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COVER NOTE

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	7 December 2016
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	C(2016) 7825 final
Subject:	COMMISSION DELEGATED REGULATION (EU) .../... of 7.12.2016 amending Regulation (EU) No 1315/2013 of the European Parliament and of the Council as regards the maps in Annex I and the list in Annex II to that Regulation

Delegations will find attached document C(2016) 7825 final.

Encl.: C(2016) 7825 final



Brussels, 7.12.2016
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COMMISSION DELEGATED REGULATION (EU) .../...

of 7.12.2016

**amending Regulation (EU) No 1315/2013 of the European Parliament and of the Council
as regards the maps in Annex I and the list in Annex II to that Regulation**

(Text with EEA relevance)

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE DELEGATED ACT

Annex I to Regulation (EU) No 1315/2013 of the European Parliament and of the Council of 11 December 2013 on Union guidelines for the development of the trans-European transport network (TEN-T) and repealing Decision No 661/2010/EU contains maps of the comprehensive and core networks which define the scope of Regulation (EU) No 1315/2013 and identify projects of common interest. Annex II to Regulation (EU) No 1315/2013 establishes the list of nodes of the core and comprehensive network.

Regulation (EU) No 1315/2013 provides for the possibility to adopt delegated acts to adapt Annexes I and II to take account of possible changes resulting from the quantitative thresholds establishing the infrastructure components of the comprehensive network (Article 49(4)).

The adaptations of the list and the maps for the purposes of this delegated act are based on quantitative thresholds laid down in Articles 14, 20, 24 and 27 of Regulation (EU) No 1315/2013. They concern both the inclusion of nodes pursuant to point (a) of Article 49(4) and the adjustments so as to reflect progress in completing the network pursuant to point (c) of Article 49(4).

However, the adaptations do not include exclusions according to point (b) of Article 49(4) since this assessment would only be relevant if carried out six years after the adoption of the regulation. Indeed, the application of the exclusion thresholds would show cases where certain infrastructure components would be below both the initially applied threshold and the new inclusion threshold. Therefore, these elements were at this stage not taken into account for the present updating exercise.

2. CONSULTATIONS PRIOR TO THE ADOPTION OF THE ACT

The Commission has launched the updating process at the TEN-T Committee meeting held on 30 September 2015 and consulted experts of Member States' competent authorities, in the presence of experts of the European Parliament, in a meeting on 9 December 2015 and on 16 March 2016.

3. LEGAL ELEMENTS OF THE DELEGATED ACT

The delegated act adapts the maps in Annex I and the tables in Annex II of Regulation (EU) No 1315/2013.

COMMISSION DELEGATED REGULATION (EU) .../...

of 7.12.2016

amending Regulation (EU) No 1315/2013 of the European Parliament and of the Council as regards the maps in Annex I and the list in Annex II to that Regulation

(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EU) No 1315/2013 of the European Parliament and of the Council of 11 December 2013 on Union guidelines for the development of the trans-European transport network and repealing Decision No 661/2010/EU¹, and in particular Article 49(4) thereof,

Whereas:

- (1) Regulation (EU) No 1315/2013 provides for the possibility to adapt Annexes I and II as regards infrastructure components of the comprehensive network to take account of possible changes resulting from the quantitative thresholds laid down in Articles 14, 20, 24 and 27.
- (2) In view of the latest available statistics published by Eurostat or, in certain cases, by the national statistics offices, it is necessary to include in the comprehensive network the logistic platforms, rail-road terminals, inland ports, maritime ports and airports for which the latest two-year average of their traffic volume exceeds the relevant threshold.
- (3) It is also necessary to adjust the maps for road, railway and inland waterway infrastructure in a strictly limited way so as to reflect progress in completing the network.
- (4) Regulation (EU) No 1315/2013 should therefore be amended accordingly,

HAS ADOPTED THIS REGULATION:

Article 1

Regulation (EU) No 1315/2013 is amended as follows:

¹ OJ L 348, 20.12.2013, p. 1.

(1) Annex I is replaced by the text in Annex I to this Regulation;

(2) Part 2 of Annex II is amended in accordance with Annex II to this Regulation.

Article 2

This Regulation shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 7.12.2016

For the Commission
The President
Jean-Claude JUNCKER