


# Procedure file

Basic information	
COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	2003/0222(COD) Procedure completed
Common rules in the field of civil aviation security Amending Regulation (EC) No 2320/2002 <a href="#">2001/0234(COD)</a>	
Subject 3.20.01.01 Air safety 7.30.20 Action to combat terrorism	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	<b>RETT</b> Regional Policy, Transport and Tourism	V/ALE <a href="#">DHAENE Jan</a>	04/11/2003
Council of the European Union European Commission	Commission DG Energy and Transport	Commissioner	

Key events			
24/09/2003	Legislative proposal published	<a href="#">COM(2003)0566</a>	Summary
08/10/2003	Committee referral announced in Parliament, 1st reading		
17/02/2004	Vote in committee, 1st reading		Summary
16/02/2004	Committee report tabled for plenary, 1st reading	<a href="#">A5-0061/2004</a>	
10/03/2004	Debate in Parliament		
11/03/2004	Decision by Parliament, 1st reading	<a href="#">T5-0174/2004</a>	Summary
29/04/2004	Act adopted by Council after Parliament's 1st reading		
29/04/2004	End of procedure in Parliament		
30/04/2004	Final act signed		
30/04/2004	Final act published in Official Journal		

Technical information	
Procedure reference	2003/0222(COD)

Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
	Amending Regulation (EC) No 2320/2002 <a href="#">2001/0234(COD)</a>
Legal basis	EC Treaty (after Amsterdam) EC 080-p2
Stage reached in procedure	Procedure completed

### Documentation gateway

Legislative proposal	<a href="#">COM(2003)0566</a>	25/09/2003	EC	Summary
Economic and Social Committee: opinion, report	<a href="#">CES0098/2004</a> <a href="#">OJ C 108 30.04.2004, p. 0057-0057</a>	28/01/2004	ESC	
Committee report tabled for plenary, 1st reading/single reading	<a href="#">A5-0061/2004</a>	17/02/2004	EP	
Text adopted by Parliament, 1st reading/single reading	<a href="#">T5-0174/2004</a> <a href="#">OJ C 102 28.04.2004, p. 0649-0804 E</a>	11/03/2004	EP	Summary

### Additional information

European Commission	<a href="#">EUR-Lex</a>
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### Final act

<a href="#">Regulation 2004/849</a> <a href="#">OJ L 229 29.06.2004, p. 0003-0004</a> Summary
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## Common rules in the field of civil aviation security

**PURPOSE:** to amend Regulation 2320/2002/EC concerning the laying down of common rules for civil aviation safety. **PROPOSED ACT:** European Parliament and Council Regulation **CONTENT:** Following the tragic events of 11 September 2001 the European Commission brought forward swiftly a legislative proposal for a framework Regulation establishing common rules in the field of civil aviation security. This Regulation 2320/2002/EC had been adopted on 16 December 2002 and came into force on 19 January 2003. Following its coming into force Member States have informed the Commission that certain technical requirements of very limited effect on the required level of security as laid down in the regulation are, at best, very difficult to apply in a manner that does not negatively impact on the operational procedures at airports and of air carriers. The Commission, therefore, proposes to amend Regulation 2320/2002/EC with an amendment of a technical nature that seeks to rectify operational problems inadvertently caused by the Regulation, as follows: The amendment, if adopted, would ensure the application of equivalent levels of security than those explicitly prescribed in the legislation at airports used only by small aircraft, general aviation or airports used infrequently, on the grounds that investment in expensive security equipment would be inappropriate. Most commercial airports - even very large ones - have separate facilities that are used exclusively by small aircraft and general aviation. For all intents and purposes these are separate aerodromes. However, the Regulation does not permit them to be considered as such. The Commission proposes, in a new paragraph, permitting Member States to designate areas of large airports as autonomous small airports for the purposes of security. This is conditional on a notification procedure for flights departing from such demarcated areas of airports, so as to ensure that levels of security are not compromised at arriving airports. A new definition covering demarcated areas of airports is also added. The proposed change will maintain the high levels of aviation security within the European Union that are mandated in Regulation 2320/2002/EC, but will facilitate their efficient application at the areas of airports used by small aircraft.?

## Common rules in the field of civil aviation security

The committee adopted the report by Jan DHAENE (Greens/EFA, B) approving the proposal unamended under the 1st reading of the codecision procedure.?

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**PURPOSE** : to make certain technical amendments to Regulation 2320/2002/EC. **LEGISLATIVE ACT** : Regulation 849/2004/EC of the European Parliament and of the Council amending Regulation 2320/2002/EC establishing common rules in the field of civil aviation security. **CONTENT** : Regulation 2320/2002/EC establishes harmonised common rules in the field of civil aviation security. The application of that Regulation demonstrated that there is a need for technical amendments. These amendments do not seek to change the scope of the Regulation, nor do they prejudice in any way the security of civil aviation passengers. Regulation 2320/2002/EC permits different but adequate levels of security to be set at the smallest airports. This Regulation permits Member States to designate areas of large airports as autonomous small airports for the purposes of security. This is conditional on a notification procedure for flights departing from such demarcated areas of airports, so as to ensure that levels of security are not compromised at arriving airports. A new definition covering demarcated areas of airports is also added. **ENTRY INTO FORCE** : 20/05/04.?