



Council of the  
European Union

Brussels, 2 May 2023  
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EXT 1

TRANS 208  
COWEB 95  
ALB 1  
BIH 12  
ELARG 28

#### PARTIAL DECLASSIFICATION

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Subject: ***Preparation of the Council meeting (Transport, Telecommunications and Energy) on 11 and 12 June 2009***

Draft Council Decision on the complementary negotiating directives in the framework of the negotiations of the Transport Community Treaty between the European Community and Albania, Bosnia & Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro and Serbia as well as Kosovo, under Resolution 1244(1999) of the United Nations Security Council

- Adoption

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Delegations will find attached the partially declassified version of the above-mentioned document.



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 29 May 2009**

**10124/09**

**RESTREINT UE**

**TRANS 208  
COWEB 95  
ALB 1  
BIH 12  
ELARG 28**

**REPORT**

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From : General Secretariat of the Council

To :: Coreper

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**Introduction**

1. On 12 June 2008, the Council adopted a Council Decision authorising the Commission to open negotiations on behalf of the European Community with the Western Balkan partners a treaty establishing a Transport Community <sup>1</sup>.

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<sup>1</sup> Doc. 10259/08.

2. The negotiating directives, annexed to the Council Decision of 12 June 2008, stipulate that the provisions on road transport in the Transport Community Treaty should include rules on the progressive achievement, on the basis of defined steps, of integrated road transport markets between the Western Balkan partners, and between the region and the European Community. The progress between the different steps of the Transport Community Treaty should be linked to the progressive adoption and implementation, by each of the different Western Balkan partners, of the relevant elements of the road transport acquis. The negotiating directives also provide that negotiations on the substance of this provision would only take place following adoption by the Council of supplementary negotiating directives.

### **Work carried out in the Working Party**

3. On the basis of the above decision, the Commission presented on 18 May 2009 a non-paper on the complementary negotiating directives in the framework of the negotiations of the Transport Community Treaty between the European Community and the Western Balkans <sup>2</sup>, as foreseen in the above Decision of 12 June 2008. On 28 May 2009, the Working Party on Transport, Intermodal questions and Networks started its discussions on the draft complementary negotiating directives.
4. The non-paper by the Commission was complemented by additional elements of information on the possible number of permits and other requirements under the agreement, as well as a note on the Stabilisation and Association Agreements and a table on the situation of road market access within the Western Balkans Region <sup>3</sup>. It also provided delegations with additional statistical information on the transport volumes between the Western Balkans region and the EU, on the one hand, and on the fleet composition of the Western Balkans partners, on the other hand <sup>4</sup>.

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<sup>2</sup> W. Doc. 2009/30.

<sup>3</sup> W. Doc. 2009/31.

<sup>4</sup> W. Doc. 2009/32.

**NOT DECLASSIFIED** Further in-depth discussion at working party level was, therefore, needed before the matter could be brought to a higher level. Besides, the complex information which the Commission had provided at very short notice, could not answer adequately to all the questions asked by delegations. Additional information would be needed

**NOT DECLASSIFIED**

#### **Task for COREPER**

7. Coreper is invited to confirm that, in the light of the above, it would be premature to discuss this dossier at the Council level on 11 June 2009. Therefore, the working party is invited to pursue the examination of this issue and to report to the Committee in order to have this mandate adopted by the Council as soon as possible.
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