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*****II**

RECOMMENDATION FOR SECOND READING

on the Council common position adopting a European Parliament and Council regulation on drug precursors
(9732/1/2003 – C5-0462/2003 – 2002/0217(COD))

Committee on Citizens' Freedoms and Rights, Justice and Home Affairs

Rapporteur: Hubert Pirker

Symbols for procedures

- * Consultation procedure
majority of the votes cast
- **I Cooperation procedure (first reading)
majority of the votes cast
- **II Cooperation procedure (second reading)
*majority of the votes cast, to approve the common position
majority of Parliament's component Members, to reject or amend
the common position*
- *** Assent procedure
*majority of Parliament's component Members except in cases
covered by Articles 105, 107, 161 and 300 of the EC Treaty and
Article 7 of the EU Treaty*
- ***I Codecision procedure (first reading)
majority of the votes cast
- ***II Codecision procedure (second reading)
*majority of the votes cast, to approve the common position
majority of Parliament's component Members, to reject or amend
the common position*
- ***III Codecision procedure (third reading)
majority of the votes cast, to approve the joint text

(The type of procedure depends on the legal basis proposed by the Commission)

Amendments to a legislative text

In amendments by Parliament, amended text is highlighted in ***bold italics***. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the legislative text for which a correction is proposed, to assist preparation of the final text (for instance, obvious errors or omissions in a given language version). These suggested corrections are subject to the agreement of the departments concerned.

CONTENTS

	Page
PROCEDURAL PAGE	4
DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION	5

PROCEDURAL PAGE

At its sitting of 11 March 2003 Parliament adopted its position at first reading on the proposal for a European Parliament and Council directive on drug precursors (COM(2002) 494 – 2002/0217(COD)).

At the sitting of 9 October 2003 the President of Parliament announced that the common position had been received and referred to the Committee on Citizens' Freedoms and Rights, Justice and Home Affairs (9732/1/2003 – C5-0462/2003).

The committee had appointed Hubert Pirker rapporteur at its meeting of 2 October 2002.

It considered the common position and the draft recommendation for second reading at its meetings of 21 October, 4 and 25 November 2003.

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

The following were present for the vote: Jorge Salvador Hernández Mollar (chairman), Robert J.E. Evans (vice-chairman), Hubert Pirker (rapporteur), Maria Berger (for Martin Schulz), Alima Boumediene-Thiery, Michael Cashman, Carmen Cerdeira Morterero, Ozan Ceyhun, Carlos Coelho, Thierry Cornillet, Gérard M.J. Deprez, Giuseppe Di Lello Finuoli, Adeline Hazan, Marie-Thérèse Hermange (for Mary Elizabeth Banotti), Margot Keßler, Timothy Kirkhope, Eva Klamt, Jean Lambert (for Pierre Jonckheer), Baroness Ludford, Lucio Manisco (for Ole Krarup), Hartmut Nassauer, Bill Newton Dunn, Marcelino Oreja Arburúa, Elena Ornella Paciotti, Paolo Pastorelli (for Giuseppe Brienza), Bernd Posselt, Martine Roure, Heide Rühle, Patsy Sørensen, Sérgio Sousa Pinto, The Earl of Stockton (for Charlotte Cederschiöld), Ingo Schmitt (for Giacomo Santini), Joke Swiebel, Anna Terrón i Cusí, Maurizio Turco, Ian Twinn, Christian Ulrik von Boetticher, Olga Zrihen Zaari (for Walter Veltroni).

The recommendation for second reading was tabled on 1 December 2003.

DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the Council common position adopting a European Parliament and Council regulation on drug precursors
(9732/1/2003 – C5-0462/2003 – 2002/0217(COD))**

(Codecision procedure: second reading)

The European Parliament,

- having regard to the Council common position (9732/1/2003 – C5-0462/2003),
 - having regard to its position at first reading¹ on the Commission proposal to Parliament and the Council (COM(2002) 494)²,
 - having regard to the amended proposal (COM(2003) 304)³,
 - having regard to Article 251(2) of the EC Treaty,
 - having regard to Rule 78 of its Rules of Procedure,
 - having regard to the recommendation for second reading of the Committee on Citizens' Freedoms and Rights, Justice and Home Affairs (A5-0430/2003),
1. Approves the common position;
 2. Notes that the act is adopted in accordance with the common position;
 3. Instructs its President to sign the act with the President of the Council pursuant to Article 254(1) of the EC Treaty;
 4. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal of the European Union;
 5. Instructs its President to forward its position to the Council and Commission.

¹ Not yet published in OJ.

² OJ C 20, 28.1.2003, p. 160.

³ Not yet published in OJ.