



**COUNCIL OF
THE EUROPEAN UNION**

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"I" ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee

Subject: **Subject: Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 223/2009 on European Statistics**
= **Preparation for the informal trilogue**

I. INTRODUCTION

1. On 17 April 2012, the Commission presented its proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No. 223/2009 on European Statistics¹.
2. On 6 November 2012 the European Central Bank adopted its opinion on the above proposal².
3. On 20 November 2013, the European Parliament adopted its position at first reading³.
4. On 10 April 2013, the Permanent Representatives Committee invited the Presidency to conduct negotiations with the European Parliament on the basis of the Council's General Approach⁴.

¹ 9122/12
² 15976/12 + COR1
³ 16317/13
⁴ 8034/13

5. During the Irish and Lithuanian Presidencies, different avenues were explored in order to pave the way for an agreement with the European Parliament. Most recently, an examination of a renewed negotiating mandate⁵ in the Permanent Representatives Committee proved inclusive.
6. With the intention of de-blocking that situation, the Working Party on Statistics examined a redrafted negotiating mandate on 3 February 2014⁶. Based on the outcome of the deliberation in the working party, the Presidency presented a compromise text to the Permanent Representatives Committee on 13 February 2014. That text was drafted with the aim of addressing, to the largest extent possible, major concerns of all the stakeholders - the Council and its Member States, the European Parliament, and the Commission - while aiming for an appropriate balance among the approaches proposed, and, in the end, being acceptable as a whole to all stakeholders.
7. Notwithstanding a clear qualified majority in the Committee on the Presidency negotiating mandate⁷, drawn up with the intention of reaching an early second reading agreement with the European Parliament, the Presidency stated its intention to take utmost account of concerns expressed by the Commission representative, supported by a number of delegations, on the drafting of article 6a (Director-General of the Commission) and by certain delegations on the independence of the European System of Central Banks (ESCB) when performing its tasks, when redrafting those elements of the text⁸.
8. Against this background, the Permanent Representatives Committee is invited to approve the negotiating mandate, as set out in the annex to the present note, intended to allow the Presidency to engage in negotiations with the European Parliament with a view to reaching an early second reading agreement.

⁵ 15470/13

⁶ 5684/14

⁷ 6101/1/14 REV1

⁸ In a silence procedure ending on 19 February 2010 at 10.00, the redrafted text as set out in the annex to the present note was supported by a qualified majority of delegations.

**Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 223/2009 on European Statistics COM –
COUNCIL (10/2013) - EP ADOPTED TEXT - PRESIDENCY COMPROMISE TEXT**

Document version: 19 February 2014

	COMMISSION	COUNCIL (10/2013)	EP adopted text	PRESIDENCY COMPROMISE TEXT Differences to the Commission Proposal are indicated in bold and [...]
1. citation 1	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 338(1) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 338(1) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 338(1) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 338(1) thereof,
2. citation 2	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,
3. citation 2a (new)		Having regard to the opinion of the European Central Bank,	After transmission of the draft legislative act to the national parliaments,	Having regard to the opinion of the European Central Bank,

4.	citation 3	After transmission of the draft legislative act to the national Parliaments,	After transmission of the draft legislative act to the national Parliaments,	Having regard to the opinion of the European Central Bank ⁽¹⁾ ,	After transmission of the draft legislative act to the national Parliaments,
5.	citation 4	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure ⁽²⁾ ,	Acting in accordance with the ordinary legislative procedure,
6.				Whereas:	
7.	recital 1	(1) The European Statistical System (the ESS), as a partnership, has in general successfully consolidated its activities to ensure the development, production and dissemination of high-quality, regulated and reliable European statistics, including by improving the governance of the system.	(1) The European Statistical System (the ESS), as a partnership, has in general successfully consolidated its activities to ensure the development, production and dissemination of high-quality, regulated and reliable European statistics, including by improving the governance of the system.	(1) The European Statistical System (the ESS), as a partnership, has in general successfully consolidated its activities to ensure the development, production and dissemination of high-quality European statistics, including by improving the governance of the system.	(1) The European Statistical System (the ESS), as a partnership, has in general successfully consolidated its activities to ensure the development, production and dissemination of high-quality European statistics, including by improving the governance of the system.
8.	recital 2	(2) Some weaknesses have, however, recently been identified, in particular with regard to the statistical quality-management framework.	Weaknesses have, however, recently been identified, in particular with regard to the statistical quality-management framework. Those weaknesses have served to emphasise the need to ensure the independence of statistical authorities from possible political	(2) Weaknesses have, however, recently been identified, in particular with regard to the statistical quality-management framework. Those weaknesses have served to emphasise the need to ensure the independence	Some weaknesses have, however, recently been identified, in particular with regard to the statistical quality-management framework.

