



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 30 August 2013

12717/13

**TRANS 415
TELECOM 213
IND 222
DELECT 37**

‘T’ ITEM NOTE

from: General Secretariat of the Council

to: COREPER

No. prev. docs: 10693/13 TRANS 313 TELECOM 163 IND 176 DELACT 25

No. Cion prop.: 10083/13 TRANS 267 TELECOM 137 IND 165 DELACT 21 + COR 1

Subject: COMMISSION DELEGATED REGULATION (EU) No .../.. of 15.5.2013
supplementing ITS Directive 2010/40/EU of the European Parliament and of the
Council with regard to the provision of information services for safe and secure
parking places for trucks and commercial vehicles

- Decision to use the written procedure on the intention not to object to a
delegated act

1. The Commission submitted the above mentioned draft delegated act to the Council in accordance with Article 290 of the TFEU and Article 7 of Directive 2010/40/EU of the European Parliament and of the Council of 7 July 2010 on the framework for the deployment of Intelligent Transport Systems in the field of road transport and for interfaces with other modes of transport¹.

¹ OJ L 207, 6.8.2010, p. 1.

2. The Commission notified this act to the Council on 15 May 2013. In accordance with Article 14 of Directive 2010/40/EU, the Council decided, during its session of 9 July 2013, to extend the period for raising objections to this delegated Regulation by two months (i.e. up to 14 September 2013) and informed accordingly the European Parliament and the Commission.
3. On 11 July 2013, the Commission submitted to the Council a corrigendum to the draft Regulation with regard to the provision of information services for safe and secure parking places for trucks and commercial vehicles. In accordance with Article 14 of Directive 2010/40/EU, the Council may object to this corrigendum to the delegated act within a period of two months from the notification (i.e. up to 11 September 2013).
4. During the silence procedure within the framework of Working Party on Transport Intermodal Questions and Networks which ended on 26 August 2013, no delegation indicated its intention to object neither to the delegated act nor to the abovementioned corrigendum. On that basis, the required conditions to conclude that there are no grounds for the Council to object to the delegated act are fulfilled.
5. Considering that no meeting of the Council are foreseen to take place before the deadlines of 11 September, for the corrigendum, and of 14 September, for the draft delegated Regulation, it will be necessary to recur to a written procedure to state the intention of the Council not to object to the draft delegated Regulation and its corrigendum.
6. It is therefore suggested that the Coreper decides to use the written procedure to confirm that the Council has no intention to object to the delegated act and its corrigendum, appearing in documents 10083/13 + COR1 and that the Commission and the European Parliament are to be informed thereof.
