



Council of the
European Union

Brussels, 29 May 2017
(OR. en)

9709/17

TRANS 220
DELECT 88

COVER NOTE

From: Secretary-General of the European Commission,
signed by Mr Jordi AYET PUIGARNAU, Director

date of receipt: 29 May 2017

To: Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of
the European Union

No. Cion doc.: C(2017) 3722 final

Subject: COMMISSION DECISION of 26.5.2017 to withdraw Delegated Regulation
C(2017)393 final of 2 February 2017 on the adaptation of Annex III to
Regulation (EU) No 1315/2013 of the European Parliament and of the
Council on Union guidelines for the development of the trans-European
transport network

Delegations will find attached document C(2017) 3722 final.

Encl.: C(2017) 3722 final



Brussels, 26.5.2017
C(2017) 3722 final

COMMISSION DECISION

of 26.5.2017

to withdraw Delegated Regulation C(2017)393 final of 2 February 2017 on the adaptation of Annex III to Regulation (EU) No 1315/2013 of the European Parliament and of the Council on Union guidelines for the development of the trans-European transport network

COMMISSION DECISION

of 26.5.2017

to withdraw Delegated Regulation C(2017)393 final of 2 February 2017 on the adaptation of Annex III to Regulation (EU) No 1315/2013 of the European Parliament and of the Council on Union guidelines for the development of the trans-European transport network

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(6) thereof,

Whereas:

- (1) Regulation (EU) No 1315/2013 provides for the possibility, by means of delegated acts, to adapt the indicative maps of the trans-European transport network (TEN-T) in respect of countries neighbouring the Union.
- (2) On 2 February 2017, the Commission adopted Delegated Regulation C(2017)393². That Delegated Regulation amends Annex III of Regulation (EU) No 1315/2013 by adapting, through their replacement, certain indicative maps concerning the Eastern Partnership Countries (Armenia, Azerbaijan, Belarus, Georgia, Moldova and Ukraine) as well as Turkey. Following its extension, the period within which the Regulation can be objected to under Article 53(5) of Regulation (EU) No 1315/2013 expires on 2 June 2017.
- (3) According to the second recital of Delegated Regulation C(2017)393, the requirement set out in Article 49(6) of Regulation (EU) No 1315/2013, of a high-level agreement between the Union and neighbouring countries concerned, is fulfilled in the present case.
- (4) It has however appeared that a high-level agreement under Article 49(6) has not been entered into by the Union, at least not with all the countries concerned. Hence, Delegated Regulation C(2017)393 should be withdrawn, without prejudice to the adoption of a new delegated regulation in the matter once all requirements are fulfilled.

¹ Regulation (EU) No 1315/2013 of the European Parliament and of the Council on Union guidelines for the development of the trans-European transport network, JO L348 of 20.12.2013, p1.

² Commission Delegated Regulation of 2 February 2017 on the adaptation of Annex III to Regulation (EU) No 1315/2013 of the European Parliament and of the Council on Union guidelines for the development of the trans-European transport network (C(2017)393 final).

- (5) The withdrawal should intervene before any objection could be decided ahead of the expiry of the objection period.
- (6) Delegated Regulation C(2017)393 of 2 February 2017 should therefore be withdrawn,

HAS DECIDED AS FOLLOWS:

Sole Article

Delegated Regulation C(2017)393 is hereby withdrawn.

Done at Brussels, 26.5.2017

*For the Commission
The President
Jean-Claude JUNCKER*