		pressure at national and Union level.	<i>of statistical authorities from possible political pressure at national and Union level.</i>	
9.	recital 2a (new)	Deleted		
10.	recital 3	(3) The Commission suggested action to address these weaknesses and to strengthen the governance of the ESS in its Communication of 15 April 2011 to the European Parliament and the Council 'Towards robust quality management for European Statistics'. In particular, it suggested a targeted amendment of Regulation (EC) No 223/2009 of the European Parliament and the Council of 11 March 2009 on European statistics.	(3) The Commission suggested action to address those weaknesses and to strengthen governance of the ESS in its Communication of 15 April 2011 'Towards robust quality management for European Statistics'. In particular, it suggested a targeted amendment of Regulation (EC) No 223/2009 of the European Parliament and of the Council ⁽³⁾ .	(3) The Commission suggested action to address these weaknesses in its Communication of 15 April 2011 to the European Parliament and the Council 'Towards robust quality management for European Statistics'. In particular, it suggested a targeted amendment of Regulation (EC) No 223/2009 of the European Parliament and the Council of 11 March 2009 on European statistics.
11.	recital 4	(4) In its conclusions of 20 June 2011, the ECOFIN Council welcomed the Commission's initiative and stressed the	(4) In its conclusions of 20 June 2011, the Council welcomed the Commission's initiative and	(4) In its conclusions of 20 June 2011, the ECOFIN Council welcomed the Commission's initiative and stressed the

⁹ COM(2011) 211 final.

¹⁰ OJ L 87, 31.3.2009, p. 164.

12.	<p>initiative and stressed the importance of continuously improving the governance and efficiency of the ESS.</p> <p>(5) In addition, the impact on the statistical domain of recent developments in the context of the economic-governance framework of the Union should be taken into account, in particular aspects related to statistical independence such as transparent recruitment and dismissal processes, such as transparent recruitment and dismissal processes, and budgetary allocations and pre-release calendars, as laid down in Regulation (EU) No 1175/2011 of the European Parliament and the Council of 16 November 2011 amending Regulation (EC) No 1466/97 on the strengthening of the surveillance and the coordination of economic policies, as well as those 1466/97 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies¹¹, as well as those</p>	<p>importance of continuously improving the governance and efficiency of the ESS.</p> <p>(5) In addition, the impact on the statistical domain of recent developments in the context of the economic-governance framework of the Union should be taken into account, in particular aspects related to statistical independence such as transparent recruitment and dismissal processes, as laid down in Regulation (EU) No 1175/2011 of the European Parliament and the Council of 16 November 2011 amending Regulation (EC) No 1466/97 on the strengthening of the surveillance and the coordination of economic policies, as well as those related to the requirement for bodies in charge of monitoring the implementation of national fiscal rules to enjoy functional autonomy, as laid down in Regulation (EU) No 473/2013 of the European Parliament and the Council of 16 November 2011 amending Regulation (EC) No 1175/2011 of the European Parliament and of the Council⁽⁴⁾, as well as those related to the requirement for bodies in charge of monitoring the implementation of national fiscal rules to enjoy functional autonomy, as laid down in Regulation (EU) No 473/2013 of</p>	<p>importance of continuously improving the governance and efficiency of the ESS.</p> <p>(5) In addition, the impact on the statistical domain of recent developments in the context of the economic-governance framework of the Union should be taken into account, in particular aspects related to professional independence such as transparent recruitment and dismissal processes, budgetary allocations and release calendars, as laid down in Regulation (EU) No 1175/2011 of the European Parliament and the Council of 16 November 2011 amending Regulation (EC) No 1466/97 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies, as well as those related to the requirement for bodies in charge of monitoring the implementation of national fiscal rules to enjoy functional autonomy, as laid down in Regulation (EU) No 473/2013 of the European Parliament and the Council on</p>	<p>importance of continuously improving the governance and efficiency of the ESS.</p> <p>(5) In addition, the impact on the statistical domain of recent developments in the context of the economic-governance framework of the Union should be taken into account, in particular aspects related to professional independence such as transparent recruitment and dismissal processes, budgetary allocations and release calendars, as laid down in Regulation (EU) No 1175/2011 of the European Parliament and the Council of 16 November 2011 amending Regulation (EC) No 1466/97 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies, as well as those related to the requirement for bodies in charge of monitoring the implementation of national fiscal rules to enjoy functional autonomy, as laid down in Regulation (EU) No 473/2013 of the European Parliament and the Council on</p>
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¹¹ OJ L 306, 23.11.2011, p. 12.

		related to the requirement for bodies in charge of monitoring the implementation of national fiscal rules to enjoy functional autonomy, as laid down in Regulation (EU) No .../... of the European Parliament and the Council on common provisions for monitoring and assessing draft budgetary plans and ensuring the correction of excessive deficit of the Member States in the euro area.	Council on common provisions for monitoring and assessing draft budgetary plans and ensuring the correction of excessive deficit of the Member States in the euro area.	the European Parliament and of the Council ⁽⁶⁾ .	common provisions for monitoring and assessing draft budgetary plans and ensuring the correction of excessive deficit of the Member States in the euro area.
13.	recital 6	(6) Those aspects should not remain limited to the statistics produced for the purposes of the fiscal-surveillance system and the excessive-deficit procedure but should apply to all European statistics developed, produced and disseminated by the ESS.	6) Those aspects related to professional independence, such as transparent recruitment and dismissal processes, budgetary allocations and release calendars, should not remain limited to the statistics produced for the purposes of the fiscal-surveillance system and the excessive-deficit procedure but should apply to all European statistics developed, produced and disseminated by the ESS, while taking account of and assessing the added value of statistics gathered for attainment of the	(6) Those aspects <i>that relate to professional independence, such as transparent recruitment and dismissal processes, budgetary allocations and release calendars</i> should not remain limited to the statistics produced for the purposes of the fiscal-surveillance system and the excessive-deficit procedure but should apply to all European statistics developed, produced and disseminated by the ESS.	(6) Those aspects that relate to professional independence, such as transparent recruitment and dismissal processes, budgetary allocations and release calendars , should not remain limited to the statistics produced for the purposes of the fiscal-surveillance system and the excessive-deficit procedure but should apply to all European statistics developed, produced and disseminated by the ESS.

