

DEU II

Selected proposals and issues, starting with the EU-15 cases
(26 March 2012)

The following is a list of the proposals and issues included in the DEUII dataset. The numbers in parentheses after each issue refer to the case number in the dataset.

Proposal for a regulation of the European Parliament and of the council regarding public access to documents of the European Parliament, the Council and the Commission (COD/2000/032)

1. The extent to which each of the three institutions (Commission, Council and EP) can decide to provide access to the documents of other institutions. (1)
 - 0: Each institution (Commission, EP and Council) decides on public access to its own documents
 - 40: Each institution decides on public access to its own documents, and has some discretion to give access to documents of other institutions
 - 100: Each institution has considerable discretion to provide public access not only to its own documents, but also to documents of the other institutions
2. The extent of exceptions to the rule of open public access. (2)
 - 0: As few as possible
 - 50: Some
 - 100: As many as possible
3. Access to confidential documents. (3)
 - 0: Include provisions that enable as much public access as possible with protections
 - 60: Intermediate position (a broad group of experts would decide on level of access)
 - 100: Restrict public access to confidential documents as much as possible (a small group of three or four experts would decide on the classification)
4. The application of EU rules regarding public access to decisions by national authorities regarding access to EU documents. (4)
 - 0: EU rules should not apply to national authorities
 - 50: National authorities obliged to consult with relevant EU institution whenever there is uncertainty regarding document classification
 - 100: EU rules should apply fully to national authorities

Proposal for a directive of the EP and of the amending Council Directive 96/53/EC laying down for certain road vehicles circulating within the Community the maximum authorised dimensions in national and international traffic and the maximum authorised weights in international traffic (COD/2000/060)

1. The maximum permitted length of rigid motor vehicles on EU territory. (5)
 - 0: As long as possible (up to 15 meters)
 - 50: 13.5 meters
 - 100: Short (12 meters)
2. The manoeuvrability of certain road vehicles. (6)
 - 0: Manoeuvrability requirements as specified in an international agreement in Geneva (somewhat less demanding than the Commission's 1997 directive)
 - 100: Manoeuvrability requirements as specified in the Commission's 1997 directive (somewhat more demanding than the Geneva agreement)

Proposal for an EP and Council regulation concerning action against anti-personnel landmines in developing countries (COD/2000/062)

1. The destruction of stockpiles of landmines. (7)
 - 0: Do not destroy stockpiles
 - 90: Destroy stockpiles, but only in combination with mines in the ground
 - 100: Destroy stockpiles, even there are no mines in the ground
2. The level of funds for demining activities. (8)
 - 0: Low level of funding
 - 100: High level of funding
3. The visibility of EU-funded demining activities in developing countries. (9)
 - 0: Visibility should not be defined as an aim of the programme
 - 95: Minor rewording of the article referring to visibility as an aim of the regulation
 - 100: Visibility defined as one of the aims of the regulation

Proposal for a regulation of the EP and the Council on the accelerated phasing-in of double hull or equivalent design requirements for single hull oil tankers (COD/2000/067)

1. The speed at which single hull tankers should be phased out. (10)
 - 0: Slower phasing out
 - 50: 2005 and 2010, depending on category of ship
 - 100: Faster phasing out
2. The extent to which the EU's policy should be integrated with the International Maritime Organisation. (11)
 - 0: No integrated approach
 - 100: Integrated approach

Proposal for a directive on a common regulatory framework for electronic communications networks and services (COD/2000/184)

1. The autonomy of National Regulatory Authorities (NRAs) from the Commission. (12)
 - 0: NRAs have decisive power
 - 50: NRAs have decisive power, but are required to consult the Commission and other NRAs
 - 60: In the case of a dispute, NRAs are required to justify their position to the Commission
 - 100: Commission has decisive power
2. The definition of significant market power. (13)
 - 0: The Commission's definition based on "dominance"
 - 30: Dominance plus other more precise definitions
 - 60: More precise definition. Dominance alone is insufficient
 - 100: Definition based on market shares
3. The Commission's authority to decide which operators have significant market power. (14)
 - 0: Commission makes a recommendation
 - 100: Commission decides

Proposal for a 13th directive on company law concerning takeover bids (COD/1995/341)

1. The definition of an equitable price. (15)

- 0: Left to member states
- 100: Based on share price
- 2. The ability of the management body to take defensive measures to prevent a takeover. (16)
 - 0: Defensive measures are possible with few exceptions
 - 25: Possible, but with the requirement of shareholder approval
 - 100: Only exceptionally
- 3. The extent to which employees of the target company should be informed and consulted when deciding on a takeover bid. (17)
 - 0: No requirements
 - 50: Employees entitled to some information, but no consultation requirements
 - 75: Employees entitled to extensive information
 - 100: Extensive information and consultation requirements
- 4. The timing of the implementation of the directive. (18)
 - 0: Indefinite postponement
 - 50: Four years or more
 - 100: Two years

Proposal for a directive on the resale right for the benefit of the author of an original work of art (COD/1996/085)

- 1. The threshold above which the resale right should apply. (19)
 - 0: No threshold (preferably no directive)
 - 9: Very high threshold of Euro 5000 or more
 - 27: Euro 4000
 - 45: Euro 3000
 - 81: Euro 1000
 - 100: Very low threshold of Euro 500
 - (NB: unusual numbers due to fact that reference point was coded outside the 0-100 range during the interview)
- 2. The cap on the maximum payment the artist should receive. (20)
 - 0: No mandatory payment (reference point)
 - 9: Euro 2,000
 - 45: Euro 10,000
 - 64: Euro 12,500
 - 100: No cap
 - (NB: unusual numbers due to fact that reference point was coded outside the 0-100 range during the interview)
- 3. The degressivity of the payments to artists based on the value of the work of art. (21)
 - 0: No resale right (reference point)
 - 9: Highly degressive
 - 32: Compromise outcome
 - 100: Commission proposal
 - (NB: unusual numbers due to fact that reference point was coded outside the 0-100 range during the interview)
- 4. Timing of implementation. (22)
 - 0: Indefinite postponement (reference point)
 - 9: Five plus fifteen or twenty years
 - 41: Four years for most member states, plus four years for other states, plus an additional option of two years

82: Five years after entry into force
100: 18 months after entry into force
(NB: unusual numbers due to fact that reference point was coded outside the 0-100 range during the interview)

Proposal for a directive relating to cocoa and chocolate products intended for human consumption (COD/1996/112)

1. The prohibition of fats other than cocoa and butter. (23)
 - 0: All fats permitted
 - 20: Extensive list
 - 50: Limited list
 - 100: No fats other than cocoa
2. The labelling of chocolate products that contain fats other than cocoa. (24)
 - 0: Mention in list of ingredients
 - 20: A general label identifying these products
 - 60: A clear label on the back of these products
 - 100: Only products made from cocoa should be called chocolate
3. The derogation for the UK and Ireland regarding milk chocolate. (25)
 - 0: Keep derogations for the UK and Ireland
 - 100: Abolish these derogations
4. The timing of the impact study regarding developing countries. (26)
 - 0: Before the directive comes into force
 - 100: After the directive comes into force

Proposal for a directive on the sale of consumer goods and associated guarantees (COD/1996/161)

1. The party – i.e. the consumer or the producer – who should decide whether a faulty product is replaced or repaired. (27)
 - 0: Producer decides
 - 50: Consumer under certain conditions
 - 100: Consumer always decides
2. The notification period: the period of time within which a consumer should notify the producer of a fault in a product. (28)
 - 0: No notification period in all member states
 - 50: Leave up to member states to decide whether they have a notification period
 - 100: Mandatory notification period in all member states

Proposal for a directive relating to insurance against civil liability in respect of the use of motor vehicles and amending Directives 73/239/EEC and 92/49/EEC (COD/1997/264)

1. The applicability of the directive to EU citizens outside EU member states. (29)
 - 0: No directive. Reference point
 - 44: Standard EU-wide applicability
 - 78: Should apply to interactions between EU citizens in green card countries, even outside the EU
 - 100: Should apply to interactions between EU citizens worldwide

(NB: unusual numbers due to fact that reference point was coded outside the 0-100 range during the interview)

Proposal for a directive on the harmonization of certain aspects of copyright and related rights in the Information Society (COD/1997/359)

1. The protection of consumers and copyright-holders' rights regarding the transfer of protected works over the internet. (30)

0: Full rights for copyright-holders; little to none for consumers

50: More rights for copyright-holders than consumers

100: Balance between rights for copyright-holders and consumers

2. The legality of "time shifting", whereby consumers copy a work at one time point and consume it later. (31)

0: Permit time shifting

25: Permit time shifting with fair compensation

100: Heavy restrictions on time shifting

3. The applicability of the "fair compensation" principle to exceptions to the directive. (32)

0: Do not apply the principle to exceptions

33: Limited application

100: Mandatory application of the principle to many exceptions

Proposal for a regulation amending Council Regulation (EEC) N° 2913/92 establishing the Community customs code (COD/1998/134)

1. The liberalization of customs agents. (33)

0: In favour of liberalization

100: Against liberalization

2. The creation of new open areas without fencing. (34)

0: Establish new open areas without fencing. Reduce control within these areas

100: Maintain fences and strict controls within them

3. The consolidation of import taxes borne by importers. (35)

0: Against consolidation

100: In favour of consolidation

4. The defence of "good faith" for importers based in the EU whose imports from developing countries turn out not to be from countries that are exempted from import taxes. (36)

0: Importers should always pay

50: Importers obliged to pay only under certain circumstances

100: Importers should not be obliged to pay taxes in such cases

Proposal for a directive on a common framework for electronic signatures (COD/1998/191)

1. The strength of technical requirements for electronic signatures to have the same legal effects as written signatures. (37)

0: Very liberal requirements

100: Very precise requirements

2. Public control of market access for service providers. (38)

0: No application or registration requirement

50: Self control but member states may require a register

100: Service providers must request permission

3. The harmonization of national legislation regarding liability of service providers in the case of misuse. (39)

0: No harmonization / left to national level

100: Harmonize

Proposal for a decision establishing the second phase of the Community action programme in the field of education Socrates (COD/1998/195)

1. The level of funding to be allocated to the programme. (40)
 - 0: None
 - 60: Euro 1.55bn over seven years
 - 75: Euro 1.85bn over seven years
 - 80: Euro 2.0bn over seven years
 - 100: Euro 2.5bn over seven years
2. The formulation of the revision clause in the case of EU enlargement. (41)
 - 0: No revision clause
 - 100: Include a revision clause
3. The terminology used to describe the programme, in particular the phrase “European education area”. (42)
 - 0: Do not use the phrase “European education area”. Instead something like “European dimension of education”
 - 100: Use the phrase

