Council of the European Union
General Secretariat

PUBLIC

Interinstitutional files:
2023/0435 (COD)

Brussels, 13 October 2025

WK 13495/2025 INIT

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NOTE

From:	General Secretariat of the Council
To:	Working Party on Consumer Protection and Information (Attachés) Working Party on Consumer Protection and Information
Subject:	Package Travel Directive - Working Party on Consumer Protection and Information on 17 October - Presidency Flash

Delegations will find attached a Presidency Flash for the above-mentioned meeting.

PUBLIC

Working Party on Consumer Protection and Information – Package Travel Directive

Monday, 13 October 2025

Dear colleagues

At the attaché meeting on 17 October 2025, the Presidency intends to discuss the updated four-column table (ST 13880/2025), which includes a draft compromise proposal for Articles 5, 7, 11, 12a and 17.

To make the draft compromise proposals easier to read, the main updates are described below. At the Working Party meeting, the Presidency invites Member States to state their positions on the proposed draft compromise in the four-column table and Article 18 (see below).

At the attaché meeting, the Presidency will also update on the discussions with the Parliament regarding the identified political points.

Pre-contractual information – Article 5

Line 71b (Article 5(1)(a)(viii)): The Parliament can preliminarily agree to withdraw its proposal to add "disability", provided that a definition of "persons with reduced mobility" is added in Article 3 (on definitions) based on the definition in Regulation 1107/2006 (air passenger rights). This means that the only new text introduced in line 71b (Article 5(1)(a)(viii)) would be "accessibility and".

Line 71d (Article 5(1)(b)): The Parliament can preliminarily agree to withdraw its proposal to delete "where applicable". Further, the Parliament proposes replacing "functional" with "enabling the traveller to contact the organiser quickly and communicate with him efficiently" to clarify the meaning of the term "functional".

Line 73 (Article 5(1)(d)): The Parliament's proposal has been slightly amended: "via any currency reward systems" instead of "via points or other currency reward

systems". The amendment reflects that "points systems" are contained in "currency reward system".

Line 75 b (Article 5(1)(ha)): The Parliament has preliminarily agreed to withdraw its proposal in light of the explanation that the proposal is already covered by the current Directive.

Line 75f (Article 5(3)) (and line 80b (Article 7(1))): Please note that no draft compromise proposal has been prepared regarding the reference to Directive (EU) 2019/882, as this needs further assessment.

Content of the package travel contract and documents to be supplied before the start of the package – Article 7

Line 86 (Article 7(2a)): The Parliament's proposal to add that information should be made available "electronically" has been replaced with "on a durable medium" to ensure consistency with other provisions of the Directive.

Alteration of other package travel contract terms – Article 11

Line 86b (Article 11(2): Please note that no draft compromise proposal has been prepared. However, the Parliament is keen to introduce an obligation to immediately inform travellers of changes to the package travel arrangements/conditions. Member States are invited to state their positions on the Parliament's proposal.

Vouchers – Article 12a

As regards vouchers, the aim has been to find a common structure based on both proposals. The Presidency has highlighted the main changes made to the Article below. Lines where the Parliament has preliminarily accepted the Council's wording are marked green in the table and will not be explained further.

Line 98 (Article 12a(1)): A new paragraph 1a and 1b has been introduced. Paragraph 1a does not contain any major substantial changes to the Council's mandate. Paragraph 1b is a rewording of the Parliament's proposal in line 102b concerning giving priority to travellers with a voucher.

Line 98a (Article 12a(1a) and line 99 (Article 12a(2)): The Parliament can preliminarily agree to withdraw its proposal for a new paragraph 1a, provided that "actively" is included in paragraph 2.

Line 100c (Article 12a(2)(ac)): The draft compromise proposal combines lines 100c, 101a and 101b.

Line 101c (Article 12a(2)(bc)): The Parliament can preliminarily accept the Council's proposal. For consistency with Article 12a(7) (line 106) on the necessary information for the transfer of the voucher, it is proposed to add the text inserted in brackets.

Line 101d (Article 12a(2)(c)): The Parliament can preliminarily accept the Council's proposal. To provide clarity, it is proposed to add the information in brackets.

Line 101e and 101f (Article 12a(2a)): The proposed changes to line 101e take into account the Parliament's proposal in line 101f, which is therefore deleted.

