



European Communities

EUROPEAN PARLIAMENT**SESSION DOCUMENTS**

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12 December 1990

A3-0365/90

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R E P O R T

on the Commission proposal for a Council

- I. Regulation amending Regulation (EEC)
No. 3164/76 on access to the market in the
international carriage of goods by road
- II. Regulation amending Regulation (EEC)
No. 4059/89 laying down the conditions under
which non-resident carriers may operate national
road haulage services within a Member State

(COM(90) 579 final - C3-415/90)

Rapporteur: **Mrs Mechthild von ALEMANN**

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A Series: Reports - B Series: Motions for Resolutions, Oral Questions - C Series: Documents received from other Institutions (e.g. Consultations)



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By letter of 7 December 1990, the Council of the European Communities consulted the European Parliament, pursuant to Article 75 of the EEC Treaty, on the proposals from the Commission of the European Communities to the Council for

- I. a regulation amending Regulation (EEC) No. 3164/76 on access to the market in the international carriage of goods by road
- II. a regulation amending Regulation (EEC) No. 4059/89 laying down the conditions under which non-resident carriers may operate national road haulage services within a Member State

and requested Parliament to apply the urgency procedure provided for pursuant to Rule 75 of the Rules of Procedure.

At its sitting of 11 December 1990, the European Parliament accepted this request and referred these proposals to the Committee on Transport and Tourism as the committee responsible.

At its meeting of 12 December 1990, the committee appointed Mrs von ALEMANN rapporteur, and considered the Commission proposals and the draft report.

At the last-named meeting, the committee decided by 11 votes to 3 with one abstention for proposal I and by 12 votes to 1 with 1 abstention for proposal II to recommend to Parliament that it approve the Commission proposals subject to the following amendments. The committee then adopted draft legislative resolution I by 10 votes to 2 with 1 abstention and draft legislative resolution II by 13 votes to 1.

The following took part in the vote: Amaral, chairman; Beazley and Topmann, vice-chairmen; von Alemann, rapporteur; Braun-Moser, Cornelissen (for Fantini), Joanny, Lüttge, McIntosh, Romera I Alcazar, Sapena Granell, Sarlis, Schlechter, Simpson, Visser and Wijsenbeek.

The report was tabled on 12 December 1990.

The deadline for tabling amendments will be notified by the President during the sitting.

A

Proposal from the Commission for a Council regulation
amending Regulation EEC No. 3164/76 on
access to the market in the international carriage of goods by road

Commission text¹

Amendments

Amendment No. 1
Article 1

Regulation (EEC) No. 3164/76 is hereby amended as follows:

The following subparagraph shall be added to Article 3(1):

'In view of the enlargement of the Community through the unification of Germany, Member States shall receive the following additional allocations of Community authorizations in 1991 and 1992:

	1991	1992
Belgium	<u>14</u>	<u>19</u>
Denmark	<u>14</u>	<u>20</u>
Germany	<u>330</u>	<u>462</u>
Greece	<u>6</u>	<u>8</u>
Spain	<u>14</u>	<u>20</u>
France	<u>19</u>	<u>27</u>
Ireland	<u>7</u>	<u>9</u>
Italy	<u>19</u>	<u>27</u>
Luxembourg	<u>7</u>	<u>10</u>
Netherlands	<u>20</u>	<u>28</u>
Portugal	<u>8</u>	<u>11</u>
United Kingdom	<u>12</u>	<u>17</u>

Regulation (EEC) No. 3164/76 is hereby amended as follows:

The following subparagraph shall be added to Article 3(1):

'In view of the enlargement of the Community through the unification of Germany, Member States shall receive the following additional allocations of Community authorizations in 1991 and 1992:

	1991	1992
Belgium	<u>46</u>	<u>66</u>
Denmark	<u>46</u>	<u>64</u>
Germany	<u>470</u>	<u>658</u>
Greece	<u>21</u>	<u>29</u>
Spain	<u>49</u>	<u>69</u>
France	<u>64</u>	<u>90</u>
Ireland	<u>22</u>	<u>30</u>
Italy	<u>64</u>	<u>90</u>
Luxembourg	<u>22</u>	<u>31</u>
Netherlands	<u>67</u>	<u>94</u>
Portugal	<u>28</u>	<u>39</u>
United Kingdom	<u>40</u>	<u>56</u>