Proposal for a regulation on orphan medicinal products (COD/1998/240)

1. The definition of a rare illness (one that requires a so-called orphan medical product). (43)
 - 0: Very narrow definition
 - 70: 3 in 10,000
 - 85: 4 in 10,1000
 - 100: Broadest definition: 5 in 10,000

Proposal for a directive on the taking up, the pursuit and the prudential supervision of the business of electronic money institutions (COD/1998/252)

1. The extent to which the activities of electronic money institutions should be regulated. (44)
 - 0: No regulation
 - 50: Liberal approach to regulation – few restrictions on institutions that may issue electronic money
 - 100: Only credit institutions should be able to issue electronic money
2. Derogations to the directive. (45)
 - 0: No regulation / complete national discretion
 - 17: Flexible approach (SE/FI proposal)
 - 33: Considerable amount of derogations
 - 75: Some derogations
 - 100: No derogations

(NB: unusual numbers due to fact that reference point was coded outside the 0-100 range during the interview)

Proposal for a regulation regarding the implementation of measures to promote economic and social development in Turkey (COD/1998/300)

1. The allocation of funds for this programme. (46)
 - 0: Do not fund
 - 100: Euro135m

2. Whether to include provisions regarding human rights, in particular the death penalty and minority rights. (47)

0: No provisions regarding human rights

100: Include provisions regarding human rights

3. Whether to include a provision regarding nuclear power plants. (48)

0: No provision regarding nuclear power plants

100: Include provision regarding nuclear power plants

Proposal for a regulation for the prevention and control of certain transmissible spongiform encephalopathies (COD/1998/323)

1. The slaughter of the cohort and/or stock of animals if a case of BSE is detected. (49)

0: Slaughter cohort OR stock

100: Slaughter cohort AND stock

2. The categorization of member states into BSE-free and infected countries. (50)

0: No categorization

33: Opposed to categorization proposed by the Commission

67: Commission categorization with some adjustments

93: Commission categorization with minor adjustments (particularly regarding past cases)

100: Commission categorization

3. The extent of post-slaughter checks in the event of an outbreak of BSE. (51)

0: No tests required

50: Spot tests

70: Tests for all animals older than 30 months; and for animals older than 24 months in herds that are at risk

100: Test all animals older than 24 months

Proposal for a directive on certain legal aspects of electronic commerce in the internal market (COD/1998/325)

1. The application of the country of origin principle or international private law to e-commerce contracts. (52)

0: Country of origin principle applies

10: Country of origin principle applies, but reference is made to international private law

100: International private law applies

2. The inclusion of professional services in the directive. (53)

0: Exclude certain kinds of services, particularly financial services, lawyers and medical doctors

75: Include professional services, but grant discretion to member states in applying this provision

100: Include all professional services

3. The location liability for the content of websites. (54)

0: Hosting providers not responsible for content

13: The main principle is non-liability, although some exemptions to this are mentioned in the recitals

50: Possibility of legal action against hosting providers in the case of racial or religious discrimination

75: Possibility of legal action against hosting providers in where criminal law is concerned or where human dignity is violated

100: Hosting providers should be fully responsible for content

Proposal for a directive amending Directive 94/55/EC on the approximation of the laws of the Member States with regard to the transport of dangerous goods by road (COD/1999/083)

1. The establishment of bodies to monitor the safety of transport of gas bottles. (55)
 - 0: Leave to national regulations
 - 55: EU-wide harmonization that takes into account national circumstances
 - 70: Harmonized system, with exceptions for efficiency
 - 100: Uniform Community-wide regulatory bodies

Proposal for a directive on Energy Efficiency Requirements for Ballasts for Fluorescent Lighting (COD/1999/127)

1. The length of the transition period for phasing out inefficient lights. (56)
 - 0: Do not phase out
 - 33: Very long transition period. Commission proposal plus two years
 - 47: Long transition period: Commission proposal plus a year
 - 100: As soon as possible
2. The complete phasing out of inefficient magnetic ballasts. (57)
 - 0: Do not phase out completely. Exceptions indefinitely
 - 30: Phase out is not automatic. Re-consider status of magnetic ballasts after a transition period
 - 100: Phase out magnetic ballasts (types c and d), leaving only electronic ballasts (type b). The phasing out should be automatic.

Proposal for a directive amending Directive 95/2/EC on food additives other than colours and sweeteners (COD/1999/158)

1. The ban on propellant gases in water-based emulsion sprays. (58)
 - 0: Remove the ban on propellant gases
 - 100: Keep the ban on propellant gases

Proposals for a regulation establishing a system for the identification and registration of bovine animals and regarding the labelling of beef and beef products and repealing Council Regulation (EC) No 820/97 (COD/1999/204)

1. The timing of the introduction of the first step of the labelling system. (59)
 - 0: Never/no system
 - 30: Delay for 2-3 years
 - 81: January 2001
 - 86: September 2000
 - 100: January 2000
2. The timing of the introduction of the second step of the labelling system. (60)
 - 0: Never/no system
 - 52: January 2003
 - 76: January 2002
 - 100: January 2001
3. The level of detail of the required label in the first step of the system. (61)
 - 0: Reference point (labels with price and weight)
 - 20: Add a series of codes
 - 40: Above, plus information on member state of origin

- 50: Above, plus information on traceability to member states and slaughter houses
 - 60: Same as above, plus gender of animal and information on maturation of the meat
 - 85: Even more detailed requirements on the category of the animal
 - 100: Most detailed requirements (race and class of animal)
4. The level of detail of the required label in the second step of the system. (62)
- 0: Reference point (price and weight)
 - 20: Above, plus information on whether or not of EU origin
 - 35: Plus country of birth
 - 60: Plus farm where animal was born, fattened, slaughtered and deboned
 - 80: Plus gender of animal
 - 100: Plus category of the animal

Proposal for a directive amending Directive 64/432/EEC on health problems affecting intra-Community trade in bovine animals and swine (COD/1999/217)

1. The extension of the exemption from testing for young animals from herds that are officially disease free (63)
- 0: Extend the exemption
 - 20: Extend the exemption, but with a more limited role for the Commission
 - 100: Abolish the exemption/no extension

Proposal for a directive amending for the 22nd time Directive 76/769/EEC on the approximation of the laws, regulations and administrative provisions of the Member States relating to restrictions on the marketing and use of certain dangerous substances and preparations (phthalates) and amending Council Directive 88/378/EEC on the approximation of the laws of the Member States concerning the safety of toys (COD/1999/238)

1. The ban of phtalates in toys for children under the age of three. (64)
- 0: No ban
 - 25: Ban six phtalates
 - 75: Ban six phtalates and set migration limits on other 24
 - 100: Ban all 30 phtalates
2. The labelling of products containing phtalates. (65)
- 0: No labelling requirement
 - 100: Introduce a labelling requirement
3. The introduction of tests for products containing phtalates. (66)
- 0: Do not introduce tests for safety, but rather ban certain soft toys
 - 20: Introduce testing requirements after technical advances in these methods
 - 100: Introduce tests rather than ban

Proposal for a directive on the approximation of the laws, regulations and administrative provisions of the Member States concerning the manufacture, presentation and sale of tobacco products (COD/1999/244)

1. The rules that should apply to tobacco products exported from EU to non-EU countries. (67)
- 0: Do not apply
 - 50: Apply only if importing state does not have regulations
 - 100: Apply same rules
2. The size and strength of minimum health warnings on tobacco products (68)

- 0: Few requirements
- 50: Commission proposal
- 100: Strongest requirements, including 30-40 percent of package and mandatory colour photographs
- 3. The required disclosure of product information. (69)
 - 0: Limited disclosure requirements
 - 40: Move to a common list of requirements eventually
 - 60: Introduce a timetable for a common list
 - 100: Introduce a common list immediately
- 4. The committee for updating the directive (70)
 - 0: Under the auspices of the existing directive giving more authority to the Commission
 - 50: A declaration stating that the committee will consult member states
 - 100: Introduce a new independent committee
- 5. The ban on product descriptions such as “light”. (71)
 - 0: No ban
 - 25: Ban the term “light”
 - 50: Ban the terms “light” and “mild”
 - 100: Ban these terms and all positive references to yield levels

Proposal for a directive on the interoperability of the trans-European conventional rail system (COD/1999/252)

- 1. The scope of harmonization. (72)
 - 0: No harmonization
 - 50: Limited harmonization
 - 100: Extensive harmonization
- 2. The timing of implementation. (73)
 - 0: No implementation
 - 67: Linked to TSIs
 - 80: 30 months
 - 90: 24 months
 - 100: 18 months
- 3. The discretion to be granted to the committee responsible for overseeing implementation under the comitology procedure. (74)
 - 0: No committee or legislation
 - 67: A committee with limited discretion
 - 83: Give committee more discretion, but define procedures in directive
 - 87: Committee should have discretion to define its procedures
 - 100: Committee has discretion as defined above, plus broad discretion to interpret the exceptions to the directive

Proposal for a decision on the implementation of a training programme for professionals in the European audiovisual programme industry (MEDIA - Training) (2001-2005) (COD/1999/275)

- 1. The amount of funds to be allocated to the programme. (75)
 - 0: No funds
 - 50: Euro 50m
 - 100: Euro 100m

Proposal for a regulation listing the third countries whose nationals must be in possession of visas when crossing the external borders and those whose nationals are exempt from that requirement (CNS/2000/030)

1. The autonomy of each member state to recognize the passports of non-EU countries. (76)
 - 0: Maintain member states' autonomy
 - 100: Remove autonomy
2. Whether people who are stateless need to present visas when they enter Europe. (77)
 - 0: Visa requirement
 - 100: No visa requirement
3. Whether Romanian citizens need to present a visa when they enter an EU member state. (78)
 - 0: Visa requirement
 - 100: No visa requirement
4. Whether Bulgarian citizens need to present a visa when they enter an EU member state. (79)
 - 0: Visa requirement
 - 100: No visa requirement
5. Whether Columbian citizens need to present a visa when they enter an EU member state. (80)
 - 0: Visa requirement
 - 100: No visa requirement
6. Whether citizens of Macao and Hong Kong need to present a visa when they enter an EU member state. (81)
 - 0: Visa requirement
 - 100: No visa requirement

Proposal for a directive on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof (CNS/2000/127)

1. The decision rule, unanimity or QMV, for cancelling the temporary protection of refugees. (82)
 - 0: Unanimity
 - 100: QMV
2. The duration of temporary protection. (83)
 - 0: 18 months
 - 40: 2 years
 - 75: 3 years
 - 100: no limit defined
3. Whether member states need to justify their decisions regarding the numbers of refugees they take. (84)
 - 0: no requirement to justify
 - 100: must justify decision with arguments

