




Procedure file

Basic information

COS - Procedure on a strategy paper (historic)	1995/2196(COS)	Procedure completed
Legislative and administrative simplification: Report by the group of independent experts known as MOLITOR group		
Subject 2.80 Cooperation between administrations		

Key players

European Parliament	Committee responsible	Rapporteur	Appointed
	 Legal Affairs, Citizens' Rights		18/07/1995
		PPE MOSIEK-URBAHN Marlies	
	Committee for opinion	Rapporteur for opinion	Appointed
	 Economic and Monetary Affairs, Industrial Policy		06/09/1995
		PSE MURPHY Simon Francis	
Council of the European Union	 Environment, Public Health and Consumer Protection		26/07/1995
		PSE COLLINS Kenneth D.	

Key events

21/06/1995	Non-legislative basic document published	COM(1995)0288	Summary
10/07/1995	Committee referral announced in Parliament		
04/06/1996	Vote in committee		Summary
04/06/1996	Committee report tabled for plenary	A4-0201/1996	
03/07/1996	Debate in Parliament		
04/07/1996	Decision by Parliament	T4-0382/1996	Summary
04/07/1996	End of procedure in Parliament		
22/07/1996	Final act published in Official Journal		

Technical information

Procedure reference	1995/2196(COS)
Procedure type	COS - Procedure on a strategy paper (historic)

Procedure subtype	Commission strategy paper
Legal basis	Rules of Procedure EP 142
Stage reached in procedure	Procedure completed
Committee dossier	JURI/4/06810

Documentation gateway

Non-legislative basic document		COM(1995)0288	21/06/1995	EC	Summary
Document attached to the procedure		SEC(1995)1379	02/08/1995	EC	
Document attached to the procedure		SEC(1995)2121	29/11/1995	EC	
Committee report tabled for plenary, single reading		A4-0201/1996 OJ C 211 22.07.1996, p. 0002	04/06/1996	EP	
Text adopted by Parliament, single reading		T4-0382/1996 OJ C 211 22.07.1996, p. 0012-0023	04/07/1996	EP	Summary

Legislative and administrative simplification: Report by the group of independent experts known as MOLITOR group

OBJECTIVE : this report has been drafted by the group of independent experts on legislative and administrative simplification set up by the Commission in September 1994 in order to examine the impact on employment and competitiveness of and, if necessary, reduce and simplify Community and national legislation. The group's report is not binding on the Commission. CONTENT: the report notes that excess regulation stifles growth, reduces competitiveness and deprives Europe of jobs. On the basis of this finding, there is cause to review regulatory frameworks with a view to improving competitiveness and attaining employment objectives. The Member States and the EU need to act together here, given that regulation comes under the jurisdiction of both the Community and the national authorities and that, in some cases, it is the transposition of Community legislation into national law which constitutes the main obstacle to competitiveness and employment. A simplification programme, possibly resulting in deregulation, therefore needs to encompass all current legislation and its transposition into national law. The report puts forward a huge action programme with 18 proposals for action based on the following principles: - wealth and sustained growth in employment can only be achieved if the European economy has a global dimension; - objectives need to be realistic, taking account of the demands of competitiveness, and must be based on objective needs; - enterprises, workers and consumers should be consulted and should take an active part in setting out suitable objectives and evaluating the most efficient means of achieving them; - express account should be taken of the impact of direct regulation (at both individual and collective level) on competitiveness and employment when drafting and revising legislation; - simplification, or even deregulation, should form an integral part of policies designed to boost competitiveness. In conclusion, the group considers that the report should help to create a culture of simplification leading, if necessary, to deregulation - securely anchored at EU and Member State level - to stimulate competitiveness and employment. ?

Legislative and administrative simplification: Report by the group of independent experts known as MOLITOR group

The Committee adopted the draft opinion by its Chairman Mr Ken COLLINS (UK, PES) on a Commission report of the group of independent experts on legislative and administrative simplifications (Molitor group) (COM(95)0288). The Committee takes the view that this report to the environment is fundamentally wrong, since, as a result, the environment will inevitably deteriorate. Laying down general objectives, as an overriding principle, is not a wrong basis; but practice has shown that the Member States fail to follow this up. Moves towards ensuring a viable environment will therefore be completely wrecked. The Committee feels that the MOLITOR report is characterized by the overriding consideration given to business interests, thus forcing the environment completely into the background. The Committee does find several views expressed in the report that give it cause for serious concern and emphasizes one again, that there can be no question of lowering environmental, public health or consumer protection standards.

Legislative and administrative simplification: Report by the group of independent experts known as MOLITOR group

In adopting the report by Mrs Marlies MOSIEK-URBAHN on simplification of Community legislation and administrative provisions, Parliament rejected any definition of simplification that involves the concept of deregulation, or the view that the best law is the one that is abolished. Although the prime objective of simplification is to create a stable environment for investment and growth, boosting job creation by increasing profitability and competitiveness, the creation of jobs does not depend primarily on legislative simplification. However, Parliament maintained that every future legislative proposal at the Community level should be assessed using four criteria: its desirability, the how of action, cost-benefit analysis and assessment. Any analysis should not be confined to immediate economic concerns but should include other factors, including the implications for a type of development that met environmental and social justice requirements. Parliament took the view that the

report of the Molitor Group offered no new approaches and regretted that it did not examine the effects of deregulation at European level entailing a renationalization of the applicable provisions. More specifically, Parliament opposed any deregulation of labour law that would undermine good relations between management and labour and put the health and safety of workers at risk. It denounced the deregulation proposals whose effect would be to encourage 'social dumping' within the European Union. It also rejected a large number of recommendations seeking to revise environmental policy in a manner incompatible with the principles laid down by the EC Treaty, particularly in their rejection of binding environmental provisions at European level. Parliament reaffirmed that the precautionary principle should continue to be used as a basic principle of EU environmental legislation. It considered, for example, that the Molitor Group's proposal on the 'Waste' Directive would have the effect of dismantling the existing level of environmental protection and encourage uncontrolled transfers of waste. Finally, Parliament drew the Commission's attention to the obligations incumbent upon it as guardian of the Treaties and called upon it to analyse why EC directives are not implemented. ?