



**COUNCIL OF  
THE EUROPEAN UNION**

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from: European Scrutiny Committee, House of Commons  
date of receipt: 30 October 2012  
to: General Secretariat of the Council of the European Union

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Subject: Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND  
OF THE COUNCIL on periodic roadworthiness tests for motor vehicles and  
their trailers and repealing Directive 2009/40/EC  
**[doc. 12786/12 TRANS 249 CODEC 1954 - COM (2012) 380 final]**  
- Opinion on the application of the Principles of Subsidiarity and  
Proportionality<sup>1</sup>

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Delegations will find annexed a copy of the above letter.

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<sup>1</sup> Translation(s) of the opinion may be available at the Interparliamentary EU information exchange site IPEX at the following address: <http://www.ipex.eu/IPEXL-WEB/search.do>



## European Scrutiny Committee

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From: William Cash MP

28 October 2012

Mr Demetris Christofias  
 President of the Council of the European Union  
 Council of the European Union  
 Rue de la Loi 175  
 1048 Brussels, Belgium

*Dear Mr. Christofias,*

**Draft Regulation on periodic roadworthiness tests for motor vehicles and their trailers and repealing Directive 2009/40/EC (34131), COM(12) 380, 12786/12**

I am writing as the Chairman of the European Scrutiny Committee in the House of Commons to inform you, in the context of the right of national parliaments to submit Reasoned Opinions on subsidiarity and of the spirit of a consensus-seeking approach by the EU institutions, of the outcome of the Committee's consideration of the Commission's proposal for a Regulation on periodic roadworthiness tests for motor vehicles and their trailers and repealing Directive 2009/40/EC.

On 17 October my Committee recommended that House of Commons should send a Reasoned Opinion to the three EU institutions concerned with this proposal.<sup>1</sup> Unfortunately, the Parliamentary timetable did not permit the House of Commons to issue a Reasoned Opinion within the eight-week deadline. Consequently, the Committee agreed that it should write to the presidents of the three EU institutions within the context of political dialogue to draw their attention to its view, as contained in the enclosure to this letter.

I am writing in similar terms to the Presidents of the European Parliament and the European Commission.

CHAIRMAN

*Yours,  
 Bill Cash*

<sup>1</sup> See <http://www.publications.parliament.uk/pa/cm201213/cmselect/cmeuleg/86-xv/86xv02.htm>.

<http://www.publications.parliament.uk/pa/cm201213/cmselect/cmeuleg/86-xv/86xv.pdf>