
EUROPEAN PARLIAMENT

Working Documents

1982-1983

November 1982

DOCUMENT 1-943/82

REPORT

drawn up on behalf of the Committee on Agriculture

on the proposal from the Commission of the European Communities to the Council (Doc. 1-432/82 - COM(82) 347 fin.) for a regulation amending Regulation (EEC) No 765/82 laying down certain measures for the conservation and management of fishery resources applicable to vessels flying the flag of Norway

Rapporteur: Mr Kent KIRK

By letter of 28 June 1982, the President of the Council of the European Communities requested the European Parliament to deliver an opinion, pursuant to Article 43 of the EEC Treaty, on the proposal from the Commission of the European Communities to the Council for a regulation amending Regulation (EEC) No 765/82 laying down certain measures for the conservation and management of fishery resources applicable to vessels flying the flag of Norway.

The President of the European Parliament referred this proposal to the Committee on Agriculture as the committee responsible.

At its meeting of 13 July 1982, the Committee on Agriculture appointed Mr Kent KIRK rapporteur.

The committee considered the Commission's proposal and the draft report at its meeting of 23/24 November 1982. At the same meeting the committee decided unanimously to recommend to Parliament that it approve the Commission's proposal without amendment.

The committee then unanimously adopted the motion for a resolution as a whole.

The following took part in the vote: Mr Curry, chairman; Mr Kirk, rapporteur; Mr Battersby, Mrs Castle, Mr Cottrell (deputizing for Mr Howell), Mr Diana, Mr Gatto, Mr Gautier, Mr Goerens (deputizing for Mr Maher), Mr Helms, Mr Hord, Mr Jürgens, Mr Kaloyannis, Mr Marck, Mr Mart (deputizing for Mrs Martin), Mr Brøndlund Nielsen, Mr Papaefstratiou (deputizing for Mr Ligios), Mr Papapietro, Mrs Péry (deputizing for Mr Sutra), Mr Provan, Ms Quin, Mr Stella (deputizing for Mr Colleselli), Mr Tolman and Mr Vgenopoulos.

The Committee on Agriculture hereby submits to the European Parliament the following motion for a resolution:

MOTION FOR A RESOLUTION

closing the procedure for consultation of the European Parliament on the proposal from the Commission of the European Communities to the Council for a regulation amending Regulation (EEC) No 765/82 laying down certain measures for the conservation and management of fishery resources applicable to vessels flying the flag of Norway

The European Parliament,

- having regard to the proposal from the Commission to the Council COM(82) 347 final),¹
 - having been consulted by the Council pursuant to Article 43 of the EEC Treaty (Doc. 1-432/82),
 - having regard to the proposal from the Commission to the Council for a second amendment of Council regulation amending Regulation (EEC) No 765/82 laying down certain measures for the conservation and management of fishery resources applicable to vessels flying the flag of Norway (COM(82) 565 final),
 - having regard to the proposal from the Commission to the Council for a Council regulation allocating certain catch quotas between Member States for vessels fishing in the Norwegian economic zone and the fishery zone around Jan Mayen (COM(82) 338 final),
 - having regard to the report of the Committee on Agriculture (Doc. 1-943/82),
 - having regard to the result of the vote on the Commission's proposal,
1. Approves the Commission's proposal;
 2. Points out however that the rights of the European Parliament to be consulted on Community legislation have been undermined by the fact that the decision on a regulation granting quotas to Norwegian fishermen has already been taken; and insists that in future the European Parliament be consulted in good time on draft regulations, prior to final decisions being taken;

¹ OJ C193, 28.7.82, p.7

3. Notes that for the first time the Council has neglected so far to consult the European Parliament on the proposal allocating quotas between Community fishermen in Norwegian waters;

Requests its Legal Affairs Committee to examine the constitutional aspects of this question - in particular the Commission's method of by-passing Article 43;

4. Believes that these two proposals form a single package and cannot be considered separately and that the Parliament must be consulted on both;
5. Instructs its President to forward to the Council and Commission, as Parliament's opinion, the Commission's proposal as voted by Parliament and the corresponding resolution.