



Council of the
European Union

Brussels, 30 June 2016
(OR. en)

10698/16

EF 212
ECOFIN 667
DELECT 133

'I/A' ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee (Part 2)/Council

No. Cion doc.: C(2016) 3544 final

Subject: COMMISSION DELEGATED REGULATION (EU) .../... of 13.6.2016 supplementing Regulation (EU) No 600/2014 of the European Parliament and of the Council on markets in financial instruments with regard to regulatory technical standards on the direct, substantial and foreseeable effect of derivative contracts within the Union and the prevention of the evasion of rules and obligations

- intention not to raise objections to a delegated act

1. The Commission notified on 13 June 2016 the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and with Article 11 (2) of Regulation (EU) No 1095/2010². The Council has one month, i.e. until 13 July 2016 to object to it.

¹ Doc. 10243/16 EF 188 ECOFIN 611 DELACT 115

² Regulation (EU) No 1095/2010 of the European Parliament and of the Council of 24 November 2010 establishing a European Supervisory Authority (European Securities and Markets Authority), amending Decision No 716/2009/EC and repealing Commission Decision 2009/77/EC; OJ L 331, 15.12.2010, p. 84–119

2. During the silence procedure within the framework of the Working Party on Financial Services, which expired on 29 June 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 13 (2) of Regulation (EU) No 1095/2010.
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