


Procedure file

Basic information	
<p>COD - Ordinary legislative procedure (ex-codecision procedure) 2008/0022(COD) Directive</p>	Procedure completed
<p>Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification</p> <p>Repealing Directive 2003/58/EC 2002/0122(COD) Amended by 2011/0038(COD) Repealed by 2015/0283(COD) Amended by 2016/0208(COD)</p> <p>Subject 3.45.01 Company law</p>	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	JURI Legal Affairs		19/12/2007
		PSE GERINGER DE OEDENBERG Lidia Joanna	
Council of the European Union	Council configuration	Meeting	Date
	Agriculture and Fisheries	2956	13/07/2009
European Commission	Commission DG	Commissioner	
	Legal Service	BARROSO José Manuel	

Key events			
19/02/2008	Committee referral announced in Parliament, 1st reading		
29/05/2008	Vote in committee, 1st reading		Summary
09/06/2008	Committee report tabled for plenary, 1st reading	A6-0239/2008	
17/06/2008	Results of vote in Parliament		
17/06/2008	Decision by Parliament, 1st reading	T6-0270/2008	Summary
13/07/2009	Act adopted by Council after Parliament's 1st reading		
16/09/2009	Final act signed		
16/09/2009	End of procedure in Parliament		
01/10/2009	Final act published in Official Journal		

Technical information	
Procedure reference	2008/0022(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)

Procedure subtype	Codification
Legislative instrument	Directive
	Repealing Directive 2003/58/EC 2002/0122(COD) Amended by 2011/0038(COD) Repealed by 2015/0283(COD) Amended by 2016/0208(COD)
Legal basis	EC Treaty (after Amsterdam) EC 044-p2g
Stage reached in procedure	Procedure completed
Committee dossier	JURI/6/58895

Documentation gateway

Legislative proposal	COM(2008)0039	31/01/2008	EC	Summary
Economic and Social Committee: opinion, report	CES0487/2008	12/03/2008	ESC	
Committee report tabled for plenary, 1st reading/single reading	A6-0239/2008	09/06/2008	EP	
Text adopted by Parliament, 1st reading/single reading	T6-0270/2008	17/06/2008	EP	Summary
Draft final act	03631/2009/LEX	16/09/2009	CSL	

Additional information

National parliaments	IPEX
European Commission	EUR-Lex

Final act

[Directive 2009/101](#)
[OJ L 258 01.10.2009, p. 0011](#) Summary

Final legislative act with provisions for delegated acts

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

PURPOSE: codification of the First Directive on co-ordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent.

PROPOSED ACT: Directive of the European Parliament and of the Council.

CONTENT: the purpose of this proposal is to undertake a codification of First Council Directive of 9 March 1968 on co-ordination of safeguards which, for the protection of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 58 of the Treaty, with a view to making such safeguards equivalent throughout the Community.

The new Directive will supersede the various acts incorporated in it; it fully preserves the content of the acts and hence does no more than bring them together with only such formal amendments as are required by the codification exercise itself.

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

The Committee on Legal Affairs adopted the report by Lidia Joanna GERINGER de OEDENBERG (PES, PL) approving, at first reading of the codecision procedure, the proposal for a directive of the European Parliament and of the Council on coordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second

paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent (codified version).

Although the proposal was not the subject to any formal amendments by the committee, it incorporates the recommendations of the Consultative Working Party of the legal services of Parliament, the Council and the Commission.

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

The European Parliament adopted, by 654 votes to 13 with 5 abstentions, a legislative resolution approving, under 1st reading of the codecision procedure, the proposal for a directive of the European Parliament and of the Council on coordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent (codified version).

The report had been tabled for consideration in plenary by Lidia Joanna GERINGER de OEDENBERG (PES, PL) on behalf of the Committee on Legal Affairs. The proposal is approved as adapted to the recommendations of the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission.

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

PURPOSE: codification of the First Directive on co-ordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent.

LEGISLATIVE ACT: Directive 2009/101/EC of the European Parliament and of the Council on coordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent (codified version).

CONTENT: the purpose of this Directive is to undertake a codification of First Council Directive of 9 March 1968 on co-ordination of safeguards which, for the protection of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 58 of the Treaty, with a view to making such safeguards equivalent throughout the Community.

The new Directive will supersede the various acts incorporated in it. The Directive fully preserves the content of the acts and hence does no more than bring them together with only such formal amendments as are required by the codification exercise itself.

ENTRY INTO FORCE: 21/10/2009.