Proposal for a directive amending Directive 77/388/EEC on the common system of value added tax, with regard to the length of time during which the minimum standard rate is to be applied (CNS/2000/223)

1. The minimum level of VAT. (85)

- 0: No minimum
- 100: Minimum rate of 15 percent
- 2. The length of time for which the measure should be in force. (86)
 - 0: 3 years
 - 100: 5 years

Proposal for a regulation on the common organisation of the markets in the sugar sector (CNS/2000/250)

- 1. The duration of the extension of the current scheme. (87)
 - 0: Until 2002/2003 harvest
 - 50: Until 2006 with a review in 2003
 - 100: Until 2006 with a review in 2006
- 2. The reduction of production quotas. (88)
 - 0: Reduce by 115K tonnes
 - 100: Maintain
- 3. The abolition of subsidies for storage costs. (89)
 - 0: Abolish
 - 100: Maintain

Proposal for a regulation amending Regulations No 136/66/EEC and (EC) No 1638/98 as regards the extension of the period of validity of the aid scheme and the quality strategy for olive oil (CNS/2000/358)

- 1. The duration of the extension of the current aid scheme. (90)
 - 0: 2 years
 - 33: 3 years
 - 67: 4 years
 - 100: 5 years
- 2. The use and labelling of mixtures of olive oil and vegetable oil. (91)
 - 0: No new requirements
 - 30: Permit with a label
 - 60: Permit with a “value laden” label that is unattractive to consumers
 - 100: Prohibit
- 3. The use of talc in the processing of olive oil. (92)
 - 0: Permit
 - 25: Permit with refinements
 - 60: Permit, but make it possible to ban domestically
 - 100: Prohibit
- 4. The labelling system for different types of olive oil. (93)
 - 0: Current labelling regime (minor refinements)
 - 100: Introduce terms such as “crude” and “standard”
- 5. The indication of the country of processing on the label. (94)
 - 0: No new requirements. Harvesting country only.
 - 30: Processing country optional
 - 70: Double labelling compulsory
 - 100: Double labelling with equal weight to harvesting and processing countries

Proposal for a regulation concerning action against anti-personnel landmines (CNS/2000/062B)

- 1. The visibility of EU demining activities to third countries. (95)

- 0: Visibility should not be defined as an aim of the programme
- 100: Visibility defined as one of the aims of the regulation

Proposal for a directive relating to honey (COD/1996/114)

1. The scope of the comitology procedure for updating the directive. (96)
 - 0: No comitology procedure. Updating requires new legislation
 - 20: Very limited comitology procedure
 - 60: Comitology with substantial scope
 - 100: Extensive comitology procedure
2. The mention of the country and region of origin on the label. (97)
 - 0: No provision/leave to international treaties
 - 70: Include a provision that permits mention of the country of origin
 - 80: Mention of country of origin and under certain conditions the region
 - 100: Mention of the region of origin should be provided for
3. The labelling of honey intended for industrial use. (98)
 - 0: No change. In particular, Germany and the UK can continue to use positive-sounding language to refer to industrial honey
 - 100: Uniform reference to industrial honey required

Proposal for a directive relating to fruit juices and certain similar products intended for human consumption (CNS/1996/115)

1. The introduction of new product designations. (99)
 - 0: No new designations
 - 70: Introduce new designations
 - 100: Introduce a distinction between two different types of juice
2. The use of absorbents in production processes. (100)
 - 0: Allow new absorbents with no conditions
 - 50: New absorbents allowed under certain conditions
 - 100: No new absorbents allowed

Proposal for a regulation (EC) laying down certain technical measures for the conservation of fishery resources (CNS/1996/160)

1. The types of nets permitted for fishing (101)
 - 0: No restrictions
 - 45: Two types of net permitted
 - 100: One type of net permitted

Proposal for a directive on a common system of taxation applicable to interest and royalty payments made between associated companies of different Member States (CNS/1998/087)

1. The types of companies that should fall under the scope of the directive. (102)
 - 0: Then current list of companies
 - 20: An updated list
 - 50: Associated companies
 - 75: Include partnerships
 - 100: All companies that fall under corporate tax net
2. The extent to which the directive should apply to indirectly owned companies. (103)
 - 0: No indirectly owned companies included
 - 50: Some indirectly owned

100: All indirectly owned above 25 percent

Proposal for a directive laying down minimum standards for the protection of laying hens kept in various systems of rearing (CNS/1998/092)

1. The use of cages. (104)
 - 0: No new requirements
 - 50: Requirements to improve cages
 - 100: Prohibit certain types
2. The timing of the improvements in general conditions. (105)
 - 0: January 2003
 - 34: January 2002
 - 67: January 2001
 - 100: As early as possible (1999/2000)
3. The minimum area for each animal. (106)
 - 0: 450 cm²
 - 20: 550
 - 30: 600
 - 40: 800
 - 100: 1400 cm²
4. The timing of the introduction of the minimum area. (107)
 - 0: January 2006
 - 50: January 2004
 - 100: January 2002
5. The timing of the ban on cages. (108)
 - 0: No ban
 - 60: January 2015
 - 80: January 2012
 - 100: January 2010
6. Imported eggs that do not meet EU rules. (109)
 - 0: EU rules do not apply to third countries
 - 60: Make attempts to secure application of EU rules through WTO negotiations
 - 100: EU rules apply to eggs imported to the EU from third countries

Proposal for a regulation (EC) on the common organisation of the market in beef and veal (CNS/1998/109)

1. The reduction of the support price. (110)
 - 0: More than 30 percent
 - 30: 30 percent
 - 50: 20 percent
 - 70: 15 percent
 - 80: 10 percent reduction
 - 100: No reduction in the support price
2. The level of compensation for the reduction. (111)
 - 0: 40 percent of the cut should be compensated
 - 30: 50 percent
 - 50: 60 percent
 - 100: 70 percent

Proposal for a regulation (EC) on the common organisation of the market in milk and milk products (CNS/1998/110)

1. The reduction of the intervention price. (112)
 - 0: 30 percent by 2006
 - 40: 15 percent between 2000 and 2004
 - 50: 15 percent in 2002
 - 60: 10 percent in 2000
 - 80: 15 percent in 2005
 - 100: No cut
2. The future of the quota system. (113)
 - 0: to 2006
 - 35: to 2008
 - 70: to 2006 then review
 - 100: Indefinite extension

Proposal for a directive amending Directive 92/79/EEC on the approximation of taxes on cigarettes, Directive 92/80/EEC on the approximation of taxes on manufactured tobacco other cigarettes and Directive 95/59/EC on taxes other than turnover taxes which affect the consumption of manufactured tobacco (CNS/1998/189)

1. The frequency with which tobacco tax should be reviewed. (114)
 - 0: Every 2 years
 - 50: Every 3 years
 - 75: Every 4 years
 - 100: Every 5 years
2. The extension of the derogation for the German tobacco industry, fine-cut tobacco. (115)
 - 0: Exception for fine cut
 - 100: No exception for fine cut

Proposal for a directive to ensure a minimum of effective taxation of savings income in the form of interest payments within the Community (CNS/1998/193)

1. The scope of the directive, in particular the inclusion of Eurobonds and investment funds. (116)
 - 0: Exclude bonds and investment funds
 - 100: Include
2. The rules governing taxation of interest on savings in the EU, in particular a withholding tax or information sharing system. (117)
 - 0: Full national autonomy
 - 23: A withholding tax of 10 percent
 - 31: A withholding tax of 15 percent
 - 46: Dual system without revenue sharing
 - 69: Dual system with revenue sharing
 - 85: Information provision without reciprocity
 - 100: Information provision with reciprocity
3. Whether the directive should be implemented only if satisfactory agreements can be concluded with third countries. (118)
 - 0: Conditional
 - 80: Not conditional, but with provisions for strong countermeasures if agreements fail

100: Immediate adoption. Talks with third countries, but no provisions for counter measures at the time of adoption

Proposal for a regulation amending Regulation nr 17: First Regulation implementing Articles 85 and 86 of the Treaty (CNS/1998/288)

1. The market share threshold above which vertical agreements should be prohibited as a rule (119)
 - 0: 20 percent
 - 50: 30 percent
 - 70: 35-40 percent
 - 100: 100 percent
2. Whether block exemptions to the prohibition of vertical agreements apply to car distribution (120)
 - 0: Provisions should apply
 - 30: Special provisions for the car distribution until 2002, then revisited
 - 100: The provisions should not apply to car distribution
3. The required time limits on non-compete contracts between companies. (121)
 - 0: No time limits
 - 50: 4-7 years
 - 100: 5 plus 5 years, depending on sector

Proposal for a regulation regarding the implementation of measures to intensify the EC-Turkey customs union (CNS/1998/299)

1. The allocation of funds for his programme. (122)
 - 0: None
 - 100: Euro 15m
2. The inclusion of amendments regarding minority rights and the death penalty (123)
 - 0: Do not include
 - 100: Include

Proposal for a directive amending, with regard to the level of the standard rate, Directive 77/388/EEC on the common system of value added tax (CNS/1998/331)

1. The minimum level of VAT (124)
 - 0: No minimum
 - 100: Minimum of 15%
2. The introduction of a maximum level of VAT (125)
 - 0: No maximum
 - 100: Maximum of 25%

Proposal for a regulation laying down the detailed rules and arrangements regarding Community structural assistance in the fisheries sector (CNS/1998/347)

1. The scrap-build penalty to qualify for funding (126)
 - 0: For every 100 tonnes of ship built, 150 to 180 tonnes of old ship must be scrapped
 - 10: For every 100 tonnes of ship built, 130 tonnes of old ship must be scrapped
 - 100: One to one
2. The linkage between funding and conservation objectives (127)
 - 0: Linked to both annual and final MAGP objectives as a condition for receiving subsidies

- 30: Linked to annual, not final, MAGP objectives
- 60: Limited linkage to annual MAGP objectives
- 100: No linkage, or only a "paper" linkage

Proposal for a decision establishing a Community Action Programme in the field of civil protection (CNS/1998/354)

1. The size of the budget for the programme (128)
 - 0: Euro 1.5m
 - 30: Euro 2m
 - 50: Euro 3m
 - 100: Euro 4.5m
2. The duration of the programme (129)
 - 0: 2 years
 - 70: 5 years
 - 100: 7 years

Proposal for a regulation on the common organisation of the markets in fishery and aquaculture products (CNS/1999/047)

