



EUROPEAN PARLIAMENT

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Committee on Economic and Monetary Affairs

2009/2169(INI)

3.6.2010

DRAFT OPINION

of the Committee on Economic and Monetary Affairs

for the Committee on Legal Affairs

on proposed interim measures for the freezing and disclosure of debtors' assets
in cross-border cases
(2009/2169(INI))

Rapporteur: Theodor Dumitru Stolojan

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SUGGESTIONS

The Committee on Economic and Monetary Affairs calls on the Committee on Legal Affairs, as the committee responsible, to incorporate the following suggestions in its motion for a resolution:

1. Welcomes the Committee on Legal Affairs' own-initiative report, as it addresses the problems raised by the increasing number of cross-border commercial litigations and the need for internal market coherence;
2. Points out that appropriate and prompt information on debtors' assets is vital for debt recovery, protection of creditors' interests and enforcement of the law; therefore calls on the Commission to step up action to harmonise information sources in the Member States, such as commercial registers;
3. Supports the implementation of interim or provisional measures which may settle debt recovery cases or disputes concerning this process before cases reach the courts, thus reducing the cost of debt recovery;
4. Suggests that standardised instruments for disclosure and freezing of debtors' assets in cross-border commercial litigations be introduced, as these instruments have been already accepted by the Member States for cases involving recovery of tax liabilities;
5. Insists that any interim or provisional measures and any other legally binding instruments for disclosure and/or freezing of debtors' assets should be communicated in electronic form;
6. Proposes that cooperation between enforcement authorities in the Member States be stepped up in order to speed up debt recovery;
7. Calls on the Commission to speed up the legislative initiative on the transparency of debtors' assets, which is scheduled for 2013.