



Basic information	
2010/0225(NLE) NLE - Non-legislative enactments Decision	Preparatory phase in Parliament
EU/Turkey Agreement: air services Subject 3.20.15.02 Air transport agreements and cooperation Geographical area Türkiye	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	TRAN Transport and Tourism		
	Former committee responsible	Former rapporteur	Appointed
	TRAN Transport and Tourism	MONTEIRO DE AGUIAR Cláudia (EPP)	01/10/2019
	TRAN Transport and Tourism		
	TRAN Transport and Tourism		
Council of the European Union			
European Commission	Commission DG	Commissioner	
	Mobility and Transport	KALLAS Siim	

Key events			
Date	Event	Reference	Summary
13/07/2011	Preparatory document	COM(2010)0414 	Summary

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Technical information	
Procedure reference	2010/0225(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legislative instrument	Decision
Legal basis	Treaty on the Functioning of the European Union TFEU 218-p6 Treaty on the Functioning of the European Union TFEU 100-p2
Stage reached in procedure	Preparatory phase in Parliament

Documentation gateway			
European Commission			
Document type	Reference	Date	Summary
Preparatory document	COM(2010)0414 	13/07/2011	Summary

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

EU/Turkey Agreement: air services

2010/0225(NLE) - 13/07/2011 - Preparatory document

PURPOSE: to conclude the Agreement on certain aspects of air services between the European Union and the Republic of Turkey.

PROPOSED ACT: Council Decision.

LEGAL BASIS: Article 100(2), in conjunction with Article 218(6) of the TFEU. The proposal is entirely based on the "horizontal mandate" granted by the Council taking into account the issues covered by the law of the European Union and bilateral air services agreements.

IMPACT ASSESSMENT: no impact assessment was carried out. Member States of the European Union as well as the industry were consulted throughout the negotiations.

BACKGROUND: following the judgements of the Court of Justice in the so-called "Open Skies" cases, on 5 June 2003 the Council granted the Commission a mandate to open negotiations with third countries on the replacement of certain provisions in existing agreements with an agreement at Union level (the "horizontal mandate"). The objectives of such agreements are to give all European Union air carriers non-discriminatory access to routes between the European Union and third countries, and to bring bilateral air service agreements between Member States of the European Union and third countries in line with the law of the European Union.

CONTENT: in accordance with the mechanisms and directives in the Annex to the "horizontal mandate", the Commission has negotiated an agreement with the Republic of Turkey that replaces certain provisions in the existing bilateral air services agreements between Member States of the European Union and the Republic of Turkey.

- Article 2 of the Agreement replaces the traditional designation clauses with an EU designation clause, permitting all European Union carriers to benefit from the right of establishment.
- Article 4 deals with the taxation of aviation fuel, a matter which has been harmonised by Council Directive 2003/96/EC restructuring the Community framework for the taxation of energy products and electricity, and in particular Article 14 (2) thereof.
- Article 5 resolves potential conflicts with the competition rules of the European Union.

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 on the conclusion of the Agreement on certain aspects of air services between the European Union and the Republic of Turkey and to designate the persons authorised to sign the Agreement on behalf of the European Union.

BUDGETARY IMPLICATION: this proposal has no budgetary implication for the Union budget.