



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 10 February 2014
(OR. en)**

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**FSTR 5
FC 7
REGIO 12
SOC 86
AGRISTR 2
PECHE 52
CADREFIN 22
DELECT 25**

"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee (Part 2)/Council

No. prev. doc.: 5703/14 + ADD 1

No. Cion doc.: C(2013) 9651 final + SWD(2013) 540 final

Subject: Commission Delegated Regulation (EU) No .../... of 7.1.2014 on the European code of conduct on partnership in the framework of the European Structural and Investment Funds

- Intention not to raise objections to Commission Delegated Act

1. The Commission has submitted the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and based on Article 5(3) of the European Parliament and Council Regulation (EU) No 1303/2013 of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the

¹ Doc. 5703/14 FSTR 4 FC 5 REGIO 8 SOC 44 AGRISTR 1 PECHE 29 CADREFIN 15 DELACT 16 + ADD 1.

Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Regulation (EC) No 1083/2006², empowering the Commission to adopt a delegated act to provide for a European code of conduct on partnership in order to support and facilitate Member States in the organisation of the partnership. As the Commission notified the delegated act with regard to providing for a European code of conduct in order to support and facilitate Member States in the organisation of the partnership - under Regulation (EU) No 1303/2013 of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Regulation (EC) No 1083/2006 on 7 January 2014, the Council may object to that delegated act within a period of two months.

2. Within the framework of the Structural Actions Working Party, no objections were raised by delegations by the deadline of Friday, 7 February 2014.
3. It is therefore suggested to record the lack of a qualified majority supporting an objection 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 it³, the delegated act shall be published and enter into force in accordance with -Article 149(5) of the European Parliament and Council Regulation (EU) No 1303/2013 of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Regulation (EC) No 1083/2006.

² OJ L 347, 20.12.2013, p. 320.

³ On 5 February 2014 the European Parliament already decided **not** to object.