

Basic information	
2008/0036(CNS) CNS - Consultation procedure Decision	Procedure completed
EC/Pakistan Agreement: air services Subject 3.20.15.02 Air transport agreements and cooperation Geographical area Pakistan	

Key players			
European Parliament	Committee responsible		Rapporteur
	TRAN Transport and Tourism		COSTA Paolo (ALDE)
Council of the European Union	Council configuration		Appointed
	Agriculture and Fisheries		25/03/2008
	Education, Youth, Culture and Sport		
European Commission	Meetings		Date
	2952		2009-06-22
	2868		2008-05-21
European Commission	Commission DG		Commissioner
	Energy and Transport		TAJANI Antonio

Key events			
Date	Event	Reference	Summary
14/02/2008	Legislative proposal published	COM(2008)0081 	Summary
09/03/2009	Committee referral announced in Parliament		
31/03/2009	Vote in committee		Summary
31/03/2009	Final act published in Official Journal		
01/04/2009	Committee report tabled for plenary, 1st reading/single reading	A6-0188/2009	
22/04/2009	Decision by Parliament	T6-0218/2009	Summary
22/04/2009	Results of vote in Parliament		
22/06/2009	Act adopted by Council after consultation of Parliament		
22/06/2009	End of procedure in Parliament		

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Technical information	
Procedure reference	2008/0036(CNS)
Procedure type	CNS - Consultation procedure
Procedure subtype	International agreement
Legislative instrument	Decision
Legal basis	EC Treaty (after Amsterdam) EC 300-p3-a1 EC Treaty (after Amsterdam) EC 300-p2-a1 EC Treaty (after Amsterdam) EC 080-p2
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/6/59549

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE404.650	09/03/2009	
Committee report tabled for plenary, 1st reading/single reading		A6-0188/2009	01/04/2009	
Text adopted by Parliament, 1st reading/single reading		T6-0218/2009	22/04/2009	Summary
European Commission				
Document type	Reference		Date	Summary
Legislative proposal	COM(2008)0081 		14/02/2008	Summary

Additional information		
Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act	
Decision 2009/0517 OJ L 173 03.07.2009, p. 0011	Summary

EC/Pakistan Agreement: air services

2008/0036(CNS) - 22/06/2009 - Final act

PURPOSE: to approve the Agreement between the EC and Pakistan on certain aspects of air services.

LEGISLATIVE ACT: Council Decision 2009/517/EC on the conclusion of the Agreement between the European Community and the Islamic Republic of Pakistan on certain aspects of air services..

CONTENT: following the judgements of the Court of Justice in the "Open Skies" cases, the Council granted the Commission, in June 2003, a mandate to open negotiations with third countries on the replacement of certain provisions in existing bilateral agreements with a Community agreement (the "horizontal mandate"). The objectives of such agreements are 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.

With this Decision, the Agreement between the European Community and the Islamic Republic of Pakistan on certain aspects of air services is hereby approved on behalf of the Community.

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;
- 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
- brings provisions in bilateral agreements which are clearly anti-competitive (obligatory commercial agreements between airlines) in line with EU competition law.

EC/Pakistan Agreement: air services

2008/0036(CNS) - 14/02/2008 - Legislative proposal

PURPOSE: the signature and provisional application of the Agreement between the European Community and the Islamic Republic of Pakistan on certain aspects of air services.

PROPOSED ACT: Council Decision.

CONTENT: following the judgements of the Court of Justice in the so-called "Open Skies" cases, the Council granted the Commission a mandate to open negotiations with third countries on the replacement of certain provisions in existing bilateral agreements with a Community agreement (the "horizontal mandate"). The objectives of such agreements are 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.

In accordance with the mechanisms and directives in the Annex to the "horizontal mandate", the Commission has negotiated an agreement with Pakistan that replaces certain provisions in existing bilateral air services agreements between Member States and Pakistan.

Article 2 of the Agreement replaces the traditional designation clauses with a Community designation clause, permitting all Community carriers to benefit from the right of establishment. Article 4 resolves conflicts between the existing bilateral air services agreements and Council Regulation 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. Article 5 brings provisions in bilateral agreements which are clearly anti-competitive (obligatory commercial agreements between airlines) in line with EU competition law.

In accordance with the standard procedure for the signature and conclusion of international agreements, the Council is asked to approve the decisions on the signature and provisional application and on the conclusion of the Agreement between the European Community and the Islamic Republic of Pakistan on certain aspects of air services and to designate the persons authorised to sign the Agreement on behalf of the Community.

EC/Pakistan Agreement: air services

2008/0036(CNS) - 22/04/2009 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 596 votes to 11, with 11 abstentions, a legislative resolution approving unamended, under the consultation procedure, the proposal for a Council decision on the conclusion of the Agreement between the European Community and the Islamic Republic of Pakistan on certain aspects of air services.