



Council of the  
European Union

Brussels, 10 July 2018  
(OR. en)

10158/18

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**Interinstitutional File:**  
**2018/0182 (NLE)**

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**LIMITE**

**TRANS 269**  
**COWEB 89**

### **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: COUNCIL DECISION establishing the position to be adopted on behalf of the European Union within the Regional Steering Committee of the Transport Community as regards the adoption of the rules of procedure of that committee

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**COUNCIL DECISION (EU) 2018/...**

**of ...**

**establishing the position to be adopted on behalf of the European Union  
within the Regional Steering Committee of the Transport Community  
as regards the adoption of the rules of procedure of that committee**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91 and Article 100(2), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Treaty establishing the Transport Community ("the TCT") was signed by the Union in accordance with Council Decision (EU) 2017/1937<sup>1</sup>.
- (2) In accordance with Article 41(3) of the TCT, the TCT applies provisionally between the Union, the Republic of Albania, Bosnia and Herzegovina and Kosovo<sup>2</sup> since 9 October 2017, and between those Parties and the Republic of Serbia since 29 November 2017.
- (3) Pursuant to Article 24(5) of the TCT, the Regional Steering Committee of the Transport Community ("the Steering Committee") is to adopt its rules of procedure.
- (4) It is appropriate to establish the position to be adopted on the Union's behalf within the Steering Committee as regards the adoption of the rules of procedure of that committee, since the decision as regards those rules will be binding on the Union.
- (5) The position of the Union within the Steering Committee should therefore be based on the attached draft decision,

HAS ADOPTED THIS DECISION:

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<sup>1</sup> Council Decision (EU) 2017/1937 of 11 July 2017 on the signing, on behalf of the European Union, and provisional application of the Treaty establishing the Transport Community (OJ L 278, 27.10.2017, p. 1).

<sup>2</sup> This designation is without prejudice to positions on status, and is in line with United Nations Security Council Resolution 1244 (1999) and the ICJ Opinion on the Kosovo declaration of independence.

*Article 1*

The position to be adopted on behalf of the Union within the Regional Steering Committee of the Transport Community ("the Steering Committee") shall be based on the draft Decision of the Steering Committee attached to this Decision.\*

Minor changes to that draft Decision may be agreed to by the representatives of the Union within the Steering Committee without further decision by the Council.

*Article 2*

This Decision is addressed to the Commission.

Done at Brussels,

*For the Council*  
*The President*

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\* Delegations: see document ST 10158/18 ADD 1.