EC/Albania agreement: air services, replacing the bilateral agreements by a Community agreement

2005/0143(NLE) - 04/05/2010 - Supplementary legislative basic document

This document sets out the draft Council Decision on the conclusion of the Agreement between the European Community and the Council of Ministers of the Republic of Albania on certain aspects of air services.

On 5 June 2003, the Council authorised the Commission 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 Albania on certain aspects of air services (the "Agreement") 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 5 May 2006 subject to its possible conclusion at a later date, in conformity with Council Decision 2006/716/EC1.Following the entry into force of the Treaty of Lisbon on 1 December 2009, the EU should make a notification to Albania as regards the EU having replaced and succeeded the European Community.

Accordingly, the draft Decision provides that the Agreement between the European Community and the Council of Ministers of the Republic of Albania on certain aspects of air services is approved on behalf of the Union. The President of the Council must be authorised to designate the person empowered to make the notification provided for in Article 8(1) of the Agreement and to make the following notification:

"As a consequence of the entry into force of the Treaty of Lisbon on 1 December 2009, the European Union has replaced and succeeded the European Community and from that date exercises all rights and assumes all obligations of the European Community. Therefore, references to ‘the European Community’ in the text of the Agreement are, where appropriate, to be read as ‘the European Union’."