




# Procedure file

Basic information		
INI - Own-initiative procedure	<a href="#">2000/2208(INI)</a>	Procedure completed
Protection of purchasers of the right to use immovable properties on a timeshare basis (direct. 94/47/EC)		
Subject 4.60.06 Consumers' economic and legal interests		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Legal Affairs and Internal Market		18/02/2002
		PSE <a href="#">MEDINA ORTEGA Manuel</a>	
	Committee for opinion	Rapporteur for opinion	Appointed
	 Environment, Public Health, Consumer Policy		21/03/2001
		PSE <a href="#">WHITEHEAD Phillip</a>	

Key events			
08/09/2000	Committee referral announced in Parliament, 1st reading/single reading		
28/05/2002	Vote in committee, 1st reading/single reading		Summary
28/05/2002	Committee report tabled for plenary, single reading	<a href="#">A5-0215/2002</a>	
03/07/2002	Debate in Parliament		
04/07/2002	Decision by Parliament, 1st reading/single reading	<a href="#">T5-0368/2002</a>	Summary
04/07/2002	End of procedure in Parliament		
12/11/2003	Final act published in Official Journal		

Technical information	
Procedure reference	2000/2208(INI)
Procedure type	INI - Own-initiative procedure
Procedure subtype	Implementation
Legal basis	Rules of Procedure EP 132-p2; Rules of Procedure EP 052
Stage reached in procedure	Procedure completed
Committee dossier	JURI/5/13591

Documentation gateway					
Follow-up document		SEC(1999)1795	04/11/1999	EC	

Committee draft report		PE298.410	13/03/2001	EP	
Committee opinion	ENVI	PE301.074/DEF	28/08/2001	EP	
Amendments tabled in committee		PE298.410/AM	10/10/2001	EP	
Amendments tabled in committee		PE298.410/AM+	09/01/2002	EP	
Amendments tabled in committee		PE298.410/AMC	22/05/2002	EP	
Committee report tabled for plenary, single reading		<a href="#">A5-0215/2002</a>	28/05/2002	EP	
Text adopted by Parliament, single reading		<a href="#">T5-0368/2002</a> <a href="#">OJ C 271 12.11.2003, p. 0381-0578 E</a>	04/07/2002	EP	Summary

## 2000/2208(INI) - 28/05/2002 Vote in committee, 1st reading/single reading

The committee unanimously adopted the own-initiative report by Manuel MEDINA ORTEGA (PES, E) on the implementation of Directive 94/47/EEC on the protection of purchasers of timeshare properties. It pointed out that one of the reasons for the many problems experienced by consumers with regard to timeshare property contracts was that the 1994 directive was a 'minimalist' one, allowing Member States considerable latitude in enacting the directive. The committee therefore called on the Commission to study in detail the problems raised by the transposition of this directive and to propose new legislation and administrative measures, with 'unified regulation' of timesharing in the EU as the goal. Meanwhile, immediate action should be taken where possible under the current legislation. The report also made detailed recommendations as to what should be included in the new legislation. It suggested, for example, that withdrawal periods for purchasers should be made as long as possible without jeopardising promoters' legal security. Cancellation rules should be standardised, with a one-year time-limit. A right of cancellation which can be exercised after 15 or 20 years should also be considered, as well as a requirement that any individual or company in breach of the regulations should be subject to a substantial fine as well as the payment of compensation to the consumer. Finally, the committee believed an EU-wide publicity and information campaign was needed to inform the public about the issues associated with timeshare properties.?

## 2000/2208(INI) - 04/07/2002 Text adopted by Parliament, single reading

The European Parliament adopted its own-initiative report drafted by Manuel MEDINA ORTEGA (PES, Spain) on timeshare properties. (Please refer to the document dated 28/05/02.) Parliament made several recommendations on the Commission's future proposals, including the length of the cooling-off period, the return of advance payments, and point clubs. Future legislation should also include mechanisms to create a sufficient provision for maintenance which will prevent unrestrained or excessive increases in annual maintenance costs. The Commission should examine whether the timeshare contract can be defined as a consumer contract under Community law in order to prevent forum shopping within the Community. The Parliament also proposed several measures with a view to dealing with illegal operators. These include working with credit card companies, cooperation with the banking sector, and using company investigations law. The complete information document provisions annexed to the timeshare directive should become compulsory and expanded to include such matters as the ability to sell accommodation rights in the future at a guaranteed price and the right of members to inspect future costs. Finally, Parliament asked the Commission to bring forward an effective prohibition of all sales presentations which involve harassment, coercion or misleading claims by salesmen to the public.?