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MOTION FOR A RESOLUTION

pursuant to Rule 113 of the Rules of Procedure

by Marian Zlotea

on the full reimbursement through administrative channels of automobile first registration tax to those from whom it was levied in infringement of Community law

Motion for a European Parliament resolution on the full reimbursement through administrative channels of automobile first registration tax to those from whom it was levied in infringement of Community law

The European Parliament,

- having regard to its previous resolutions on the infringement of Community law,
- having regard to Rule 113 of its Rules of Procedure,
- A. whereas the first registration tax contravenes Community law, infringing Article 90 of the Treaty,
- B. whereas the case law established by the Court of Justice of the European Communities makes it compulsory to reimburse citizens for taxes paid where they contravene Community law,
- C. whereas the Romanian authorities are refusing to reimburse citizens in full for contributions paid,
- D. whereas the free movement of goods, services, persons and capital are fundamental principles of the European common market,
- 1. Expresses its concern at the unfavourable public impact of the first registration tax and the infringement of the rights of European consumers to take advantage of the free movement of goods in the European Union;
- 2. Calls on Parliament's competent committees, the Council and the Commission to carry out a detailed examination of the situation as regards this tax which is being levied in infringement of Community law;
- 3. Calls on the Council and Commission to take firm action with a view to the full reimbursement of automobile first registration tax to those from whom it was levied in infringement of Community law, the repayment to be made through administrative channels and not through legal procedures.