



Council of the
European Union

107042/EU XXV. GP
Eingelangt am 09/06/16

Brussels, 9 June 2016
(OR. en)

9681/16

EF 146
ECOFIN 528
DELECT 94

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
No. Cion doc.:	C(2016) 2031 final
Subject:	COMMISSION DELEGATED DIRECTIVE (EU) .../... of 7.4.2016 supplementing Directive 2014/65/EU of the European Parliament and of the Council with regard to safeguarding of financial instruments and funds belonging to clients, product governance obligations and the rules applicable to the provision or reception of fees, commissions or any monetary or non-monetary benefits - intention not to raise objections to a delegated act

1. The Commission notified on 7 April 2016 the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and with Article 89 (4) of Directive 2014/65/EU². The Council has until 7 July 2016 to object to it.

¹ Doc. 7713/16 EF 76 ECOFIN 273 DELACT 64

² Directive 2014/65/EU of the European Parliament and of the Council of 15 May 2014 on markets in financial instruments and amending Directive 2002/92/EC and Directive 2011/61/EU; OJ L 173, 12.6.2014, p. 349–496

2. During the silence procedure within the framework of the Working Party on Financial Services, which expired on 31 May 2016, no delegation indicated an intention to object to the delegated act.
 3. It is therefore suggested that Coreper invites the Council to confirm that the Council 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 89 (5) of Directive 2014/65/EU.
-