1. The extensiveness of labelling of fisheries products (130)
 - 0: Reduce labelling requirements
 - 40: Existing labelling requirements
 - 80: Introduce an eco-labelling requirement
 - 100: Introduce more extensive labelling requirements including freshness grade
2. The extent of market intervention to support fisheries (131)
 - 0: Abandon all forms of support and intervention
 - 30: Decrease both financial compensation and carry over premium
 - 40: Decrease financial compensation and increase carry over premium
 - 90: Current system
 - 100: Keep current system and increase carry-over premium
3. The openness of trade with third countries (132)
 - 0: Free trade approach: more suspensions than quota
 - 40: Liberalization, but keep the overall yearly quota
 - 100: Protectionist approach

Proposal for a regulation establishing a list of types of behaviour which seriously infringe the rules of the common fisheries policy (CNS/1999/050)

1. The harmonization of infringements and sanctions regarding common fisheries policy (133)
 - 0: No harmonization. Leave to member states.
 - 20: A limited list of infringements and sanctions
 - 30: A longer common list of infringements and sanctions with a yearly report on infringements in each member state's territories
 - 40: A longer common list with twice-yearly reports
 - 100: Complete harmonization

Proposal for a directive amending Directive 77/388/EEC as regards the possibility of applying on an experimental basis a reduced VAT rate on labour-intensive services (CNS/1999/056)

1. The possibility of introducing a lower VAT rate for labour intensive services (134)

- 0: Global description of services to which a reduced level of VAT could be applied
- 40: Possible, based on a list of services with some additional exceptions
- 50: Limited possibility based on a detailed list
- 90: Limited possibility
- 100: No possibility of lower VAT rate

Proposal for a regulation amending Regulation (EEC) No 2377/90 laying down a Community procedure for the establishment of maximum residue limits of veterinary medicinal products in foodstuffs of animal origin (CNS/1999/072)

1. The timing of the introduction of common standards regarding residue limits (135)
 - 0: No common standards
 - 67: In three years' time
 - 89: In one year's time
 - 100: Immediately
2. The application of these medicinal products to other animals, namely horses (136)
 - 0: EU regulation permitting the use of these products on horses
 - 50: No EU regulation
 - 100: EU regulation prohibiting the use of these products on horses
3. The application of these medicinal products to other animals, namely "minor species" (137)
 - 0: EU regulation permitting the use of these products on minor species
 - 50: No EU regulation
 - 100: EU regulation prohibiting the use of these products on minor species

Proposal for a directive on the marketing of forest reproductive material (CNS/1999/092)

1. The specificity of the definition of GMO used in the legislation (138)
 - 0: General definition
 - 100: Tight definition
2. The collection of "source identified" class seeds from forests (139)
 - 0: Do not include source identified class
 - 50: Allow member states to ban or approve this in their territories
 - 100: Include source identified class
3. Standards for tradable planting stock (140)
 - 0: Do not include Part E
 - 100: Include Part E

Proposal for a regulation concerning the establishment of Eurodac for the comparison of the fingerprints of applicants for asylum and certain other third-country nationals to facilitate the implementation of the Dublin Convention (CNS/1999/116)

1. The type of comitology procedure for implementing the directive (141)
 - 0: Committee in Council with unanimity voting
 - 10: Council committee with QMV
 - 20: Council committee with majority voting
 - 100: Regular comitology procedure

Proposal for a regulation amending Council Regulation EC N° 1628/96 relating to aid for Bosnia and Herzegovina, Croatia, the Federal Republic of Yugoslavia and the

former Yugoslav Republic of Macedonia, in particular through the setting-up of the European Agency for reconstruction (CNS/1999/132)

1. The location of the agency (142)

0: All in Thessalonika

80: Most in Pristina

100: All in Pristina

Proposal for a regulation laying down certain control measures applicable in the area covered by the Convention on Future Multilateral Co-operation in the North-East Atlantic Fisheries (CNS/1999/138)

1. The committee for implementing the regulation (143)

0: Each new measure should be discussed in the Council

80: Management committee, but emphasize that this is not a precedent case

100: Management committee with no further qualification

2. Whether member states or the EU should bear the costs for the control measures (144)

0: Member states

40: Member states up to the year 2000; afterwards a new procedure

100: EU funds

Proposal for a regulation on budgetary discipline (CNS/1999/151)

1. The mechanism to be instituted if the EU overspends on its agriculture budget (145)

0: Immediate stop of payments

25: Automatic mechanism that successively decreases spending

50: Commission administers and reports to Council monthly. Council bound by interinstitutional agreement

70: Commission administers, but Council decides by unanimity

90: Commission administers with some discretion

100: Commission administers with wider discretion

Proposal for a regulation on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters (CNS/1999/154)

1. The jurisdiction of ecommerce cases (146)

0: Country of seller

73: May be in buyers country if that country is targeted by marketing

100: Consumer may decide

2. The external competence of the Commission (147)

0: Member states should be given competence

50: Leave this issue to international treaties

100: Commission should have competence in this area

Proposal for a regulation on closer dialogue with the fishing industry and groups affected by the common fisheries policy (CNS/1999/163)

1. The financing of the advisory council for closer dialogue (148)

0: No funding for industry organizations

35: Expenditure should remain in Part A of the budget

100: Legal obligation to fund, and included in Part B

2. The representation of member states in the advisory council. (149)

0: EU level organizations only

- 50: Mixture
- 100: Strong representation of national organizations

Draft decision establishing the Employment Committee (CNS/1999/192)

1. The institutional location of the Committee: in the Commission or Council (150)
 - 0: No committee
 - 67: Within the Council
 - 80: More under the Council's sphere of influence
 - 88: Balance
 - 100: Clearly in the Commission's sphere of influence
2. The politicization of the Committee's mandate (151)
 - 0: No committee
 - 67: Open set of tasks / "politicized"
 - 92: Closed list of tasks
 - 100: No political mandate

Proposal for a regulation on production aid for cotton (CNS/1999/202)

1. The size of the penalty for excessive production (152)
 - 0: 100% penalty
 - 60: 70% penalty
 - 70: 50% penalty up to NSQs, then 2% slices above NSQs
 - 80: 60% penalty
 - 100: 50% penalty
2. The level of national guarantees quantities (153)
 - 0: 782K tonnes in EL and 249K tonnes in ES
 - 50: Low and high level penalty rate threshold
 - 100: Increase NGQs to 1600K tonnes in total

Proposal for a regulation amending Regulation (EC) No 1488/96 on financial and technical measures to accompany (MEDA) the reform of economic and social structures in the framework of the Euro-Mediterranean partnership (CNS/1999/214)

1. The role of the committee in deciding which projects should be funded (154)
 - 0: Committee, consisting of member states' representatives, has a large role in deciding on projects
 - 38: Committee's role reduced to projects over Euro 20m and those in which particular states have special interests
 - 63: Committee with a further reduced role to projects over Euro 40m
 - 88: Committee with considerably reduced role to decide on projects, although member states' influence maintained
 - 100: Committee with little power, with the stipulation that member states must not manage directly any of the projects
2. The size of the budget for this programme (155)
 - 0: Euro 4200m
 - 15: Euro 4600m
 - 30: Euro 5000m
 - 45: Euro 5350m
 - 55: Euro 5600m
 - 100: Euro 6700m

Proposal for a directive establishing a general framework for equal treatment in employment and occupation (CNS/1999/225)

1. Exceptions to the principle of equal treatment for religious reasons (156)
 - 0: No EU legislation
 - 40: Some exceptions with a broad definition
 - 60: Some exceptions with a narrow definition
 - 100: Very few exceptions to the principle of equal treatment allowed
2. The definition of reasonable adjustment for accommodating disabled people (157)
 - 0: No EU legislation
 - 40: Narrow definition of reasonable adjustment / generic approach
 - 55: Broader definition
 - 100: Broadest definition of reasonable adjustment

Proposal for a regulation amending Regulation (EEC) No 404/93 on the common organisation of the market in bananas (CNS/1999/235)

1. The liberalization of the market for bananas (158)
 - 0: Complete liberalization
 - 50: Increase the quotas
 - 100: Current protectionist system
2. The timing of the new system (159)
 - 0: Liberalization as soon as possible. In 2000
 - 40: In 2006
 - 75: In 2010
 - 100: Postpone indefinitely

Proposal for a regulation amending Regulation (EC) No 1251/1999 establishing a support system for producers of certain arable crops to include flax and hemp grown for fibre (CNS/1999/236)

1. The restriction of the support scheme for short flax and hemp (160)
 - 0: Large restriction of the support scheme
 - 70: Limited restriction with linkage to long flax and hemp
 - 100: No restriction
2. The restriction of the support scheme for long flax and hemp (161)
 - 0: Large restriction of the support scheme
 - 100: No restriction

Proposal for a regulation amending Regulation (EC) No 1255/1999 on the common organisation of the market in milk and milk products (CNS/1999/246)

1. The level of EU co-financing (162)
 - 0: 50% cofinancing by EU
 - 50: 75% cofinancing by the EU
 - 100: No cofinancing – EU pays 100%
2. The fat content of milk included in the subsidy scheme (163)
 - 0: No change to current system
 - 67: Increase subsidy for low fat milk relative to regular milk
 - 100: Same subsidies for low and high fat milk

Proposal for a regulation amending for the fifth time Regulation (EC) No 850/98 of 30 March 1998 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms (CNS/1999/255)

1. The prohibition of fishing for sand eels in the North Sea (164)
 - 0: Do no limit
 - 100: Limit
2. The minimum landing size of deepwater rose shrimp (165)
 - 0: No limit
 - 83: 20mm
 - 92: 22mm
 - 100: 24mm

Proposal for a decision creating a European Refugee Fund (CNS/1999/274)

1. The inclusion of provisions for emergency measures (166)
 - 0: Do not include
 - 100: Include
2. The distribution of funds across member states (167)
 - 0: On the basis of the numbers of refugees each takes
 - 20: A flat payment to each member state, starting with Euro 500K for 2000, with the allocation of the remaining funds based on the numbers of refugees each takes
 - 40: The flat rate payments should be higher – 30 percent of whole budget
 - 60: Allocations based on flat rate payments, numbers of refugees, and numbers of refugees in relation to population sizes should make up approximately equal portions of the total allocations
 - 100: The whole fund should be allocated based on the numbers of refugees in relation to the total population sizes
3. The percentage of funds controlled by the Commission (168)
 - 0: 5%
 - 100: 10%

Proposal for a decision on the implementation of a programme to encourage the development, distribution and promotion of European audiovisual works (MEDIA Plus - Development, Distribution and Promotion) (2001-2005) (CNS/1999/276)

