

**COMMITTEE ON THE INTERNAL MARKET AND
CONSUMER PROTECTION**

version of 20 October 2006

NOTES FOR THE CHAIR

for the
Committee Meeting
of

Monday, 23 October 2006 from 19:00 to 20:30, LOW N1.2

STRASBOURG

1. **Adoption of draft Agenda** (IMCO(2006))

A draft Order of Business has been circulated.

The Chair may wish to postpone the Coordinators meeting (intended to agree the programme of Delegations and Hearings for 2007) to the next Committee meeting.

If there are no objections, or further suggested additions or changes, the draft Agenda can be deemed adopted.

NOTE:

It is understood that there may be a request for the **postponement** of the vote on the Second Reading of the Services Directive, which would be admissible under Rule 170, paragraph 4 (*"Before or during a vote a political group or at least thirty-seven Members may move that the vote be adjourned. Such a motion shall be put to the vote immediately"*), which applies to Committees by analogy (Rule 186). The rule carries an interpretation which specifies that such a vote to adjourn *"shall specify the part-session on the agenda of which the debate is to be included"*, which, by analogy, would mean that the date of the meeting on which the adjourned vote would take place should be specified.

ORDER OF BUSINESS

(The allocated time slots are indicative only)

VERSION 2

Item No.	Official Responsible	Item	Draft Schedule
Monday, 23 October 2006 - Afternoon Session - LOW N1.2			
1.	Joe Dunne	Adoption of draft agenda	19.00 - 19.05
2.	Joe Dunne	Announcements by the Chair	
3.	Patricia Jimenez Lozano	GEBHARDT: Services in the Internal Market <i>Vote in Committee</i>	19.05 - 19.40
4.	Claudio Quaranta	FOURTOU: Customs 2013 <i>Consideration of amendments (possibly)</i> <i>Vote in Committee (possibly)</i>	Postponed to next meeting
5.	Joe Dunne	Any other business	
6.	Joe Dunne	Date and place of next meeting	
7.	Joe Dunne	Meeting of Coordinators (IN CAMERA)	20.00 - 20.30

2. Announcements by the Chair

The Chair may wish to indicate that, in the event of the Committee being concerned by the **Hearings for the Commissioners designate** from Romania and Bulgaria, it will be necessary to convene a meeting on **Monday 6 November** to agree a specific Questionnaire.

It is also recommended (by the Conference of Committee Chairmen) to meet on **Thursday 26 October** in the afternoon, but, given that Members' travel plans would be difficult to change and the draft Questions from Political Groups could be submitted by **written procedure**.

3. **Services in the Internal Market** (IMCO/6/38459)

Conduct of the meeting

Before proceeding to the vote, the Chair could:

) give the floor to the Rapporteur

) give the floor to the Shadow rapporteurs:

EPP-ED: Malcolm HARBOUR
ALDE: Anneli JÄÄTTEENMÄKI
Verts/ALE: Pierre JONCKHEER
GUE/NGL: André BRIE

) give the floor to Commissioner McCREEVY

) give the floor to the Finnish Deputy Permanent Representative,
Mrs Nina VASKUNLAHTI

) Proceed to the vote (voting list below)

Voting procedure

) Adjournment of the vote

Rule 170(4) "before or during a vote, a political group or at least thirty-seven Members may move that the vote be adjourned. Such a motion shall be put to the vote immediately" (pursuant to Rule 186, this rule also applies to committee. A political group or a Member may therefore move such a motion).

) Final vote:

(1) Before the final vote on the Adoption of the Draft recommendation for second reading, the Chair could give the floor to the Rapporteur

(2) Pursuant to Rule 61(2), the Rapporteur may move a motion to reject Council's common position at any stage (before the vote on the amendments, during the vote or before the final vote). If such a motion is tabled by the Rapporteur, Members voting in favour would support the rejection of the common position.

(3) In view of the outcome of the vote in committee, the Chair would declare the common position to be deemed to be approved, amended or rejected (if the motion to reject is adopted), pursuant to Rule 152, 61, 62 and 67.

