

EUROPEAN PARLIAMENT

2004



2009

Session document

FINAL
A6-0031/2004

29.10.2004

REPORT

on the proposal for a Council regulation amending Council Regulation (EC) N° 2667/2000 on the European Agency for Reconstruction
(COM(2004)0451 – C6-0075/2004 – 2004/0133(CNS))

Committee on Foreign Affairs

Rapporteur: Anders Samuelsen

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.

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

on the proposal for a Council regulation amending Council Regulation (EC) No 2667/2000 on the European Agency for Reconstruction
(COM(2004)0451 – C6-0075/2004 – 2004/0133(CNS))

(Consultation procedure)

The European Parliament,

- having regard to the Commission proposal to the Council (COM(2004)0451)¹,
 - having regard to Article 181 a, second paragraph, first sentence of the EC Treaty, pursuant to which the Council consulted Parliament (C6-0075/2004),
 - having regard to Rule 51 of its Rules of Procedure,
 - having regard to the report of the Committee on Foreign Affairs (A6-0031/2004),
1. Approves the Commission proposal as amended;
 2. Calls on the Commission to alter its proposal accordingly, pursuant to Article 250(2) of the EC Treaty;
 3. Calls on the Council to notify Parliament if it intends to depart from the text approved by Parliament;
 4. Asks the Council to consult Parliament again if it intends to amend the Commission proposal substantially;
 5. Instructs its President to forward its position to the Council and the Commission.

Text proposed by the Commission

Amendments by Parliament

Amendment 1
Recital (7 a) (new)

(7a) Whereas any changes to the Agency's remit, beyond what is currently stated in Regulation (EC) No 2667/2000, particularly Articles 1, 2 and 15 thereof, are also subject to the relevant budgetary procedures.

¹ Not yet published in OJ.

Amendment 2
ARTICLE 1, POINT 4
Article 14 (Regulation (EC) No 2667/2000)

4. Article 14 *is repealed*.

4. Article 14 *shall be replaced by the following*:

‘The Commission shall, by June 2005, submit to the Council a report dealing with the future of the Agency after 31 December 2006.’

Justification

South-east Europe is a key region for the Union. Parliament cannot allow the future of the European Agency for Reconstruction to be left in doubt.

Amendment 3
ARTICLE 1, POINT 5
Article 15 (Regulation (EC) No 2667/2000)

5. Article 15 *is* replaced by:

"The Commission may delegate to the Agency the execution of the Community assistance decided upon for Serbia and Montenegro and for the Former Yugoslav Republic of Macedonia under Regulation (EC) No 1628/96."

5. Article 15 *shall be* replaced by *the following*:

"The Commission may delegate to the Agency the execution of the Community assistance decided upon for Serbia and Montenegro and for the Former Yugoslav Republic of Macedonia under Regulation (EC) No 1628/96.

The Commission may entrust the Agency with the implementation of assistance for encouraging the economic development of the Turkish Cypriot community within the framework of Council Regulation (EC) No xx/2004."

Amendment 4
ARTICLE 1, POINT 5 A (new)
Article 15 a (new) (Regulation (EC) No 2667/2000)

5a The following Article 15a shall be

inserted:

"Article 15a

In the interests of further clarity and transparency, the Commission shall, by 31 December 2004 at the latest, provide a detailed report to the European Parliament and the Council, setting out the distribution of tasks between the operational centres of the Agency and the "deconcentrated" Commission delegations in the respective regions, explaining the rationale behind this allocation and giving an analysis of how the allocation is working in practice for all the countries concerned and, in particular, for the Former Yugoslav Republic of Macedonia in the light of its application for EU membership."

Justification

Generally speaking, the Agency appears to be working effectively in its task of managing the main EC assistance programmes in the region. However, as already requested by the last Parliament - and not yet responded to by the Commission -, provision by the Commission of a report setting out clearly how tasks/responsibilities are divided up between the Agency's centres of operation and the Commission's delegation offices (now referred to as "deconcentrated" delegations) covering the respective areas, together with an analysis of how well (or otherwise) this regulation is working, would go a long way towards clarifying certain difficulties which have continued to hamper some aspects of the Agency's work.

PROCEDURE

Title	Proposal for a Council regulation amending Council Regulation (EC) N° 2667/2000 on the European Agency for Reconstruction		
References	COM(2004)0451 – C6-0075/2004 – 2004/0133(CNS)		
Legal basis	Article 181 a, paragraph 2, first sentence EC		
Basis in Rules of Procedure	Rule 51 and Rule 134		
Date of consulting Parliament	28.6.2004		
Committee responsible Date announced in plenary	AFET 15.9.2004		
Committee(s) asked for opinion(s) Date announced in plenary	INTA 15.9.2004	BUDG 15.9.2004	
Not delivering opinion(s) Date of decision	INTA 29.9.2004	BUDG 26.10.2004	
Enhanced cooperation Date announced in plenary			
Rapporteur(s) Date appointed	Anders Samuelsen 13.9.2004		
Previous rapporteur(s)			
Simplified procedure Date of decision			
Legal basis disputed Date of JURI opinion			
Financial endowment amended Date of BUDG opinion			
European Economic and Social Committee consulted Date of decision in plenary			
Committee of the Regions consulted Date of decision in plenary			
Discussed in committee	21.09.2004	11.10.2004	26.10.2004
Date adopted	26.10.2004		
Result of final vote	for: against: abstentions:	50 3 1	
Members present for the final vote	Angelika Beer, Panagiotis Beglitis, Bastiaan Belder, Emma Bonino, Elmar Brok, Philip Claeys, Simon Coveney, Véronique De Keyser, Giorgos Dimitrakopoulos, Camiel Eurlings, Maciej Marian Giertych, Richard Howitt, Anna Ibrisagic, Toomas Hendrik Ilves, Ioannis Kasoulides, Helmut Kuhne, Joost Lagendijk, Vytautas Landsbergis, Francisco José Millán Mon, Philippe Morillon, Raimon Obiols i Germà, Cem Özdemir, Alojz Peterle, Tobias Pflüger, Michel Rocard, Libor Rouček, José Ignacio Salafranca Sánchez-Neyra, György Schöpflin, Marek Maciej Siwiec, Charles Tannock, Geoffrey Van Orden, Ari Vatanen, Jan Marinus Wiersma, Karl von Wogau, Josef Zieleniec		
Substitutes present for the final vote	Laima Liucija Andrikienė, Irena Belohorská, Philip Bushill-Matthews, Giovanni Claudio Fava, Hélène Flautre, Milan Horáček, Tunne Kelam, Ģirts Valdis Kristovskis, Ioannis Matsis, Pasqualina Napolitano, Athanasios Pafilis, Józef Pinior, Mechtild Rothe, Anders		

	Samuelson
Substitutes under Rule 178(2) present for the final vote	Frederika Brepoels, Marios Matsakis, Bogusław Rogalski, Matteo Salvini, Kyriacos Triantaphyllides
Date tabled – A6	29.10.2004 A6-0031/2004
Comments	...