1. The total budget for development, distribution and promotion (169)
 - 0: No MEDIA plus
 - 40: Euro 200m
 - 50: Euro 250m
 - 60: Euro 300m
 - 70: Euro 350m
 - 74: Euro 370m
 - 80: Euro 400m
 - 90: Euro 450m
 - 100: Euro 500m
2. The balance between funding for production and distribution in the budget (170)
 - 0: Primarily funding for production (about 20% for distribution)
 - 80: Balance between production and distribution
 - 100: Primarily funding for distribution (about 57% for distribution)
3. Funding individual projects rather than packages of projects (171)
 - 0: Individual projects
 - 50: Both
 - 100: Primarily funding of packages of projects

4. Whether funding for distributors should depend on whether they co-finance filmmakers at an early stage (172)

0: Funding should be available to them with no special rules

40: Funding should be available with some conditions

100: Funding should be available to distributors, but only under strict conditions – those who cofinance film makers at an early stage

5. The percentage of funds to be allocated to pilot studies (173)

0: 3% to pilots

42: 5% to pilots

100: 7.5% to pilots

Post-2004 issues

Proposal for a regulation laying down general provisions on the European Regional Development Fund, the European Social Fund and the Cohesion Fund (AVC/2004/163) Considered as part of the same co-decision package as COD/2004/167

1. The eligibility of VAT costs for funding by the RDF (174)
 - 0: Not eligible
 - 100: Eligible
2. The eligibility of renovation of prefabricated housing for funding by the RDF (175)
 - 0: Not eligible
 - 40: Eligible, but only up to a small percentage of the operational programme
 - 100: Fully eligible

Proposal for a regulation (EC) No 1080/2006 of the European Parliament and of the Council of 5 July 2006 on the European Regional Development Fund and repealing Regulation (EC) No 1783/1999 (COD/2004/167)

1. The eligibility of advance payments for funding by RDF (176)
 - 0: Limited eligibility (35%)
 - 100: 100% eligible
2. The introduction of a performance reserve to reward the best-performing programmes (177)
 - 0: No performance reserve
 - 20: An optional performance reserve that stays in the country
 - 100: A Community-level performance reserve

Proposal for a directive amending Directive 2003/88/EC concerning certain aspects of the organisation of working time (COD/2004/209)

1. The optout from the maximum working week (178)
 - 0: Keep the optout
 - 50: Keep but specify exceptions
 - 100: Phase out
2. The reference for defining working time (179)
 - 0: Leave to member states (hours based on contract possible)
 - 100: Based on worker
3. Inclusion of on-call time (180)
 - 0: Exclude on-call time
 - 100: Include on-call time

Proposal for a regulation Concerning the Financial Instrument for the Environment (LIFE +) (COD/2004/218)

1. The structure of financing (181)
 - 0: Old-style approach consisting of European projects
 - 75: Programming with specific criteria
 - 100: Programming approach
2. The inclusion of nature (182)
 - 0: Include but no special attention as a separate area
 - 50: Possible to finance nature and biodiversity specifically
 - 75: At least 50 percent should go to nature and biodiversity
 - 100: Include and increase funding

3. The inclusion of environmental technology activities (183)
 - 0: Exclude
 - 40: Some of these activities can be funded if especially innovative
 - 70: Include, but not as a separate component
 - 100: Include as a separate component

Proposal for a regulation laying down general provisions establishing a European Neighbourhood and Partnership Instrument (COD/2004/219)

1. Member states' involvement in implementation (184)
 - 0: MSs involved in strategic plans every 7 years
 - 50: More MS involvement in annual plans
 - 75: MSs in annual plans and Commission's decisions restricted to special areas
 - 100: Extensive MS involvement and little autonomy for Commission
2. EP involvement in implementation (185)
 - 0: No EP involvement
 - 30: Consulted in some areas
 - 100: Extensive consultation and co-decision in some areas
3. The programming allocation to Southern versus Eastern neighbours (186)
 - 0: Modest weight to historical trends
 - 25: Declaration that historical trends would be considered
 - 80: Large weight to historical trends
 - 100: Split the budget so that Southern neighbours received a high proportion

Proposal for a directive on market access to port services (COD/2004/240)

1. The handling of cargo in ports by staff of shipping companies (187)
 - 0: No EU rule on this issue/Delegate to member states
 - 100: Liberalize throughout Europe

Proposal for a regulation concerning the rights of persons with reduced mobility when travelling by air

1. Who should provide services for passengers with reduced mobility (188)
 - 0: Airlines
 - 33: Airports, but airlines may opt-out
 - 67: Airports. Airlines may opt-out, but this must be approved by airports
 - 100: Airports with no opt-out clause

Proposal for a regulation on the definition, description, presentation and labelling of spirit drinks (COD/2005/028)

1. The permitted content of vodka and its labelling (189)
 - 0: Non-traditional ingredients allowed; no labelling requirement
 - 20: Non-traditional ingredients allowed; small labelling requirement for non-traditional
 - 50: Non-traditional ingredients allowed; heavy labelling requirement for non-traditional
 - 70: Potatoes, cereals and sugar beet only
 - 100: Potatoes only
2. Procedures for updating the regulation (190)
 - 0: Co-decision
 - 70: Regulatory committee with scrutiny powers for the EP

80: Regulatory committee
100: Management committee

Proposal for a directive on criminal measures aimed at ensuring the enforcement of intellectual property rights (COD/2005/127)

1. The specification of sanctions (fines etc.) in the directive (191)
 - 0: No specification of sanctions
 - 50: Some general descriptions of sanctions
 - 100: Detailed specification of sanctions
2. The scope of the directive (192)
 - 0: Limit to Community legislation
 - 100: Include areas beyond Community legislation

Proposal for a directive on the retention of data processed in connection with the provision of public electronic communication services and amending Directive 2002/58/EC (COD/2005/182)

1. The types of crimes for which retained data can be used (193)
 - 0: Determine by national legislation
 - 30: Terrorism and organized crime
 - 70: European Arrest Warrant crimes
 - 100: All serious crimes
2. Who should cover the costs incurred in retaining data (194)
 - 0: Member states decide
 - 100: Governments obliged to reimburse service providers
3. Types of data to be stored (195)
 - 0: No EU requirement / against retaining data
 - 40: Fixed phone and limited mobile phone data
 - 75: Fixed phone, mobile and internet IP
 - 100: Extensive data
4. The duration of data retention (196)
 - 0: No EU requirement / against retaining data
 - 25: 3-6 months
 - 50: 6-12 months
 - 75: 6-24 months
 - 90: 3 years
 - 100: 4 years
5. The inclusion of data protection safeguards in this legislation (197)
 - 0: No new requirements
 - 20: Limited safeguards based on some states' existing provisions
 - 100: Extensive list of data protection safeguards

Proposal for a directive on ambient air quality and cleaner air for Europe (COD/2005/183)

1. The postponement of the deadline for targets regarding certain pollutants (198)
 - 0: Possibility of postponing for a long time (six or more years mentioned)
 - 25: Possibility of postponing NOX target by 5 years, PM10 by 3 years
 - 50: Possibility of postponing NOX target by 5 years, PM10 target by 2 years
 - 100: No possibility of postponing targets
2. Targets for fine particles, PM2.5 (199)
 - 0: Non-binding targets

- 40: Limit value of 25 units by 2015
- 45: Limit value of 25 units by 2015 with exposure concentration 20 units
- 50: Limit value of 25 units by 2010
- 60: Limit value of 20 units by 2015
- 70: Limit value of 20 units by 2010
- 100: More ambitious targets (e.g. 12 units by 2010)

Proposal for a directive on improving the portability of supplementary pension rights (COD/2005/214)

1. The transfer of pension rights for employees (200)
 - 0: Preservation only
 - 50: Include option to transfer rights, but with exceptions (e.g. only within country)
 - 100: Include option of transferring rights with few exceptions
2. The standards of fair treatment regarding the preservation of pension rights (201)
 - 0: "Weak" fair treatment requirement
 - 100: "Strong" fair treatment requirement
3. Requirements for entry into or exclusion from occupational pension schemes (202)
 - 0: No change to existing national arrangements
 - 60: Minimum age not higher than 25; maximum vesting period of five years
 - 100: Maximum requirements more generous to employees
4. The duration of the transition period and scope of the directive (203)
 - 0: Long transition period and limited scope (10 years and only to new pensions)
 - 50: Shorter transition period, but still narrow scope (only to new pensions)
 - 100: Shorter transition period of 5 years for the vesting period. Directive should apply to existing pensions.

Proposal for a directive on payment services in the internal market amending Directives 97/7/EC, 2002/65/EC, 2005/60/EC and 2006/48/EC and repealing Directive 97/5/EC (COD/2005/245)

1. Requirements for entry into the payment services market (204)
 - 0: Qualitative approach / few rules set
 - 40: Varying requirements from Euro20K to Euro125K depending on activity (with possibility to waive these under a threshold)
 - 50: Standard capital requirement of Euro 125m (with possibility to waive these under a threshold)
 - 100: High capital requirements in all member states
2. Rules for credit providers, non-banks in particular (205)
 - 0: All member states should apply a liberal regime
 - 60: Member states may limit the provision of credit in payment services by non-banks
 - 100: Member states shall limit the provision of credit in payment services by non-banks to short periods (1-3 months)
3. Required speed of payments (206)
 - 0: Longest permitted duration; at least five days after transfer
 - 100: Shortest permitted duration; one day after transfer
4. End-to-end liability (207)
 - 0: Limited liability for service providers
 - 25: Service provider must provide customer with proof of transfer

100: End-to-end liability for payer's service provider

Proposal for a directive on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the pursuit of television broadcasting activities (COD/2005/260)

1. The scope of the directive (208)
 - 0: Exclude non-linear services
 - 50: Include non-linear services, but with restrictive definitions
 - 100: Include non-linear services
2. The minimum duration of programmes (of a protected type) before an advert is allowed (209)
 - 0: No minimum time set
 - 45: 20 minutes
 - 66: 30 minutes
 - 100: 45 minutes
3. Advertising in non-protected programmes (210)
 - 0: Minimal restrictions. Abolish the 20 minute duration rule for these programmes and the prohibition of advertising "spots"
 - 50: Abolish minimum duration, but keep prohibition of "spots"
 - 100: Keep minimum duration and prohibition of "spots"
4. Product placement in programmes (211)
 - 0: Allow product placement, but allow member states to set more restrictive rules
 - 40: Prohibit product placement with exceptions and rules specified in the directive. Member states retain substantial autonomy.
 - 100: Prohibit
5. The application of the principle of the country of origin (212)
 - 0: Weak application of country of origin principle, meaning that broadcasters in one member state are obliged to respond to complaints from regulators in other member states
 - 80: Strong application of country of origin principle. However, member states can make complaints to regulators in other member states regarding broadcasters in those other states. Broadcasters are not obliged to change their practices in response.
 - 100: Strong application of principle. Codification of existing case law.

