

Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	2002/0013(COD) Procedure completed
Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)	
Subject 3.20.01 Air transport and air freight	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	RETT Regional Policy, Transport and Tourism		
	Former committee responsible		
	RETT Regional Policy, Transport and Tourism		
	Former committee for opinion		
	ECON Economic and Monetary Affairs		
Council of the European Union	Council configuration	Meeting	Date
	Transport, Telecommunications and Energy	2452	03/10/2002
	Transport, Telecommunications and Energy	2420	25/03/2002
European Commission	Commission DG	Commissioner	
	Energy and Transport		

Key events			
11/01/2002	Legislative proposal published	COM(2002)0007	Summary
17/01/2002	Committee referral announced in Parliament, 1st reading		
22/01/2002	Vote in committee, 1st reading		
06/02/2002	Decision by Parliament, 1st reading	T5-0038/2002	Summary
25/03/2002	Debate in Council	2420	
25/03/2002	Council position published	06661/1/2002	Summary
10/04/2002	Committee referral announced in Parliament, 2nd reading		
18/04/2002	Vote in committee, 2nd reading		
15/05/2002	Decision by Parliament, 2nd reading	T5-0226/2002	Summary

27/05/2002	Final act signed		
27/05/2002	End of procedure in Parliament		
31/05/2002	Final act published in Official Journal		

Technical information

Procedure reference	2002/0013(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	Rules of Procedure EP 66_o-p4; Rules of Procedure EP 52-p1; EC Treaty (after Amsterdam) EC 080-p2
Stage reached in procedure	Procedure completed
Committee dossier	RETT/5/16024

Documentation gateway

Legislative proposal	COM(2002)0007 , OJ C 103 30.04.2002, p. 0350 E	11/01/2002	EC	Summary
Text adopted by Parliament, 1st reading/single reading	T5-0038/2002 OJ C 284 21.11.2002, p. 0121-0168 E	06/02/2002	EP	Summary
Economic and Social Committee: opinion, report	CES0359/2002 OJ C 125 27.05.2002, p. 0074	20/03/2002	ESC	
Council position	06661/1/2002 OJ C 095 20.04.2004, p. 0016-0026 E	25/03/2002	CSL	Summary
Commission communication on Council's position	SEC(2002)0373	05/04/2002	EC	Summary
Text adopted by Parliament, 2nd reading	T5-0226/2002 OJ C 180 31.07.2003, p. 0158-0229 E	15/05/2002	EP	Summary

Additional information

European Commission	EUR-Lex
---------------------	-------------------------

Final act

Regulation 2002/894 OJ L 142 31.05.2002, p. 0003 Summary

Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)

PURPOSE : to amend Regulation 95/93/EEC of 18 January 1993 on the common rules for the allocation of slots at Community airports.

CONTENT : the terrorist attacks of 11 September in the United States and the political development that followed those events seriously affected the air transport operations of air carriers and resulted in a significant drop in demand during the remainder of the summer 2001 and winter 2001/02 scheduling season. In order to make sure that the non-utilisation of slots allocated for those seasons does not cause operators to lose their entitlement to those slots, the Commission is proposing to amend the 1995 Council Regulation (Article 10(3)). It is proposed that co-ordinators shall accept that air carriers are entitled to the same series of slots during summer scheduling season 2002 and winter scheduling season 2002-2003 as they were entitled during the summer scheduling season 2001 and the winter scheduling season 2001-2002 respectively.?

Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)

The European Parliament using its procedure without report, adopted a resolution on the allocation of slots at Community airports. It introduced the following provision to the Commission's proposal: air carriers which hold historical slots for summer scheduling season 2002 and winter scheduling season 2002/2003, although they do not use the slots in accordance with the 80% rule, must make a binding declaration that, after the end of those scheduling seasons, they will use the relevant slots once again. If this declaration is not submitted by 31 August 2002, the slots should be placed in the slot pool and made available to other applicants. If the slots are not used in accordance with the declaration submitted, the Member State concerned may impose a fine.?

Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)

The Council fully agreed with the Commission's approach. However, whilst examining the proposal, it noted that it could not accept the amendment proposed by the European Parliament, which aimed to introduce an Article 10b. It also made the following two amendments which are not of major substantive significance: - deletion of the first sentence of Article 10a of the proposal, given that reference is made to the terrorist attacks in the recitals, - maintenance of the date of 11 September 2001 as the reference date for the scheduling of slots.?

Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)

The Council has amended the Commission proposal by introducing an explicit reference to slots allocated to air carriers at the date of 11 September 2001 as a date of reference for allocation of slots for the scheduling seasons in 2002, summer 2002 and winter 2002-2003. In the Commission's view, this amendment does not change either the substance or the purpose of the proposal. The date of 11 September 2001 falls clearly within the summer 2001 scheduling season. Slots for this season were already being used on 11 September 2001. Also, at that date, slots had been allocated during the IATA Scheduling Conference (held in June 2001) for the winter 2001-2002 scheduling season. Furthermore, the date for returning slots to the slot pool, 31 August 2001, as provided for in Article 10(4) of the Regulation, had already passed. Therefore, at the date of 11 September 2001, air carriers had already fixed slot portfolios for the winter 2001-2002 scheduling season. Without the exemption from the application of Article 10(3) of the Regulation, air carriers risk losing to the slot pool at the end of summer 2001 and winter 2001-2002 scheduling seasons unused slots during these seasons. Accordingly, air carriers are given the right to claim at the end of the summer 2001 and winter 2001-2002 seasons the same series of slots as they were allocated in the beginning irrespective of their utilisation. For this reason, co-ordinators are required to accept that air carriers be allocated the same series of slots at the beginning of the scheduling seasons in 2002, i.e. summer 2002 and winter 2002-2003. However, given that the exemption covers only the scheduling seasons in 2001, air carriers will have to fully observe the usage requirements of the regulation during 2002 seasons and subsequent seasons, otherwise they will not be in a position to establish "grandfather status" at the end of the season. For these reasons, the Commission can support the common position.?

Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)

In its second reading of the regulation on slot allocation at Community airports, the European Parliament approved the common position.?

Air transport: allocation of slots at Community airports (amend. Regulation (EEC) No 95/93)

PURPOSE : to amend Council Regulation 95/93/EEC on common rules for the allocation of slots at Community airports. **COMMUNITY MEASURE** : Regulation 894/2002/EC of the European Parliament of the Council amending Council Regulation 95/93/EEC on common rules for the allocation of slots at Community airports. **CONTENT** : the terrorist attacks of 11 September 2001 in the United States and the political development that followed those events seriously affected the air transport operations of air carriers and resulted in a significant drop in demand during the remainder of the summer 2001 and winter 2001/2002 scheduling seasons. In order to make sure that the non-utilisation of slots allocated for those seasons does not cause operators to lose their entitlement to those slots, it appears necessary to provide clearly and unambiguously that those scheduling seasons were adversely affected by the terrorist attacks of 11 September. Council Regulation 95/93/EEC of 18 January 1993 on common rules for the allocation of slots at Community airports should therefore be accordingly amended. This Regulation amending 95/93/EEC stipulates that coordinators shall accept that air carriers are entitled to the same series of slots during summer scheduling season 2002 and winter scheduling season 2002/2003 as has been allocated to them on the date of 11 September 2001 for the summer scheduling season 2001 and winter scheduling season 2001/2002 respectively. **ENTRY INTO FORCE** : 1 June 2002.?