

# EUROPEAN PARLIAMENT

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*Session document*

**A6-0090/2006**

24.3.2006

## **\*\*\*III REPORT**

on the joint text approved by the Conciliation Committee for a directive of the European Parliament and of the Council relating to emissions from air conditioning systems in motor vehicles and amending Council Directive 70/156/EEC  
(PE-CONS 3605/2006 – C6-0066/2006 – 2003/0189B(COD))

European Parliament delegation to the Conciliation Committee

Delegation chairman: Antonios Trakatellis  
Rapporteur: Avril Doyle

*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.)

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## DRAFT EUROPEAN PARLIAMENT LEGISLATIVE RESOLUTION

**on the joint text approved by the Conciliation Committee for a directive of the European Parliament and of the Council relating to emissions from air conditioning systems in motor vehicles and amending Council Directive 70/156/EEC (PE-CONS 3605/2006 – C6-0066/2006 – 2003/0189B(COD))**

**(Codecision procedure: third reading)**

*The European Parliament,*

- having regard to the joint text approved by the Conciliation Committee (PE-CONS 3605/2006 – C6-0066/2006),
  - having regard to its position at first reading<sup>1</sup> on the Commission proposal to Parliament and the Council (COM(2003)0492)<sup>2</sup>,
  - having regard to its position at second reading<sup>3</sup> on the Council common position<sup>4</sup>,
  - having regard to the Commission's opinion on Parliament's amendments to the common position (COM(2005)0713)<sup>5</sup>,
  - having regard to Article 251(5) of the EC Treaty,
  - having regard to Rule 65 of its Rules of Procedure,
  - having regard to the report of its delegation to the Conciliation Committee (A6-0090/2006),
1. Approves the joint text;
  2. Instructs its President to sign the act with the President of the Council pursuant to Article 254(1) of the EC Treaty;
  3. Instructs its Secretary-General to sign the act, once it has been verified that all the procedures have been duly completed, and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal of the European Union;
  4. Instructs its President to forward this legislative resolution to the Council and Commission.

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<sup>1</sup> OJ C 103 E, 29.4.2004, p. 450.

<sup>2</sup> Not yet published in OJ.

<sup>3</sup> *Texts Adopted*, 26.10.2005, P6\_TA(2005)0401.

<sup>4</sup> OJ C 183 E, 26.7.2005, p. 0017.

<sup>5</sup> Not yet published in OJ.

## **EXPLANATORY STATEMENT**

### **Background**

The Commission's original proposal on 11 August 2003 was for a Regulation concerning certain fluorinated greenhouse gases (f-gases), which have a high global warming potential. This Regulation was to cover both stationary applications and mobile air conditioning.

The overall aim of the Commission proposal was to contribute to reaching the objectives set in the Kyoto Protocol by reducing emissions of fluorinated greenhouse gases (f-gases) through adopting measures to both promote the quality of the environment, and take into account the functioning of the internal market.

On 31 March 2004 Parliament adopted its position at first reading. The Council adopted its common position on 21 June 2005 and divided the single legislative proposal into two separate pieces of legislation. A Directive on Emissions from Motor Vehicle Air Conditioning Systems (MAC) and amending Council Directive 70/156/EEC, and a Regulation dealing with stationary applications of certain fluorinated greenhouse gases.

The Parliament concluded its second reading on 26 October 2005 adopting 1 amendment to the Council's common position on the Directive. The Council was unable to accept this amendment, which meant that the Conciliation Committee had to be convened.

### **Conciliation**

Parliament's delegation to the Conciliation Committee held its constituent meeting on 10 January 2006 and its members mandated the chair of the delegation, Mr Trakatellis, the chair of the committee responsible, Mr Florenz, the rapporteur, Mrs Doyle and the shadow rapporteur Mrs Corbey, to enter into informal negotiations with the Council.

The issue at stake was the possibility for Member States to promote the installation of air conditioning systems in vehicles with low greenhouse gas emissions by introducing fiscal or other incentives.

During the informal trialogue, held on 17 January 2006, no preliminary agreement was reached.

The meeting of the Conciliation Committee was held on the evening of 31 January 2006 under the joint chairmanship of Mr Trakatellis, Vice-President, and Josef Pröll, Austrian Minister for Environment, and in the presence of Environment Commissioner Stavros Dimas.

This meeting focused fiscal or other incentives.

The Conciliation Committee reached agreement on the possibility for Member States to promote the installation of air conditioning systems which are efficient, innovative and further reduce climate impact and respect Community rules on State Aids.

## **Conclusions**

The European Parliament delegation is satisfied with the agreement reached, as it goes beyond what was possible during the first and second readings and represents a substantial improvement of the common position. The delegation wishes to thank the Austrian Presidency and the Commission for their constructive cooperation. It recommends that Parliament should adopt the attached joint text.







## EXTENSION OF DEADLINES

<b>Extension of deadline for second reading by Council</b>	No
<b>Extension of deadline for convening the Committee</b> Requesting institution – date	No
<b>Extension of deadline for work in the Committee</b> Requesting institution – date	No
<b>Extension of deadline for adopting the act</b> Requesting institution – date	No