


Procedure file

Basic information		
INI - Own-initiative procedure	1997/2217(INI)	Procedure completed
Laws on insolvency in the European Community		
Subject 3.45.01 Company law		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	JURI Legal Affairs, Citizens' Rights	PPE MALANGRÉ Kurt	08/07/1997

Key events			
19/09/1997	Committee referral announced in Parliament		
22/04/1999	Vote in committee		Summary
22/04/1999	Committee report tabled for plenary	A4-0234/1999	
06/05/1999	Debate in Parliament		
07/05/1999	Decision by Parliament	T4-0472/1999	Summary
07/05/1999	End of procedure in Parliament		
01/10/1999	Final act published in Official Journal		

Technical information	
Procedure reference	1997/2217(INI)
Procedure type	INI - Own-initiative procedure
Procedure subtype	Initiative
Legal basis	Rules of Procedure EP 54
Stage reached in procedure	Procedure completed
Committee dossier	JURI/4/09307

Documentation gateway				
Committee report tabled for plenary, single reading		A4-0234/1999 OJ C 279 01.10.1999, p. 0007	22/04/1999	EP

Laws on insolvency in the European Community

The Committee adopted the report by Kurt MALANGRÉ (EPP, D) on the Convention of 23 November 1995 on Insolvency Proceedings. This own-initiative report was drawn up in connection with the above convention, which has still not been ratified by all the Member States and therefore cannot enter into force unless it is amended by unanimous accord. To get round this difficulty the rapporteur recommends the legal form to be used should be a regulation, since it applies as it stands and does not need to be transposed into national law. This solution is feasible thanks to the entry into force of the Amsterdam Treaty and the new provisions in Article 65 and 67 thereof, which cover the matters governed by the convention.?

Laws on insolvency in the European Community

The Parliament adopted its Resolution, drafted by Mr. Kurt MALANGRE (EPP, D), on the Convention on Insolvency Proceedings. The deadline for the signing of the Convention has passed with one Member State, despite having accepted it, not having signed it. This had meant that the Convention has not entered into force and cannot do so, unless it is amended by unanimous accord. The Parliament calls on the Commission to put forward a proposal for a directive or a regulation on bankruptcies involving companies which operate in several Member States.?