

Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	2014/0167(COD) Procedure completed
Common rules for exports. Codification	
Subject 6.20.02 Export/import control, trade defence, trade barriers 6.20.04 Union Customs Code, tariffs, preferential arrangements, rules of origin	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Legal Affairs	 DUDA Andrzej	21/10/2014
		Shadow rapporteur  GERINGER DE OEDENBERG Lidia Joanna	
	Former committee responsible		
	 Legal Affairs		
Council of the European Union	Council configuration	Meeting	Date
	Competitiveness (Internal Market, Industry, Research and Space)	3371	02/03/2015
European Commission	Commission DG Legal Service	Commissioner JUNCKER Jean-Claude	

Key events			
28/05/2014	Legislative proposal published	COM(2014)0322	Summary
15/09/2014	Committee referral announced in Parliament, 1st reading		
11/11/2014	Vote in committee, 1st reading		
14/11/2014	Committee report tabled for plenary, 1st reading	A8-0035/2014	Summary
11/02/2015	Results of vote in Parliament		
11/02/2015	Decision by Parliament, 1st reading	T8-0019/2015	Summary
	Act adopted by Council after Parliament's		

02/03/2015	1st reading		
11/03/2015	Final act signed		
11/03/2015	End of procedure in Parliament		
27/03/2015	Final act published in Official Journal		

Technical information

Procedure reference	2014/0167(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Codification
Legislative instrument	Regulation
Legal basis	Treaty on the Functioning of the EU TFEU 207-p2
Other legal basis	Rules of Procedure EP 159
Stage reached in procedure	Procedure completed
Committee dossier	JURI/8/00463

Documentation gateway

Legislative proposal	COM(2014)0322	28/05/2014	EC	Summary
Committee draft report	PE541.339	21/10/2014	EP	
Committee report tabled for plenary, 1st reading/single reading	A8-0035/2014	14/11/2014	EP	Summary
Economic and Social Committee: opinion, report	CES6118/2014	10/12/2014	ESC	
Text adopted by Parliament, 1st reading/single reading	T8-0019/2015	11/02/2015	EP	Summary
Draft final act	00102/2014/LEX	11/03/2015	CSL	

Additional information

European Commission	EUR-Lex
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Final act

Regulation 2015/479 OJ L 083 27.03.2015, p. 0034 Summary

Common rules for exports. Codification

PURPOSE: codification of Council Regulation (EC) No 1061/2009 of 19 October 2009 establishing common rules for exports.

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

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: Council Regulation (EC) No 1061/2009 has been substantially amended several times. It is recalled that in 1987, the Commission decided to instruct its staff that all acts should be codified after no more than ten amendments, stressing that this is a minimum requirement. The Edinburgh European Council in December 1992 confirmed the importance of codification as it offers certainty as to the law applicable to a given matter at a given time.

The European Parliament, the Council and the Commission agreed, by an interinstitutional agreement dated 20 December 1994, that an accelerated procedure may be used for the fast-track adoption of codification instruments.

CONTENT: in the interests of clarity and transparency of Union law, the purpose of this proposal is to undertake a codification of Council Regulation (EC) No 1061/2009 establishing common rules for exports.

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

The proposed Regulation establishes the basic principle according to which the exportation of products from the Union to third countries shall be free, that is to say, they shall not be subject to any quantitative restriction, with the exception of those restrictions which are applied in conformity with the provisions of this Regulation. It should apply to all products, whether industrial or agricultural.

The main elements of the proposed Regulation concern:

Union information and consultation procedure: if, as a result of any unusual developments on the market, a Member State considers that protective measures might be necessary, it shall so notify the Commission, which shall advise the other Member States.

For the purpose of assessing the economic and commercial situation as regards a particular product, the Commission may request Member States to supply statistical data on market trends in that product and, to this end.

Safeguard measures: in order to prevent a critical situation from arising on account of a shortage of essential products, or to remedy such a situation, and where Union interests call for immediate intervention, the Commission, acting at the request of a Member State or on its own initiative, may make the export of a product subject to the production of an export authorisation. The European Parliament, the Council and the Member States shall be notified of the measures taken. Such measures shall take effect immediately.

Any protective measures necessitated by the interests of the Union should be adopted with due regard for existing international obligations.

For the implementation of this Regulation, the Commission shall be assisted by the Committee on Safeguards. The implementing measures shall be adopted by the Commission in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council on comitology.

Common rules for exports. Codification

The Committee on Legal Affairs adopted the report by Andrzej DUDA (ECR, PL) on the proposal for a regulation of the European Parliament and of the Council on common rules for exports (codified text).

It recommended the European Parliament to adopt its position at first reading, taking over the Commission proposal as adapted to the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission.

The Consultative Working Party stated that the proposal in question contains a straightforward codification of the existing texts without any change in their substance.

Common rules for exports. Codification

The European Parliament adopted by 636 votes to 28, with 36 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council on common rules for exports (codified text).

Parliament adopted its position at first reading following the ordinary legislative procedure taking over the Commission proposal as adapted to the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission.

According to the Consultative Working Party, the proposal in question contains a straightforward codification of the existing texts without any change in their substance.

The proposed regulation establishes the principle according to which exports to third countries are not subject to any quantitative restriction, subject to the exceptions provided for in this regulation and without prejudice to such measures as Member States may take in conformity with the Treaty. The regulation should apply to all products, whether industrial or agricultural.

The proposed regulation lays down rules on: (i) the Commission's information and consultation procedure regarding the need for safeguard measures; (ii) protective measures necessitated by the interests of the Union.

Common rules for exports. Codification

PURPOSE: to codify Council Regulation (EC) No 1061/2009 establishing common rules for exports.

LEGISLATIVE ACT: Regulation (EU) 2015/479 of the European Parliament and of the Council establishing common rules for exports (codification).

CONTENT: the Regulation codifies and repeals Council Regulation (EC) n° 1061/2009 which has been substantially amended on several occasions.

The Regulation establishes the basic principle according to which the export of products from the Union to third countries shall be free, that is to say, they shall not be subject to any quantitative restriction, with the exception of those restrictions which are applied in conformity with the provisions of the Regulation. It should apply to all products, whether industrial or agricultural.

The main points of the Regulation are as follows:

Union information and consultation procedure: if, as a result of any unusual developments on the market, a Member State considers that protective measures might be necessary, it shall so notify the Commission, which shall advise the other Member States.

The Commission may request Member States to supply statistical data on market trends in that product for the purpose of assessing the economic and commercial situation as regards a particular product.

Safeguard measures: in order to prevent a critical situation from arising on account of a shortage of essential products, or to remedy such a situation, and where Union interests call for immediate intervention, the Commission, acting at the request of a Member State or on its own initiative, may make the export of a product subject to the production of an export authorisation. The European Parliament, the Council and the Member States shall be notified of the measures taken. Such measures shall take effect immediately.

Where intervention by the Commission has been requested by a Member State, the Commission shall take a decision within a maximum of five working days of the date of receipt of such request.

Any protective measures necessitated by the interests of the Union should be adopted with due regard for existing international obligations.

Transitional provisions: in respect of products listed in Annex I, Member States shall be authorised to implement the emergency sharing system introducing an allocation obligation vis-à-vis third countries provided for in international commitments entered into before the entry into force of the Regulation.

This authorisation should apply until the adoption by the European Parliament and the Council of appropriate measures pursuant to commitments entered into by the Union or all the Member States.

In order to ensure uniform conditions for the implementation of this Regulation, implementing powers are conferred on the Commission.

ENTRY INTO FORCE: 16.4.2015.