Proposal for a directive on waste (COD/2005/281)

1. The classification of incineration as recovery (213)
 - 0: No incineration classified as recovery
 - 40: Formula including energy efficiency requirements to determine whether incineration can be classified as recovery
 - 100: Low energy efficiency requirements for classifying incineration as recovery
2. The description of the waste hierarchy and exceptions (214)
 - 0: Flexible three-level hierarchy
 - 50: Five-level hierarchy as guiding principle with life-cycle exceptions
 - 100: Five-level hierarchy as rule with life-cycle exceptions
3. Waste prevention targets (215)
 - 0: No EU obligation to have waste prevention targets

- 20: MSs obliged to have targets and may determine specific qualitative or quantitative targets for programmes
- 30: MSs obliged to have prevention targets and shall determine specific quantitative and qualitative targets
- 100: 2008 levels by 2012

4. Recycling targets (216)

- 0: No new targets
- 100: 50% for household waste by 2020 and 70% for construction waste by 2020

Proposal for a regulation establishing measures for the recovery of the Southern hake and Norway lobster stocks in the Cantabrian Sea and Western Iberian peninsula and amending Regulation (EC) No 850/98 for the conservation of fishery resources through technical measures for the protection of juveniles of marine organisms (CNS/2003/318)

1. The closure of areas for fishing (217)

- 0: Against closing
- 35: Close 2 areas
- 100: Close 5 areas

2. The method of controlling fishing / how fishing effort should be measured (218)

- 0: 20 Days
- 25: 22 Days
- 100: Kilowatt days

3. The vessels that should be included (219)

- 0: Strongly limited
- 35: Exclude also medium-sized vessels
- 60: Exclude small vessels < 10 meters.
- 75: Include also smaller vessels
- 100: Inclusive

4. The level of the mortality rate (220)

- 0: 0.3
- 20: 0.27
- 100: 0.17

Proposal for a regulation establishing measures for the recovery of the sole stocks in the Western Channel and the Bay of Biscay (CNS/2003/327)

1. The type of plan to be adopted – recovery or management (221)

- 0: Short-term recovery plan
- 25: Include long-term management plan elements into short-term recovery plan.
- 100: Long-term management plan

2. The management of fishing activities in this area (222)

- 0: By days at sea.
- 100: Not by days at sea, but an alternative licensing system.

3. The vessels that should be included in alternative licensing system (223)

- 0: Limited (2000KG/300KG)
- 75: 2000KG/100KG.
- 100: Inclusive (1000KG/25KG)

4. The breadth of the tolerance margin (224)

- 0: 20%

60: 8%
100: 0%

Proposal for a regulation on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) (CNS/2004/161)

1. Criteria for defining disadvantaged areas (“less favoured”) (225)
 - 0: Leave definition unchanged.
 - 20: Change only a few aspects of existing criteria.
 - 30: Change criteria only after Commission conducts more research.
 - 50: Change only some criteria.
 - 100: Change all criteria including natural criteria extending to mountains.
2. The method for pre-allocating funds (226)
 - 0: No % across axis.
 - 10: No % but minimum expenditures for environmental issues.
 - 15: Only leader should have min percentage, but 10% too high.
 - 30: 50% 2nd axis but no percentages for other axis and Leader.
 - 50: Principle of pre-determined % across all axis and Leader accepted, but those of position 100 too high.
 - 60: 25% 2nd axis, but the other percentages too high.
 - 70: 10%, 20%, 10%, 5%, respectively.
 - 90: Ok with % of position 100, but want to be able to shift expenditures between axis.
 - 100: Expenditures across axis one, two, three, and the Leader: 15%, 25%, 15%, 10%, respectively.

Proposal for a regulation on the financing of the common agricultural policy (CNS/2004/164)

1. The application of budgetary discipline (227)
 - 0: Council decides on how much and which payments to reduce.
 - 35: Commission makes forecast on budget and a proposal for reductions. The Council then takes a decision. If no decision is reached, Commission has power to implement reductions, which the Council can however refute in a later step.
 - 40: Commission should have influence, but Council should dominate process.
 - 80: Commission should decide in most cases – might need swift action, but some areas covered by Council.
 - 100: Commission should cut money to stay under ceiling by its own power. Decide by how much and where to cut.
2. Procedures for informing the Commission of payments (228)
 - 0: Different Procedures for EAFRD and EAGF (more flexible procedure for EAFRD)
 - 20: Member states can choose which procedure they use.
 - 40: CAP: Monthly information needs to be provided. EAFRD: Depends on source of funds.
 - 80: Provide some flexibility for EAFRD procedure, extent of which would be decided by Commission.
 - 100: Same Procedure for both EAFRD and EAGF.
3. The recovery of payments when domestic courts are involved (229)
 - 0: Shouldn't interfere with courts at national level. Wait until court decides.
 - 25: 10 years.

- 35: 8 years.
- 50: 6 years.
- 100: Close books sooner (after around 2 years).
- 4. The eligibility of VAT for support (230)
 - 0: Not eligible
 - 100: Eligible
- 5. The conditions under which the Commission cannot refuse to finance expenditures (231)
 - 0: After 24 months.
 - 50: 30 months (somewhere in between).
 - 100: After 36 months.

Proposal for a regulation: European Fisheries Fund (CNS/2004/169)

- 1. Finance for new ship building (232)
 - 0: No money (1.5:0).
 - 15: 1.5: 0.15
 - 20: 1.5: 0.20
 - 50: 1.5: 0.5
 - 60: 1.5: 0.6
 - 70: 1.5: 0.7
 - 80: 1.5: 0.8
 - 100: Support building of ships with considerable funds (one and a half old ships for one new ship 1.5:1).
- 2. Replacement of engines (233)
 - 0: No capacity loss / No replacement.
 - 10: Agree to some capacity loss
 - 40: Less capacity loss than 1:1.2
 - 50: 1:1.2
 - 70: 1:1.3
 - 100: Replace engines to reduce capacity by a lot 1:1.4.
- 3. The establishment of GT reserve tonnage (ceiling) (234)
 - 0: No GT reserve at all.
 - 10: Only a very small reserve.
 - 30: Less than Commissions position of 3% of scrapped vessels.
 - 50: 3% of scrapped vessels.
 - 60: 4% of scrapped vessels.
 - 70: More than 4% of scrapped vessels.
 - 90: 10-15% of scrapped vessels.
 - 100: 20% of scrapped vessels.
- 4. Support for aquaculture (235)
 - 0: Support only micro and small companies.
 - 80: Support also medium sized companies.
 - 95: Size condition lifted but focus on supporting small and micro companies.
 - 100: Support all companies.

Proposal for a directive laying down minimum rules for the protection of chickens kept for meat production (CNS/2005/099)

- 1. The permitted maximum density of chickens kept for meat production (236)
 - 0: No maximum
 - 20: Commitment to return to the issue

- 50: 45kg per m³
 - 70: 39 kg with possibility of more
 - 75: 38 kg with possibility of more
 - 80: 38kg
 - 100: 35kg
2. The extensiveness of checks in slaughter houses (237)
- 0: No systematic inspections
 - 25: Only for high-density producers
 - 100: Include requirement for systematic inspections

Proposal for a regulation on the common organisation of the markets in the sugar sector (CNS/2005/118)

1. The size of the price cut (238)
- 0: Large cut of >39% / preference for complete liberalization
 - 22: Cut of 39%
 - 28: Cut of 36%
 - 60: Small cut
 - 80: Smaller cut
 - 100: No cut
2. The merging of A and B quotas (239)
- 0: Cut B then A
 - 100: Merge and then cut
3. The level of compensation (240)
- 0: Complete liberalization / no compensation
 - 40: 40%
 - 64: 64.2% on average
 - 100: 100 %

Proposal for a directive establishing a framework for Community action to achieve a sustainable use of pesticides (COD/2006/132)

1. Areal spraying of crops (241)
- 0: Permit spraying throughout Europe under certain conditions specified in the directive
 - 50: Prohibit spraying but allow member states to derogate under certain conditions
 - 100: Prohibit spraying throughout Europe
2. The setting of targets for reducing the use of pesticides (242)
- 0: Member states decide during implementation
 - 100: A compulsory system set at the EU level

Proposal for a directive amending Directive 97/67/EC concerning the full accomplishment of the internal market of Community postal services (COD/2006/196)

1. Protection of existing providers that are large employers (243)
- 0: No EU-wide liberalization / national variation
 - 33: Protection for existing companies within the framework of EU-wide liberalization
 - 100: Full liberalization without restrictions
2. The timing of liberalization (244)
- 0: Later than 2010

- 60: Full opening by 2010 with a derogation period for member states
- 80: Full opening by 2010
- 100: Full opening of markets by 2009

Proposal for a regulation amending Regulation (EC) No 1255/1999 on the common organisation of the market in milk and milk products (CNS/2007/026)

1. The removal of aid for storing cream and skimmed milk powder (245)
 - 0: Remove aid
 - 100: Do not remove aid
2. Subsidies for school milk (246)
 - 0: More subsidies for whole milk
 - 50: Same subsidies for skimmed and whole milk
 - 100: More subsidies for skimmed milk

Proposal for a directive amending Council Directive 78/855/EEC concerning mergers of public limited liability companies and Council Directive 82/891/EEC concerning the division of public limited companies as regards the requirement for an independent expert's report on the occasion of a merger or a division (COD/2007/035)

1. Whether a report by independent experts is mandatory (247)
 - 0: Not if 100% of shareholders agree that it is unnecessary
 - 10: Not if 100% of shareholders agree that it is unnecessary and there are additional guarantees are met that the merger will not damage creditors or employees of the new company
 - 70: Leave it to member states discretion to determine the conditions under which a report is mandatory
 - 100: Always require a report

Proposal for a regulation amending Regulation (EC) No 1290/2005 on the financing of the common agricultural policy (CNS/2007/045)

1. The annual publication of public funding of CAP (248)
 - 0: Member states publish figures at the national level
 - 100: Commission publishes figures
2. The time limits on the Commission's power to reduce or suspend payments in response to member states' infringements (249)
 - 0: Limited to 12 months (with an additional 12 months if necessary)
 - 100: Unlimited

