



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 4 December 2012**

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ADD 1**

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**Interinstitutional File:  
2011/0295 (COD)**

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**ADDENDUM TO "I" ITEM NOTE**

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from:	General Secretariat
to:	Coreper (part 2)
Subject:	Proposal for a Regulation of the European Parliament and of the Council on insider dealing and market manipulation (market abuse) (MAR) - General approach = Statement to the minutes of Coreper

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**Statement by Austria**

“The Austrian constitutional law presently does not allow for administrative pecuniary sanctions in the amount provided for in Article 26 para 1a and para 2 MAR. Therefore, we cannot currently commit to the implementation of this provision, as implementation would require an amendment to constitutional law. It is not predictable whether such an amendment to the Constitution will be adopted.”