


Procedure file

Basic information		
CNS - Consultation procedure Decision	1995/0104(CNS)	Procedure completed
EC/Czech Republic Europe agreement: implementation of competition rules		
Subject 6.40.02 Relations with central and eastern Europe		
Geographical area Czechia		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	RELA External Economic Relations		21/06/1995
		PPE VALDIVIELSO DE CUÉ Jaime	
Council of the European Union	Committee for opinion	Rapporteur for opinion	Appointed
	AFET Foreign Affairs, Security and Defense Policy		21/06/1995
	ECON Economic and Monetary Affairs, Industrial Policy	FE CALIGARIS Luigi	

Key events			
18/05/1995	Legislative proposal published	COM(1995)0157	Summary
13/11/1995	Committee referral announced in Parliament		
13/11/1995	Vote in committee		Summary
13/11/1995	Committee report tabled for plenary, 1st reading/single reading	A4-0282/1995	
15/01/1996	Debate in Parliament		Summary
16/01/1996	Decision by Parliament	T4-0003/1996	Summary
30/01/1996	Act adopted by Council after consultation of Parliament		
30/01/1996	End of procedure in Parliament		
09/02/1996	Final act published in Official Journal		
	End of procedure in Parliament		

Technical information	
Procedure reference	1995/0104(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	International agreement
Legislative instrument	Decision
Legal basis	ECSC Treaty C 0; EC before Amsterdam E 087; EC before Amsterdam E 228-p2/3; ECSC Treaty C 065; EC before Amsterdam E 235
Stage reached in procedure	Procedure completed
Committee dossier	RELA/4/07262

Documentation gateway					
Legislative proposal		COM(1995)0157	18/05/1995	EC	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0282/1995 OJ C 339 18.12.1995, p. 0003	13/11/1995	EP	
Text adopted by Parliament, 1st reading/single reading		T4-0003/1996 OJ C 032 05.02.1996, p. 0015-0023	16/01/1996	EP	Summary

Additional information	
European Commission	EUR-Lex

Final act
Decision 1996/209 OJ L 031 09.02.1996, p. 0021 Summary

EC/Czech Republic Europe agreement: implementation of competition rules

This proposal for a Council and Commission Decision related to the position to be taken by the Community within the Association Council established by the Europe Agreement between the European Union and the Czech Republic with regard to the adoption of the necessary rules for the implementation of the provisions of the Europe Agreement with respect to competition (namely Article 64(1)(i) and (ii) and 64(2) of the Europe Agreement). According to this proposal, the Community's position within the Association Council was determined in accordance with the corresponding provisions of the treaties establishing the three institutions. Articles 87, 228 and 235 of the Treaty on European Union and Articles 65 and 66 of the ECSC Treaty formed the appropriate legal basis for the implementation of the provisions concerning competition in businesses, due, in particular, to the inclusion in the text of the implementing rules of all types of mergers and acquisitions, including those not that did not fall within the scope of Article 86 of the Treaty. Similarly, the decision established the procedures for cooperation between the competition authorities of the two parties and confirmed that the principles contained in the block exemption regulations in force in the Community should also be applied. Provision was made for a consultation procedure within the Association Council in the case of disagreement between these authorities. ?

EC/Czech Republic Europe agreement: implementation of competition rules

The draft legislative resolution stating Parliament's opinion on the joint position which the EU should adopt, within the framework of the Europe Agreement between the European Union and the Czech Republic, was unanimously approved by the Committee on External Economic Relations. As consultation was required in this case, the draft decision of the Council and the Commission was given the go-ahead by the legislative committee, since the clarification of basic principles and the laying down of rules in the area of competition policy constituted an integral part of the Association Agreement, which seemed fundamental to the efficient functioning of the free-trade zone being established in the Agreement. However, in the absence of a public-aid policy in the Czech Republic comparable to that which exists in the EU, the latter has not abandoned the idea of applying trade protection measures, where appropriate. ?

EC/Czech Republic Europe agreement: implementation of competition rules

The rapporteur said that the aim of the report was to implement the competition rules laid down in the Association Agreement. He also welcomed the contact structures that were to be put in place in response to the accusations made by the countries of central and eastern Europe, who took the view that the rules on competition being applied by the European Union were excessively harsh and were designed to block the entry of their products to the European market. Commissioner van den Broek declared that the measures being proposed for the Czech and Slovak Republics were similar to those that had previously been put forward for Poland and Hungary.

EC/Czech Republic Europe agreement: implementation of competition rules

In adopting the report by Mr VALDIVIELSO DE CUE (PPE, E), the European Parliament approved the Council and Commission proposal. ?

EC/Czech Republic Europe agreement: implementation of competition rules

OBJECTIVE: To adopt the necessary implementing rules for the application of the competition provisions of the Europe Agreement between the European Union and the Czech Republic. COMMUNITY MEASURE: Decision No 1/96 of the Association Council between the EC and their Member States, of the one part, and the Czech Republic, of the other part. SUBSTANCE: By virtue of this decision, cases relating to agreements between undertakings, decisions by associations of undertakings and concerted practices between undertakings which have as their object or effect the prevention, restriction or distortion of competition, as well as to abuses of dominant position in the territories of the Community or of the Czech Republic as a whole or in a substantial part thereof, shall be settled according to the principles contained in Article 64(1) and (2) of the Europe Agreement. At the same time, the decision establishes the procedures for cooperation between the two parties' respective competition authorities and confirms that the principles contained in the block exemption regulations in force in the EC shall be applied. In the case of disagreement between the respective authorities, consultations shall take place in the Association Council. ?