.

However, it should be noted that food aid will be delivered as part of emergency aid operations. The 1990 budget appropriations earmarked for emergency aid have already been used up, and the appropriations proposed for 1991 may well prove insufficient. Under these circumstances, it will be necessary to revise the financial perspective in order to release adequate funds for emergency aid.

Yours sincerely,

(sgd) Henri SABY

The following took part in the vote: Saby, chairman; Bindi, Aulas and Belo, vice-chairmen; Arbeloa Muru (for Péry), Daly, Lomas, McGowan, Morris, Perschau, Pons Grau, Schmidbauer, Simons, Telkämper, van Hemeldonck and Verhagen.