



Council of the
European Union

Brussels, 2 December 2014
(OR. en)

Interinstitutional File:
2013/0187 (COD)

15733/14
ADD 1

AVIATION 218
CODEC 2291

REPORT

From: General Secretariat of the Council
To: Council

No. prev. doc.: 15472/14 AVIATION 2010 CODEC 2236
No. Cion doc.: 11496/13 AVIATION 90 CODEC 2072

Subject: ***Council meeting (Transport, Telecommunications and Energy) on 3 December 2014***
Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 216/2008 in the field of aerodromes, air traffic management and air navigation services - SES II+, EASA Regulation - General approach

Delegations will find in Annex a Commission statement on the applicability of Regulation (EC) No 216/2008 to the airport of Gibraltar.

**Commission statement on the applicability of Regulation (EC) No 216/2008 to
the airport of Gibraltar**

"During the Coreper I session on Friday 21 November 2014, on the Agenda point relating to the Commission proposal for amending Regulation (EC) No 216/2008, the Spanish delegate posed a question to Commission concerning whether this proposal establishes an obligation for a public authority that is responsible for activities taking place in or over the airport of Gibraltar.

In reply to this question the Commission wishes to stress that the Council text current amendments to Regulation 216/2008 would not alter the scope of application of Regulation (EC) No 216/2008 in as far as the airport of Gibraltar is concerned. It therefore would not establish any new obligation for a public authority that is responsible for activities taking place in or over that airport.

The Commission also recalls its neutrality in the dispute between the UK and Spain over the sovereignty issue on the territory on which the Gibraltar airport is situated and regrets that this issue delays progress on various aviation files in the Council."