Proposal for a regulation on modifications to the common agricultural policy (CNS/2008/104)

1. The transfer of funds from CAP to rural development (250)
 - 0: No transfer of funds
 - 40: Transfer 5% of CAP funds
 - 100: Transfer a maximum of 17% of CAP funds
2. The shift of CAP funding away from production (251)
 - 0: Maintain current system of production support
 - 70: Maintain current system of production support for two sectors, but change to other criteria for other sectors
 - 100: Complete abolition of production support

Proposal for a regulation amending Regulation (EC) No 1698/2005 on support for rural development by the European Agricultural Fund for Rural Development (EAFRD) (CNS/2008/105)

1. The focus of expenditure of funds diverted from CAP (252)
 - 0: Make available for any area of rural development
 - 80: climate change, water management, bio-energy, milk and innovation
 - 100: Narrower focus to consist of new challenges such as climate change, water management, bio-energy

Proposal for a directive amending Directive 2006/112/EC as regards reduced rates of value added tax (CNS/2008/143)

1. The possibility of applying a reduced level of VAT to certain labour-intensive services (253)
 - 0: Eliminate the possibility from 2010
 - 100: Grant the right to all member states to apply the reduced level with no time limit
2. The possibility of applying a reduced level of VAT to restaurants (254)
 - 0: Only some member states (12) can apply the reduced rate to restaurants
 - 100: Extend the right to all member states
3. The reduced rate of VAT for alcohol delivered to restaurants (255)
 - 0: Only some member states (4) can apply the reduced rate to alcohol delivered to restaurants
 - 80: Extend the right to all member states
 - 100: All member states apply the reduced rate to alcohol delivered to restaurants

Proposal for a regulation establishing a European Union Agency for Fundamental Rights (CNS/2005/124)

1. The territorial scope of the Agency (256)
 - 0: Current Member States and candidate countries
 - 70: The above and pre-candidate countries (with third party agreements)
 - 100: Broader scope, including countries with which the EU has association agreements
2. The power of the Agency (257)
 - 0: No formal input regarding third pillar issues
 - 100: Fully empower the Agency to give opinions and judgements on third pillar issues, including police and judicial cooperation

Proposal for a directive on common standards and procedures in Member States for returning illegally staying third-country nationals (COD/2005/167)

1. Expulsion of illegally staying third-country nationals (258)
 - 0: An illegal stay should not automatically lead to a deportation order
 - 90: An illegal stay should result in a deportation order with exceptions determined by member states
 - 100: An illegal stay should result in a deportation order
2. Minimum rights of illegally staying third-country nationals awaiting deportation (259)
 - 0: No minimum rights
 - 70: Basic social services, such as some housing and emergency health care

- 100: Full social services, including education for children, income support and medical insurance
- 3. Provisions for voluntary return (260)
 - 0: No provisions for voluntary return
 - 30: Include provisions for voluntary return, but member states have discretion to limit this
 - 100: Allow voluntary return with few exceptions
- 4. The maximum duration of detention (261)
 - 0: 1 month
 - 30: 3 months, extendable to 6 months
 - 70: 6 months extendable to 18 months
 - 80: 18 months
 - 100: No time limit

Proposal for a directive on the promotion of clean and energy-efficient road transport vehicles (COD/2005/283)

- 1. The scope of application of the directive (262)
 - 0: Limited: Public authorities and bus operators that receive public funding
 - 60: Public authorities and public license service holders
 - 100: Broad: Public authorities and public service providers. This would include a wider range of operators of bus services
- 2. The amount of discretion given to member states in implementation (263)
 - 0: A voluntary scheme
 - 80: Mandatory, but with considerable discretion
 - 100: Mandatory two-stage process with little discretion
- 3. The monetary value assigned to each unit of CO-2 pollution (264)
 - 0: Let member states decide
 - 70: Euro0.02 per kg
 - 90: Euro0.03-0.04 per kg
 - 100: Euro0.04 per kg.

Proposal for a directive on environmental quality standards in the field of water policy and amending Directive 2000/60/EC (COD/2006/129)

- 1. The inclusion of specific measures to ensure water quality (265)
 - 0: Do not include specific measures
 - 100: Include specific measures
- 2. The list of pollutants (266)
 - 0: Keep current list
 - 20: Insert a review clause so that the list can be changed in the future
 - 100: Include new substances in the list
- 3. The use of measures from sediment and organisms as tests for mercury, chlorine and organic chemicals (267)
 - 0: A flexible system regarding the measurements that can be used
 - 50: Member states can define which measures are permitted within their territories
 - 100: Compulsory use of these measures
- 4. The definition of mixing zones (268)
 - 0: Define mixing zones such that there are large zones of extension. Applies to all member states
 - 80: Leave to Member States' discretion whether to have mixing zones

100: A strict definition of mixing zones with small zones of extension. Applies to all member states

Proposal for a regulation establishing a mechanism for the creation of Rapid Border Intervention Teams and amending Council Regulation (EC) No 2007/2004 as regards that mechanism (COD/2006/140)

1. The scope of the Intervention Teams, regarding their functions, actions and personnel (269)

- 0: Do not extend scope
- 70: Expand scope in certain areas
- 100: Substantial increase in scope

Proposal for a directive amending Directive 2004/49/EC on safety on the Community's railways (COD/2006/272)

1. The establishment of a maintenance certification scheme for old rolling stock across the EU (270)

- 0: No certification scheme
- 20: A voluntary scheme
- 90: An obligatory scheme with provisions to avoid duplicating existing systems
- 100: An obligatory scheme to apply to all old rolling stock

Proposal for a directive amending Directive 2003/87/EC so as to include aviation activities in the scheme for greenhouse gas emission allowance trading within the Community (COD/2006/304)

1. The total amount of CO₂ emission rights to be allocated (271)

- 0: Large amount based on emissions close to start date of directive
- 70: 95% of annual average of total sector emissions for period 2005-07
- 90: Annual average of 2004-06 emissions
- 100: Small amount based on 1990 as the reference year

2. The auctioning of carbon credits (272)

- 0: No auctioning
- 20: 4% of credits auctioned
- 30: 10% by 2012 and 15% by 2013 with revision possibility
- 50: 50% auctioned
- 70: More than 50%
- 100: Maximum possible

3. Provisions for new entrants (273)

- 0: No special provisions for new entrants
- 50: Some measures to accommodate new entrants
- 100: Special treatment for new entrants until they become established

4. The start date (274)

- 0: January 2010
- 33: January 2011
- 66: January 2012
- 100: January 2013

Proposal for a directive on airport charges (COD/2007/013)

1. Scope of the directive (275)

- 0: Applies to airports based on a test relating to shared market

- 30: Apply only to large airports defined as those with more than 5 million passengers annually
- 100: Should apply to medium and large airports defined as those with more than 1 million passengers annually
- 2. Provision for cost-related charges demanded of airlines by airports (276)
 - 0: No provision, meaning more commercial freedom for airports
 - 30: Mention in a recital
 - 80: Include a provision for cost-relatedness, requiring costs to be fair to both airlines and passengers
 - 100: A more demanding provision mentioning cost-efficiency as well as cost-relatedness. This would limit the commercial freedom for airports
- 3. The cross-financing of smaller airports within airport networks (277)
 - 0: Allow cross-financing with low requirements for transparency
 - 50: Allow cross-financing with high requirements for transparency
 - 100: Do not include special provisions for cross-financing
- 4. Whether airport systems should be defined separately (278)
 - 0: Do not define separately
 - 100: Include a definition of airport systems, which would be thought of as sets of airports that can outsource flows of traffic without different airport charges
- 5. The inclusion of security charges (279)
 - 0: Exclude
 - 50: Include a reference to security charges
 - 100: Include reference to security charges and provisions referring to individual charges and the cost efficiency of such charges

Proposal for a regulation setting emission performance standards for new passenger cars as part of the Community's integrated approach to reduce CO₂ emissions from light-duty vehicles (COD/2007/297)

- 1. The definition of the utility parameter (280)
 - 0: Vehicle mass should be used as the parameter
 - 100: Vehicle footprint should be used as the parameter
- 2. Penalties for excess emissions (281)
 - 0: Low
 - 60: Graduated
 - 100: High
- 3. The setting of long-term targets (282)
 - 0: Do not set targets, but assess progress later
 - 100: Include specific long-term targets
- 4. Timing of medium-term target (283)
 - 0: 2015
 - 100: 2012
- 5. The definition of the slope between CO₂ emissions and the mass of the vehicle (284)
 - 0: Slope of 80%
 - 30: Slope of 60%
 - 100: Slope of 20%

Proposal for a directive amending Council Directive 91/477/EEC on control of the acquisition and possession of weapons (COD/2006/031)

- 1. Whether there should be national databases of firearms ownership (285)

- 0: No EU requirement
 - 60: Include EU requirement to have a database. It may be at national or subnational level
 - 100: EU requirement for a centralized national database for all firearms.
2. The obligation to register ownership of firearms (286)
- 0: No EU requirement
 - 50: Obligation to register some categories
 - 80: Obligation to register all firearms in the future (2014)
 - 100: Obligation to register immediately

Proposal for a regulation concerning the Visa Information System (VIS) and the exchange of data between Member States on short stay-visas (COD/2004/0287)

1. Communication of data to third countries or IOs; Art. 31 (287)
- 0: No communication of data
 - 80: Communication of data is conditionally permitted (purpose of return)
 - 100: Communication of data is generally permitted
2. Registration of Information on Misuse (288)
- 0: No registration
 - 50: Partial registration of information on misuse
 - 100: Yes, registration of information on misuse is permitted
3. Information on Sponsor (289)
- 0: No registration of information on sponsor
 - 70: Partial/Conditional registration of information on sponsor
 - 100: Establishment of sponsor dataset
4. VIS Rollout; Art. 18.2 (290)
- 0: Successive implementation
 - 40: Implement at airports first
 - 60-70: Towards complete implementation with few exceptions
 - 100: Complete implementation
5. Retention period for data storage; Art. 23 (291)
- 0: Short (less than 5 years)
 - 50: Five years
 - 100: Long storage (more than 5 years)

Proposal for a regulation laying down the Community Customs Code (COD/2005/0246)

1. The organisation of customs representation; Art. 11 (292)
- 0: Status quo
 - 75: Introduction of “authorized economic operator”
 - 100: Liberalize Customs representation
2. Single window; Art. 5, 26 (293)
- 0: No Single Window
 - 15: No general opposition to a single window, but practicality of idea questioned
 - 100: Establishment of Single Window
3. Centralized clearance; Art. 106 (294)
- 0: No dissociation of customs control
 - 75: Extends the provisions on Single Authorizations to the use of the simplified declaration and to the local clearance procedure
 - 100: Dissociation of customs control

