

EUROPEAN PARLIAMENT

Working Documents

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MOTION FOR A RESOLUTION

tabled by Mr SASSANO and Mr ANTONIOZZI

pursuant to Rule 47 of the Rules of Procedure

on the need for a European regulation defining
the roles of professional and engineering
groupings

The European Parliament,

- A - whereas European integration should be pursued not only in the economic field but also in that of legislation,
- B - whereas it is easier to implement common statutory provisions in areas where new forms of association and organization are being created in a legal vacuum,
- C - whereas technological developments favour new forms of association determined by the need for greater specialization,
- D - whereas, in such associations, the main element should be that of professionalism as opposed to capital,
- E - whereas this element is essential in professional groupings and therefore distinct from the financial aspect,
- F - whereas even in engineering groupings professionalism should be the main element as the main emphasis must be on intellectual endeavour rather than on capital intensity,
- G - whereas, for the purposes of the free exercise of activity in all the countries of the EEC, it is ethically important to clarify the roles of these groupings so that they are not confused with those that are engaged in the construction of equipment or plant,
1. Requests that the essential role of professional and engineering groupings be defined immediately within the Community;
 2. Requests that the definition of this role take full account of the professionalism necessary for design, consultancy and verification functions as distinct from entrepreneurial activity where capital is predominant and professionals play a secondary role;
 3. Requests that it should be mandatory for professional groupings, the type of association to which priority should be given, to be confined to professional partners while the membership of engineering groupings should include a majority of professional partners;
 4. Considers it essential, to this end, to seek the views of the professional organizations concerned (Orders, National Councils, Colleges, etc.) responsible under national laws for monitoring professional activity;
 5. Calls for the Commission to take steps to regulate, by means of

harmonizing statutory provisions, the vast field of professional activity as distinct from entrepreneurial activity with reference to the English legislation in this field;

6. Considers that this EEC regulation should aim to prevent:
 - (a) the possibility of professional abuses;
 - (b) the possibility of avoiding social and personal liability towards third parties, professional organizations and all the Member States of the Community within whose confines such groupings currently operate without definite codes of practice;
7. Finally, considers that a clear regulation that is general in scope would still leave national bodies responsibility for monitoring professional activity (and any possible abuses), within the groupings exercising disciplinary power over professional activities and responsibility for all measures connected with professional control and representation which devolve upon them under national legislation;
8. Instructs its President to forward this resolution to the Council and the Commission.