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INFORMATION NOTE

from: General Secretariat of the Council
to: Permanent Representatives Committee / Council

Subject: **ADOPTION OF LEGISLATIVE ACT FOLLOWING THE EUROPEAN
PARLIAMENT'S SECOND READING**
Proposal for a Regulation of the European Parliament and of the Council on the
establishment of rules and procedures with regard to the introduction of noise-
related operating restrictions at Union airports within a Balanced Approach and
repealing Directive 2002/30/EC of the European Parliament and of the Council
- Outcome of the European Parliament's second reading
(Strasbourg, 14 to 17 April 2014)

I. VOTE

Since no amendment had been adopted, the President of the European Parliament declared the Council's position at first reading approved.

The text of the European Parliament's legislative resolution is annexed to this note.

II. ADOPTION OF LEGISLATIVE ACTS FOLLOWING THE EUROPEAN PARLIAMENT'S SECOND READING

Since the European Parliament has approved the Council's position at first reading, the act in question is deemed to have been adopted in the wording which corresponds to the Council's position at first reading, as provided for in Article 294 (7)(a) of the TFEU.

After signature by the President of the European Parliament, the President of the Council and the Secretaries-General of the two Institutions, the act in question will be published in the *Official Journal* of the European Union.

Introduction of noise-related operating restrictions at European Union airports *II**

European Parliament legislative resolution of 16 April 2014 on the Council position at first reading with a view to the adoption of a regulation of the European Parliament and of the Council on the establishment of rules and procedures with regard to the introduction of noise-related operating restrictions at Union airports within a Balanced Approach and repealing Directive 2002/30/EC (05560/2/2014 – C7-0133/2014 – 2011/0398(COD))

(Ordinary legislative procedure: second reading)

1. *The European Parliament,*

- having regard to the Council position at first reading (05560/2/2014 – C7-0133/2014),
- having regard to the reasoned opinions submitted, within the framework of Protocol No 2 on the application of the principles of subsidiarity and proportionality, by the French Senate, the German Bundesrat and the Dutch House of Representatives, asserting that the draft legislative act does not comply with the principle of subsidiarity,
- having regard to the opinion of the European Economic and Social Committee of 28 March 2012¹,
- having regard to the opinion of the Committee of the Regions of 19 July 2012²
- having regard to its position at first reading³ on the Commission proposal to Parliament and the Council (COM(2011)0828),
- having regard to Article 294(7) of the Treaty on the Functioning of the European Union,
- having regard to Rule 72 of its Rules of Procedure,
- having regard to the recommendation for second reading of the Committee on Transport and Tourism (A7-0274/2014),

1. Approves the Council position at first reading;
2. Takes note of the Commission statement annexed to this resolution;
3. Notes that the act is adopted in accordance with the Council position;
4. Instructs its President to sign the act with the President of the Council, in accordance with Article 297(1) of the Treaty on the Functioning of the European Union;
5. Instructs its Secretary-General to sign the act, once it has been verified that all the procedures

¹ OJ C 181, 21.6.2012, p. 173.

² OJ C 277, 13.9.2012, p. 110.

³ Texts adopted of 12.12.2012, P7_TA(0496)2012.

have been duly completed, and, in agreement with the Secretary-General of the Council, to arrange for its publication in the *Official Journal of the European Union*;

6. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

ANNEX TO THE LEGISLATIVE RESOLUTION

Statement by the Commission on the revision of Directive 2002/49/EC

The Commission is discussing with the Member States Annex II to Directive 2002/49/EC (noise calculation methods) with a view to adopting it in the coming months.

Based on work the WHO is currently undertaking regarding the methodology to assess health implications of the noise impact, the Commission intends to revise Annex III to Directive 2002/49/EC (estimation of health impact, dose response curves).