

EC/Canada agreement: air transport

2009/0018(NLE) - 10/01/2018 - Modified legislative proposal

The amended proposal for a Council Decision invites the Council to approve, on behalf of the Union, the Air Transport Agreement between the European Community and its Member States, of the one part, and Canada, of the other part. The consent of the European Parliament is required for the Council to adopt the act.

The Agreement was signed on 17 and 18 December 2009, subject to its conclusion at a later date, in accordance with [Decision 2010/417/EC](#) of the Council and of the Representatives of the Member States of the European Union meeting within the Council.

The Agreement aimed, in particular, to foster the growth of international air transport by opening up market access and maximising benefits for consumers, air carriers, workers and people on both sides of the Atlantic.

This proposal **amends the initial Commission proposal**, which was adopted on 17 February 2009 and submitted to the Council, in particular to take account of the entry into force of the **Treaty of Lisbon** and following the judgement of the **European Court of Justice** of 28 April 2015 in Case C-28/12.

According to the amended proposal, the application of the decision-making and representation provisions on various matters set out in the Agreement should be discontinued in the light of the ECJ judgment.

Having regard to the Treaties, **new provisions on those matters are not necessary**, nor are provisions on information obligations of the Member States, such as those set out in Decision 2010/417/EC.

Consequently, Articles 3, 4 and 5 of that decision shall cease to apply on the date of entry into force of the proposed decision.