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COUNCIL DECISION

of 6 November 1972

authorising the Italian Government to extend certain time-limits laid down in Articles 6 and 9 of Regulation (EEC) No 1191/69 on action by Member States concerning the obligations inherent in the concept of a public service in transport by rail, road and inland waterway

(72/378/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 75 thereof;

Having regard to Council Regulation (EEC) No 1191/69,¹ of 26 June 1969, on action by Member States concerning the obligations inherent in the concept of a public service in transport by rail, road and inland waterway and in particular Articles 6 (4) and 9 (2) thereof;

Having regard to the request of the Italian Government, addressed to the Commission in letters of the Permanent Representative of Italy dated 21 January 1972 and 1 June 1972;

Having regard to the proposal from the Commission;

Whereas particular difficulties in Italy have prevented the application of the provisions of the abovementioned Regulation within the normal time-limits provided for certain road transport undertakings falling within the scope of that Regulation; whereas a particular cause of these difficulties is the fact that Italy has gradually, on the basis of the Law of 16 May 1970, No 281, on financial measures for regions with an ordinary status, transferred certain responsibilities from the State to the regions while the authorities competent to apply the abovementioned Regulation in the sector of certain kinds of passenger transport were established only by Decree No 5 of the President of the Republic of 14 January 1972, on the transfer to regions with an ordinary status of

administrative duties with regard to tramways, regular road services of regional value, shipping services, lake ports, and the staff and offices connected with them;

HAS ADOPTED THIS DECISION:

Article 1

As regards the application of Regulation (EEC) No 1191/69 to undertakings providing passenger transport by road not mainly of a local or regional character, the Italian Government shall be authorised to defer until 1 January 1972 the date from which compensation shall be payable under Article 9 (2) of that Regulation and to extend until 1 January 1973 the date referred to in the first subparagraph of Article 6 (4) of that Regulation for the decision by the competent authorities on applications submitted by undertakings.

Article 2

This Decision is addressed to the Republic of Italy.

Done at Brussels, 6 November 1972.

For the Council

The President

R. G. H. KRUISINGA

¹ OJ No L 156, 25.6.1969, p. 1.