

Procedure file

Basic information		
CNS - Consultation procedure Regulation	1998/0023(CNS)	Procedure completed
Aid to Bosnia and Herzegovina, Croatia, FR Yugoslavia, Former Yugoslav Republic of Macedonia FYROM		
Amending Regulation (EC) No 1628/96 1996/0096(CNS)		
Subject 6.10.05 Peace preservation, humanitarian and rescue tasks, crisis management 6.30.02 Financial and technical cooperation and assistance 6.40.03 Relations with South-East Europe and the Balkans		
Geographical area Croatia Former Yugoslav Republic of Macedonia Yugoslavia, Federal Republic - 01/2003 Bosnia and Herzegovina		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	AFET Foreign Affairs, Security and Defense Policy		04/02/1998
		PPE SCHWAIGER Konrad K.	
	Committee for opinion	Rapporteur for opinion	Appointed
	BUDG Budgets		13/02/1998
Council of the European Union		UPE GIANILY Jean-Antoine	
	RELA External Economic Relations		
	CONT Budgetary Control		
	Council configuration	Meeting	Date
	Agriculture and Fisheries	2082	20/04/1998
	General Affairs	2070	23/02/1998

Key events			
21/01/1998	Legislative proposal published	COM(1998)0018	Summary
20/02/1998	Committee referral announced in Parliament		
23/02/1998	Debate in Council	2070	
30/03/1998	Vote in committee		
30/03/1998	Committee report tabled for plenary, 1st reading/single reading	A4-0123/1998	

01/04/1998	Debate in Parliament		
02/04/1998	Decision by Parliament	T4-0205/1998	Summary
20/04/1998	Act adopted by Council after consultation of Parliament		
20/04/1998	End of procedure in Parliament		
24/04/1998	Final act published in Official Journal		

Technical information

Procedure reference	1998/0023(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
	Amending Regulation (EC) No 1628/96 1996/0096(CNS)
Legal basis	EC before Amsterdam E 235
Stage reached in procedure	Procedure completed
Committee dossier	AFET/4/09785

Documentation gateway

Legislative proposal		COM(1998)0018 OJ C 100 02.04.1998, p. 0021	21/01/1998	EC	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0123/1998 OJ C 138 04.05.1998, p. 0015	30/03/1998	EP	
Text adopted by Parliament, 1st reading/single reading		T4-0205/1998 OJ C 138 04.05.1998, p. 0138-0160	02/04/1998	EP	Summary

Additional information

European Commission	EUR-Lex
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Final act

Regulation 1998/851 OJ L 122 24.04.1998, p. 0001 Summary

Aid to Bosnia and Herzegovina, Croatia, FR Yugoslavia, Former Yugoslav Republic of Macedonia FYROM

OBJECTIVE: to make technical changes to Regulation (EC) no. 1628/96 on reconstruction and rehabilitation in the former Yugoslavia to improve the measures applicable to the granting of Community aid. CONTENTS: In view of the multiple complications which have arisen during the 18-month application of Regulation (EC) no. 1628/96 granting reconstruction and rehabilitation aid to the republics derived from the former Yugoslavia (length of the decision-making process, administrative difficulties etc.), the Commission proposes to amend the basic Regulation on aid to the former Yugoslavia in order to simplify the procedures. It is therefore proposed that: - service contracts in the form of technical services may be awarded by private treaty for actions with a maximum value of ECU 400 000 (instead of the current ceiling of ECU 200 000), in particular for the preparation, supervision and evaluation of Community aid; - works and supply contracts not exceeding ECU 3 m may be awarded using a procedure limited to one of the beneficiary countries (especially if the project has a strong local factor). If such geographically limited procedures prove inadequate or do not result in a contract being awarded, works and supply contracts not exceeding ECU 3 m may be awarded, by way of exception, by private treaty to natural or legal persons in Member States or, exceptionally, to PHARE Member States; - works and supply contracts which facilitate the return of refugees with a value exceeding ECU 3 m (but less than ECU 10 m)

may be awarded under open or restricted invitations to tender; - the amount above which the management committee (Article 12 of Regulation (EC) no. 1628/96) is to be consulted be increased from ECU 2 m to 5 m. However, the committee is to be kept duly informed of actions corresponding to funding of less than ECU 5 m; - in order to increase the flexibility of the programme, the Commission may decide to contribute to cooperation programmes and actions submitted by municipalities or regional bodies in consultation with central government; - in order to streamline procedures, the comitology procedure provided for in Article 12 of the Regulation will be amended in order to bring it into line with the PHARE Regulation comitology procedure.?

