Basic information

1996/0217(CNS) CNS - Consultation procedure Regulation	Procedure completed
EC/USA, Helms-Burton Act: protection against effects of application of certain third-country legislation Amended by 2011/0039(COD) **Subject** 6.40.11 Relations with industrialised countries **Geographical area** United States	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
RELA External Economic Relations	KITTELMANN Peter (PPE)	25/09/1996

Committee for opinion	Rapporteur for opinion	Appointed
AFET Foreign Affairs, Security and Defense Policy	PETTINARI Luciano (GUE/NGL)	25/09/1996
JURI Legal Affairs, Citizens' Rights	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
General Affairs	1950	1996-10-01
General Affairs	1989	1997-02-24
General Affairs	1958	1996-10-28
Fisheries	1966	1996-11-22

Key events

Date	Event	Reference	Summary
31/07/1996	Legislative proposal published	COM(1996)0420	Summary
01/10/1996	Resolution/conclusions adopted by Council		

21/10/1996	Committee referral announced in Parliament		
22/10/1996	Vote in committee		
22/10/1996	Committee report tabled for plenary, 1st reading/single reading	A4-0329/1996	
25/10/1996	Debate in Parliament		
22/11/1996	Act adopted by Council after consultation of Parliament		Summary
22/11/1996	End of procedure in Parliament		
29/11/1996	Final act published in Official Journal		
24/02/1997	Debate in Council		

Technical information

Procedure reference	1996/0217(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amended by 2011/0039(COD)
Legal basis	Rules of Procedure EP 170 EC Treaty (before Amsterdam) E 235
Stage reached in procedure	Procedure completed
Committee dossier	RELA/4/08284

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0329/1996 OJ C 347 18.11.1996, p. 0047	22/10/1996	
Text adopted by Parliament, 1st reading/single reading		T4-0564/1996 OJ C 347 18.11.1996, p. 0420-0449	25/10/1996	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1996)0420 OJ C 296 08.10.1996, p. 0010	31/07/1996	Summary
Follow-up document	COM(2018)0494	19/06/2018	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act	
Regulation 1996/2271 OJ L 309 29.11.1996, p. 0001	Summary

Delegated acts	
Reference	Subject
2018/2757(DEA)	Examination of delegated act

EC/USA, Helms-Burton Act: protection against effects of application of certain third-country legislation

1996/0217(CNS) - 31/07/1996 - Legislative proposal

OBJECTIVE: amending the proposal for a Council Regulation protecting against the effects of the application of certain legislation of certain third countries, and actions based thereon or resulting therefrom. SUBSTANCE: in view of the enactment of the Iran and Libya Sanctions Act of 1996 (the 'd'Amato Bill') by the United States of America, the Commission has decided to amend its proposal to the Council for a Council Regulation protecting against the effects of the application of certain legislation of certain third countries, and actions based thereon or resulting therefrom (COM(96)420/3). The amendment concerns an addition to the said USA legislation in the Annex to the proposed EC Regulation.

EC/USA, Helms-Burton Act: protection against effects of application of certain third-country legislation

1996/0217(CNS) - 25/10/1996 - Text adopted by Parliament, 1st reading/single reading

In adopting the report by Mr Peter KITTELMANN (PPE, D), Parliament approved with amendments the proposal for a Council Regulation on protection against the effects of the application of certain legislation of certain third countries and actions based thereon or resulting therefrom. Parliament asked to be kept regularly informed on the application of such legislation and to be consulted on any changes to the list of the various laws to which the provisions of this Regulation apply.

EC/USA, Helms-Burton Act: protection against effects of application of certain third-country legislation

1996/0217(CNS) - 22/11/1996 - Final act

OBJECTIVE: amending the proposal for a Council Regulation protecting against the effects of the application of certain legislation of certain third countries, and actions based thereon or resulting therefrom. COMMUNITY MEASURE: Regulation (EC) No 2271/96 protecting against the effects of the extra-territorial application of laws adopted by a third country, and actions based thereon or resulting therefrom. SUBSTANCE: in order to protect against the effects of certain laws, regulations, and other legislative instruments of third countries which purport to regulate the activities of natural and legal persons under the jurisdiction of the Member States (and notably the Iran and Libya Sanctions Act of 1996 - the d'Amato Act - by the United States of America as well as other laws such as the Cuban Democracy Act 1992 and the Cuban Liberty and Democratic Solidarity Act of 1996 which violate, by their extra-territorial application, the Community objective of free movement of capital between Member States and third countries and infringe international law, this Regulation enables the Community, under certain exceptional circumstances, to take action at Community level in order to protect its interests and the interests of the natural and legal persons in question. Such action is designed to remove, neutralize, block or otherwise counter the effects of the foreign legislation concerned. To this end, the Council will adopt a common action within CFSP in parallel with the Regulation ensuring that each Member State can take the measures it considers necessary to protect itself effectively, in so far as Community interests are not protected by this Regulation. ENTRY INTO FORCE: 29 November 1996.

EC/USA, Helms-Burton Act: protection against effects of application of certain third-country legislation

1996/0217(CNS) - 22/11/1996

Following political agreement reached at its session of 28/29 October last on the "Blocking statute" concerning the Helms-Burton / D'Amato legislation, the Council adopted - the Regulation protecting against the effects of the application of extraterritorial legislation adopted by a third country, and actions based thereon or resulting therefrom, and - the Joint Action concerning measures to be adopted by Member States against the extraterritorial effects of this legislation. It is recalled that the two texts together will provide protection, notably by prohibiting the recognition or enforcement of judgments or administrative decisions based on the contested US legislation, by prohibiting compliance with it, by providing a right to recover damages awarded under it and by establishing a system under which the competent authorities within the EU are appropriately informed.