Line 102a (Article 12a(3a)): In line with the proposed draft compromise for Article 12a(2), "active" has been added to the wording of the Council's proposal.

Line 103 (Article 12a(4)): In line with the above stated, "active" has been added to the paragraph. Further, the Parliament's proposal to add "partial" has been inserted. Lastly, it is proposed to add text on the expiry of the traveller's refund right for the sake of clarity.

Line 106 (Article 12a(7)): The draft compromise proposal combines Council and Parliament texts, the first two sentences of which are similar in substance. Further, Parliament is keen to regulate the marking of the voucher for traceability purposes. This would ensure that it can be proved that the voucher has been transferred. The exact wording will be discussed further.

Effectiveness and scope of insolvency protection – Article 17

Line 111 (Article 17(1)): The Parliament can preliminarily agree to Council's proposal. The exact wording is to be checked by lawyer-linguists.

Line 112a-112d and line 117a-117d (Article 17(1a/6a): The Parliament can preliminarily agree to the Council's proposal.

Line 113-114 (Article 17(2)-(3)): The Parliament can preliminarily agree to the Council's proposal.

Line 117 (Article 17(6)): Regarding the harmonisation of documentation requirement, the Parliament will consider the arguments presented by the Presidency. However, the Parliament would still like to hear more concrete examples of the additional documents that may be needed. Member States are invited to provide such examples.

Mutual recognition of insolvency protection and administrative cooperation – Article 18

No draft compromise proposal has been inserted in the table. However, a draft has been prepared combining the mandates of both co-legislators on national inventories and the mandate of the Parliament for a Commission centralised information on national insolvency systems.

It will be assessed at a later stage where to insert the compromise text of the compromise proposal, e.g., whether in Article 17 instead of Article 18 as proposed.

The compromise proposal is inserted below in comparison with the Parliament's and/or Council's mandates.

National inventories		
EP mandate	Council mandate	Compromise draft
Proposed Article 18(2), 2nd sentence Each Member State shall create an inventory listing all traders that sell packages in their territory and the respective identity of the entity in charge of the insolvency protection. Those inventories shall be public and accessible and shall facilitate the cooperation between contact points designated by the Member States.	Proposed Article 18(3), 2nd and 3rd sentence Each Member State shall create or make an existing online inventory listing organisers publicly accessible which are in compliance with their insolvency protection obligations. The contact points shall grant each other access to the invento	New Article 17(7) (proposed Article 17(7) becomes 17(8)) Each Member State shall maintain an online inventory listing all organisers that are established in its territory and are covered by insolvency protection under the national provisions transposing this Directive. The information displayed in the inventory shall include the insolvency protection body or bodies granting insolvency protection for the relevant organiser, including the insolvency body's or bodies' contact details, and the Member States which are covered by this insolvency protection. Member States shall make such inventories publicly accessible and shall keep them up to date.
Centralised information		
EP mandate	Council mandate	Compromise draft
Proposed Article 18(2), 3rd sentence The Commission shall centralise and maintain up-to-date information related to insolvency protection, including a list of all the inventories and make it publicly available on its website.	No proposal	New Article 17(7), subparagraph 2 (proposed Article 17(7) becomes 17(8)) Member States shall share with the Commission the links to the websites of their inventories when they notify the national measures transposing Directive (EU) […] and shall communicate any changes to these links to the Commission without delay. The

		Commission shall make publicly available on its website a list of the links which it receives from the Member States and shall update that list as soon as a Member State communicates a new link to the Commission. The Commission shall not be responsible for the content of the inventories.

The draft compromise proposal would then entail that Article 18(2) is maintained as proposed by the Commission and the Council, while Article 18(3) is simplified.

Commission's, Council's and Parliament's proposal	Compromise draft
2. Member States shall designate central contact points to facilitate the administrative cooperation and supervision of organisers operating in different Member States and to exchange information in relation to insolvency protection and any mechanisms put in place to ensure the effectiveness of refunds for terminated package travel contracts. Member States shall notify the contact details of those contact points to all other Member States and the Commission.	3. The central contact points shall make available to each other all necessary information on their national insolvency protection requirements and ~~the identity of the entity or entities in charge of~~ the insolvency protection for specific organisers established in their territory. ~~Those contact points shall grant each other access to any available inventory listing organisers which are in compliance with their insolvency protection obligations. Any such inventory shall be publicly accessible, including online.~~