

EUROPEAN PARLIAMENT

Working Documents

1982-1983

14 May 1982

DOCUMENT 1-267/82

MOTION FOR A RESOLUTION

tabled by Mr Andrew PEARCE

pursuant to Rule 47 of the Rules of Procedure

on the fulfilment of the obligations arising out
of the EEC Treaty

The European Parliament,

- A. whereas Article 5 of the Treaty establishing the European Economic Community obliges Member States to take all appropriate measures, whether general or particular, to ensure fulfilment of the obligations arising out of that Treaty or resulting from action taken by the institutions of the said Community;
- B. whereas the Court of Justice of the European Communities has held that some Member States have failed to fulfil their obligations under the Treaty;
- C. and whereas certain Member States have failed to comply with such judgements of the said Court:

- urges that provision be made whereby the government of any Member State may, after consultation with the Commission of the European Communities, make regulations to prohibit or restrict the import into its territory of any class or classes of goods originating from the territory of any Member State which remains for a period of three months in breach of a judgement of the Court of Justice that it has failed to fulfil its obligations under the Treaty establishing the European Economic Community.

Any such order made hereunder shall specify the failure to fulfil an obligation under the Treaty upon which the said order is based.

The Member State government concerned, upon becoming reasonably satisfied that the other Member State concerned has remedied the failure specified in the said order, shall consult the Commission of the European Communities and rescind the said regulations.