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Eingelangt am 20/07/11

**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 11 April 2011

**5905/11
ADD 1**

PV/CONS 4

ADDENDUM to DRAFT MINUTES

Subject: **3064th** meeting of the Council of the European Union (**GENERAL AFFAIRS**),
held in Brussels on 31 January 2011

PUBLIC DELIBERATION ITEMS¹

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"A" ITEMS list (doc. 5792/11 PTS A 5)

- Item 1. Regulation of the European parliament and of the Council on the rights of passengers in bus and coach transport and amending Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws3

AGENDA (doc. 5790/1/11 REV 1 OJ/CONS 3)

- Item 5. Presentation of the Presidency's programme4

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¹ Deliberations on Union legislative acts (Article 16(8) of the Treaty on European Union), other deliberations open to the public and public debates (Article 8 of the Council's Rules of Procedure).

LEGISLATIVE DELIBERATIONS

(public deliberation in accordance with Article 16(8) of the Treaty on European Union)

"A" ITEMS

1. Regulation of the European parliament and of the Council on the rights of passengers in bus and coach transport and amending Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws (third reading) (LA)

PE-CONS 63/10 TRANS 380 CODEC 1510

- + REV 1 (ro)
- + REV 1 COR 1 (ro)
- + REV 2 (fi)
- + REV 3 (cs)

The Council adopted the Regulation by qualified majority, with the vote against of the German delegation and the abstention of the Irish delegation, in accordance with the joint text approved by the Conciliation Committee, pursuant to Article 294(13) of the Treaty on the Functioning of the European Union. (Legal basis: Article 91(1) of the TFEU)

Statement by Germany

"Germany welcomes the establishment of the rights of passengers on long-distance bus and coach services in European law. It is very sympathetic in this connection to the needs of handicapped and restricted-mobility passengers.

However, the Commission also included local and regional services in its proposal, without presenting any impact assessment that took account of the conditions there.

The outcome of the conciliation procedure, which *inter alia* considerably extends the mandatory rights of passengers using local and regional services, thus results in large-scale encroachment on powers of the Member States that are protected by the principle of subsidiarity. Even taking into account mitigating circumstances, particularly 'force majeure', the text as it stands will no longer be appropriate to conditions in European road transport.

Germany therefore deeply regrets the outcome of the conciliation procedure."

Statement by the Commission on Article 25

"The Commission stresses that the information regarding passenger rights under Article 25 only has to be provided at terminals as defined in Article 3, point (m), and, where applicable, on the Internet by carriers and terminal managing bodies. "

NON LEGISLATIVE ACTIVITIES - PUBLIC DEBATES
(in accordance with Article 8(2) of the Council's Rules of Procedure)

AGENDA ITEMS

5. Presentation of the Presidency's programme

The Council took note of the presentation by the Hungarian presidency of its programme for its term of office (January to June 2011). It held an exchange of views.

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