Basic information

2022/0232(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Transport: repealing obsolete Regulations **Subject** 3.20 Transport policy in general 3.20.02 Rail transport: passengers and freight 3.20.04 Inland waterway transport 3.20.05 Road transport: passengers and freight 3.20.20 Transport statistics	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
TRAN Transport and Tourism	HAIDER Roman (ID)	19/09/2022
	Shadow rapporteur VUOLO Lucia (EPP) VITANOV Petar (S&D) FIDANZA Carlo (ECR) KOUNTOURA Elena (The Left)	

Committee for opinion	Rapporteur for opinion	Appointed
CONT Budgetary Control	The committee decided not to give an opinion.	

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

03/08/2022	Legislative proposal published	COM(2022)0381	Summary
12/09/2022	Committee referral announced in Parliament, 1st reading		
29/11/2022	Vote in committee, 1st reading		
01/12/2022	Committee report tabled for plenary, 1st reading	A9-0286/2022	Summary
13/12/2022	Decision by Parliament, 1st reading	T9-0429/2022	Summary
13/12/2022	Results of vote in Parliament		
19/12/2022	Act adopted by Council after Parliament's 1st reading		
18/01/2023	Final act signed		
23/01/2023	Final act published in Official Journal		

Technical information

Procedure reference	2022/0232(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
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/9/09933

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE736.600	06/10/2022	
Committee report tabled for plenary, 1st reading/single reading		A9-0286/2022	01/12/2022	Summary
Text adopted by Parliament, 1st reading/single reading		T9-0429/2022	13/12/2022	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00068/2022/LEX	18/01/2023	

European Commission

Document type	Reference	Date	Summary

Legislative proposal	COM(2022)0381	03/08/2022	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES4600/2022	26/10/2022	

Additional information		
Source	**Document**	**Date**
European Commission	EUR-Lex	

Final act
Regulation 2023/0144 OJ L 021 23.01.2023, p. 0001

Transport: repealing obsolete Regulations

2022/0232(COD) - 01/12/2022 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Transport and Tourism adopted the report by Roman HAIDER (ID, AT) on the proposal for a regulation of the European Parliament and of the Council repealing Regulation (EEC) No 1108/70 of the Council introducing an accounting system for expenditure on infrastructure in respect of transport by rail, road and inland waterway, and Commission Regulation (EC) No 851/2006 specifying the items to be included under the various headings in the forms of accounts shown in Annex I to Council Regulation (EEC) No 1108/70.

The committee responsible recommended that the European Parliament adopt its position at first reading, **taking over** the Commission proposal.

The purpose of this proposal is to repeal Regulation (EEC) No 1108/70 and also to repeal Commission Regulation (EC) No 851/2006 determining the content of the various headings in the forms of accounts shown in Annex I to Council Regulation (EEC) No 1108/70.

As a reminder, Regulation (EEC) No 1108/70 requires the collection of data on transport infrastructure expenditure by rail, road and inland waterway, as well as statistics on the use of the corresponding infrastructure, primarily for the purpose of collecting information on transport infrastructure expenditure and use ("data") in Member States.

The Regulation has been amended many times, but it partly overlaps with more recent rules on data collection currently in force.

According to Regulation (EEC) No 1108/70, every year the Commission should present a summary report containing the main statistics on transport infrastructure expenditure and use. The Commission has not produced any new reports since 1998, mainly because it received very little data from the Member States or because the data it did receive was mostly incomplete.

The definitions and classifications used in the Regulation have become obsolete and many concepts and classifications are outdated or incompatible with current classifications.

In conclusion, Regulation (EEC) No 1108/70 has become obsolete and data that would have been collected under the Regulation have become available from other sources or are no longer needed in the form and specifications required by the Regulation. Commission Regulation (EC) No 851 /2006 lays down the content of the different headings of the forms of accounts in Annex I to Council Regulation (EEC) No 1108/70. Consequently, Commission Regulation (EC) No 851/2006 has also become obsolete.

Transport: repealing obsolete Regulations

2022/0232(COD) - 03/08/2022 - Legislative proposal

PURPOSE: to repeal Council Regulation (EEC) No 1108/70 introducing an accounting system for expenditure on infrastructure in respect of transport by rail, road and inland waterway, and Commission Regulation (EC) No 851/2006 specifying the items to be included under the various headings in the forms of accounts shown in Annex I to Council Regulation (EEC) No 1108/70.

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: the Commission announced its intention to repeal Regulation (EEC) No 1108/70 in its 2020 work programme. This Regulation requires Member States to report on infrastructure expenditure for rail, road and inland waterway transport and to provide data on infrastructure use.

Regulation (EEC) No 1108/70 is based on obsolete provisions and definitions and is inconsistent and incompatible with other, more recent legal acts currently in force obliging Member States to report on transport infrastructure investment data and infrastructure use. The Regulation is linked with excessive administrative difficulties in collecting the data. Since 2005, only four Member States have provided the data required by the Regulation.

In addition, the definitions and classifications used in the Regulation have become obsolete. The most striking examples are Sections A.1 and A.2 of Annex II to the Regulation, which list all the railway operators in Europe for which Member States should collect the respective infrastructure expenditure, ignoring the process of market opening of the rail sector introduced by the various rail packages and the changes in governance.

Many concepts and classifications are outdated (e.g. passenger trains classified as ‘long-distance express trains and express trains’ and ‘others’; goods trains classified as ‘rapid service’ and ‘ordinary service’; ‘kilometres worked’ which is usually referred to just as ‘kilometres’) and lacking an appropriate definition.

There are also inconsistencies with the current classifications. For example, the Regulation asks for indicators for the category ‘vans with total permitted laden weight of less than 3 metric tonnes’, while the current legislation is directed to light utility vehicles with a maximum permissible laden weight of between 2.5 and 3.5 tonnes.

Regulation (EEC) No 1108/70 has become obsolete and the data that would have been collected under the Regulation have either become available from other sources or are no longer needed in the form and specifications required under the Regulation. Therefore, it is appropriate to repeal the Regulation in order to eliminate inconsistencies in the EU legal order and help simplify EU legislation by eliminating a legal act that is now obsolete.

CONTENT: the Commission proposes to repeal Regulation (EEC) No 1108/70 and to repeal Commission Regulation (EC) No 851/2006 specifying the items of the various headings in the forms of accounts shown in Annex I to Council Regulation (EEC) No 1108/70.

Transport: repealing obsolete Regulations

2022/0232(COD) - 13/12/2022 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 593 votes to 21, with 8 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council repealing Council Regulation (EEC) No 1108/70 introducing an accounting system for expenditure on infrastructure in respect of transport by rail, road and inland waterway, and repealing Commission Regulation (EC) No 851/2006 specifying the items to be included under the various headings in the forms of accounts shown in Annex I to Council Regulation (EEC) No 1108/70.

The European Parliament adopted its position at first reading by **taking over** the Commission's proposal.

The proposed Regulation aims to repeal Regulation (EEC) No 1108/70 in order to eliminate inconsistencies in the Union's legal order and to help simplify EU legislation by deleting a legal act which is now obsolete.

Council Regulation (EEC) No 1108/70:

- requires Member States to report on infrastructure expenditure for transport by rail, road and inland waterway and to provide data on the use of such infrastructure;

- contains outdated provisions and definitions and is inconsistent and incompatible with other more recent EU legal acts currently in force which oblige Member States to report data on transport infrastructure investment and use;

- creates undue administrative difficulties in collecting the data required by the Regulation. Since 2005, only four Member States have provided such data.