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COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 22.6.2009
COM(2009) 306 final

2007/0098/COD

COMMISSION OPINION

**pursuant to Article 251(2), third subparagraph, point (c) of the EC Treaty
on the European Parliament's amendments
to the Council Common Position regarding the
proposal for a**

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

**establishing common rules on the conditions to be complied with to pursue the
occupation of road transport operator**

**AMENDING THE PROPOSAL OF THE COMMISSION
by virtue of Article 250(2) of the EC Treaty**

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1. INTRODUCTION

Article 251(2), third subparagraph, point (c) of the EC Treaty requires the Commission to deliver an opinion on the amendments proposed by the European Parliament at second reading. The Commission's opinion on the amendments proposed by Parliament is set out below.

2. BACKGROUND

Date on which the proposal was sent to the European Parliament and to the Council: 23 May 2007
(document COM(2007)263 final – 2007/0098/COD):

Date of the opinion of the European Economic and Social Committee: 16 January 2008

Date of the opinion of the European Parliament, first reading: 21 May 2008

Date of transmission of the amended proposal: 13 June 2008

Date of adoption of the common position: 9 January 2009

Date of the opinion of the European Parliament, second reading: 23 April 2009

3. AIM OF THE PROPOSAL

The proposal establishes common rules on the conditions to be complied with to pursue the occupation of road transport operator. The aim is to replace Directive 96/26/EC by a new Regulation in order to achieve better harmonisation and to promote fairer competition between operators within the internal market.

4. OPINION OF THE COMMISSION ON THE AMENDMENTS BY THE EUROPEAN PARLIAMENT

After several months of negotiations under the Czech Presidency, Parliament and the Council agreed on a compromise at second reading, in particular concerning the establishment of electronic registers of transport undertakings. The Commission can accept the compromise amendments adopted by the European Parliament after the second reading to confirm this agreement.

5. CONCLUSION

By virtue of Article 250(2) of the EC Treaty, the Commission will amend its proposal in accordance with the above.