

December 2013

Developments in EU Transport Law

By Mélanie Bruneau and Antoine de Rohan Chabot

Air

European Commission updates the European safety list of banned airlines - The European Commission has updated for the 22nd time the European list of airlines subject to an operating ban or operational restrictions within the European Union, better known as "the EU air safety list". [For more information](#)

EU and Ukraine skies to join forces - The European Union and Ukraine have initialed today a comprehensive air services agreement at the margins of the Eastern Partnership Summit in Vilnius. This agreement opens the way towards a "Common Aviation Area" between the EU and Ukraine, based on common standards in aviation safety and air traffic management to foster market access and offer new opportunities. [For more information](#)

EU experts warn on airport capacity crunch and invite the Commission to take action on intermodality - The European Observatory on Airport Capacity held a plenary meeting at which it fully endorsed the findings on network congestion and climate change and resilience of "Challenges of Growth 2013", a study highlighting problems resulting from a shortage of airport capacity in Europe. [For more information](#)

Shipping

European Commission opens proceedings against container liner shipping companies - The Commission has opened formal antitrust proceedings against several container liner shipping companies to investigate whether they engaged in concerted practices, in breach of EU antitrust rules. The Commission is concerned about companies making regular public announcements of price increase intentions on their websites and in the specialized trade press. [For more information](#)

US Federal Maritime Commission (FMC) Requests Additional Information from Network Vessel Sharing Agreement - The FMC voted to approve a request for additional information from the parties to the proposed P3 Network Vessel Sharing Agreement. After the parties have submitted the requested information and documents, a new 45-day regulatory review period will begin. From the publication of this request in the Federal Register, a 15-day period for interested parties to comment on the proposed agreement will start. The proposed agreement would consist in the sharing of vessels and cooperative operating activities in the trades between the U.S. and Asia, North Europe, and the Mediterranean.

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European Commission takes two decisions on incompatible state aid granted by France to SNCM - Following two judgments by the Court of Justice of the European Union, the Commission has concluded that some state aid granted by France to Société nationale Corse Méditerranée (SNCM) as part of its restructuring and privatization was incompatible with the EU rules on state aid. The Court found that SNCM benefited from an undue economic advantage, amounting to some EUR 220 million, and must therefore refund that amount. [For more information](#)

European Sustainable Shipping Forum – The Commission has announced the final composition of the [ESSF](#) on 19 November 2013. [For more information](#)

Rail

European Parliament Vote on the Fourth Railway Package - On 17 December 2013, the Transport and Tourism Committee of the European Parliament will vote on the Fourth Railway Package, which seeks to deliver better quality and more choice in European railway services. [For more information](#)

Court of Justice of the European Union Ruling on Rail Passengers' Rights - In a decision handed down on 26 September 2013, the CJEU ruled that rail passengers are entitled to a partial refund of the price of their train ticket in the event of significant delay, even where that delay is attributable to force majeure. The applicability of this decision is however subject to various exceptions provided by the EU legislation. [For more information](#)

Other Transport News

European Parliament backs new European Union infrastructure policy - The European Parliament has given final approval to new maps showing the nine major corridors for transportation in Europe's single market. The Parliament also voted to triple EU financing for transport infrastructure for the period 2014–2020 to €26.3 billion. The aim of this new EU infrastructure policy is to achieve a unified trans-European transport network (TEN-T). [For more information](#)

Horizon 2020 “Smart, green and integrated transport” Work Programme 2014-2015 - The "Smart, green and integrated transport" work programme 2014-2015 has been made public to provide the currently expected main lines. [For more information](#)

Our Recent Articles

Information of transport beneficiaries of CO2 emissions - Since October 1, 2013, companies active in the transportation of goods or passengers, as well as moving companies, offering transportation services having either their origin or their destination in France are subject to an obligation to inform the beneficiary of the service of the amount of carbon dioxide (CO2) emitted during the performance of a transportation service. [For more information](#)

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ETS Aviation Cap-and-Trade Scheme - On 16 October 2013, the European Commission introduced a proposal for a Directive amending Directive 2003/87/EC establishing a scheme for greenhouse gas emission allowance trading within the Community, in view of the implementation by 2020 of an international agreement applying a single global market-based measure to international aviation emissions. [For more information](#)

Events

European Commission Logistics Conference 2013 - On 7 and 8 November the conference "Logistics in 2030 – Challenges and way forward" took place in Brussels. Commission Vice-President responsible for transport, Siim Kallas opened the event by highlighting the importance of the logistics sector for the EU economy and the role the European Commission can play in creating an environment enabling the sector to continue growing and keeping its global competitive edge. [For more information and presentations](#)

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