Aid to Bosnia and Herzegovina, Croatia, FR Yugoslavia, Former Yugoslav Republic of Macedonia FYROM

In adopting the report by Mr Konrad SCHWAIGER (EPP, D) on aid to the former Yugoslavia, Parliament considered that the amendments proposed by the Commission were along the right lines but it deplored the gap which still remained between the amount of appropriations made available to the various republics derived from that country and the inadequacy of implementation. It considered that the lack of success of this programme was due to the legislative framework, which it considered to be inadequate, and a lack of visibility for the Union as donor. It therefore called for a marked improvement in the coordination of aid, proposing that: - the management committee should be involved in financing decisions only for projects with funding of ECU 10 million and not ECU 5 million; - Commission staff in Sarajevo should be increased; - 10% of funding should be earmarked for providing adequate staffing; - the implementation, management and coordination of all projects supported by the Commission in collaboration with the Member States in Bosnia-Herzegovina should be entrusted to a special delegate of the Union. This person would have special powers and would assume responsibility locally for all EU activities, would enjoy largely autonomous powers to act and take decisions and would be assisted by a strong management and monitoring team (technical assistance unit). In Bosnia, Parliament also considered that schemes put forward by the municipalities should be decided on with the High Representative of this region when he performed Central Government functions. The Commission should provide information regularly (at a monthly Conference) to the representatives of the Member States on all proposed projects in that country costing at between ECU 2 and 10 million. ?

Aid to Bosnia and Herzegovina, Croatia, FR Yugoslavia, Former Yugoslav Republic of Macedonia FYROM

OBJECTIVE: to make technical changes to Regulation 1628/96/EC on reconstruction and rehabilitation in the former Yugoslavia to improve the measures applicable to the granting of Community aid. COMMUNITY MEASURE: Council Regulation 851/98/EC amending Regulation 1628/96/EC relating to aid for Bosnia and Herzegovina, Croatia, the Federal Republic of Yugoslavia and the former Yugoslav Republic of Macedonia. SUBSTANCE: In view of the exceptional circumstances prevailing in the countries covered by Regulation 1628/96/EC relating to aid to the former Yugoslavia, an amending Regulation has been adopted to render the application procedures more flexible and speed up the implementation of projects. Measures are provided for, in particular, to improve the consistency of the measures envisaged. Close coordination is to be established between the Council and Commission and, where appropriate, with the High Representative for Bosnia to improve the effectiveness of aid. In this particular region, a special delegate is also to be appointed who will assume responsibility for all the Commission's activities. This person will enjoy largely autonomous powers of decision and will be assisted by a solid team to carry out management, technical assistance and monitoring functions. Besides the sending of extra staff to Bosnia, the Regulation provides for a series of specific measures designed to raise the profile of EU aid (the EU being the principal donor) and render aid more effective and rapid. These measures concern: - service contracts: technical assistance contracts with a maximum value of ECU 400 000 may be awarded by private treaty, whereas previously the ceiling was ECU 200 000 (technical assistance and project supervision and evaluation contracts); - certain works and supply contracts: contracts not exceeding ECU 3 m may be awarded, under exceptional circumstances and subject to certain conditions, by geographically limited call for tender. If such procedures prove inadequate or do not result in a contract being awarded, the contracts may possibly be awarded by private treaty with international contractors; - flexibility of aid: in certain cases, the Commission is authorized - after consulting central government - to provide municipalities or regional organizations with direct financial aid in the form of cooperation programmes and measures. In Bosnia, the granting of such aid will be subject to the decision of the High Representative for the region to the extent that he assumes the functions of central government; - projects which facilitate the return of refugees: works and supply contracts to facilitate the return of refugees, with a value exceeding ECU 3 m (but less than ECU 10 m) may be awarded under restricted invitations to tender; - the amount above which the management committee (Article 12 of Regulation 1628/96/EC) is to be consulted: this is increased from ECU 2 m to 5 m. However, the committee is to be kept duly informed of actions corresponding to financing of less than ECU 5 m; - transparency: monthly information meetings are to be organized locally between the Commission and representatives of the Member States concerning all the projects awarded. In addition, the Commission is required to issue in the Official Journal or over the Internet, once a year, an invitation for expressions of interest to allow all interested parties to make themselves known. The Commission must take account of these expressions of interest before awarding contracts. ENTRY INTO FORCE: 25.04.1998. It is applicable from 31.12.1999.?