— for broadcasting organizations, for fixations of their broadcasts,
the exclusive right to make available, for an unlimited period of time, their respective subject matter to the public by sale or otherwise, without prejudice to paragraph 2.

(Amendment No 36)

Article 11

The provisions of this directive shall apply also in respect of all copyright works, performances, phonograms, broadcasts and first fixations of cinematographic works and moving images referred to in this directive which are, on 1 January 1993, still protected by the national legislation in the field of authors' rights and related rights.

The provisions of this directive shall apply in respect of all copyright works, performances, phonograms, broadcasts and first fixations of cinematographic works and moving images referred to in this directive which are protected by the national legislation in the field of authors' rights and related rights.

(Amendment No 35)

Article 11, second paragraph (new)

Rights and obligations deriving from legislation applying prior to the date laid down in Article 12 shall not be affected by the entry into force of this directive. All parties concerned shall, however, within a period of three years from the entry into force of this directive, review the terms of their contracts with a view to bringing them into line with this directive.

— A3-0049/92

LEGISLATIVE RESOLUTION
(Cooperation procedure: first reading)

embodying the opinion of the European Parliament on the Commission proposal for a Council directive on rental right, lending right, and on certain rights relating to copyright

The European Parliament,
— having regard to the Commission proposal to the Council (COM(90) 0586 — SYN 319) (1),
— having been consulted by the Council pursuant to Articles 57(2), 66 and 100a of the EEC Treaty (C3-0068/91),
— having regard to the report of the Committee on Legal Affairs and Citizen's Rights and the opinions of the Committee on Youth, Culture, Education, the Media and Sport and the Committee on Economic and Monetary Affairs and Industrial Policy (A3-0049/92),

1. Approves the Commission proposal subject to Parliament's amendments and in accordance with the vote thereon;
2. Calls on the Commission to amend its proposal accordingly, pursuant to Article 149(3) of the EEC Treaty;

3. Reserves the right to open the conciliation procedure should the Council intend to depart from the text approved by Parliament;

4. Asks to be consulted again should the Council intend to make substantial modifications to the Commission proposal;

5. Calls on the Council to incorporate Parliament’s amendments in the common position that it adopts in accordance with Article 149(2)(a) of the EEC Treaty;

6. Instructs its President to forward this opinion to the Council and Commission.

21. Direct insurance other than life assurance **1

— Proposal for a directive COM(90) 0348 — C3-0304/90 — SYN 291

Proposal for a third Council directive on the coordination of laws, regulations and administrative provisions relating to direct insurance other than life assurance and amending Directives 73/239/EEC and 88/357/EEC

Approved with the following amendments:

<table>
<thead>
<tr>
<th>TEXT PROPOSED BY THE COMMISSION OF THE EUROPEAN COMMUNITIES (*)</th>
<th>TEXT AMENDED BY THE EUROPEAN PARLIAMENT</th>
</tr>
</thead>
</table>

(Amendment No 46)

Recital 2a (new)

2a. Whereas the scope of this directive should be extended to cover as many undertakings as possible engaged in direct insurance other than life assurance and notably as regards branches 2, 14, 15, 16 and 17 of Point A in the Annex to the first Council directive, mutual insurance undertakings and provident institutions approved by the Member States concerned;

(Amendment No 1)

Recital 3a (new)

3a. Whereas, according to a communication from the Commission COM(90) 0473 of 5.10.1990, only 20% of the national legislation required to transpose the insurance directives currently in force into national law had been adopted by that date, a state of affairs that must give rise to concern;

(Amendment No 2)

Recital 3b (new)

3b. Whereas completion of the Single Market in the insurance sector requires, in addition to full, prompt

(*) OJ No C 244, 25.9.1990, p. 28.