(4) Pursuant to Rule 59, the committee shall submit a recommendation for second reading proposing the approval, amendment or rejection of the common position. The **object of the final vote** is therefore the draft recommendation for second reading. Thus, Members voting in favour of the adoption of the draft recommendation would support the outcome of the vote in committee and would approve the submission of the draft recommendation to Plenary. Those Members voting against the draft recommendation would not be satisfied with the outcome of the vote in committee and would ask the Rapporteur to look at the matter again before submitting it to Plenary.

DRAFT VOTING LIST

on the Draft Recommendation for Second Reading

on the Council common position for adopting a directive of the European
parliament and of the Council on Services in the Internal Market

Council Common Position: 10003/2006
PR - PE 376.648 v02-00 ; AM - PE378.737 v01-00

[illegible]

Article 2, paragraph 2, point (a) <i>Services of general interest</i>	27	Rühle, Jonckheer		put to the vote Adoption 27 => 3 is covered and falls go to 28 Rejection 27 => go to 3		
	3	Gebhardt PR		put to the vote only if 27 is rejected go to 28		
Article 2, paragraph 2, point (d) <i>transport services</i>	28	Bonde		Inadmissible <i>(The amendment does not conform to Rule 62(2), Rule 150, 151))</i>		
Article 2, paragraph 2, point (j) <i>Social services</i>	31 =	De Keyser		put to the vote Adoption 31/32 => 33/29/30/4 fall go to 34 Rejection 31/32=> go to 33		
	32 =	De Vits				
	33	Costa		WITHDRAWN <i>put to the vote only if 31/32 are rejected and the amendment is taken over by another Member (Rule 150(5))</i> <i>Adoption 33 => 29/30/4 fall</i> go to 34 <i>Rejection 33 => go to 29</i>		
	29	Rühle, Jonckheer		put to the vote only if 31/32/33 are rejected Adoption 29 => 30/4 fall go to 34 Rejection 29 => go to 30		
	30	Vergnaud, Gottardi, van den Burg, Hamon, Matsouka, Patrie, Hedh, De Keyser		put to the vote only if 31/32/33/29 are rejected Adoption 30=> 4 falls go to 34 Rejection 30 => go to 4		

	4	Gebhardt PR		put to the vote only if previous amendments are rejected go to 34		
Article 2, paragraph 3 a (new)	34	Bonde		Inadmissible <i>(The amendment does not conform to Rule 62(2), Rule 150, 151))</i>		
Article 3						
Article 3 <i>relationship with other provisions of Community law</i>	5	Gebhardt PR		put to the vote		
Article 5						
Article 5, paragraph 3, subparagraph 1 <i>Simplification</i>	35	Gebhardt		put to the vote		
Article 9						
Article 9, paragraphs 1 and 2 <i>Authorisation schemes</i>	36	De Keyser		put to the vote		
Article 13						
Article 13 <i>Authorisation procedures</i>	37	De Keyser		put to the vote		
Article 15						
Article 15 <i>requirements to be evaluated</i>	38	De Keyser		put to the vote Adoption 38=> 39 is covered and falls go to 40 (Article 17) Rejection 38 => go to 39		
Article 15, paragraph 7 a (new) <i>requirements to be evaluated</i>	39	Rühle, Jonckheer		put to the vote only if 38 is rejected <i>Note: if adopted, amendment 39 would replace Council's paragraph 4.</i> go to 40 (Article 17)		

Article 17

Article 17, paragraph 1 a (new)	40	Bonde		Inadmissible (The amendment does not conform to Rule 62(2), Rule 150, 151))		
Article 17, paragraph 1 b (new)	41	Bonde		Inadmissible (The amendment does not conform to Rule 62(2), Rule 150, 151))		

Article 28

Article 28 <i>Administrative cooperation</i>	6	Gebhardt PR		put to the vote		
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Article 29

Article 29 <i>Administrative cooperation</i>	7	Gebhardt PR		put to the vote		
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Article 30

Article 30 <i>Administrative cooperation</i>	8	Gebhardt PR		put to the vote		
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Article 31

