Procurement procedures water, energy, transport and telecommunications sectors (amend. Directive 93/38/EEC)

1995/0080(COD) - 24/01/1996

Following the recommendation of its rapporteur, Mr Werner LANGEN (PPE, D), the committee is proposing the rejection of the Commission proposal on coordinating procurement procedures in the water, energy, transport and telecommunications sectors. All the participants in the public hearing held on 31 October 1995 expressed their misgivings on three essential points of the proposal: - its scope: the proposal goes further than the GATT agreement, in that it applies to public and private undertakings and the sectors specifically excluded by the Government Procuration Act (telecommunications, gas distribution, prospection/extraction of oil, gas or coal, etc.); - the absence of reciprocity, as the proposed measures do not have an equivalent in third countries; - the usefulness of the measure, as the directive referred to (93/38 /EC) is a recent one and has to be reviewed in one or two years' time. Taking account of these aspects, the committee advocates rejecting the proposal and calls on the Commission to present a new text incorporating specific rules and exceptions for public contracts.