

Procedure file

| Basic information | | |
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| CNS - Consultation procedure Regulation | 1998/0288(CNS) | Procedure completed |
| Competition, vertical restrictions: amend. regul. 17/62/EEC, 1st regulation implementing art. 85 and 86, EC Treaty | | |
| Subject 2.60 Competition | | |

| Key players | | | |
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| European Parliament | Committee responsible | Rapporteur | Appointed |
| | ECON Economic and Monetary Affairs, Industrial Policy | PPE THYSSEN Marianne | 10/11/1998 |
| Council of the European Union | Council configuration | Meeting | Date |
| | Fisheries | 2189 | 10/06/1999 |
| | Industry | 2174 | 29/04/1999 |

| Key events | | | |
|------------|---|------------------------------|---------|
| 20/10/1998 | Legislative proposal published | COM(1998)0546 | Summary |
| 16/11/1998 | Committee referral announced in Parliament | | |
| 18/03/1999 | Vote in committee | | Summary |
| 18/03/1999 | Committee report tabled for plenary, 1st reading/single reading | A4-0137/1999 | |
| 15/04/1999 | Decision by Parliament | T4-0326/1999 | Summary |
| 10/06/1999 | Act adopted by Council after consultation of Parliament | | |
| 10/06/1999 | End of procedure in Parliament | | |
| 15/06/1999 | Final act published in Official Journal | | |

| Technical information | |
|------------------------|------------------------------|
| Procedure reference | 1998/0288(CNS) |
| Procedure type | CNS - Consultation procedure |
| Procedure subtype | Legislation |
| Legislative instrument | Regulation |

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| Legal basis | EC Treaty (after Amsterdam) EC 083 |
| Stage reached in procedure | Procedure completed |
| Committee dossier | ECON/4/10544 |

Documentation gateway

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|---|--|--|------------|-----|---------|
| Legislative proposal | | COM(1998)0546 | 20/10/1998 | EC | Summary |
| Economic and Social Committee: opinion, report | | CES0195/1999 OJ C 116 28.04.1999, p. 0022 | 24/02/1999 | ESC | |
| Committee report tabled for plenary, 1st reading/single reading | | A4-0137/1999 OJ C 219 30.07.1999, p. 0005 | 18/03/1999 | EP | |
| Text adopted by Parliament, 1st reading/single reading | | T4-0326/1999 OJ C 219 30.07.1999, p. 0369-0425 | 15/04/1999 | EP | Summary |

Additional information

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| European Commission | EUR-Lex |
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Final act

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| Regulation 1999/1216 OJ L 148 15.06.1999, p. 0005 Summary |
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Competition, vertical restrictions: amend. regul. 17/62/EEC, 1st regulation implementing art. 85 and 86, EC Treaty

OBJECTIVE: to relax the notification procedure provided for in Regulation no 17 (application of Articles 85 and 86 of the EC Treaty).
SUBSTANCE: The Commission proposes extending the exemption from notification provided for in Article 4(2) of Regulation no 17, replacing the existing clause with a new one laying down that all agreements concluded between two or more undertakings each operating at a different stage of the economic process in respect of the supply and/or purchase of goods for resale or processing or in respect of the marketing of services are exempt from notification under paragraph 1 of that Article. The Commission may in future, even in cases of late notification, consider whether the agreements in question satisfy the conditions of Article 85(3) and, if so, it could then adopt an exemption decision taking effect on the date on which the agreement was entered into.?

Competition, vertical restrictions: amend. regul. 17/62/EEC, 1st regulation implementing art. 85 and 86, EC Treaty

The Committee approved two proposals (CNS98288)(rapporteur: Marianne THYSSEN, EPP, B) designed to clarify EU competition policy rules relating to block exemptions with non-binding amendments including one that expresses the concern of breweries, petrol stations and small firms. The sectors are worried that the Commission's new approach to market share could act as a constraint on investment

Competition, vertical restrictions: amend. regul. 17/62/EEC, 1st regulation implementing art. 85 and 86, EC Treaty

The Parliament adopted its opinion, drafted by Ms. Marianne Thyssen (EPP, B), on the Commission's proposal subject to several amendments. The Parliament has added a new Article which would have the effect of adding a new paragraph 3a to Article 14 of Regulation No. 17. This would read as follows: 'communications between a client and outside or in-house counsel containing or seeking legal advice shall be given priority, provided that the legal counsel is properly qualified and complies with adequate rules of professional ethics and discipline which are laid down and enforced in the general interest by the professional associations to which the legal counsel belongs'.?

Competition, vertical restrictions: amend. regul. 17/62/EEC, 1st regulation implementing art. 85 and 86, EC Treaty

PURPOSE : to make more flexible the regime relating to notifications as provided for by Regulation No 17 (application of Articles 81 and 82 of

the Treaty). COMMUNITY MEASURE : Council Regulation 1216/1999/EC amending Regulation No 17, the first regulation implementing Articles 81 and 82 of the Treaty. CONTENT : the Council Regulation extends the exemption from notification which is in Article 4(2) of Regulation No 17, by replacing the existing text by a new measure which provides that all the Agreements concluded between two or more undertakings, each operating, for the purposes of the agreement, at a different level of production or distribution chain, and which relate to the conditions under which the parties may purchase, sell or resell certain goods or services or concerning the commercialisation of services are exempted from the requirement of notification foreseen in paragraph 1 of the same Article. ENTRY INTO FORCE : 18/06/1999.?