



30.8.2017

NOTICE TO MEMBERS

(27/2017)

Subject: Proposal for a directive of the European Parliament and of the Council on the interoperability of electronic road toll systems and facilitating cross-border exchange of information on the failure to pay road fees in the Union (recast) (codified version)
(COM(2017)0280 – C8-0173/2017 – 2017/0128(COD))

The Interinstitutional agreement of 20 December 1994 on an accelerated working method for official codification of legislative texts¹ requires a consultative working party of the legal services of the European Parliament, the Council and the Commission to consider any Commission proposal for codification.

Please find attached the Consultative Working Party's opinion on the above proposal.

The Committee on Legal Affairs intends to state its views on the opinion at its meeting on 7 September 2017.

Annex

¹ OJ C 102, 4.4.1996, p. 2.



CONSULTATIVE WORKING PARTY
OF THE LEGAL SERVICES

Brussels, 24 July 2017

OPINION

**FOR THE ATTENTION OF THE EUROPEAN PARLIAMENT
THE COUNCIL
THE COMMISSION**

**Proposal for a directive of the European Parliament and of the Council on the interoperability of electronic road toll systems and facilitating cross-border exchange of information on the failure to pay road fees in the Union (recast)
COM(2017)0280 final of 31.5.2017 – 2017/0128(COD)**

Having regard to the Inter-institutional Agreement of 28 November 2001 on a more structured use of the recasting technique for legal acts, and in particular to point 9 thereof, the Consultative Working Party consisting of the respective legal services of the European Parliament, the Council and the Commission met on 21 June 2017 for the purpose of examining the aforementioned proposal submitted by the Commission.

At that meeting¹, an examination of the proposal for a Directive of the European Parliament and of the Council recasting Directive 2004/52/EC of the European Parliament and of the Council of 29 April 2004 on the interoperability of electronic road toll systems in the Community resulted in the Consultative Working Party's establishing, by common accord, that the following should have been marked with the grey-shaded type generally used for identifying substantive changes:

- in recital 4, the replacement of the word '*goods*' with the word '*duty*';
- the deletion of recital 20 of Directive 2004/52/EC;
- in Article 4(6), the adding of the initial words '*On-board*'.

In consequence, examination of the proposal has enabled the Consultative Working Party to conclude, without dissent, that the proposal does not comprise any substantive amendments other than those identified as such. The Working Party also concluded, as regards the codification of the unchanged provisions of the earlier act with those substantive amendments, that the proposal contains a straightforward codification of the existing legal text, without any change in its substance.

¹ The Consultative Working Party worked on the basis of the English language version of the proposal, being the master-copy language version of the text under discussion.

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