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From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 1)/Council
No. prev. doc.:	10915/16 TRANS 280 CODEC 1022
No. Cion doc.:	5960/13 TRANS 35 CODEC 209 5985/13 TRANS 36 CODEC 216 6015/13 TRANS 41 CODEC 228
Subject:	**4th Railway Package (market pillar)** a) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1370/2007 concerning the opening of the market for domestic passenger transport services by rail. b) Proposal for a Directive of the European Parliament and of the Council amending Directive 2012/34/EU establishing a single European railway area, as regards the opening of the market for domestic passenger transport services by rail and the governance of the railway infrastructure c) Proposal for a Regulation of the European Parliament and of the Council repealing Regulation (EEC) No 1192/69 of the Council on common rules for the normalisation of the accounts of railway undertakings - Political agreement

1. On 30 January 2013, the Commission presented the Fourth Railway Package, consisting of six legislative proposals seeking to remove the remaining barriers to the completion of the Single European Railway Area.

The legislative package has been negotiated in two pillars: a *technical* and a *market* pillar. The market pillar consists of the proposal for a Directive amending Directive 2012/34/EU establishing a Single European Railway Area (the "Governance Directive"), the proposal for a Regulation amending Regulation (EC) No 1370/2007 concerning the opening of the market for domestic passenger transport services by rail (the "PSO Regulation") and the proposal for a Regulation repealing Regulation (EEC) No 1192/69 on common rules for the normalisation of the accounts of railway undertakings (the "Accounts Regulation").

2. In the European Parliament the vote on the first reading took place during their seventh term, in the plenary on 26 February 2014.

3. The Committee on Transport and Tourism (TRAN) appointed on 13 October 2014 Mr David-Maria Sassoli (IT-S&D) for the Governance Directive, Mr Wim van de Camp (NL-EPP) for the PSO Regulation and Ms Merja Kyllönen (FI-GUE/NGL) for the Accounts Regulation as rapporteurs for the eight term of the European Parliament.

4. The work on the technical pillar has been concluded and the adopted texts have been published (OJ L 138 of 26.5.2016).

5. In December 2014 and October 2015, a general approach was reached on the three files of the market pillar.

6. In the informal trilogues with the European Parliament an overall agreement on the compromise legislative texts was reached on 19 April for those three proposals. The Permanent Representatives Committee approved the legislative provisions on 27 April 2016 and endorsed the corresponding alignment of the recitals on 6 July 2016.

7. The TRAN committee of the European Parliament voted in favour of the compromise texts on 12 July 2016. The chair of the TRAN committee confirmed the agreement in view of an early second reading conclusion by his three letters addressed to the Chair of the Permanent Representatives Committee (Part 1) and dated 13 July 2016.

8. The Permanent Representatives Committee is invited to endorse the political agreement and submit the compromise texts to the Council for adoption.

9. The Council is invited to adopt a political agreement on the market pillar of the Fourth Railway Package as recorded in documents 10731/16, 10733/16 and 10853/16.