



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 8 February 2012**

**6173/12**

**TRANS 34**

**“I/A” ITEM NOTE**

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from: General Secretariat of the Council  
to: COREPER/COUNCIL

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No. Cion prop.: 5184/12 TRANS 6

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Subject: COMMISSION REGULATION (EU) No .../.. of XXX amending Regulation (EC) No 62/2006 concerning the technical specification for interoperability relating to the telematic applications for freight subsystem of the trans-European conventional rail system  
– Decision not to oppose the adoption

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On 5 January 2012, the Council received the COMMISSION REGULATION (EU) No .../.. of XXX amending Regulation (EC) No 62/2006 concerning the technical specification for interoperability relating to the telematic applications for freight subsystem of the trans-European conventional rail system (doc. 5184/12).

Delegations were asked to submit any comments on this file by 25 January 2012. 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 approve this position and submit the file to 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.

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