

| Basic information | |
|---|---------------------|
| 2008/0022(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive | Procedure completed |
| Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification | |
| Repealing Directive 2003/58/EC 2002/0122(COD) Repealed by 2015/0283(COD) Amended by 2011/0038(COD) Amended by 2016/0208(COD) | |
| Subject 3.45.01 Company law | |

| Key players | | | |
|-------------------------------|---------------------------|--|------------|
| European Parliament | Committee responsible | Rapporteur | Appointed |
| | JURI Legal Affairs | GERINGER DE OEDENBERG Lidia Joanna (PSE) | 19/12/2007 |
| Council of the European Union | Council configuration | Meetings | Date |
| | Agriculture and Fisheries | 2956 | 2009-07-13 |
| European Commission | Commission DG | Commissioner | |
| | Legal Service | BARROSO José Manuel | |

| Key events | | | |
|------------|---|--|---------|
| Date | Event | Reference | Summary |
| 31/01/2008 | Legislative proposal published | COM(2008)0039  | Summary |
| 19/02/2008 | Committee referral announced in Parliament, 1st reading | | |
| 29/05/2008 | Vote in committee, 1st reading | | Summary |
| 09/06/2008 | Committee report tabled for plenary, 1st reading | A6-0239/2008 | |
| 17/06/2008 | Decision by Parliament, 1st reading | T6-0270/2008 | Summary |
| 17/06/2008 | Results of vote in Parliament |  | |
| 13/07/2009 | Act adopted by Council after Parliament's 1st reading | | |

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|------------|---|--|--|
| 16/09/2009 | Final act signed | | |
| 16/09/2009 | End of procedure in Parliament | | |
| 01/10/2009 | Final act published in Official Journal | | |

| Technical information | |
|----------------------------|--|
| Procedure reference | 2008/0022(COD) |
| Procedure type | COD - Ordinary legislative procedure (ex-codecision procedure) |
| Procedure subtype | Codification |
| Legislative instrument | Directive |
| Amendments and repeals | <p>Repealing Directive 2003/58/EC 2002/0122(COD)</p> <p>Repealed by 2015/0283(COD)</p> <p>Amended by 2011/0038(COD)</p> <p>Amended by 2016/0208(COD)</p> |
| Legal basis | EC Treaty (after Amsterdam) EC 044-p2g |
| Stage reached in procedure | Procedure completed |
| Committee dossier | JURI/6/58895 |

| Documentation gateway | | | | |
|---|---|------------------------------|-------------------------|-------------------------|
| European Parliament | | | | |
| Document type | Committee | Reference | Date | Summary |
| Committee report tabled for plenary, 1st reading/single reading | | A6-0239/2008 | 09/06/2008 | |
| Text adopted by Parliament, 1st reading/single reading | | T6-0270/2008 | 17/06/2008 | Summary |
| Council of the EU | | | | |
| Document type | Reference | Date | Summary | |
| Draft final act | 03631/2009/LEX | 16/09/2009 | | |
| European Commission | | | | |
| Document type | Reference | Date | Summary | |
| Legislative proposal |  COM(2008)0039 | 31/01/2008 | Summary | |
| Other institutions and bodies | | | | |
| Institution/body | Document type | Reference | Date | Summary |
| EESC | Economic and Social Committee: opinion, report | CES0487/2008 | 12/03/2008 | |

| Additional information | | |
|------------------------|----------|------|
| Source | Document | Date |
| National parliaments | IPEX | |
| European Commission | EUR-Lex | |

| Final act |
|---|
| Directive 2009/0101 OJ L 258 01.10.2009, p. 0011 |

[Summary](#)

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

2008/0022(COD) - 31/01/2008 - Legislative proposal

PURPOSE: codification of the First Directive on co-ordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent.

PROPOSED ACT: Directive of the European Parliament and of the Council.

CONTENT: the purpose of this proposal is to undertake a codification of First Council Directive of 9 March 1968 on co-ordination of safeguards which, for the protection of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 58 of the Treaty, with a view to making such safeguards equivalent throughout the Community.

The new Directive will supersede the various acts incorporated in it; it fully preserves the content of the acts and hence does no more than bring them together with only such formal amendments as are required by the codification exercise itself.

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

2008/0022(COD) - 17/06/2008 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted, by 654 votes to 13 with 5 abstentions, a legislative resolution approving, under 1st reading of the codecision procedure, the proposal for a directive of the European Parliament and of the Council on coordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent (codified version).

The report had been tabled for consideration in plenary by Lidia Joanna GERINGER de OEDENBERG (PES, PL) on behalf of the Committee on Legal Affairs. The proposal is approved as adapted to the recommendations of the Consultative Working Party of the Legal Services of the European Parliament, the Council and the Commission.

Coordination of safeguards of companies with a view to making such safeguards equivalent for the protection of the interests of members and third parties. Codification

2008/0022(COD) - 16/09/2009 - Final act

PURPOSE: codification of the First Directive on co-ordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent.

LEGISLATIVE ACT: Directive 2009/101/EC of the European Parliament and of the Council on coordination of safeguards which, for the protection of the interests of members and third parties, are required by Member States of companies within the meaning of the second paragraph of Article 48 of the Treaty, with a view to making such safeguards equivalent (codified version).

CONTENT: the purpose of this Directive is to undertake a codification of First Council Directive of 9 March 1968 on co-ordination of safeguards which, for the protection of members and others, are required by Member States of companies within the meaning of the second paragraph of Article 58 of the Treaty, with a view to making such safeguards equivalent throughout the Community.

The new Directive will supersede the various acts incorporated in it. The Directive fully preserves the content of the acts and hence does no more than bring them together with only such formal amendments as are required by the codification exercise itself.

ENTRY INTO FORCE: 21/10/2009.