


Procedure file

Basic information		
CNS - Consultation procedure Decision	2007/0052(CNS)	Procedure completed
EC/United Arab Emirates agreement: air services		
Subject 3.20.15.02 Air transport agreements and cooperation 6.40.05.06 Relations with the countries of the Middle East		
Geographical area United Arab Emirates		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	TRAN Transport and Tourism	ALDE COSTA Paolo	10/04/2007
Council of the European Union	Council configuration	Meeting	Date
	Agriculture and Fisheries	2952	22/06/2009
	Environment	2826	30/10/2007
European Commission	Commission DG Energy and Transport	Commissioner BARROT Jacques	

Key events			
23/03/2007	Legislative proposal published	COM(2007)0134	Summary
15/01/2008	Committee referral announced in Parliament		
26/02/2008	Vote in committee		Summary
27/02/2008	Committee report tabled for plenary, 1st reading/single reading	A6-0043/2008	
11/03/2008	Results of vote in Parliament		
11/03/2008	Decision by Parliament	T6-0074/2008	Summary
22/06/2009	Act adopted by Council after consultation of Parliament		
22/06/2009	End of procedure in Parliament		
03/07/2009	Final act published in Official Journal		

Technical information	
Procedure reference	2007/0052(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	International agreement
Legislative instrument	Decision
Legal basis	EC Treaty (after Amsterdam) EC 300-p2/3-a1; EC Treaty (after Amsterdam) EC 080-p2
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/6/47815

Documentation gateway					
Legislative proposal		COM(2007)0134	23/03/2007	EC	Summary
Committee draft report		PE396.764	09/01/2008	EP	
Committee report tabled for plenary, 1st reading/single reading		A6-0043/2008	27/02/2008	EP	
Text adopted by Parliament, 1st reading/single reading		T6-0074/2008	11/03/2008	EP	Summary

Additional information	
National parliaments	IPEX
European Commission	EUR-Lex

Final act
Decision 2009/511 OJ L 173 03.07.2009, p. 0005 Summary

EC/United Arab Emirates agreement: air services

PURPOSE: i) to sign a provisional application of an Agreement between the Community and the United Arab Emirates on certain aspects of air services and ii) to conclude the Agreement.

PROPOSED ACT: Council Decision.

BACKGROUND: since 2003, when the European Court of Justice delivered the 'Open Skies' cases, the Commission had been granted a mandate by the Council to open negotiations with third countries to replace certain provisions in existing bi-lateral agreements; the latter being contrary to basic EU law. The objective of the new agreements is to give all EU air carriers non-discriminatory access to routes between the Community and third countries and to bring bilateral air service agreements between Member States and third countries in line with Community law.

CONTENT: the purpose of this proposal is to sign and conclude such an agreement on certain aspects of air services between the Community and the United Arab Emirates. In summary, the Agreement negotiated by the Commission:

- replaces the traditional designation clauses with a Community designation clause. This permits all Community carriers to benefit from the right of establishment;
- addresses the issue of safety, within the context of Community designations;
- addresses the matter of aviation fuel taxation (a matter which has been harmonised by Council Directive 2003/96/EC);
- resolves conflicts between the existing bilateral air services agreements and Council Regulation (EC) No 2409/92 on fares and rates for air services which prohibits third country carriers from being price leaders on air services for carriage wholly within the Community; and
- resolves potential conflicts with EC competition rules.

In accordance with the standard procedure for the signature and conclusion of international agreements, therefore, the Council is asked to

approve the proposed Decisions.

EC/United Arab Emirates agreement: air services

The Committee on Transport and Tourism unanimously adopted, the report by Paolo COSTA (ALDE, IT) under the simplified procedure (Article 43(1), of the Rules of Procedure), approving, without amendment, the proposal for a Council Decision on the conclusion of the Agreement between the European Union and the United Arab Emirates on certain aspects of air services.

EC/United Arab Emirates agreement: air services

The European Parliament adopted by 588 votes to 11 with 14 abstentions, a legislative resolution under the consultation procedure, approving the conclusion of the Agreement between the European Union and the United Arab Emirates on certain aspects of air services.

The report had been tabled for consideration in plenary by Paolo COSTA (ALDE, IT) on behalf of the Committee on Transport and Tourism.

EC/United Arab Emirates agreement: air services

PURPOSE: to conclude the Agreement between the European Union and the United Arab Emirates on certain aspects of air services.

LEGISLATIVE ACT: Council Decision 2009/511/EC.

CONTENT: the Council authorised the Commission on 5 June 2003 to open negotiations with third countries on the replacement of certain provisions in existing bilateral agreements with a Community agreement. On behalf of the Community, the Commission negotiated an Agreement with the United Arab Emirates on certain aspects of air services in accordance with the mechanisms and directives in the Annex to the Council Decision authorising the Commission to open negotiations with third countries on the replacement of certain provisions in existing bilateral agreements with a Community agreement.

The Agreement was signed on behalf of the Community on 30 November 2007 subject to its conclusion at a later date.

The Council adopted the decision approving the conclusion of the agreement on certain aspects of air services with the United Arab Emirates.

In summary, the Agreement:

- replaces the traditional designation clauses with a Community designation clause. This permits all Community carriers to benefit from the right of establishment;
- addresses the issue of safety, within the context of Community designations;
- addresses the matter of aviation fuel taxation (a matter which has been harmonised by Council Directive 2003/96/EC);
- resolves conflicts between the existing bilateral air services agreements and Council Regulation (EC) No 2409/92 on fares and rates for air services which prohibits third country carriers from being price leaders on air services for carriage wholly within the Community; and
- resolves potential conflicts with EC competition rules.