



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 14 September 2006 (15.09)
(OR. fr,en)**

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ADDENDUM TO "I/A" ITEM NOTE

from : General Secretariat of the Council
to : COREPER /COUNCIL

Nos Cion props: 11812/03 JUSTCIV 121 CODEC 1052, 6622/06 JUSTCIV 32 CODEC 171

Subject : Proposal for a Regulation of the European Parliament and the Council on the law applicable to non-contractual obligations ("ROME II") [**first reading**]
- Adoption (**cp + s**) of
(a) common position
b) statement of the Council's reasons
- Statements

**STATEMENT BY THE CYPRIOT AND GREEK DELEGATIONS
ON ARTICLE 9**

The Greek and Cypriot delegations would like to point out that the application of Article 9 of the Regulation would probably cause problems for shipping, given that vessels would be exposed to rules which varied according to the laws of the Member States of their ports of call, irrespective of whether those vessels were in full conformity with the laws of the flag State.

**JOINT DECLARATION OF THE REPUBLIC OF LATVIA AND THE REPUBLIC OF
ESTONIA ON ARTICLE 9**

Latvia and Estonia recognise that industrial action is one of the essential rights of a worker, an employer or the organisations representing their professional interests. Thus the principle provided in Article 9 should apply only to the cases which arise directly from exercise of those essential rights. At the same time Latvia and Estonia stress that application of Article 9 should not constitute any further restrictions to the freedom to provide services within the Community.