4. Application of penalties; Art. 21 (295)
 - 0: No reference to penalties
 - 100: Reference to administrative penalties
5. Right to reply/right of appeal; Prop. Art. 17 (296)
 - 0: No right EU-wide to reply
 - 50: Restricted right to reply
 - 100: In favour of right to reply across the EU (in line with ECJ)
6. Self Assessment; Art. 116 (297)
 - 0: No
 - 100: Yes, allow ability for traders to carry out their own documentation in some countries

Proposal for a regulation on the common organisation of the market in wine and amending certain Regulations (CNS/2007/0138)

1. Distillation (298)
 - 0: Abolish of special scheme and payment per hectare
 - Others: intermediary positions
 - 20: EU subsidies phased out in four years but possibility for national state aid
 - 100: Status quo
2. Grubbing up (299)
 - 0: None
 - 40: 175.00 hectares to be grubbed up, but higher payment per hectare
 - 100: 200.000 hectares to be grubbed up
3. Chaptalization (300)
 - 0: Status quo
 - 10: No ban on sugar but slightly lower limits and support for the use of must in four years.
 - 100: Abolish chaptalization (adding sugar and must)

Proposal for a regulation amending Regulation (EC) No 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers, as regards the support scheme for cotton (CNS/2007/0242)

1. Reduction of surface and increase of aid per hectare (301)
 - 0: SQ of 2004 regulation (1039 Euro per ha)
 - 50: Reduce surface to 48.000 ha; 1400 Euro per ha /
resulting savings to be used for restructuring of cotton sector
 - 100: Significant reduction of surface and increase of aid per hectare

Proposal for a regulation on the further implementation of the European satellite radionavigation programmes (EGNOS and Galileo) (COD/2004/156)

1. The auctioning of contracts (302)
 - 0: Limited competition
 - 45: Open, but with preferential treatment for small and medium-sized firms
 - 100: Open bidding.
2. The required independence of contractors (303)
 - 0: As independent as possible
 - 67: Some requirements for independence. Dual sourcing should be pursued whenever possible. That is, both the best and second best

options should be chosen to avoid any dependency on single contractors. Furthermore the project would be split into five packages and no company could win biddings for more than two packages

100: As few restrictions as possible: i.e. companies with strong relationships with each other could be sub-contractors

3. The expansion of infrastructure with a third centre in Spain (304)
 - 0: No third centre. The two centres in Germany and Italy are sufficient
 - 40: A semi-operational centre in Spain
 - 60: A third semi-operational centre in Spain, with the possibility of being upgraded to fully functional third centre
 - 100: A fully functional third control centre in Spain

Proposal for a directive on the interoperability of the Community rail system (2006/0273/COD)

1. Should the Agency have the mandate to authorize wagons? (305)
 - 0: Very limited mandate/ current level of supervision.
 - 35: The agency has the responsibility of defining the technical specifications for interoperability, but national rail agencies can still refuse certain types of wagons to travel on their railway systems.
 - 50: Streamline the procedures through which rolling stock are approved of, and thus make it easier for new European companies to establish themselves.
 - 100: Strong agency with broad mandate to authorize wagons.

Proposal for a regulation on common rules for the operation of air transport services in the Community (recast) (2006/0130/COD)

1. Transparency of prices (306)
 - 0: No regulation
 - 17: Should only apply to intra-community flights
 - 83: Should apply to all flights originating and arriving in the EU, but security charges need not be a separate item
 - 100: Should apply to all flights, and security charges should be a separate item
2. Social Legislation (307)
 - 0: The regulation should not contain anything on social issues
 - 50: A recital referring to member states' obligations to apply relevant social legislation
 - 100: A new article referring to member states' obligations to apply relevant social legislation
3. Commission competences with regards to non-community carriers (308)
 - 0: The commission should have no competences
 - 100: The commission should have the right to intervene
4. Coach sharing with non-community air-lines (309)
 - 0: Should remain a national competence
 - 25: Some liberalization. Time frame for coach sharing should be limited to eight months. National authorities should enforce it.
 - 50: Approval for coach sharing for period of seven months to be enforced by national authorities.

80: In favour of the Commission's liberalization, but also in favour of the possibility of short term waivers based on seasonal needs or unforeseen technical problems.

100: Full liberalization within the single market. Approval for coach sharing limited to periods of 6 months that could only be renewed once.

Proposal for a regulation on the banning of exports and the safe storage of metallic mercury (2006/0206/COD)

1. Legal base (310)
 - 0: No regulation
 - 20: Double legal base (art. 133 and art. 175)
 - 76: Double legal base, but inclusion of a clause stating that in July 2010 the scope (including legal base) should be reviewed and possibly changed.
 - 100: Single legal base (art.133)
2. Scope (311)
 - 0: No regulation
 - 23: Ban metallic mercury only
 - 77: General ban, but exclude compounds
 - 85: In favour of complete ban but with exemptions for traditional craftsmanship products that use mercury and some products that use mercury compounds
 - 92: In favour of a complete ban, but with exemptions for traditional craftsmanship products that use mercury
 - 100: Complete ban on mercury compounds, metallic mercury and products containing mercury.
3. Storage of metallic mercury (312)
 - 0: No new regulation
 - 17: New limitations on storage, particularly in landfills, but allow storage in liquid form in salt mines
 - 83: New limitation on storage. Allow permanent storage of mercury only after the release of a Commission report detailing the possibilities for safe storage.
 - 100: No permanent storage of metallic mercury permitted.
4. Date of entry (313)
 - 0: 1. December 2010
 - 50: 15. March 2011
 - 100: 1. July 2011

Proposal for a regulation concerning authorisations for fishing activities of Community fishing vessels outside Community waters and the access of third country vessels to Community waters (CNS/2007/0114)

1. Scope (314)
 - 0: Narrow scope: exclude bi-laterals
 - 100: Wide scope, include all bi-laterals
2. Private Agreements (315)
 - 0: Allow private agreements if not covered by partnership agreement.
 - 50: Private agreements are allowed under certain circumstances, need to be reported to Commission.
 - 80: Allow private agreements under certain circumstances, but strongly

regulated and controlled by the community.

100: Do not allow private agreements under all circumstances

3. Procedure for negotiating fisheries agreements (316)

0: Simple 2-Step Procedure

100: More Detailed 3-Step Procedure

Proposal for a regulation establishing a Community system to prevent, deter and eliminate illegal, unreported and unregulated fishing (CNS/2007/0223)

1. Scope of regulation: should community vessels also be included (317)

0: Only 3rd country vessels included

20: Community vessels should not be covered, but need to refrain from discriminating against 3rd country vessels.

45: Control regulation applies first to 3rd country vessels. Only if measures in control regulation fail, does this regulation apply to community vessels.

100: All vessels included

2. Catch certificate scheme (318)

0: Use existing procedures, do not need catch certificate scheme

50: Simplified procedure for trade, integrated into customs system.

80: Modified rules in catch certificate scheme to make them less burdensome.

100: The catch certificate scheme should cover all imports/exports in scheme applying different procedures.

3. Sanctions for breaches of regulation and illegal conduct (319)

0: Exclude issue of sanctions from proposal. If any sanctions, not defined in Euros, but proportional.

70: Administrative sanctions harmonized in levels (not Euros), no criminal sanctions harmonized.

100: Harmonize level of sanctions with Commission setting min and max sanctions in Euro.

4. Entry into force (320)

0: 7th day after publication; 1 year delay for certification scheme

70: All of regulation in force on 1st of January 2010.

90: 2 years for chapter 3, 1 year not enough.

100: Delay entry into force until implementing rules are adopted in comitology procedure.

Proposal for a regulation on the protection of vulnerable marine ecosystems in the high seas from the adverse impacts of bottom fishing gears (CNS/2007/0224)

1. Depth Limit (321)

0: No limit

25: Should base limit on scientific assessment – wait for scientific reports to advise depth limit.

100: 1000 meters

2. Observer Coverage (322)

0: No observers on vessels traditionally used to fish in areas

20: Only a relatively small sample of vessels should be controlled by observers.

50: Limit use of observers to a certain extent, due to costs involved

100: 100% observer coverage

Proposal for a regulation on the conclusion of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania for the period 1 August 2008 to 31 July 2012 (CNS/2008/0093)

1. Reducing fishing opportunities (323)

0: Keep all opportunities.

100: Reduce fishing opportunities substantially in certain categories / type of fish

Proposal for a regulation establishing the European Electronic Communications Market Authority (COD/2007/249)

1. Establishment of a Market Authority (324)

0: Authority not established

100: Authority established

Proposal for a regulation amending establishing the European Network and Information Security Agency as regards its duration (2007/0291/COD)

1. The duration of funding for the European Network and Information Security Agency (ENISA) (325)

0: No funding

17: 2 years

58: 3 years (i.e. extend mandate until 2012)

79: 4 years

100: 5 years

Proposal for a regulation laying down procedures relating to the application of certain national technical rules to products lawfully marketed in another Member State and repealing Decision 3052/95/EC (2007/0028/COD)

1. Prior authorization procedures (326)

0: Keep national procedures as they are

38: Keep national procedures, but each member state has to inform the Commission of the steps they take, and argue that article 30 of the treaty is applicable, or reasons of public interest justifies the steps taken

100: Abolish all national procedures

2. How to deal with overlap between harmonized and non-harmonized areas (327)

0: No need for legislation – can be dealt with by jurisprudence.

100: Market surveillance authorities should monitor both areas.

3. The inclusion of precious metals (328)

0: Complete exclusion

30: Existing law

95: Include metals, but not recital about the conformity-assessment procedure which separates the mutual recognition principle from the conformity-assessment procedure

100: Complete inclusion – harmonization

4. The inclusion of weapons (329)

0: Complete exclusion

- 70: Included, but member states can withdraw such products from the market more easily than other products
- 100: Mutual recognition should apply

Proposal for a directive establishing a Framework for Community Action in the field of Marine Environmental Policy (Marine Strategy Directive) (2005/0211/COD)

1. The definition of 'good environmental status' (330)
 - 0: Considerable flexibility for member states to define good environmental status
 - 25: Limited discretion for member states to define good environmental status. Goals formulated in broad terms without mention of specific species or environments
 - 38: Include demands on how to deal with the domestic situation regarding good environmental status
 - 69: A strong instrument for cleaning coastal areas
 - 100: Target specific sectors with the definition of good environmental status
2. The timeline for achieving good environmental status (331)
 - 0: 2017
 - 50: 2020
 - 100: 2021