



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 17 June 2013

10447/13

AVIATION 71

“I/A” ITEM NOTE

from: Council General Secretariat
to: COREPER/Council

No. Cion prop.: 8248/13 AVIATION 55 + ADD 1-4

Subject: COMMISSION REGULATION (EU) No .../.. of XXX amending Commission Regulation (EU) No 965/2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council

On 5 April 2013, the Council received the draft Commission Regulation (EU) No .../.. of XXX amending Commission Regulation (EU) No 965/2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council (doc. 8248/13 + ADD 1-4).

Delegations were asked to submit any comments on this file by 31 May 2013. Delegations have not provided any indication that there is any reason to oppose the draft measures in question on the grounds described in Decision 1999/468, namely that they:

- exceed the implementing powers provided for in the basic instrument;
- are incompatible with the aim or content of the basic instrument; or
- do not respect the principles of subsidiarity or proportionality.

Following the above, COREPER is invited to examine this issue and to submit the file to the Council for the adoption of a Decision not to oppose the measures in question as an "A" item allowing the Commission to adopt the above Regulation.
