Basic information

1995/0254(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
Return of cultural objects unlawfully removed from the territory of a Member State Repealed by 2013/0162(COD) See also 2000/0332(COD) **Subject** 4.45.06 Heritage and culture protection, movement of works of art	

Key players

European Parliament

Former committee for opinion	Former rapporteur for opinion	Appointed
ECON Economic and Monetary Affairs, Industrial Policy	The committee decided not to give an opinion.	
JURI Legal Affairs, Citizens' Rights		
LIBE Civil Liberties and Internal Affairs	LAMBRAKI Irini (PSE)	20/11/1995

Council of the European Union

Council configuration	Meetings	Date
Economic and Financial Affairs ECOFIN	1942	1996-07-08
Economic and Financial Affairs ECOFIN	1954	1996-10-14
Culture	1981	1996-12-16
Culture	1936	1996-06-11

Key events

Date	Event	Reference	Summary
19/10/1995	Legislative proposal published	COM(1995)0479	Summary
27/10/1995	Committee referral announced in Parliament, 1st reading		
15/04/1996	Vote in committee, 1st reading		
15/04/1996	Committee report tabled for plenary, 1st reading	A4-0110/1996	
20/05/1996	Debate in Parliament		Summary
08/07/1996	Council position published	08557/1/1996	Summary

18/07/1996	Committee referral announced in Parliament, 2nd reading		
08/10/1996	Vote in committee, 2nd reading		
08/10/1996	Committee recommendation tabled for plenary, 2nd reading	A4-0309/1996	
14/10/1996	Resolution/conclusions adopted by Council		Summary
12/11/1996	Debate in Parliament		Summary
16/12/1996	Act approved by Council, 2nd reading		Summary
17/02/1997	Final act signed		
17/02/1997	End of procedure in Parliament		
01/03/1997	Final act published in Official Journal		

Technical information

Procedure reference	1995/0254(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
Amendments and repeals	Repealed by 2013/0162(COD) See also 2000/0332(COD)
Legal basis	EC Treaty (before Amsterdam) E 100A
Stage reached in procedure	Procedure completed
Committee dossier	CULT/4/08043

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0110/1996 OJ C 152 27.05.1996, p. 0003	15/04/1996	
Text adopted by Parliament, 1st reading/single reading		T4-0229/1996 OJ C 166 10.06.1996, p. 0016-0038	21/05/1996	Summary
Committee recommendation tabled for plenary, 2nd reading		A4-0309/1996 OJ C 347 18.11.1996, p. 0006	08/10/1996	
Text adopted by Parliament, 2nd reading		T4-0583/1996 OJ C 362 02.12.1996, p. 0089-0102	13/11/1996	Summary

Council of the EU

Document type	Reference	Date	Summary
Council position	08557/1/1996 OJ C 264 11.09.1996, p. 0066	08/07/1996	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1995)0479	19/10/1995	Summary
Commission communication on Council's position	SEC(1996)1301	11/07/1996	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0096/1996 OJ C 097 01.04.1996, p. 0028	31/01/1996	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Directive 1996/0100
OJ L 060 01.03.1997, p. 0059 Summary

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 31/01/1996

The Committee approves the proposed specific, limited amendments to the Annexes, insofar as they are designed to bring about greater legal certainty in respect of the implementation of the EU provisions. With a view to the three-yearly review of both the Regulation and the Directive 93/7/EEC - due to be carried out in 1996 - and in the light of the implementation reports provided for in Article 10 of the Regulation and Article 16 of the Directive, the Committee does, however, wish to take this opportunity to call upon the Commission to attach especial importance to the following: - the level of implementation of the Regulation and the Directive in the various Member States; - the advisability of introducing a form of "passport" or accompanying certificate for particular works of art; - increased cooperation between police forces and legal authorities in the field of the identification of stolen or unlawfully exported cultural goods. On a more general note, the Committee gives its backing to all endeavours to safeguard the immense heritage of cultural goods in the EU; these cultural goods are an integral part of Europe's history and its different cultures.

