

**AMENDMENT 55**

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**Report**

A6-0211/2005

**Diana Wallis**

The law applicable to non-contractual obligations (Rome II)

Proposal for a regulation (COM(2003) 427 – C5-0338/2003 – 2003/0168(COD))

Text proposed by the Commission

Amendment by Parliament

## Amendment 55

Article 1, paragraph 2 a (new)

***2a. This Regulation shall not prevent the adoption or application of acts of the institutions of the European Communities which:***

***(a) in relation to particular matters, lay down choice-of-law rules relating to non-contractual obligations; or***

***(b) lay down rules which apply irrespective of the national law governing the non-contractual obligation in question by virtue of this Regulation; or***

***(c) prevent application of a provision or provisions of the law of the forum or of the law designated by this Regulation; or***

***(d) lay down provisions designed to contribute to the proper functioning of the internal market and in particular subject the provision of goods and services to the laws of the Member State where the provider is established and prohibit or limit restrictions on freedom to provide goods or services.***

Or. en

*Justification*

*It should be clarified that a future Regulation on Rome II should not prejudice the application of EU legislation containing country of origin provisions.*