



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 14 February 2014
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WTO 63
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"I" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee (Part 1)

No. Cion doc.: 5984/13 - COM(2013) 15 final

No. prev. doc.: 5352/14

Subject: Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 2173/2005 on the establishment of a FLEGT licensing scheme for imports of timber into the European Community - Approval of the final compromise text

1. On 24 January 2013, the Commission submitted to the European Parliament and to the Council the abovementioned proposal, with Article 207(2) of the Treaty on the Functioning of the European Union as the legal basis (ordinary legislative procedure).
2. The proposed Regulation aims at aligning Regulation (EC) No 2173/2005¹ to the new rules of the TFEU by reclassifying powers currently conferred to the Commission by that Regulation into measures of delegated nature and measures of implementing nature.

¹ OJ L 347, 30.12.2005, p. 1.

3. On 28 November 2013, the European Parliament's Committee on International Trade voted on proposed amendments to the Commission proposal.
4. On 22 January 2014, the Permanent Representatives Committee mandated the Presidency to enter into negotiations with the European Parliament on the basis of the text agreed on 16 January 2014 in the Working Party on Forestry.
5. On 12 February 2014, an agreement on a compromise text was reached during the informal trilogue with the European Parliament. At the trilogue, the Commission made a statement on delegated acts which is set out in the Addendum 2 to this note.
6. The Permanent Representatives Committee is therefore invited:
 - to approve the compromise text as set out in the Addendum 1 to this note;
 - to take note of the statement from the Commission as set out in the Addendum 2 to this note²;
 - to authorise the Presidency to send a letter to the Chair of the European Parliament's Committee on International Trade, confirming that, should the European Parliament adopt its position at first reading in the exact form as set out in the Annex to the letter, the Council would then approve the European Parliament's position³.

² To be published in the Official Journal together with the legislative act.

³ The act shall be adopted in the wording which corresponds to the European Parliament's position, subject, if necessary, to revision by the lawyer-linguists of both institutions.