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From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	9362/19
Subject:	Proposal for a Decision of the European Parliament and of the Council empowering Italy to negotiate and conclude an agreement with Switzerland authorising cabotage operations in the course of international road passenger transport services by coach and bus in the border regions between the two countries – General approach

In document ST 10432/19 INIT, on page 2, paragraph 2 should read as follows:

"2. Article 3(2) of the Treaty on the Functioning of the European Union (TFEU) establishes the Union exclusive competence for the conclusion of an international agreement when its conclusion is provided for in a legislative act of the Union. Regulation (EC) No 1073/2009 stipulates that coach and bus cabotage operations within the Union may be conducted, under certain conditions, exclusively by carriers holding a Community licence. So given the exclusive EU competence, the Union, as set out in Article 2(1) TFEU, should empower Italy to negotiate and conclude an agreement with Switzerland in order to allow for cabotage operations as described above, provided that there is no discrimination between carriers established in the Union and no distortion of competition."