



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 21 June 2012**

**10904/12  
ADD 1**

<b>EF</b>	<b>134</b>
<b>ECOFIN</b>	<b>516</b>
<b>SURE</b>	<b>6</b>
<b>SOC</b>	<b>500</b>
<b>DELECT</b>	<b>29</b>

**ADDENDUM TO "I/A" ITEM NOTE**

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from: General Secretariat of the Council

to: Coreper/Council

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No. Cion doc.: 10789/12 EF 132 ECOFIN 491 SURE 5 SOC 476 DELACT 28

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Subject: COMMISSION DELEGATED REGULATION (EU) No .../... of 4.6.2012  
amending Regulation (EC) No 809/2004 as regards information on the consent to  
use of the prospectus, information on underlying indexes and the requirement for  
a report prepared by independent accountants or auditors  
- Intention not to raise objections to a delegated act

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**DECLARATION BY GERMANY**

"Germany does not intend to raise objections against the Delegated Regulation and, hence, given the time constraints consents to the proposed information of the Commission on the Council's intention not to raise any objections before the expiry of the three months period.

However, it must be kept in mind that an early approval of delegated acts is considered an exemption from the normal procedure subject to and that the participation rights of the Council and the European Parliament with respect to delegated acts must not be undermined by late adoption and notification of the delegated acts by the Commission."