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 11/06/1996

The Council agreed to amend the annexes of the Directive, which was the subject of a codecision procedure with Parliament, with the German delegation voting against the proposal. The common position of the Council was to be formally adopted at a forthcoming meeting as an ‘A’ item.

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 08/07/1996 - Council position

In its common position, the Council made no substantive changes to the Commission proposal. It simply inserted a procedural amendment to make the date of implementation of the Directive coincide with that of the Regulation amending the Annex to Council Regulation (EEC) No 3911/92 on the export of cultural goods, the proposal for which was submitted at the same time as that for the Directive..

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 17/02/1997 - Final act

OBJECTIVE: to amend Directive 93/7/EEC on the return of cultural objects unlawfully removed from the territory of a Member State in order to deal with the problem of water-colour, gouache and pastel pictures which are regarded as being either paintings or drawings. COMMUNITY MEASURE: Directive 96/100/EC of the European Parliament and of the Council amending the Annex to Directive 93/7/EEC on the return of cultural objects unlawfully removed from the territory of a Member State. SUBSTANCE: For the purposes of Directive 93/7/EEC water-colour, gouache and pastel pictures are regarded as being either paintings or drawings, corresponding to categories 3 and 4 respectively of this Directive. Different financial thresholds apply for each of these categories which causes serious differences of treatment of the pictures depending on the Member States in which they are situated and the current national artistic traditions (which place differing values on different types of work). To deal with this problem this amendment to the directive decides specifically in which category this type of picture falls by creating a new distinct category with a threshold set at ECU 30 000. This threshold ensures that works of major significance unlawfully removed from the territory of a Member State can be returned. DEADLINE FOR TRANSPOSITION: 17/08/1997

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 11/07/1996 - Commission communication on Council's position

The Commission supported the text of the Council's common position.

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 19/10/1995 - Legislative proposal

OBJECTIVE: to amend Directive 93/7/EEC on the return of cultural objects unlawfully removed from the territory of a Member State, in order to deal with the problem of water-colour, gouache and pastel pictures which are regarded as being either paintings or drawings. SUBSTANCE: For the purposes of Directive 93/7/EEC, water-colour, gouache and pastel pictures are regarded as being either paintings or drawings, corresponding to categories 3 and 4 respectively of this Directive. Different value thresholds apply for each of these categories, which gives rise to serious differences in the treatment of the pictures depending on the Member States in which they are situated and the current national artistic traditions (which place differing values on different types of work). To deal with this problem, the Commission proposes deciding specifically in which category this type of picture falls by creating a new distinct category with its own threshold set at ECU 30,000. This threshold will ensure that works of major significance which have been unlawfully removed from the territory of a Member State can be returned.

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 21/05/1996 - Text adopted by Parliament, 1st reading/single reading

Adopting the report by Mr José Antonio ESCUDERO (PPE, E) on the return of cultural objects unlawfully removed from the territory of a Member State, the European Parliament approved the Commission proposal without amendment.

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 13/11/1996 - Text adopted by Parliament, 2nd reading

In adopting the recommendation for second reading by Mr José ESCUDERO (PPE, E), Parliament approved, without amendments, the common position of the Council amending the Annex to Directive 93/7/EEC on the return of cultural objects unlawfully removed from the territory of a Member State.

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 14/10/1996

The Council adopted the following conclusion: "The setting up of a specialized national unit to centralize all information on the illegal trafficking of works of art in each Member State of the European Union, in accordance with national law, with the aim of facilitating the exchange of information, and the analysis of that information, between the various Member States of the European Union. The aim of this proposal is to centralize the information available in the various law enforcement agencies at national level, facilitating, furthermore, the exchange of information and the analysis thereof between States through having a single contact point in each Member State of the European Union. Relations between the national unit and the relevant departments are governed by national law, in particular by constitutional rules"

Return of cultural objects unlawfully removed from the territory of a Member State

1995/0254(COD) - 16/12/1996

The Council adopted the Directive.