

**Charging of heavy goods vehicles \*\*\*II**

**European Parliament legislative resolution of 7 June 2011 on the Council position at first reading with a view to the adoption of a directive of the European Parliament and of the Council amending Directive 1999/62/EC on the charging of heavy goods vehicles for the use of certain infrastructures (15145/1/2010 – C7-0045/2011 – 2008/0147(COD))**

**(Ordinary legislative procedure: second reading)**

*The European Parliament,*

- having regard to the Council position at first reading (15145/1/2010 – C7-0045/2011),
  - having regard to the opinion of the European Economic and Social Committee of 16 December 2009<sup>1</sup>,
  - having regard to the opinion of the Committee of the Regions of 12 February 2009<sup>2</sup>,
  - having regard to the opinion of the Commission (COM(2011)0069),
  - having regard to its position at first reading<sup>3</sup> on the Commission proposal to Parliament and the Council (COM(2008)0436),
  - having regard to Article 294(7) of the Treaty on the Functioning of the European Union,
  - having regard to Rule 66 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Transport and Tourism (A7-0171/2011),
1. Adopts its position at second reading hereinafter set out;
  2. Approves its statement annexed to this resolution;
  3. Takes note of the Commission statement and of the joint statement by the Hungarian Presidency and the incoming Polish, Danish and Cypriot Presidencies of the Council, annexed to this resolution;
  4. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

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<sup>1</sup> OJ C 255, 22.9.2010, p. 92.

<sup>2</sup> OJ C 120, 28.5.2009, p. 47.

<sup>3</sup> OJ C 87 E, 1.4.2010, p. 345.

**P7\_TC2-COD(2008)0147**

**Position of the European Parliament adopted at second reading on 7 June 2011 with a view to the adoption of Directive 2011/.../EU of the European Parliament and of the Council amending Directive 1999/62/EC on the charging of heavy goods vehicles for the use of certain infrastructures**

*(As an agreement was reached between Parliament and Council, Parliament's position corresponds to the final legislative act, Directive 2011/76/EU.)*

### **Statement by the European Parliament**

The European Parliament regrets that the Council was not prepared to accept the mandatory publication of correlation tables in the context of the proposal amending Directive 1999/62/EC. It is hereby declared that the agreement reached between the European Parliament and the Council in the trilogue of 23 May 2011 concerning the Directive of the European Parliament and of the Council amending Directive 1999/62/EC on the charging of heavy goods vehicles for the use of certain infrastructures (Eurovignette) does not prejudice the outcome of interinstitutional negotiations on correlation tables.

The European Parliament calls on the European Commission to inform it within twelve months after adoption of this agreement in plenary and to make a report at the end of the transposition period on the practice of Member States in drawing up their own tables illustrating, as far as possible, the correlation between this Directive and the transposition measures, and to make them public.

### **Statement by the Commission on correlation tables**

The Commission recalls its commitment towards ensuring that Member States establish correlation tables linking the transposition measures they adopt with the EU directive and communicate them to the Commission in the framework of transposing EU legislation, in the interest of citizens, better-law making and increasing legal transparency and to assist the examination of the conformity of national rules with EU provisions.

The Commission regrets the lack of support for the provision included in the proposal for a Directive of the European Parliament and of the Council amending Directive 1999/62/EC on the charging of heavy goods vehicles for the use of certain infrastructures (Eurovignette), which aimed at rendering the establishment of correlation tables obligatory.

The Commission, in a spirit of compromise and in order to ensure the immediate adoption of that proposal, can accept the substitution of the obligatory provision on correlation tables included in the text with a relevant recital encouraging Member States to follow this practice. It will inform within twelve months after adoption of this agreement in plenary and make a report at the end of the transposition period on the practice of Member States to draw up, for themselves and in the interests of the Union, their own tables illustrating, as far as possible, the correlation between this Directive and the transposition measures, and to make them public.

However, the position followed by the Commission in this file shall not be considered as a precedent. The Commission will continue its efforts with a view to finding together with the European Parliament and the Council an appropriate solution to this horizontal institutional issue.

### **Statement by the Hungarian and the incoming Polish, Danish, Cypriot Presidencies of the Council**

It is hereby declared that the agreement reached between the Council and the European Parliament in the trilogue of 23 May 2011 concerning the Directive of the European Parliament

and of the Council amending Directive 1999/62/EC on the charging of heavy goods vehicles for the use of certain infrastructures (Eurovignette) does not prejudice the outcome of interinstitutional negotiations on correlation tables.