



Basic information	
2003/0038(CNS) CNS - Consultation procedure Regulation	Procedure completed
Air transport between the Community and third countries: competition Amending Regulation (EC) No 1/2003 2000/0243(CNS) Subject 2.60 Competition 3.20.01 Air transport and air freight	

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	ECON	Economic and Monetary Affairs	MAYER Hans-Peter (PPE-DE)	17/03/2003
	Committee for opinion		Rapporteur for opinion	Appointed
	JURI	Legal Affairs and Internal Market	The committee decided not to give an opinion.	
	ITRE	Industry, External Trade, Research, Energy	MANN Erika (PSE)	24/04/2003
	RETT	Regional Policy, Transport and Tourism (Associated committee)	COLLINS Gerard (UEN)	24/04/2003
	Council of the European Union	Council configuration		Meetings
Education, Youth, Culture and Sport		2565	2004-02-26	
European Commission	Commission DG		Commissioner	
	Competition			

Key events			
Date	Event	Reference	Summary
24/02/2003	Legislative proposal published	COM(2003)0091 	Summary

07/04/2003	Committee referral announced in Parliament		
10/09/2003	Vote in committee		Summary
10/09/2003	Committee report tabled for plenary, 1st reading/single reading	A5-0300/2003	
23/09/2003	Decision by Parliament	T5-0393/2003	Summary
26/02/2004	Act adopted by Council after consultation of Parliament		
26/02/2004	End of procedure in Parliament		
06/03/2004	Final act published in Official Journal		

Technical information	
Procedure reference	2003/0038(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation (EC) No 1/2003 2000/0243(CNS)
Legal basis	EC Treaty (after Amsterdam) EC 083 Rules of Procedure EP 57_o
Stage reached in procedure	Procedure completed
Committee dossier	ECON/5/19289

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A5-0300/2003	10/09/2003	
Text adopted by Parliament, 1st reading/single reading		T5-0393/2003 OJ C 077 26.03.2004, p. 0020-0056 E	23/09/2003	Summary
European Commission				
Document type	Reference	Date	Summary	
Legislative proposal	COM(2003)0091 	24/02/2003	Summary	

Additional information		
Source	Document	Date
European Commission	EUR-Lex	

Air transport between the Community and third countries: competition

2003/0038(CNS) - 23/09/2003 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a resolution drafted by Hans-Peter MAYER (EPP-ED, D) and amended the Commission's proposal. (Please see the document dated 10/09/03.) Parliament added in a recital that a level playing field is need for the European airline industry, given its international nature. This might also help to provide better job security for its employees.

Air transport between the Community and third countries: competition

2003/0038(CNS) - 24/02/2003 - Legislative proposal

PURPOSE : to ensure that competition rules and enforcement tools apply to international aviation as apply to internal EU routes. CONTENT : the Commission makes this proposal due to the fact that it does not have powers of investigation and enforcement with regard to infringements of Articles 81 and 82 of the Treaty in respect of air transport between the Community and third countries equivalent to those it has regarding transport inside the Community. In particular, the Commission lacks fact-finding tools and the powers to impose remedies that are necessary to bring infringements to an end or to impose penalties in respect of proven infringements. The specific rights and powers assigned to national courts and the competition authorities of Member States by Regulation 1/2003 do not apply to air transport between the Community and third countries. The same holds true for the mechanism for cooperation between the Commission and the competition authorities of Member States provided for in Regulation 1/2003. The Commission proposes that this draft regulation, which will amend Regulation 3957/87/EEC and Regulation 3976/87/EEC and Regulation 1/2003/EC, enabling the Commission to enforce the Community competition rules and adopt block exemptions for air transport operations between the Community and third countries. The proposal will make the following amendments to these Regulations: - repeal Regulation 3975/87/EC, with the exception of Article 6(3) which contains a transitional provision allowing the Commission to revoke or amend existing exemption decisions; - delete the words "between Community airports" in Article 1 of Regulation 3976/87/EEC. This will empower the Commission to grant block exemptions in the air transport sector in respect of traffic between the Community and third countries as well as in respect of traffic within the Community. - delete Article 32c in Regulation 1/2003/EC which excludes from its scope air transport between the Community and third countries.

Air transport between the Community and third countries: competition

2003/0038(CNS) - 26/02/2004 - Final act

PURPOSE : to ensure that competition rules and enforcement tools apply to international aviation as apply to internal EU routes. LEGISLATIVE ACT : Council Regulation 411/2004/EC repealing Regulation 3975/87/EC and amending Regulations 3976/87/EC and 1/2003/EC, in connection with air transport between the Community and third countries. CONTENT : This Regulation comes about due to the fact that neither Council Regulation 3975 /87/EC, nor Regulation 1/2003/EC itself applies to air transport between the Community and third countries. Consequently, the Commission did not enjoy powers of investigation and enforcement with regard to infringements of Articles 81 and 82 of the Treaty in respect of air transport between the Community and third countries equivalent to those enjoyed as regards air transport within the Community. In particular, the Commission lacked the requisite fact-finding tools and the powers to impose remedies which are necessary to bring infringements to an end or to impose penalties in respect of proven infringements. This regulation confers on the Commission powers of investigation and enforcement with regard to infringements of Articles 81 and 82 of the Treaty in respect of air transport between the Community and third countries. ENTRY INTO FORCE : 09/03/04. DATE APPLICABLE : 01/05/04.