



Notification Number: 2016/464/F

Article 1, new Article L. 3120-6 A of the Transport Code established pursuant to Article 2 and Article 8(I)(2) of the draft law on the regulation, accountability and simplification in the special public passenger transport sector

Date received : 31/08/2016

End of Standstill : 01/12/2016

Message

Message 002

Communication from the Commission - TRIS/(2016) 02706

Directive (EU) 2015/1535

Translation of the message 001

Notification: 2016/0464/F

No abre el plazo - Nezaahajuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Não inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist - He ce предвижда период на прекъсване - Nu deschide perioadele de stagnare - Nu deschide perioadele de stagnare.

(MSG: 201602706.EN)

1. Structured Information Line

MSG 002 IND 2016 0464 F EN 31-08-2016 F NOTIF

2. Member State

F

3. Department Responsible

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3. Originating Department

Ministère de l'environnement, de l'énergie et de la mer

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4. Notification Number

2016/0464/F - SERV

5. Title

Article 1, new Article L. 3120-6 A of the Transport Code established pursuant to Article 2 and Article 8(1)(2) of the draft law on the regulation, accountability and simplification in the special public passenger transport sector

6. Products Concerned

Special public passenger transport services

7. Notification Under Another Act

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8. Main Content

In general, the proposed law on the regulation, empowerment and simplification in the special public passenger transport sector aims to increase coherence between the specific frameworks of the three types of passenger transport services: taxis, chauffeur-driven transport vehicles (véhicules de transport avec chauffeurs – VTC) and occasional services carried out with light vehicles by licensed companies under the LOTI (Loi d'orientation des transports intérieurs).

This Notification relates solely to one part of the provisions of the proposed law. It refers to Article 1 of the new Article L. 3120-6 A of the Transport Code established by Article 2 and Article 8(1)(2) of the proposed law:

- The purpose of Article 1 is to empower the professionals matching supply and demand in the transport of passengers with light vehicles (including for car-sharing). Furthermore, a single provision is established for reservation centres, which are platforms connecting operators of passenger transport services, whether they be taxis, VTC or occasional vehicles licensed under the LOTI.
- The new Article L. 3120-6 A of the Transport Code in Article 2 aims to improve stakeholders' knowledge of the sector, whether they be public or private, by requiring those working in this sector to forward to the Administration any information relevant to the regulation of the special public passenger transport sector.
- Article 8(1)(2) aims to extend to reservation centres the obligations placed on drivers who do not hold parking permits concerning the solicitation of customers.

9. Brief Statement of Grounds

The French authorities wish to bring to your attention that this Notification shall be issued in a particular legal context. Indeed, this Notification is without prejudice to the responses that the Court of Justice of the European Union will provide in the matters preceding it (C-434/15 and C-320/16) and for which the observations of the French Government call upon the Court to qualify the transport services proposed by Uber Systems Spain SL under Article 58 TFEU and Article 2(d) of Directive 2006/123. Matching may be carried out by any means, as for the French authorities it is not a question of explicitly and specifically targeting an information society service.

10. Reference Documents - Basic Texts

No basic text(s) available.



11. Invocation of the Emergency Procedure

No

12. Grounds for the Emergency

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13. Confidentiality

No

14. Fiscal measures

No

15. Impact assessment

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16. TBT and SPS aspects

TBT aspect

No - the draft has no significant impact on international trade.

SPS aspect

No - the draft is neither a sanitary nor phytosanitary measure.

European Commission

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