



Council of the
European Union

Brussels, 26 November 2014

15467/14

**Interinstitutional File:
2013/0184 (NLE)**

**JUSTCIV 290
TRANS 524**

"I/A" ITEM NOTE

From:	the General Secretariat of the Council
To:	Coreper/Council
No prev. doc.:	8368/1/14 REV 1 JUSTCIV 83 TRANS 187
No Cion doc.:	11140/13 JUSTCIV 146 TRANS 335
Subject:	Proposal for a Council Decision on the approval, on behalf of the European Union, of the Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Railway Rolling Stock, adopted in Luxembourg on 23 February 2007 - Adoption

1. By letter of 12 June 2013 the Commission transmitted to the Council a proposal for a Council Decision on the approval, on behalf of the European Union, of the Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Railway Rolling Stock, adopted in Luxembourg on 23 February 2007.
2. The proposal is based on Article 81(2) of the Treaty on the Functioning of the European Union in conjunction with point (a) of Article 218(6) thereof. The consent of the European Parliament is therefore required.

3. On 14 April 2014 the Council decided to request the consent of the European Parliament on the draft Decision.
4. The European Parliament gave its consent on 25 November 2014.
5. The United Kingdom and Ireland are bound by a number of Union instruments which govern some of the matters which are also dealt with in the Luxembourg Protocol on Matters Specific to Railway Rolling Stock and are therefore taking part in the adoption and application of the proposed Decision.
6. In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of the proposed Decision and is not bound by it or subject to its application.
7. In the light of the above, Coreper/Council is invited to adopt the Council Decision on the approval, on behalf of the European Union, of the Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Railway Rolling Stock, adopted in Luxembourg on 23 February 2007, as set out in document 15113/13 JUSTCIV 224 TRANS 544 + COR 1 + REV 1 (sk).
