



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 2 May 2013

8991/13

**Interinstitutional File:
2013/0071 (NLE)**

**JUSTCIV 103
CONSUM 78
EJUSTICE 37**

"I/A" ITEM NOTE

from:	Presidency
to:	Coreper/Council
No. prev. doc. :	8508/13 JUSTCIV 83 CONSUM 64 EJUSTICE 28 + COR 1 RESTREINT UE/EU RESTRICTED
No Cion doc.:	7247/13 JUSTCIV 54 CONSUM 35 EJUSTICE 11 RESTREINT UE/EU RESTRICTED
Subject:	Proposal for a Council Decision on the position to be adopted, on behalf of the European Union, in the United Nations Commission on International Trade Law and its Working Group III regarding the negotiation of a legal standard on online dispute resolution for cross-border electronic commerce transactions - Adoption

I. BACKGROUND

1. On 12 March 2013 the Commission submitted to the Council a proposal for a Council Decision on the position to be adopted, on behalf of the European Union, in the United Nations Commission on International Trade Law and its Working Group III regarding the negotiation of a legal standard on online dispute resolution for cross-border electronic commerce transactions.
2. The Working Party on Civil Law Matters (General Questions) examined the proposal at its meeting on 4 April 2013.

3. On the basis of these discussions, the Presidency made a few amendments to the text with a view to reaching a general acceptance of the proposal and with a view to updating the information given on the impending Union Directive on consumer ADR (alternative dispute resolution) and Union Regulation on consumer ODR (online dispute resolution). The text of these two legislative proposals was approved by Council on 22 April 2013¹.

II. CONCLUSION

4. Coreper/Council is invited to
- confirm its agreement on the text of the draft Council Decision on the position to be adopted, on behalf of the European Union, in the United Nations Commission on International Trade Law and its Working Group III regarding the negotiation of a legal standard on online dispute resolution for cross-border electronic commerce transactions, as set out in 8992/13 JUSTCIV 104 CONSOM 79 EJUSTICE 38 RESTREINT UE/EU RESTRICTED.

¹ See documents 7700/1/13 REV 1 CODEC 633 CONSOM 51 MI 221 JUSTCIV 65 OC 158, 7700/13 ADD 1 REV 2 CODEC 633 CONSOM 51 MI 221 JUSTCIV 65 OC 158, PE-CONS 79/12 CONSOM 163 MI 852 JUSTCIV 381 CODEC 3130 OC 773 (on the ADR Directive) and 7701/1/13 REV 1 CODEC 634 CONSOM 52 MI 222 JUSTCIV 66 OC 159, PE-CONS 80/12 CONSOM 164 MI 853 JUSTCIV 382 CODEC 3131 OC 774 (on the ODR Regulation).