

Procedure file

Basic information	
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			
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

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

Documentation gateway

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

European Commission	EUR-Lex
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Final act

[Regulation 1999/1216](#)
[OJ L 148 15.06.1999, p. 0005](#) Summary

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.?