

# EUROPEAN PARLIAMENT

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FINAL  
**A5-0134/2004**

10 March 2004

**\*\*\*II**

## **RECOMMENDATION FOR SECOND READING**

on the Council common position with a view to adopting a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks  
(5633/1/2004 – C5-0095/2004 – 2001/0226(COD))

Committee on Budgets

Rapporteur: Franz Turchi

### ***Symbols for procedures***

- \* Consultation procedure  
*majority of the votes cast*
- \*\*I Cooperation procedure (first reading)  
*majority of the votes cast*
- \*\*II Cooperation procedure (second reading)  
*majority of the votes cast, to approve the common position  
majority of Parliament's component Members, to reject or amend  
the common position*
- \*\*\* Assent procedure  
*majority of Parliament's component Members except in cases  
covered by Articles 105, 107, 161 and 300 of the EC Treaty and  
Article 7 of the EU Treaty*
- \*\*\*I Codecision procedure (first reading)  
*majority of the votes cast*
- \*\*\*II Codecision procedure (second reading)  
*majority of the votes cast, to approve the common position  
majority of Parliament's component Members, to reject or amend  
the common position*
- \*\*\*III Codecision procedure (third reading)  
*majority of the votes cast, to approve the joint text*

(The type of procedure depends on the legal basis proposed by the Commission)

### ***Amendments to a legislative text***

In amendments by Parliament, amended text is highlighted in ***bold italics***. Highlighting in *normal italics* is an indication for the relevant departments showing parts of the legislative text for which a correction is proposed, to assist preparation of the final text (for instance, obvious errors or omissions in a given language version). These suggested corrections are subject to the agreement of the departments concerned.

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## PROCEDURAL PAGE

At its sitting of 2 July 2002 Parliament adopted its position at first reading on the amended proposal for a European Parliament and Council regulation amending Council Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks (COM(2002) 134 – 2001/0226(COD)).

At the sitting of 26 February 2004 the President of Parliament announced that the common position had been received and referred to the Committee on Budgets (5633/1/2004 – C5-0095/2004).

The committee had appointed Franz Turchi rapporteur at its meeting of 22 January 2002.

It considered the common position and the draft recommendation for second reading at its meeting of 9 March 2004.

At the last meeting it adopted the draft legislative resolution unanimously.

The following were present for the vote: Terence Wynn (chairman), Franz Turchi (rapporteur), Bárbara Dührkop Dührkop, Jutta D. Haug, Wilfried Kuckelkorn, Jan Mulder, Juan Andrés Naranjo Escobar, Giovanni Pittella, Esko Olavi Seppänen (for Francis Wurtz), Per Stenmarck, Kyösti Tapio Virrankoski and Ralf Walter.

The recommendation for second reading was tabled on 10 March 2004.

## **DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION**

**on the Council common position with a view to adopting a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks**

**(5633/1/2004 – C5-0095/2004 – 2001/0226(COD))**

**(Codecision procedure: second reading)**

*The European Parliament,*

- having regard to the Council common position (5633/1/2004 – C5-0095/2004),
  - having regard to its position at first reading<sup>1</sup> on the amended Commission proposal to Parliament and the Council (COM(2002) 134)<sup>2</sup>,
  - having regard to the amended proposals (COM(2003) 38)<sup>3</sup> and (COM(2003) 561)<sup>4</sup>,
  - having regard to Article 251(2) of the EC Treaty,
  - having regard to Rule 78 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Budgets (A5-0134/2004),
1. Approves the common position;
  2. Notes that the act is adopted in accordance with the common position;
  3. Instructs its President to sign the act with the President of the Council pursuant to Article 254(1) of the EC Treaty;
  4. Instructs its Secretary-General duly to sign the act and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal of the European Union;
  5. Instructs its President to forward its position to the Council and Commission.

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<sup>1</sup> OJ C 271 E, 12.11.2003 p. 164.

<sup>2</sup> OJ C 151 E, 25.6.2002, p. 291.

<sup>3</sup> Not yet published in OJ.

<sup>4</sup> Not yet published in OJ.

## **EXPLANATORY STATEMENT**

### ***Main elements of the Council Common Position compared to Parliament's first reading***

The Commission presented in December 2001 its proposal for a Regulation amending Council Regulation 2236/95 laying down general rules for the granting of Community financial aid in the field of trans-European networks. In line with Parliament's first reading of 2 July 2002, the Council agreed in its Common Position of 26 February 2004 to increase the Community support for TEN-networks from 10% to 20% in the following projects:

- in particular, cross-border or cross-natural barriers sections of outstanding TEN-transport priority projects;
- priority projects on the energy networks;
- as previously, satellite positioning and navigation systems (Galileo).

The proposal does not concern the eTEN priority projects in the field of telecommunications.

Apart from certain recitals, the Council has very closely followed Parliament's first reading position, with the exception of the comitology procedure (regulatory instead of advisory committee).

### ***Conclusion***

The amended Regulation does not prejudice the negotiations on the financial perspective for 2007-2013. The Regulation in force states that before the end of 2006 the Commission shall submit a comprehensive report on the experience gained with this Regulation. The European Parliament and the Council will then examine whether and under which conditions these measures will be continued or amended after 2006.

To ensure that the eligible TEN projects will benefit from the higher Community co-financing as soon as possible and as the Common Position follows very closely Parliament's first reading position, your Rapporteur recommends the adoption of the Council Common Position unamended.