Council Decision (EU) 2019/232 of 16 July 2018 establishing the position to be adopted on behalf of the European Union within the Regional Steering Committee of the Transport Community as regards the adoption of the rules of procedure of that committee

COUNCIL DECISION (EU) 2019/232

of 16 July 2018

establishing the position to be adopted on behalf of the European Union within the Regional Steering Committee of the Transport Community as regards the adoption of the rules of procedure of that committee

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 91 and Article 100(2), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) The Treaty establishing the Transport Community ('the TCT') was signed by the Union in accordance with Council Decision (EU) 2017/1937[(1)].

(2) In accordance with Article 41(3) of the TCT, the TCT applies provisionally between the Union, the Republic of Albania, Bosnia and Herzegovina and Kosovo[(2)] since 9 October 2017, and between those Parties and the Republic of Serbia since 29 November 2017.

(3) Pursuant to Article 24(5) of the TCT, the Regional Steering Committee of the Transport Community ('the Steering Committee') is to adopt its rules of procedure.

(4) It is appropriate to establish the position to be adopted on the Union's behalf within the Steering Committee as regards the adoption of the rules of procedure of that committee, since the decision as regards those rules will be binding on the Union.

(5) The position of the Union within the Steering Committee should therefore be based on the attached draft decision,

HAS ADOPTED THIS DECISION:

Article 1

The position to be adopted on behalf of the Union within the Regional Steering Committee of the Transport Community ('the Steering Committee') shall be based on the draft Decision of the Steering Committee attached to this Decision.

Minor changes to that draft Decision may be agreed to by the representatives of the Union within the Steering Committee without further decision by the Council.

Changes to legislation: *There are currently no known outstanding effects for the Council Decision (EU) 2019/232. (See end of Document for details)*

Article 2

This Decision is addressed to the Commission.

Done at Brussels, 16 July 2018.

For the Council

The President

J. BOGNER-STRAUSS

***Changes to legislation:** There are currently no known outstanding effects for the Council Decision (EU) 2019/232. (See end of Document for details)*

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DECISION No 2018/1 OF THE REGIONAL STEERING COMMITTEE OF THE TRANSPORT COMMUNITY

of …

on the adoption of its Rules of Procedure

THE REGIONAL STEERING COMMITTEE OF THE TRANSPORT COMMUNITY,

Having regard to the Treaty establishing the Transport Community, and in particular Article 24(5) thereof,

HAS DECIDED AS FOLLOWS:

Sole Article

The Rules of Procedure of the Regional Steering Committee of the Transport Community, attached to this Decision, are hereby adopted.

Done in …, on … 2018.

For the Regional Steering Committee

The President

RULES OF PROCEDURE OF THE REGIONAL STEERING COMMITTEE OF THE TRANSPORT COMMUNITY

I. GENERAL

1. These Rules of Procedure establish the internal procedures for operation of the Regional Steering Committee ('the Steering Committee') as an institution under the Treaty establishing the Transport Community ('the Treaty') between the European Union and the South East European Parties (the Republic of Albania, Bosnia and Herzegovina, the former Yugoslav Republic of Macedonia, Kosovo[3], Montenegro and the Republic of Serbia).

2. In case of any contradiction between these Rules of Procedure and the Treaty, the provisions of the Treaty shall apply.

II. MEMBERS, OBSERVERS AND OTHER PARTICIPANTS

1. The members of the Steering Committee should, in principle, be senior officials in the respective ministries in charge of transport.

2. The act of appointment of a member shall provide evidence that the member is mandated to express the position of the respective Contracting Party in a manner binding on that Party.

3. Without prejudice to the position of observers in accordance with the second sentence of Article 24(2) of the Treaty, the Presidency and the Vice-Presidency as referred to in paragraph 2 of Section III may, where appropriate, agree to invite representatives of other states,

Changes to legislation: *There are currently no known outstanding effects for the Council Decision (EU) 2019/232. (See end of Document for details)*

international organisations or other bodies, including representatives of the civil society, to attend, on an ad hoc basis, specific meetings of the Steering Committee or one or more parts thereof.

4. Where the Presidency and the Vice-Presidency agree to invite representatives of other states, international organisations or other bodies, the Presidency shall inform the Contracting Parties and the Permanent Secretariat of the Transport Community ('the Secretariat') at least three weeks before the meeting. The Contracting Parties and the Secretariat may submit their views to the Presidency within five working days from receiving this information.

III. PRESIDENCY

1. Each South East European Party shall hold the Presidency of the Steering Committee for one calendar year and shall follow in alphabetical order as provided in subparagraph (b) of Article 2(1) of the Treaty. The first South East European Party to hold the Presidency shall be the Republic of Albania.

2. The Presidency shall chair the Steering Committee meetings. It shall be assisted by one representative of the European Union who shall hold the Vice-Presidency.

3. Should the Presidency not be in a position to perform its duties for a particular meeting, that meeting shall be chaired by the representative of the European Union who holds the Vice-Presidency.

IV. PREPARATION OF MEETINGS

1. The meetings of the Steering Committee shall take place at the seat of the Secretariat. Nevertheless, the Presidency may decide on another place for a Steering Committee meeting after consultations with the Vice-Presidency and the Secretariat and considering the relevant financial, administrative and organisational aspects. Except in duly justified cases, that decision shall be made at least two months prior to the relevant meeting.

2. Contributions by the Secretariat to the organisational costs of the meetings outside the seat of the Secretariat shall be subject to its internal budgetary rules.

3. The dates of the meetings shall be agreed by the Presidency, the Vice-Presidency and the Secretariat. In principle, the dates shall be agreed at least two months prior to the relevant meeting.

4. The draft agenda of the meeting shall be agreed by the Presidency and the Vice-Presidency. The draft agenda and any documents related to it shall be distributed to the members and the observers at least six weeks prior to the relevant meeting. The members may make comments and propose that new items be added. Material of interest to other states, international organisations or other bodies invited in accordance with paragraph 3 of Section II shall also be distributed to them.

5. The Secretariat shall be responsible for the preparation of the meetings. It shall inform the Presidency and the Vice-Presidency periodically and upon request about the preparation process and follow their requests and guidance in this regard.

V. MEETINGS OF THE STEERING COMMITTEE – PROCEDURAL RULES

1. The meetings of the Steering Committee shall not be public unless the Steering Committee decides otherwise.

2. Any member of the Steering Committee, observer or other participant of the meeting may be accompanied by officials who assist them. The names and functions of those officials