Basic information

2021/0228(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Cross-border infrastructure linking the Union and the United Kingdom through the Channel Fixed Link Amending Regulation 2020/2222 2020/0347(COD) **Subject** 3.20.02.01 Railway safety 3.20.15.08 Rail transport agreements and cooperation **Geographical area** United Kingdom	

Key players

European Parliament	**Committee responsible**	**Rapporteur**	**Appointed**
	TRAN Transport and Tourism		
Council of the European Union			
European Commission	**Commission DG**	**Commissioner**	
	Mobility and Transport	VĂLEAN Adina	
European Economic and Social Committee			
European Committee of the Regions			

Key events

Date	Event	Reference	Summary
13/07/2021	Legislative proposal published	COM(2021)0402	Summary
13/09/2021	Committee referral announced in Parliament, 1st reading		
15/09/2021	Decision by Parliament, 1st reading	T9-0371/2021	Summary
21/09/2021	Act adopted by Council after Parliament's 1st reading		
21/09/2021	Final act signed		
24/09/2021	Final act published in Official Journal		

Technical information

Procedure reference	2021/0228(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	Amending Regulation 2020/2222 2020/0347(COD)
Legal basis	Rules of Procedure EP 170 Treaty on the Functioning of the European Union TFEU 091-p1
Mandatory consultation of other institutions	European Economic and Social Committee European Committee of the Regions
Stage reached in procedure	Procedure completed
Committee dossier	TRAN/9/06833

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Text adopted by Parliament, 1st reading/single reading		T9-0371/2021	15/09/2021	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00062/2021/LEX	21/09/2021	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2021)0402	13/07/2021	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES4238/2021	22/09/2021	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2021/1701
OJ L 339 24.09.2021, p. 0001

Cross-border infrastructure linking the Union and the United Kingdom through the Channel Fixed Link

2021/0228(COD) - 13/07/2021 - Legislative proposal

PURPOSE: to amend Regulation (EU) 2020/2222 in order to ensure the continuity of cross-border rail services with the UK beyond 30 September 2021.

PROPOSED ACT: Regulation of the European Parliament and of 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: in order to ensure connectivity between the EU and the UK after the end of the transitional period referred to in Article 126 of the Agreement on the Withdrawal of the United Kingdom from the European Union and to guarantee the continuity of the activities of railway undertakings established and licensed in the UK operating on the cross-Channel fixed link, Regulation (EU) 2020/2222 established measures to ensure the continuity of EU cross-border rail services with the UK.

Regulation (EU) 2020/2222:

- extended until 30 September 2021 the period of validity of the licences issued by the United Kingdom to rail operators established in its territory, as well as that of the safety certificates issued to those undertakings by the Intergovernmental Commission established pursuant to the Treaty between the UK and France concerning the construction and operation by private concessionaires of a channel fixed link, signed at Canterbury on 12 February 1986 (the ‘Treaty of Canterbury’);

- extended the period of validity of the safety authorisation of the Channel Fixed Link infrastructure manager issued by the said Intergovernmental Commission until 28 February 2021.

Decision (EU) 2020/1531 of the European Parliament and of the Council empowers France and the United Kingdom to conclude an international agreement concerning the construction and operation of a Channel Fixed Link (‘the Treaty of Canterbury’) as regards the application of railway safety rules within the Channel Fixed Link. However, no agreement has been concluded yet or is likely to be concluded soon.

In this context, France and the UK have negotiated a cross-border agreement on safety certificates. France has also negotiated a cross-border agreement on the licensing of railway undertakings.

Additional time is needed to complete the formal procedures required under the law of both Parties for the provisional application or entry into force of these agreements. These procedures are expected to extend for six months after the expiry, on 30 September 2021, of the contingency measures currently in force.

CONTENT: the proposed amendment to Regulation (EU) 2020/2222 aims to extend the contingency measures concerning the validity of licences and safety certificates in order to ensure the continuity of operations on the Channel fixed link. The end of the proposed extension is **31 March 2022**.

Cross-border infrastructure linking the Union and the United Kingdom through the Channel Fixed Link

2021/0228(COD) - 15/09/2021 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 687 votes to 1, with 7 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council amending Regulation (EU) 2020/2222 of the European Parliament and of the Council with regard to the cross-border infrastructure linking the Union and the United Kingdom through the Channel Fixed Link.

The European Parliament adopted its position at first reading under the ordinary legislative procedure taking over the Commission's proposal.

In order to ensure connectivity between the EU and the United Kingdom after the end of the transition period referred to in Article 126 of the Agreement on the withdrawal of the United Kingdom from the European Union and the European Atomic Energy Community, as well as the continuity of the operations of the railway undertakings established and licensed in the United Kingdom which operate through the Channel Fixed Link, Regulation (EU) 2020/2222 has extended until 30 September 2021 the period of validity of the licences issued by the United Kingdom to railway undertakings established in its territory, as well as that of the safety certificates issued to those undertakings by the Intergovernmental Commission set up under the Treaty of Canterbury concerning the construction and operation by private concessionaires of a Channel fixed link.

The proposed regulation **extends the period of validity of these certificates and licences until 31 March 2022** by amending regulation (EU) 2020/2222.