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Charlie McCreevy
EU Commissioner for the Internal Market
200 rue de la Loi
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24th August 2006

Dear Sir,

Notaries Illegal Barriers to Trade Inaction by the Commission

I note that in all the correspondence concerning this issue your department has never taken up one of my key points i.e. that we as notaries have the right to practise under home title i.e. as English notaries, immediately, in the other EU states.

This right is clearly shown by a string of cases in the European court in the matter of other lawyers such as solicitors or avocats. There is no reason why the rule should not apply to notaries.

Will you support my application to do this forthwith in Spain and France? I have written refusals from both countries. Spain in particular will not allow me to go there and give advice for 10 minutes a year. Does that strike you as being reasonable, proportionate and necessary?

Your Mr Visée, in control of the file, has actually refused to help me on this, but I think this is clearly wrong in view of your duty to encourage free movement of services.

Where do you stand and what will you do?

Yours sincerely,

Mark Kober-Smith