


Procedure file

| Basic information | | |
|---|--------------------------------|---------------------|
| INI - Own-initiative procedure | 2002/2046(INI) | Procedure completed |
| EC Treaty Art.81(3): application to vertical agreements and concerted practices in motor vehicle industry | | |
| Subject | | |
| 2.60 Competition | | |
| 3.40.03 Motor industry, cycle and motorcycle, commercial and agricultural vehicles | | |

| Key players | | | |
|---------------------|---|---|------------|
| European Parliament | Committee responsible | Rapporteur | Appointed |
| | ECON Economic and Monetary Affairs | | 06/11/2000 |
| | | PPE-DE KONRAD Christoph | |
| | Committee for opinion | Rapporteur for opinion | Appointed |
| | JURI Legal Affairs and Internal Market | | 26/06/2001 |
| | | PSE BERGER Maria | |

| Key events | | | |
|------------|--|---|---------|
| 11/04/2002 | Committee referral announced in Parliament | | |
| 23/04/2002 | Vote in committee | | Summary |
| 23/04/2002 | Committee report tabled for plenary | A5-0144/2002 | |
| 29/05/2002 | Debate in Parliament |  | |
| 30/05/2002 | Decision by Parliament | T5-0272/2002 | Summary |
| 30/05/2002 | End of procedure in Parliament | | |
| 07/08/2003 | Final act published in Official Journal | | |

| Technical information | |
|----------------------------|--------------------------------|
| Procedure reference | 2002/2046(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 | ECON/5/16139 |

| Documentation gateway | | | | | |
|---|--|------------------------------|------------|----|--|
| Committee report tabled for plenary, single reading | | A5-0144/2002 | 23/04/2002 | EP | |

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|--|------|---|------------|----|---------|
| Committee draft report | | PE307.511 | 23/04/2002 | EP | |
| Committee draft report | | PE307.511/B | 23/04/2002 | EP | |
| Amendments tabled in committee | | PE307.511/AM | 23/04/2002 | EP | |
| Committee opinion | JURI | PE312.772/DEF | 13/05/2002 | EP | |
| Text adopted by Parliament, single reading | | T5-0272/2002 OJ C 187 07.08.2003, p. 0024-0149 E | 30/05/2002 | EP | Summary |

EC Treaty Art.81(3): application to vertical agreements and concerted practices in motor vehicle industry

The committee adopted the own-initiative report by Werner KONRAD (EPP-ED, D) in response to the draft Commission regulation on reviewing the application of EU competition rules to the motor industry. It suggested a number of amendments to the proposal (even though Parliament had not been officially consulted thereon) relating to the link between distributors and car repairers, showroom sales of various makes, spare parts, legal contracts and a timetable for the new system. One amendment urged a delay until at least 1 October 2005 (instead of October 2003) regarding the freedom of dealers to establish themselves in other Member States. MEPs believed the Commission should also have to prove that such freedom was needed to ensure cross-border competition. The committee's aim was to give small and medium-size dealers a longer adjustment period. The committee also tabled an amendment seeking to ensure that after-sales services, if subcontracted, would be provided close to the distributor. Another amendment sought to prevent a free-for-all and would allow manufacturers to limit the number of repairers. As far as dealers were concerned, the committee also proposed amendments designed to promote wider choice of different brands in showrooms. Other amendments related to legal guarantees to ensure consumer protection in the new environment. ?

EC Treaty Art.81(3): application to vertical agreements and concerted practices in motor vehicle industry

The European Parliament adopted its own-initiative report drafted by Werner KONRAD (EPP-ED, Germany) and resolved to seek a delay in the introduction of new rules designed to open up the European car industry to EU competition rules. (Please refer to the document dated 23/04/02.) Parliament stated that the "location clause" relating to a selective distribution agreement should not be introduced until 2005, and then only after a review showing that such a change would be necessary to comply with competition rules. Other main amendments made by Parliament include the following: - to protect dealers, Parliament stipulates a two-year period of notice for terminating an agreement with the manufacturer. The latter should pay compensation in the event of the distributor making substantial investments in a new showroom and related facilities which cannot be covered as a result of the loss of a dealership; - the arbitration provisions when an agreement is terminated are strengthened; - manufacturers are not obliged to disclose sensitive technical information relating to, for example, engine speed or exhaust emissions; - restrictions on the opening of the market in maintenance and repairs.?