

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(77) 563 final.

Brussels, 14 November 1977

Proposal for a
COUNCIL REGULATION (EEC)

amending Regulation (EEC) 516/72 on
the introduction of common rules for shuttle services by
coach and bus between Member States

(submitted to the Council by the Commission)

COM(77) 563 final.

EXPLANATORY MEMORANDUM

1. Article 14(1) of Regulation (EEC) No 516/72¹ provides that where an application is made to a Member State for the introduction of a shuttle service (cf. Article 12(2)), that Member State must communicate a copy of the application to the other Member States referred to in Article 13, including the Member State whose territory is to be crossed in transit by this service (Article 13(2) and (3)).

Article 14(1) does not distinguish between services which provide only the transport of passengers (Article 6), and those which, in addition, include their accommodation, with or without meals at the place of destination and, where applicable, during the journey (Article 5). In accordance with Article 13(3), the Member State whose territory is to be crossed in transit is merely able to comment on the progress of the negotiations and on the decisions resulting therefrom in the case of shuttle services provided under Article 6. This restriction would seem to render it unnecessary, in the case of shuttle services provided under Article 5, for a copy of the application for introduction of such a shuttle service also to be transmitted to the Member State whose territory is crossed in transit, all the more so, since whatever the form of shuttle service, the Member State whose territory is crossed in transit is informed of the decisions taken in respect of the applications before they come into force (Article 13(2)). The Member State affected thus knows of every shuttle service crossing its territory.

¹OJ No L 67 of 20 March 1972, page 13.

2. In view of these considerations, it would seem appropriate to simplify the procedure currently in force by modifying Article 14(1), in the sense that for shuttle services under Article 5, it is not necessary to communicate copies of applications to the Member State crossed by this service.

PROPOSAL FOR A COUNCIL REGULATION

amending Regulation (EEC) No 516/72
on the introduction of common rules for shuttle services by
coach and bus between Member States

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
and in particular Article 75 thereof,

Having regard to the proposal of the Commission,

Having regard to the Opinion of the European Parliament,

Having regard to the Opinion of the Economic and Social Committee,

Whereas, to simplify administrative procedures, in the case of the shuttle services referred to in Article 5 of Council Regulation (EEC) No 516/72, of 28 February 1972 on the introduction of common rules for shuttle services by coach and bus between Member States, it is desirable to remove the obligation to forward a copy of the applications for the introduction of such a service to the Member States whose territory is to be crossed in transit,
HAS ADOPTED THIS REGULATION:

Sole Article

There is hereby added to Article 14(1) of Regulation (EEC) No . 516/77 the following subparagraph :

"In the case of the shuttle services referred to in Article 5, this provision shall not apply to Member States whose territory is to be crossed in transit".

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council,
The President

¹OJ No L 67 , 20.3.1972, p. 13.