¹ [COM(90) 579 final]

DRAFT LEGISLATIVE RESOLUTION I

embodying the opinion of the European Parliament on
the Commission proposal for a Council
regulation amending Regulation EEC No. 3164/76 on
access to the market in the international carriage of goods by road

The European Parliament,

- having regard to the proposal from the Commission to the Council (COM(90) 579 final),
 - having been consulted by the Council pursuant to Article 75 of the EEC Treaty (Doc. C 3-415/90),
 - having regard to the report of the Committee on Transport and Tourism (A3-0365/90),
 - having regard to the Commission's position on the amendments adopted by Parliament,
1. Approves the Commission proposal subject to Parliament's amendments and in accordance with the vote thereon;
 2. Calls on the Commission to modify its proposal pursuant to Article 149(3) of the EEC Treaty;
 3. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
 4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposals;
 5. Instructs its President to forward this opinion to the Council and Commission.

DRAFT LEGISLATIVE RESOLUTION II

embodying the opinion of the European Parliament on the Commission proposal
for a Council regulation amending Regulation (EEC) No. 4059/89
laying down the conditions under which non-resident carriers may
operate national road haulage services within a Member State

The European Parliament,

- having regard to the Commission proposal to the Council (COM(90) 579 final),
 - having been consulted by the Council pursuant to Article 75 of the EEC Treaty (C3-416/90),
 - having regard to the report of the Committee on Transport and Tourism (A3-0365/90),
1. Approves the Commission proposal in accordance with the vote thereon;
 2. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
 3. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;
 4. Instructs its President to forward this opinion to the Council and Commission.

Explanatory statement

1. In view of the enlargement of the Community through the unification of Germany, and having particular regard to transport undertakings established in the newly integrated area, the Commission proposes that the Community quota be increased for 1991 and 1992. These additional authorizations should be allocated on the basis of the same principles as when Spain and Portugal acceded to the Community, that is, by:
- calculating the increase in the market in the carriage of goods by road (in t-km) as a consequence of the GDR's integration into the EEC;
 - applying an additional factor of 30% to take account of the immediate impact of the Community's enlargement.
2. On the basis of this calculation, the Commission proposes the following modifications:

Member State	1991		1992		Total
	Quota 1991 ¹	Additional authorizations	Additional authorizations	Total	
B	4086	14		19	5740
DK	3964	14		20	5570
D	6516	330		462	9585
GR	1808	6		8	2540
E	4237	14		20	5952
F	5540	19		27	7783
IRL	1843	7		9	2590
I	5550	19		27	7797
L	1904	7		10	2676
NL	5775	20		28	8113
P	2399	8		11	3370
UK	3472	12		17	4878
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	47094	470		658	66594

3. For the same reasons, the Commission proposes an increase in the cabotage quota. Following the integration of the GDR into the EEC, the national markets in the 12 Member States will be increased by 16,395 m t-km, namely:

- the national market in the GDR and
- the FRG/GDR market which will become a part of the national market of unified Germany.

This increase represents 3.88% of the national market total in the EEC.

Since the effect of German unification will be taken into account only from 1 January 1991 and the current cabotage quota is valid only for the first six months of 1991, the Commission proposes that only half of 3.88% be added, i.e. 1.94%, or 298 additional authorizations.

4. On the basis of this calculation, the Commission proposes that this increase in the cabotage quota be divided as follows:

Member States	Second part 1990	First part 1991	Addition
B	651	672	21
DK	631,5	652,5	21
D	1036,5	1121,5	85
GR	286,5	297,5	11
E	675	697	22
F	883,5	911,5	28
IRL	292,5	303,5	11
I	883,5	912,5	29
L	303	314	11
NL	921	950	29
P	382,5	394,5	12
UK	553,5	571,5	18
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	7500	7798	298

5. The Committee on Transport and Tourism approved by 10 votes to 3 with 1 abstention an amendment to proposal I, the purpose of which is to double the number of additional licences granted and to allocate them to the Member States on the basis of pragmatic considerations, taking into account needs. At the meeting of the committee, the Commission representative stated that the data on the volume of transport used as the basis for the proposal had been replaced with more recent data justifying an additional increase in the quota. The Commission was therefore amenable to the Transport Committee's amendment which was similar to a compromise proposal of the Presidency which was currently before the Council.

