



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 13 September 2013

13609/13

AVIATION 149

“I/A” ITEM NOTE

from: Council General Secretariat
to: COREPER/Council

No. Cion prop.: 12864/13 AVIATION 128

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 26 July 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. 12864/13).

Delegations were asked to submit any comments on this file by 2 September 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.
