



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 13 January 2012

5221/12

**Interinstitutional File:
2011/0384 (COD)**

**RECH 6
COMPET 8
EDUC 6
CODEC 74**

"I" ITEM NOTE

from : General Secretariat
to : Permanent Representatives Committee

No. Cion prop. : 18090/11 RECH 418 COMPET 588 EDUC 285 CODEC 2305 - COM(2011)
817 final

Subject : Proposal for a Regulation of the European Parliament and of the Council
amending Regulation (EC) No 294/2008 establishing the European Institute of
Innovation and Technology
- Optional consultation of the Committee of the Regions¹

1. On 2 December 2011 the Commission submitted to the Council the Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 294/2008 establishing the European Institute of Innovation and Technology².

¹ The sole purpose of this note is to decide on the consultation of another institution/body and not on the substance.

² 18090/11.

2. The Regulation (EC) No 294/2008 of the European Parliament and of the Council establishing the European Institute of Innovation and Technology (EIT) was adopted on 11 March 2008³. The proposed amendments aim to align the Regulation with the EIT's new status as an integral part of "Horizon 2020 - The Framework Programme for Research and Innovation"⁴, from which a financial contribution for the EIT, via its Knowledge and Innovation Communities (KICs), is foreseen.
3. The proposal is based on Article 173(3) of the Treaty on the Functioning of the European Union (TFEU).
4. Article 173(3) TFEU provides for the European Parliament and for the Council to act in accordance with the ordinary legislative procedure and after consulting the Economic and Social Committee. Thus, the Opinion of other Institutions is not required. However, it may be recalled that the Committee of the Regions was consulted concerning the Regulation of the European Parliament and of the Council establishing the European Institute of Innovation and Technology⁵. For the sake of consistency it therefore appears appropriate to consult the Committee of the Regions on the present proposal.
5. The Permanent Representatives Committee is therefore invited to decide, in accordance with Article 19(7)(h) of the Council's Rules of Procedure, to consult the Committee of the Regions on the above proposal and to request it to give its opinion as soon as possible.

³ OJ L 97, 9.4.2008, p.1.

⁴ 17933/11.

⁵ OJ C 146, 30.6.2007, p.27.