

# EUROPEAN PARLIAMENT



*s e s s i o n   d o c u m e n t s*

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A3-0229/93

## **REPORT**

of the Committee on Transport and Tourism

on the Commission proposal to the Council for a Decision amending the Agreement between the European Economic Community, the Kingdom of Norway and the Kingdom of Sweden on civil aviation (COM(93)265 - C3-0259/93)

Rapporteur: Mr Günter LÜTTGE

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PE 202.095/fin.  
Or. DE

consultation procedure requiring a single reading  
operation procedure (first reading)

\*\*|| Cooperation procedure (second reading) requiring the votes of a majority of the current Members of Parliament  
\*\*\* Parliamentary assent requiring the votes of a majority of the current Members of Parliament

A

DE

GR

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By letter of 5 July 1993 the Council consulted the European Parliament under urgent procedure pursuant to Rule 84(2) of the EEC Treaty on the Commission proposal to the Council for a Decision amending the Agreement between the European Economic Community, the Kingdom of Norway and the Kingdom of Sweden on civil aviation.

On 12 July 1993, the President referred the proposal to the Committee on Transport and Tourism as the committee responsible.

At its meeting of 30 June 1993 the Committee on Transport and Tourism appointed Mr Lüttge rapporteur.

At its meeting of 12 July 1993 it considered the Commission proposal and the draft report.

At that meeting the committee adopted the draft legislative resolution unanimously.

The following took part in the vote: van Dijk, chairman; Topmann, vice-chairman; Lüttge, rapporteur; Dinguirard, Lalor (for de la Malène), Piecyk (for Sapena Granell), Porrazzini, Sarlis, Schodruch (for Tauran), Seal (for Stewart), Brian Simpson and Visser.

The report was tabled on 12 July 1993

The deadline for tabling amendments will appear on the agenda for the part-session at which the report is to be considered.

A.

Commission proposal to the Council for a Decision amending the Agreement between the European Economic Community, the Kingdom of Norway and the Kingdom of Sweden on civil aviation.

Commission proposal

Amendments

(Amendment No. 1)  
first citation

Having regard to the Treaty establishing the European Economic Community, and in particular Article 113 thereof,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 84 and 228 thereof,

A.

DRAFT LEGISLATIVE RESOLUTION

embodying the opinion of the European Parliament on the Commission proposal to the Council for a Decision amending the Agreement between the European Economic Community, the Kingdom of Norway and the Kingdom of Sweden on civil aviation

The European Parliament,

- having regard to the Commission proposal to the Council (COM(93)265), based on Article 113 of the EEC Treaty,
  - having been consulted by the Council pursuant to Article 84(2) of the EEC Treaty (C3-0259/93),
  - referring to its resolution of 12 March 1992 on the Commission proposal to the Council for a Decision on an Agreement between the European Economic Community, the Kingdom of Norway and the Kingdom of Sweden on civil aviation<sup>1</sup>,
  - taking the view that Articles 84 and 228 of the EEC Treaty are the appropriate legal basis,
  - referring to the report by the Committee on Transport and Tourism (A3-0229/93),
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. Calls on the Council to notify Parliament should it intend to depart from the text approved by Parliament;
  4. Instructs its President to forward this opinion to the Council and Commission.

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<sup>1</sup> OJ No. C 94, 13 April 1992, p. 299

**B.**

EXPLANATORY STATEMENT

The Agreement between the European Economic Community, Norway and Sweden on civil aviation<sup>2</sup> that came into force in 1992 enables a set of standards to be applied on the basis of which a uniform system of rules concerning market access, airline capacities and price setting can be established.

Since the conclusion of negotiations on the Agreement the European Community has adopted new regulations and directives - in particular what is generally referred to as the third civil aviation package - relating to the completion of the internal market.

The purpose of the new Commission proposal is to integrate this new Community legislation into the Agreement.

The Agreement on the European Economic Area, with the entry into force of which the Agreement on civil aviation will lapse, takes account only of the second civil aviation package.

It will be necessary to wait until the EEA Agreement has come into force before it can be extended to include new legislation.

It will therefore be necessary during a transition stage for the civil aviation agreement with Norway and Sweden to be retained in parallel with the EEA Agreement until the necessary extensions have been made to the EEA Agreement. This transition stage should in no circumstances exceed two years.

As the legal basis for the amended civil aviation agreement the Commission is again proposing Article 113 of the EEC Treaty, as it did in 1991.

The European Parliament prefers Articles 84 and 228 of the EEC Treaty, and is being consulted by the Council on the basis of Article 84.

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<sup>2</sup> Council Decision 92/384/EEC, OJ No. L 200, 18 July 1992