

Air carrier liability in case of air accidents

1995/0359(SYN) - 10/12/1996 - Modified legislative proposal

The Commission's modified proposal takes into account to a large extent the European Parliament's amendments, in particular those seeking to: - express the need to review the Warsaw Convention at multilateral level, while recognizing the role which Community action could play in the framework of such negotiation in the search for a general solution; - raise the level of liability to ECU 120 000 instead of ECU 100 000; - confirm the need to review the systems for liability for luggage and cargo; - clarify the need for advance payments; - clarify the nature of the action to be taken in the courts by defining the domicile at the time of the accident; - call on the Commission to ensure the application of the regulation in negotiations with third countries; - delete the lump sum by giving a new definition of persons entitled to compensation; - introduce greater flexibility with regard to advance payments; - strengthen air transport users' right to information; - introduce a right of appeal for carriers; - provide for the presentation of an evaluation report in 1999.