EC/Hungary Europe agreement: implementation of competition rules

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By letter of 22 May 1995, the Secretariat-General of the Council forwarded to the European Parliament a draft Council and Commission decision concerning the position to be adopted by the Community within the Association Council established by the Europe Agreement between the European Parliament and Hungary with regard to the adoption of the rules necessary for the implementation of Article 62(1)(i), (1)(ii) and (2) of that Agreement and of Article 8(1)(i), (1)(ii) and (2) of Protocol No 2 on ECSC products to that Agreement. The Council called on Parliament to give its opinion as quickly as possible on this draft decision, whose text stipulated that the Community's position within the Association Council should be determined in accordance with the corresponding provisions in the treaties establishing the three institutions. Articles 87, 228 and 235 of the TEU and Article 95 of the ECSC Treaty formed the appropriate legal basis for the implementation of the provisions concerning competition in businesses, due, in particular, to the inclusion in the text of the implementing rules of all types of mergers and acquisitions, including those not that did not fall within the scope of Article 86 of the Treaty. Similarly, the decision established the procedures for cooperation between the competition authorities of the two parties and confirmed that the principles contained in the block exemption regulations in force in the Community should also be applied. Provision was made for a consultation procedure within the Association Council in the case of disagreement between these authorities.