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A7-0244/2013

28.6.2013

*****III REPORT**

on the joint text approved by the Conciliation Committee for a decision of the European Parliament and of the Council providing further macro-financial assistance to Georgia
(PE-CONS 00038/2013 – C7-0168/2013 – 2010/0390(COD))

European Parliament delegation to the Conciliation Committee

Delegation Chair: Alejo Vidal-Quadras
Rapporteur: Vital Moreira

Symbols for procedures

- * Consultation procedure
- *** Consent procedure
- ***I Ordinary legislative procedure (first reading)
- ***II Ordinary legislative procedure (second reading)
- ***III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

on the joint text approved by the Conciliation Committee for a decision of the European Parliament and of the Council providing further macro-financial assistance to Georgia (PE-CONS 00038/2013 – C7-0168/20130 – 2010/0390(COD))

(Ordinary legislative procedure: third reading)

The European Parliament,

- having regard to the joint text approved by the Conciliation Committee and the relevant statement by Parliament and the Council (PE-CONS 00038/2013 – C7-0168/2013),
- having regard to its position at first reading¹ on the Commission proposal to Parliament and the Council (COM(2010)0804),
- having regard to its position at second reading² on the Council position at first reading³,
- having regard to the Commission's opinion on Parliament's amendments to the Council position at first reading (COM(2013)0067),
- having regard to the Council position at second reading,
- having regard to Article 294(13) of the Treaty on the Functioning of the European Union,
- having regard to Rule 69 of its Rules of Procedure,
- having regard to the report of its delegation to the Conciliation Committee (A7-0244/2013),

1. Approves the joint text;
2. Confirms the joint statement by Parliament and the Council annexed to this resolution;
3. Instructs its President to sign the act with the President of the Council, in accordance with Article 297(1) of the Treaty on the Functioning of the European Union;
4. Instructs its Secretary-General to sign the act, once it has been verified that all the procedures have been duly completed, and, in agreement with the Secretary-General of the Council, to arrange for its publication, together with the statement by Parliament and the Council thereon, in the *Official Journal of the European Union*;
5. Instructs its President to forward this legislative resolution to the Council, the Commission and the national parliaments.

¹ OJ C 377 E, 7.12.2012, p. 211.

² Texts adopted of 11.12.2012, P7_TA (2010)0472.

³ OJ C 291 E, 10.5.2012, p. 1.

EXPLANATORY STATEMENT

Background

Following the second reading vote on 11 December 2012 and given the will to conclude the conciliation as soon as possible, the constituent meeting of the EP delegation to the Conciliation Committee took place on 5 February 2013 in Strasbourg. The EP delegation decided to give a mandate to the EP negotiating team to enter into negotiations.

I Procedure

Four trilogues took place: one on 16 April and three on 28 May 2013. Three meetings of the EP delegation took place: one on 5 February and two on 28 May 2013. Political agreement was reached on 28 May 2013.

The EP delegation adopted the agreement in its meeting on 28 May unanimously (14 votes in favour).

The Conciliation Committee on Macro-financial assistance to Georgia met in the evening of 28 May 2013. The Conciliation Committee confirmed a final compromise text.

II Outcome of the meeting

The main aim of this file was to find an agreement on the procedure to provide macro-financial assistance (MFA) to Georgia (EUR 46 million), in order to support Georgia's economic stabilisation and covering its balance of payments needs. Council and Parliament had different opinions on how the Memorandum of Understanding (MoU), which entails the economic policy and financial conditions to which the MFA is subject, should be adopted. According to the Parliament this should be done by means of the advisory procedure as proposed by the Commission, but according to the Council the examination procedure would be more appropriate.

The file in conciliation could not be seen in isolation as it was partly linked to another one, namely the proposal for a Regulation on a horizontal Framework Regulation (rapporteur Mr KAZAK), on which parallel negotiations took place. On 8 May 2013, however, the Commission informed the Parliament that it had withdrawn the proposal for a Framework Regulation for institutional reasons. This decision was taken on the same day that a presumably last trilogue would take place on that Regulation. Instead of the trilogue an informal meeting took place between the Parliament and the Council in which an informal agreement was reached on a 'virtual text'. In this context it was agreed that the advisory committee procedure would be used for macro-financial assistance until EUR 90 million and the examination procedure would be used for amounts above. Both Parliament and Council were seeking ways to give a more formal status to this agreement in the context of the conciliation procedure on the MFA to Georgia taking into account the concerns of the Commission.

A way forward was found by putting the elements of the 'virtual compromise' reached on the KAZAK file into a joint statement that would be supported by Parliament and Council and that would be adopted together with the MFA Georgia Decision on which agreement was found in the evening of the conciliation. The Commission did not oppose this solution.

The other main elements of the compromise can be summarised as follows: Agreement was also reached on a stricter wording concerning the disbursement of assistance. Finally, it was agreed to include a recital in the MFA Georgia Decision clarifying that the use of the advisory committee procedure is confirmed as a general rule for assistance up to a threshold of EUR 90 million.

PROCEDURE

Title	Decision of the European Parliament and of the Council providing further macro-financial assistance to Georgia
References	PE-CONS 0038/2013 – C7-0168/2013– 2010/0390(COD)
Delegation Chair: Vice-President	Alejo Vidal-Quadras
Committee responsible Chair	INTA Vital Moreira
Rapporteur(s)	Vital Moreira
Draft act considered at first reading	COM(2010)0804 – C7-0019/2011
Date of first reading – P number	10.5.2011 P7_TA(2011)0207
Amended Commission proposal	
Council position at first reading Date announced in plenary	05682/1/2012 – C7-0221/2012 13.9.2012
Commission position (Article 294(6), Treaty on the Functioning of the European Union)	
Date of second reading – P number	11.12.2012 P7_TA(2012)0472
Commission opinion (Article 294(7)(c), Treaty on the Functioning of the European Union)	COM (2013) 0067
Date Council received second reading	22.1.2013
Date of Council letter on non-approval of Parliament amendments	16.5.2013
Conciliation Committee meetings	28.5.2013
Date of vote by Parliament delegation	28.5.2013
Result of vote	+ : 14 – : 0 0 : 0
Members present	Alejo Vidal-Quadras, Vital Moreira, Daniel Caspary, Mairead McGuinness, Peter Šťastný, Paweł Zalewski, Maria Badia i Cutchet, George Sabin Cutaş, Bernd Lange, Metin Kazak, Graham Watson, Cecilia Wikström, Franziska Keller and Ulrike Lunacek
Substitute(s) present	Maria Auxiliadora Correa Zamora and Pablo Zalba Bidegain
Substitute(s) under Rule 187(2) present for the vote	-

Date of agreement in Conciliation Committee	28.5.2013
Agreement by exchange of letters	
Date on which the co-Chairs established that the joint text had been approved and forwarded it to Parliament and the Council	26.6.2013
Date tabled	28.6.2013
Comments (available in one language only)	...

EXTENSION OF DEADLINES

Deadline for second reading by Council	22.5.2013
Deadline for convening the Committee Requesting institution – date	0.0.0000 [Council] – 0.0.0000
Deadline for work in the Committee Requesting institution – date	0.0.0000 [Parliament] – 0.0.000
Deadline for adopting the act Requesting institution – date	0.0.0000 [Council] – 0.0.0000