



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 12 July 2013**

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**Interinstitutional File:  
2012/0342 (COD)**

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**12258/13  
ADD 1**

**RC 32  
COMPET 562  
ECO 140  
MI 636  
RECH 348  
IND 209  
ENV 699  
REGIO 153  
TELECOM 201  
ENER 362  
EF 147  
AUDIO 85  
CULT 87  
SPORT 69**

**ADDENDUM TO "I/A" ITEM NOTE**

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From: General Secretariat of the Council  
To: Coreper/Council

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Subject: Proposal for a Council Regulation amending Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty  
– Adoption

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**Declaration of the Commission relating to the Proposal for a Council Regulation amending Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty (Article 109 TFEU)**

When materially revising the currently available complaint form, the Commission will publish a draft of the form it intends to adopt and allow all interested parties at least one month's time to submit their comments.

**Joint Council and Commission declaration relating to the Proposal for a Council Regulation amending Regulation (EC) No 659/1999 laying down detailed rules for the application of Article 93 of the EC Treaty (Article 109 TFEU)**

As outlined by the Commission in its Communication on EU State Aid Modernisation, it is essential to adapt State aid procedures in order to deliver decisions within business-relevant timelines. Notwithstanding the new procedural regulation, the added-value of the “Code of Best Practice for the conduct of State aid control procedures” should be further improved and highlighted, notably the Mutually Agreed Planning. It is particularly relevant and appropriate that the Commission and Member States use more systematically this code of conduct, since reducing the duration of State aid procedure can have a significant impact on the competitiveness of aid beneficiaries.

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