

EUROPEAN PARLIAMENT



session documents

ENGLISH EDITION

30 March 1994

A3-0199/94

RECOMMENDATION FOR SECOND READING

on the common positions of the Council

**** II**

on the proposal for a Council regulation on financial and technical cooperation with the Occupied Territories
(C3-0104/94 - 94/0002 (SYN))

**** II**

on the proposal for a Council regulation on financial and technical cooperation with the Occupied Territories and amending Council Regulation (EEC) No. 1763/92 concerning financial cooperation in respect of all Mediterranean non-member countries
(C3-0105/94 - 94/0003 (SYN))

Committee on Development and Cooperation

Rapporteur: Mrs Ursula Braun-Moser

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PE 208.138/fin.
DE - Or. EN

- * Consultation procedure
simple majority
- **I Cooperation procedure (first reading)
simple majority
- **II Cooperation procedure (second reading)
simple majority to approve the common position
absolute majority of Parliament's component Members to reject or amend the common position
- *** Assent procedure
absolute majority of Parliament's component Members to give assent
except for simple majority under Articles 8a, 105, 106, 130d and 228 EC

- ***I Codecision procedure (first reading)
simple majority
- ***II Codecision procedure (second reading)
simple majority to approve the common position
absolute majority of Parliament's component Members either to adopt a declaration of intent to reject the common position, or to amend or confirm the rejection of the common position
- ***III Codecision procedure (third reading)
simple majority to approve the joint text
absolute majority of Parliament's component Members to reject the Council text

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C O N T E N T S

	<u>Page</u>
Procedural page	3
A.I. DRAFT DECISION	4
II. DRAFT DECISION	6
B. EXPLANATORY STATEMENT	7

At the sitting of 11 February 1994 Parliament delivered its opinion at first reading of the proposal for a Council Regulation on financial and technical cooperation with the Occupied Territories and on the proposal for a Council Regulation on financial and technical cooperation with the Occupied Territories and amending Council Regulation (EEC) No. 1763/92 concerning financial cooperation in respect of all Mediterranean non-member countries.

At the sitting of 10 March 1994, the President of Parliament announced that the common positions had been received and that he had referred them to the Committee on Development and Cooperation as the committee responsible and to the Committee on Foreign Affairs and Security, the Committee on Budgets and the Committee on External Economic Relations for their opinions.

At its meeting of 8 February 1994 the Committee on Development and Cooperation had appointed Mrs Braun-Moser rapporteur.

At its meeting of 17 March 1994 the Committee considered the common positions as well as the draft recommendations for a second reading.

During its meeting of 29 March 1994 the committee adopted the draft decisions unanimously.

The following were present for the vote: Saby, chairman; Cassanmagnago Cerretti, acting rapporteur; Cayet, Chiabrande, Ewing, Gutiérrez Díaz (for Pannella), Kellett-Bowman, Langer (for Telkämper), Miranda de Lage (for Bird), Pons Grau, Quistorp (for Tazdaït) and Raftopoulos (for Kostopoulos).

The recommendations for a second reading were tabled on 30 March 1994.

The deadline for tabling amendments to the common positions or to reject the proposals will appear on the draft agenda for the part-session concerned.

A.I.
DRAFT DECISION

Decision on the common position of the Council on the proposal for a Council Regulation on financial and technical cooperation with the Occupied Territories (C3-0104/94 - 94/0002 (SYN)).

(Cooperation procedure: second reading)

The European Parliament,

- having regard to the common position of the Council (C3-0104/94 - 94/0002 (SYN)),
- having regard to the opinion¹ at first reading on the proposal from the Commission to the Council (COM(93) 0719)²,
- having been consulted by the Council pursuant to Article 189c of the EC Treaty,
- having regard to Rule 67 of its Rules of Procedure,
- having regard to the recommendation for second reading of the Committee on Development and Cooperation (A3-0199/94),

1. Amends the common position as follows:

2. Instructs its President to forward this decision to the Council and Commission.

Common position of the Council

Parliament's Amendments

(Amendment 1)
Article 5(1)

1. The Commission shall be assisted by the Med Committee set up under Article 6 of Council Regulation (EEC) No. 1762/92 of 29 June 1992 on the implementation of the protocols on financial and technical cooperation concluded by the Community with Mediterranean non-member countries.

1. The Commission shall be responsible for managing the measures to be implemented and utilizing the appropriations decided on by the budget authority. It shall be assisted by the MED Committee set up under Article 6 of Council Regulation (EEC) No. 1762/92 of 29 June 1992 on the implementation of the protocols on financial and technical cooperation concluded by the Community with Mediterranean non-member countries.

¹ Minutes of 11.2.1994, Part II, p.26

² OJ No. C 24, 28.1.1994, p.9

Common position of the Council

Parliament's Amendments

(Amendment 1)
Article 5(1)

The costs of participation by representatives of Member States in the Committee shall be repaid to the Community.

(Amendment 2)
Article 5(3)

(a) The Commission shall adopt the measures envisaged if they are in accordance with the Opinion of the Committee;

(a) The Commission shall adopt the measures envisaged immediately if they are in accordance with the opinion of the Committee;

(b) If the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall, without delay, send the Council a proposal on the measures to be taken. The Council shall act by a qualified majority.

(b) If the measures envisaged are not in accordance with the opinion of the Committee, or if no opinion is delivered, the Commission shall, without delay, send the Council a proposal on the measures to be taken. The Council shall act by a qualified majority.

If within three months from the date on which the matter was referred to the Council, the Council has not acted, the proposed measures shall be adopted by the Commission.

If within one month from the date on which the matter was referred to the Council, the Council has not acted the proposed measures shall be adopted by the Commission.

II.
DRAFT DECISION

Decision on the common position of the Council on the Proposal for a Council Regulation on financial and technical cooperation with the Occupied Territories and amending Council Regulation (EEC) No. 1763/92 concerning financial cooperation in respect of all Mediterranean non-member countries (C3-0105/94 - 94/0003 (SYN)).

(Cooperation procedure: second reading)

The European Parliament,

- having regard to the common position of the Council (C3-0105/94 - 94/0003 (SYN)),
 - having regard to the opinion¹ at first reading on the proposal from the Commission (COM(93) 0719)²,
 - having been consulted by the Council pursuant to Article 189c of the EC Treaty,
 - having regard to Rule 67 of the Rules of Procedure,
 - having regard to the recommendation for second reading of the Committee on Development and Cooperation (A3-0199/94),
1. Approves the common position;
 2. Instructs its President to forward this decision to the Council and Commission

¹ Minutes of 11.2.1994, Part II, p. 27

² OJ No. C 24, 28.1.1994, p. 11

B.

EXPLANATORY STATEMENT

With regard to the proposal on financial and technical cooperation with the Occupied Territories (C3-0104/94 - 94/0002 (SYN)), the European Parliament in the first reading in February 1994 proposed four amendments to the Commission's text. Two of these have been incorporated in the common position. The remaining two (the former amendments 2 and 3) have not been accepted by Council. These concern commitology.

The Committee on Development and Cooperation is accordingly retabling these two amendments, as the commitology provisions of the common position, as of the Commission's proposal, are unacceptable to Parliament.

With regard to the proposal for a Council Regulation amending Council Regulation (EEC) No. 1763/92 concerning financial cooperation in respect of all Mediterranean non-member countries (C3-0105/94 - 94/0003 (SYN)), Parliament in its first reading accepted the Commission's proposed text without amendment. It now accepts the common position.

