



EUROPEAN PARLIAMENT

2014 - 2019

Plenary sitting

A8-0155/2015

11.5.2015

*****II**

RECOMMENDATION FOR SECOND READING

on the Council position at first reading with a view to the adoption of a regulation of the European Parliament and of the Council on insolvency proceedings (recast)
(16636/5/2014 – C8-0090/2015 – 2012/0360(COD))

Committee on Legal Affairs

Rapporteur: Tadeusz Zwiefka

Symbols for procedures

- * Consultation procedure
- *** Consent procedure
- ***I Ordinary legislative procedure (first reading)
- ***II Ordinary legislative procedure (second reading)
- ***III Ordinary legislative procedure (third reading)

(The type of procedure depends on the legal basis proposed by the draft act.)

Amendments to a draft act

Amendments by Parliament set out in two columns

Deletions are indicated in ***bold italics*** in the left-hand column. Replacements are indicated in ***bold italics*** in both columns. New text is indicated in ***bold italics*** in the right-hand column.

The first and second lines of the header of each amendment identify the relevant part of the draft act under consideration. If an amendment pertains to an existing act that the draft act is seeking to amend, the amendment heading includes a third line identifying the existing act and a fourth line identifying the provision in that act that Parliament wishes to amend.

Amendments by Parliament in the form of a consolidated text

New text is highlighted in ***bold italics***. Deletions are indicated using either the ¶ symbol or strikeout. Replacements are indicated by highlighting the new text in ***bold italics*** and by deleting or striking out the text that has been replaced.

By way of exception, purely technical changes made by the drafting departments in preparing the final text are not highlighted.

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DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

on the Council position at first reading with a view to the adoption of a regulation of the European Parliament and of the Council on insolvency proceedings (recast) (16636/5/2014 – C8-0090/2015 – 2012/0360(COD))

(Ordinary legislative procedure: second reading)

The European Parliament,

- having regard to the Council position at first reading (16636/5/2014 – C8-0090/2015),
 - having regard to the opinion of the European Economic and Social Committee of 22 May 2013¹,
 - having regard to its position at first reading² on the Commission proposal to Parliament and the Council (COM(2012)0744),
 - having regard to Article 294(7) of the Treaty on the Functioning of the European Union,
 - having regard to Rule 76 of its Rules of Procedure,
 - having regard to the recommendation for second reading of the Committee on Legal Affairs (A8-0155/2015),
1. Approves the Council position at first reading;
 2. Notes that the act is adopted in accordance with the Council position;
 3. Instructs its President to sign the act with the President of the Council, in accordance with Article 297(1) of the Treaty on the Functioning of the European Union;
 4. Instructs its Secretary-General to sign the act, once it has been verified that all the procedures have been duly completed, and, in agreement with the Secretary-General of the Council, to arrange for its publication in the *Official Journal of the European Union*;
 5. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

¹ OJ C 271, 19.9.2013, p. 55.

² Texts adopted of 5.2.2014, P7_TA(2014)0093.

PROCEDURE

Title	Insolvency proceedings (recast)
References	16636/5/2014 – C8-0090/2015 – 2012/0360(COD)
Date of Parliament's first reading – P number	5.2.2014 T7-0093/2014
Commission proposal	COM(2012)0744 - C7-0413/2012
Receipt of Council position at first reading announced in plenary	15.4.2015
Committee responsible Date announced in plenary	JURI 15.4.2015
Rapporteurs Date appointed	Tadeusz Zwiefka 18.12.2012
Previous rapporteurs	Klaus-Heiner Lehne
Discussed in committee	24.9.2014
Date adopted	7.5.2015
Result of final vote	+: 21 -: 0 0: 2
Members present for the final vote	Max Andersson, Joëlle Bergeron, Jean-Marie Cavada, Therese Comodini Cachia, Rosa Estaràs Ferragut, Laura Ferrara, Lidia Joanna Geringer de Oedenberg, Dietmar Köster, António Marinho e Pinto, Evelyn Regner, Pavel Svoboda, József Szájer, Axel Voss, Tadeusz Zwiefka
Substitutes present for the final vote	Daniel Buda, Sergio Gaetano Cofferati, Pascal Durand, Angel Dzhambazki, Jytte Guteland, Sylvia-Yvonne Kaufmann, Cecilia Wikström
Substitutes under Rule 200(2) present for the final vote	Marisa Matias, Morten Messerschmidt, Barbara Spinelli
Date tabled	11.5.2015