Council of the European Union

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NOTE

From:	General Secretariat of the Council
To:	Delegations
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Subject:	ANNEX to the COUNCIL DECISION on the position to be taken on behalf of the European Union at the second session of the Supervisory Authority established pursuant to the Luxembourg Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Railway Rolling Stock

Annex

1. Introduction

The second session of the Supervisory Authority of the Protocol to the Convention on International Interests in Mobile Equipment on Matters Specific to Railway Rolling Stock adopted in Luxembourg on 23 February 2007 ('Luxembourg Protocol') will take place on 23 April 2025.

2. Union Competence

The European Union is a contracting party to the Luxembourg Protocol. The Union has exclusive competence in respect of this meeting's agenda items where the Supervisory Authority will be called upon to adopt acts having legal effects within the meaning of Article 218(9) of the Treaty on the Functioning of the European Union (TFEU) – namely Agenda Items 7 and 9.

3. Comments on agenda items of the second session of the Supervisory Authority

Agenda Item 7 - Approval of the Model Rules as amended on 13 November 2024 for the purposes of the Regulations for the International Registry of Interests in Rolling Stock

Document(s)	SA2_2025_Item 7_Doc 6-Approval of the Model Rules (&ad).*pdf*
Exercise of voting rights	European Union
Position	In favour of the approval of the Model Rules as amended on 13 November 2024 for the purposes of the Regulations for the International Registry of Interests in Rolling Stock.

Agenda Item 9 - Revision of the Supervisory Authority's Statutes and Rules of Procedure

Document(s)	SA2_2025_Item 9_Doc 8-Revision of Statutes and Rules of Procedure (&ad).*pdf*
Exercise of voting rights	European Union
Position	In favour of the approval of the proposed amendment to the Statutes. In favour of the approval of the proposed amendment to the Rules of Procedure, subject to the following amendments: • in Article 3(2), amend the third subparagraph to read 'Urgent matters may arise when an urgent decision is necessary, and only when such urgency is duly justified.'; • amend Article 8(2) to read: 'The Secretariat shall send a notice of a meeting of the Supervisory Authority, indicating the venue of the meeting, the date and time it opens and the provisional agenda, to Members and to observers according to Article 4 no later than three months, and documents for the meeting no later than two months before the meeting opens. In the case of an interim meeting on an urgent matter, the notice of the meeting shall be sent no later than two months before the meeting opens, and the documents for the meeting shall be provided at the same time.'