Article 31 <i>Administrative cooperation</i>	9	Gebhardt PR		put to the vote Adoption 9=> 42 falls go to 43 (Article 39) Rejection 9 => go to 42		
	42	Rühle, Jonckheer		put to the vote only if 9 is rejected go to 43 (Article 39)		

Article 39

Article 39 <i>Mutual evaluation</i>	43	De Keyser		put to the vote Adoption 43=> 10 falls go to 11 (Article 41) Rejection 43 => go to 10 <i>Note: If adopted, Paragraph 1 will need to be adapted depending on the results of the vote</i>		
	10	Gebhardt PR		put to the vote only if 43 is rejected go to 11 (Article 41)		
Article 41						
Article 41 <i>Review clause</i>	11	Gebhardt PR		put to the vote		
Recitals						
Recital 14	12	Gebhardt		put to the vote		
Recital 15	13	van den Burg, Vergnaud		put to the vote Adoption 13=> 14 is covered and falls go to 15 (Recital 27) Rejection 13 => go to 14		
	14	Gebhardt		put to the vote only if 13 is rejected go to 15 (recital 27)		
<i>Note: put to the vote 15/16/17 only if 31/32/33/29/30/4 (amendments on social services) are adopted</i>						
Recital 27	15	Vergnaud, Gottardi, van den Burg, Hamon, Matsouka, Patrie, Hedh, De Keyser		<i>Note: if 31/32/33/29/30/4 (amendments on social services) are rejected, 15 also falls</i> Adoption 15 => 16/17 fall go to 18 (Recital 28) Rejection 15 => go to 16		

	16	Rühle, Jonckheer		<p><i>Note: if 31/32/33/29/30/4 (amendments on social services) are rejected, 16 also falls</i></p> <p>put to the vote only if 15 is rejected</p> <p>Adoption 16 => 17 falls go to 18 (Recital 28)</p> <p>Rejection 16 => go to 17</p>		
	17	Gebhardt		<p><i>Note: if 31/32/33/29/30/4 (amendments on social services) are rejected, 17 also falls</i></p> <p>put to the vote only if previous amendments are rejected</p> <p>go to 18 (Recital 28)</p>		
<i>put to the vote</i>						
Recital 28	18	Vergnaud, Gottardi, van den Burg, Hamon, Matsouka, Patrie, Hedh, De Keyser		<p>put to the vote</p> <p>Adoption 18 => put to the vote 19 as an addition</p> <p>Rejection 18 => go to 19</p>		
	19	Rühle, Jonckheer		<p>put to the vote</p> <p>As an addition to 18, put to the vote the word "<i>conceptions</i>" (the rest is covered)</p> <p>go to 1 (recital 30)</p>		
Recital 30	1 D	Gebhardt PR		put to the vote		
Recital 33	20	Brie		put to the vote		
Recital 82	21 D =	Vergnaud, Gottardi, van den Burg, Hamon, Matsouka, Patrie, Hedh, De Keyser		<p>put to the vote together</p> <p>Adoption 21/22 => 23 falls go to final vote</p> <p>Rejection 21/22 => go to 23</p>		

	22 D =	Brie				
	23	Brie		put to the vote only if 21/22 are rejected		
Adoption of the Draft Recommendation as a whole				+	-	0

5. Any other business

Because of the very short timeframe for the Opinion on Radio Spectrum, it is necessary to open a deadline for amendments for **3 November** . The Chair could give the floor to the draftsman Mrs RÜHLE, who can explain the reasons.

Other comments	ITRE Provisional Timetable	
	1. Exchange of views:	12 September 2006
	2. Exchange of views:	2/3 October 2006
	Minihearing	3 October
	Consideration of draft report	6 November
	Consideration of amendments	27/28 November
	Vote in ITRE	19/20/21 December
	Adoption in Plenary	February 2007

The Chair could ask the Members if there are any other items they wish to raise.

Joe Dunne	
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6. Date and place of next meeting

The next meeting of the Committee is on 21 November 2006 in Brussels.

Joe Dunne	20.00 - 20.30
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7. Co-ordinators' meeting

See attached note (separate signataire)