



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 21 October 2013
(OR. en)**

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**ESPACE 80
COMPET 734
RECH 464
IND 283
TRANS 538
MI 893
ENER 472
ENV 934
COSDP 978
CSC 127
TELECOM 267
DELECT 57**

"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

No. Cion doc.: 12386/13 ESPACE 48 COMPET 579 RECH 361 IND 214 TRANS 394 MI
651 ENER 365 ENV 710 COSDP 689 CSC 72 TELECOM 205 DELACT 32

Subject: COMMISSION DELEGATED REGULATION (EU) No .../.. of 12.7.2013
supplementing Regulation (EU) No 911/2010 of the European Parliament and
of the Council on the European Earth monitoring programme (GMES) by
establishing registration and licensing condition for GMES users and defining
criteria for restricting access to GMES dedicated data and GMES service
information

- Intention not to raise objections to a delegated act

1. The Commission submitted the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and with Article 9(2) of the Regulation (EU) 911/2010 of European Parliament and of the Council on the European Earth monitoring programme (GMES) and its initial operations (2011 to 2013)². The Commission having notified the above delegated act on 12 July 2013, the Council had the possibility to object to it until 12 September 2012.
2. The Space Working Party examined the delegated act at its meeting on 4 September 2013.
3. A written procedure for the adoption of a decision to extend the time period for raising objections to the above delegated act was launched on 5 September 2013³ and was completed on 6 September 2013⁴.

As a result of the written procedure, all Member States agreed to the use of the written procedure and a decision to extend the time period for raising objections by two additional months was adopted.

4. The Space Working Party again examined the delegated act at its meeting on 17 October 2013 and agreed that there are no grounds for the Council to object to it.
5. It is therefore suggested that Coreper recommend that the Council confirm that it has no intention to object to the delegated act and that the Commission and the European Parliament are to be informed thereof. This implies that, unless the European Parliament objects to it, the delegated act shall be published and enter into force in accordance with Article 9(2) of Regulation 911/2010/EU.

¹ 12386/13

² Regulation 911/2010/EU of European Parliament and of the Council on the European Earth monitoring programme (GMES) and its initial operations (2011 to 2013) (OJ L 276, 20.10.2010, p.1).

³ CM 4122/1/2013 REV 1

⁴ CM 4155/13