Monitoring of the application of Community law. 12th annual report 1994

1995/2195(COS) - 13/02/1996 - Text adopted by Parliament, single reading

The European Parliament adopted the report by Mr Giorgios ANASTASSOPOULOS (PSE, Gr) on the Commission's Twelfth Annual Report on monitoring the application of Community law. The main points of the EP resolution were as follows: - a warning against a non-uniform interpretation and application of Community law; - dynamic interpretation of the rules of Community law, including before the Court of Justice: the Commission was called upon to step up its efforts in this connection; - transparency in the decision-making process: the EP noted that transparency was an integral part of the democratic nature of the EU. It reiterated its previous requests that the Council should legislate in public and deplored the Council's habit of inserting in its minutes unilateral declarations on legislation in the course of adoption, particularly under the codecision procedure. Furthermore, public access to documents concerning the Community legislative process should not be refused save in exceptional cases; - quality of legislation: the Commission was urged to submit as soon as possible all the proposals for legislative codification listed in the 1995 legislative programme; the Commission should submit the consolidated text to the Council and Parliament when it forwarded proposals to amend existing law; - transposition of Community law: the EP regretted that in some sectors (the environment, public contracts, insurance, intellectual property and pharmaceuticals) there was still a backlog, and deplored the excessively long time taken by the Commission before initiating infringement proceedings against the Member States. It also took the view that each parliament could develop internal procedures to monitor the implementation of Community law; - providing information to individuals: the EP considered that the Commission should draw up a practical guide for individuals, listing the main rights and obligations deriving from Community law and their opportunities for asserting them. It asked the Commission to look into the practical difficulties encountered by individuals in gaining access to the European courts and to consider setting up a Community fund to improve the situation; - training in Community law: the EP recommended that the Member States include a study of the disciplines of Community law as a compulsory requirement for access to the legal professions.