Basic information

2019/0108(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Decision	Procedure completed
International road passenger transport services by coach and bus in border regions: cabotage operations between Italy and Switzerland **Subject** 3.20.05 Road transport: passengers and freight 3.20.15.04 Road transport agreements and cooperation **Geographical area** Italy Switzerland	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
TRAN Transport and Tourism	FERBER Markus (EPP)	26/08/2019
	Shadow rapporteur DANIELSSON Johan (S&D) BAUZÁ DÍAZ José Ramón (Renew) DELLI Karima (Greens/EFA) FIDANZA Carlo (ECR) KOUNTOURA Elena (GUE/NGL)	

Former committee responsible	Former rapporteur	Appointed
TRAN Transport and Tourism		

Committee for opinion	Rapporteur for opinion	Appointed
EMPL Employment and Social Affairs	The committee decided not to give an opinion.	

Former committee for opinion	Former rapporteur for opinion	Appointed
EMPL Employment and Social Affairs		

Committee for opinion on the legal basis	Rapporteur for opinion	Appointed
JURI Legal Affairs	ROBERTI Franco (S&D)	20/11/2019

Council of the European Union

European Commission	Commission DG	Commissioner
	Mobility and Transport	BULC Violeta

European Economic and Social Committee

European Committee of the Regions

Key events

Date	Event	Reference	Summary
13/05/2019	Legislative proposal published	COM(2019)0223	Summary
15/07/2019	Committee referral announced in Parliament, 1st reading		
21/01/2020	Vote in committee, 1st reading		
24/01/2020	Committee report tabled for plenary, 1st reading	A9-0007/2020	
13/05/2020	Decision by Parliament, 1st reading	T9-0067/2020	Summary
13/05/2020	Results of vote in Parliament		
14/05/2020	Results of vote in Parliament		
15/05/2020	Results of vote in Parliament		
17/06/2020	End of procedure in Parliament		
18/06/2020	Act adopted by Council after Parliament's 1st reading		
18/06/2020	Final act signed		
22/06/2020	Final act published in Official Journal		

Technical information

Procedure reference	2019/0108(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Decision
Legal basis	Treaty on the Functioning of the European Union TFEU 091

Other legal basis	Rules of Procedure EP 165
Mandatory consultation of other institutions	European Economic and Social Committee European Committee of the Regions
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/9/00472

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE641.369	08/10/2019	
Amendments tabled in committee		PE643.246	19/11/2019	
Specific opinion	JURI	PE645.104	10/01/2020	
Committee report tabled for plenary, 1st reading/single reading		A9-0007/2020	24/01/2020	
Text adopted by Parliament, 1st reading/single reading		T9-0067/2020	13/05/2020	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00002/2020/LEX	18/06/2020	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2019)0223	13/05/2019	Summary
Commission response to text adopted in plenary	SP(2020)229	10/06/2020	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES3047/2019	25/09/2019	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Decision 2020/0854
OJ L 198 22.06.2020, p. 0047

International road passenger transport services by coach and bus in border regions: cabotage operations between Italy and Switzerland

2019/0108(COD) - 13/05/2019 - Legislative proposal

PURPOSE: to empower Italy to amend its existing bilateral road transport agreement with Switzerland with a view to authorising cabotage operations in the course of international road passenger transport services by coach and bus in the border regions between the two countries.

PROPOSED ACT: Decision of the European Parliament and the Council.

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: the two-way carriage of passengers and goods by road between Switzerland and the EU is regulated by the Land Transport Agreement between the EU and Switzerland ('EU Agreement').

Under the EU Agreement, the transport of passengers by coach and bus between two points situated on the territory of the same Contracting Party by carriers established in the territory of the other Contracting Party, known as cabotage, is not authorised.

This means that the carriers operating the passenger services which cross the border can only carry passengers across the border or within the territory of the Contracting Party they are established in. Bus and coach operators established in Switzerland may not carry passengers between two points on the German side of the border and operators established in the EU may not carry passengers between two points on the Swiss side of the border.

However, Article 20(2) of the EU Agreement specifically allows pre-existing rights under bilateral agreements concluded between individual EU Member States and Switzerland that were in force at the time of conclusion of the EU Agreement to continue to be exercised.

The border regions of Italy and Switzerland are closely integrated. Many Italians commute to work in Switzerland and vice versa and there is vibrant cross-border passenger traffic by road. A number of bus and coach services are offered which cross the border and thus connect the border regions of the two countries.

By letter dated 7 February 2018, Italy informed the Commission that it would like to negotiate and conclude an agreement with Switzerland which authorises cabotage operations during the provision of international passenger transport services by coach and bus in the border regions between the two countries. Switzerland informed the Commission that it was also interested in concluding such an agreement.

CONTENT: the proposed Decision seeks to empower Italy to amend its existing bilateral road transport agreement with Switzerland with a view to authorising cabotage operations in the respective border regions of Italy and Switzerland in the course of the provision of coach and bus services between the two countries, provided that there is no discrimination between carriers established in the Union and no distortion of competition.

Cabotage operations allow increasing the load factor of the vehicles which increases the economic efficiency of the services. The authorisation of cabotage operations in the context of the provision of international passenger transport services by coach and bus in the border regions between Italy and Switzerland would allow the carriers involved to become more competitive and efficient. This could further strengthen the close integration of these border regions.

In order to ensure that the cabotage operations concerned do not excessively alter the functioning of the internal market for coach and bus services, as established by Regulation (EC) No 1073/2009, their authorisation should be subject to the conditions that there is no discrimination between carriers established within the Union and no distortion of competition.

For the same reason, cabotage operations should only be authorised in the border regions of Italy in the course of the provision of coach and bus services between Italy and Switzerland.

As border regions of Italy shall be considered the regions Piedmont and Lombardy and the autonomous regions Valle d'Aosta and TrentinoAlto Adige.

This proposal is based on a request by Germany and concerns only this Member State. A similar request has been received by Italy which is subject to a parallel procedure.

International road passenger transport services by coach and bus in border regions: cabotage operations between Italy and Switzerland

2019/0108(COD) - 13/05/2020 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 678 votes to 1, with 12 abstentions, a legislative resolution on the proposal for a decision of the European Parliament and of the Council empowering Italy to negotiate and conclude an agreement with Switzerland authorising cabotage operations in the course of international road passenger transport services by coach and bus in the border regions between the two countries.

The European Parliament adopted its position at first reading in accordance with the ordinary legislative procedure. It requested that the decision be based on Article 91 of the Treaty on the Functioning of the European Union.

The proposed decision would empower Italy to negotiate and conclude an agreement with Switzerland authorising cabotage operations in the border regions of Italy and Switzerland in the course of the provision of road passenger transport services by coach and bus between the two countries, provided that there is no discrimination between carriers established in the Union and no distortion of competition.

Cabotage transport would be allowed only in the border regions of Italy specified in the text of the proposed decision - the regions of Piedmont and Lombardy and the autonomous regions of Valle d'Aosta and Trentino-Alto Adige - for the provision of coach and bus services between Italy and Switzerland. This would strengthen the close integration of these border regions.

The proposed decision follows a request from Italy sent on 7 February 2018 and concerns only this Member State.