

Council Regulation (EC) No 169/2009 of 26 February 2009
applying rules of competition to transport by rail, road and
inland waterway (Codified version) (Text with EEA relevance)

Article 5

Entry into force, existing agreements

1 This Regulation shall enter into force on the 20th day following its publication in the *Official Journal of the European Union*.

2 The prohibition in Article 81(1) of the Treaty shall not apply to agreements, decisions and concerted practices which were in existence at the date of accession of Austria, Finland and Sweden or at the date of accession of the Czech Republic, Estonia, Cyprus, Latvia, Lithuania, Hungary, Malta, Poland, Slovenia and Slovakia and which, by reason of accession, fall within the scope of Article 81(1) of the Treaty if, within six months from the date of accession, they are so amended that they comply with the conditions laid down in Article 3 of this Regulation. This paragraph does not apply to agreements, decisions and concerted practices which at the date of accession already fall under Article 53(1) of the EEA Agreement.

Changes to legislation:

There are outstanding changes not yet made to Council Regulation (EC) No 169/2009. Any changes that have already been made to the legislation appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Art. 5(2) omitted by [S.I. 2019/93 Sch. 3 para. 3\(4\)](#)

Changes and effects yet to be applied to the whole legislation item and associated provisions

- Signature omitted by [S.I. 2019/93 Sch. 3 para. 3\(5\)](#)