Basic information

1995/0358(CNS) CNS - Consultation procedure Regulation	Procedure completed
Protection of the EC financial interests: on-the-spot checks and inspections **Subject** 8.70.04 Protecting financial interests of the EU against fraud	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
CONT Budgetary Control	THEATO Diemut R. (PPE)	27/02/1996

Former committee responsible	Former rapporteur	Appointed
CONT Budgetary Control	THEATO Diemut R. (PPE)	27/02/1996

Former committee for opinion	Former rapporteur for opinion	Appointed
JURI Legal Affairs, Citizens' Rights	The committee decided not to give an opinion.	
LIBE Civil Liberties and Internal Affairs	BONTEMPI Rinaldo (PSE)	13/02/1996

Council of the European Union

Council configuration	Meetings	Date
Economic and Financial Affairs ECOFIN	1960	1996-11-11

Key events

Date	Event	Reference	Summary
20/12/1995	Legislative proposal published	COM(1995)0690	Summary
16/02/1996	Committee referral announced in Parliament		
25/04/1996	Vote in committee		Summary
25/04/1996	Committee report tabled for plenary, 1st reading/single reading	A4-0145/1996	

22/05/1996	Debate in Parliament		
03/06/1996	Amended legislative proposal for reconsultation published	08055/1996	
20/06/1996	Formal reconsultation of Parliament		
25/09/1996	Vote in committee		Summary
25/09/1996	Committee report tabled for plenary, reconsultation	A4-0288/1996	
23/10/1996	Debate in Parliament		
11/11/1996	Act adopted by Council after consultation of Parliament		
11/11/1996	End of procedure in Parliament		
15/11/1996	Final act published in Official Journal		

Technical information

Procedure reference	1995/0358(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	Euratom Treaty A 203 EC Treaty (before Amsterdam) E 235
Stage reached in procedure	Procedure completed
Committee dossier	CONT/4/07978 CONT/4/07627

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0145/1996 OJ C 152 27.05.1996, p. 0004	25/04/1996	
Text adopted by Parliament, 1st reading/single reading		T4-0245/1996 OJ C 166 10.06.1996, p. 0056-0102	22/05/1996	Summary
Committee final report tabled for plenary, reconsultation		A4-0288/1996 OJ C 347 18.11.1996, p. 0004	25/09/1996	
Text adopted by Parliament after reconsultation		T4-0537/1996 OJ C 347 18.11.1996, p. 0115-0149	24/10/1996	Summary

Council of the EU

Document type	Reference	Date	Summary
Amended legislative proposal for reconsultation	08055/1996	03/06/1996	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1995)0690 OJ C 084 21.03.1996, p. 0010	20/12/1995	Summary

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Final act	
Regulation 1996/2185 OJ L 292 15.11.1996, p. 0002	Summary

Protection of the EC financial interests: on-the-spot checks and inspections

1995/0358(CNS) - 24/10/1996 - Text adopted by Parliament after reconsultation

Parliament adopted the report by Mrs Diemut THEATO (PPE, D) concerning on-the-spot checks and inspections carried out by the Commission to protect the European Communities' financial interests against fraud and other irregularities, without making any amendments to the draft Council Regulation.

Protection of the EC financial interests: on-the-spot checks and inspections

1995/0358(CNS) - 11/11/1996 - Final act

OBJECTIVE: to establish a new and additional legal basis for on-the-spot checks and inspections in the fraud prevention context. COMMUNITY MEASURE: Council Regulation EC, Euratom 2185/96 concerning on-the-spot checks and inspections by the Commission for the detection of frauds and irregularities detrimental to the financial interests of the European Communities. SUBSTANCE: the Regulation lays down rules to govern the powers and obligations of the Commission's inspectors and the means which they may employ for the purposes of on-the-spot checks in the context of a fraud investigation. DATE OF ENTRY INTO FORCE: 18 November 1996. The Regulation is applicable from 1 January 1997.

Protection of the EC financial interests: on-the-spot checks and inspections

1995/0358(CNS) - 22/05/1996 - Text adopted by Parliament, 1st reading/single reading

In adopting the report by Mrs THEATO, the European Parliament strengthened the proposal for a regulation concerning on-the-spot checks and inspections by the Commission for the detection of fraud and irregularities detrimental to the financial interests of the European Communities. In its amendments Parliament: - specified that on-the-spot checks and inspections may concern "any other logical operations which might be necessary to carry out the investigation in a proper way"; - added the concept of penalties: sectoral rules may provide for the application of the penalties referred to in Article 5(1) of Regulation (EC/EURATOM) No 2988/95 to persons who resist an inspection or check; - stated that the European Information System and Europol should be able to provide information on international fraud networks, which should be available to the Commission.

Protection of the EC financial interests: on-the-spot checks and inspections

1995/0358(CNS) - 20/12/1995 - Legislative proposal

- OBJECTIVE: to establish a new and additional legal basis for on-the-spot checks and inspections as part of the fraud prevention programme. - SUBSTANCE: the proposal for a regulation is based on the following approach: - it is left to the competence of Member States to provide, where necessary, additional measures in respect of on-the-spot checks and inspections carried out by their own inspectors; - the text leaves the acquis communautaire intact; - based on the concept of irregularity as defined in the joint guideline, the text lays down rules governing the powers and

obligations of the Commission's inspectors and the means at their disposal for on-the-spot checks in the context of an anti-fraud investigation; - it should be noted that the draft text incorporates the amendments put forward by Parliament at the first consultation on the proposal for a regulation on the protection of the European Communities' Financial Interests, and subsequently accepted by the Commission.