		targets of the Union Growth Strategy.	ESS.	
14.	recital 6a (new)	Deleted	<p><i>(6a) The quality of European statistics and their relevance for evidence-based decision-taking should be reviewed on an ongoing basis, inter alia by assessing their added value for the attainment of the targets of the Europe 2020 Strategy as set out in the Commission Communication of 3 March 2010 entitled ‘Europe 2020: A strategy for delivering smart, sustainable and inclusive growth’, including those relating to growth, employment and the social economy. When relevant, the coverage of European statistics should be adapted.</i></p>	
15.	recital 7	<p>(7) Moreover, the adequacy of resources attributed on an annual or a multiannual basis and available to meet statistical needs is a necessary condition for ensuring professional independence of statistical</p>	<p>(7) Moreover, the adequacy of resources attributed on an annual or a multiannual basis and available to meet statistical needs is a necessary condition for ensuring the professional independence of statistical</p>	<p>(7) Moreover, the adequacy of resources attributed on an annual or a multiannual basis and available to meet statistical needs is a necessary condition for ensuring the professional independence of statistical</p>

	<p>professional independence of statistical authorities.</p>	<p>authorities and the high quality of statistical data.</p>	<p><i>ensuring</i> professional independence of statistical authorities <i>and the high quality of statistical data</i>.</p>	<p>authorities and the high quality of statistical data.</p>
<p>16. recital 8</p>	<p>(8) To that effect, the professional independence of statistical authorities should be strengthened and minimum standards should be enforced, in particular as regards the heads of national statistical institutes (NSIs), to whom specific guarantees should be provided in terms of the performance of statistical tasks, organisational management and resource allocation.</p>	<p>(8) To that effect, the professional independence of statistical authorities should be strengthened and minimum standards, applicable in the entire Union, should be ensured. Specific guarantees should be provided to the heads of national statistical institutes (NSIs), in terms of the performance of statistical tasks, organisational management and resource allocation. The procedures for recruitment of heads of NSIs should be transparent and based on professional criteria only with due regard to equal opportunity and in particular, gender balance. To these ends, national parliaments should fully play their role. This role, where appropriate and in accordance with their national law, should foster the independence of statistics producers and increase the democratic accountability of statistical policy.</p>	<p>(8) To that end, the professional independence of statistical authorities should be strengthened and minimum standards, <i>applicable across the Union</i>, should be <i>ensured and specific guarantees should be provided to the heads of national statistical institutes (NSIs)</i> in terms of the performance of statistical tasks, organisational management and resource allocation. <i>The procedures for recruitment of heads of NSIs should be transparent and based only on professional criteria, with due regard to equal opportunity and, in particular, to gender balance. To that end, national parliaments should also play a full part and should, where appropriate and in</i></p>	<p>(8) To that effect, the professional independence of statistical authorities should be strengthened and minimum standards, applicable across the Union, should be ensured. Specific guarantees should be provided to the heads of national statistical institutes (NSIs), in terms of the performance of statistical tasks, organisational management and resource allocation. The procedures for recruitment of heads of NSIs should be transparent and based on professional competence only.</p>

				<i>accordance with national law, foster the independence of statistics producers and increase the democratic accountability of statistical policy.</i>	
17.	recital 8a (new)	(8a) While credible European statistics require strong professional independence on the part of statisticians, European statistics should respond to policy needs and provide statistical support for new policy initiatives at National and Union level.	(8a) While credible European statistics require strong professional independence on the part of statisticians, European statistics should respond to policy needs and provide statistical support for new policy initiatives at national and at Union level.	(8a) European statistics should respond to policy needs and provide statistical support for new policy initiatives at national and at Union level.	
18.	recital 8b (new)	(8b) It is necessary for the independence of Eurostat to be consolidated and guaranteed by means of effective parliamentary scrutiny and control.	(8b) It is necessary for the independence of Eurostat to be consolidated and guaranteed by means of effective parliamentary scrutiny and control.	(8b) It is necessary for the independence of NSIs and Eurostat to be consolidated and guaranteed.	
19.	recital 9	(9) Furthermore, the coordinating role already attributed to the NSIs for European statistics produced through the ESS should be clarified as regards its scope, so as to achieve more efficient coordination of statistical activities within the ESS at national level, including quality	(9) Furthermore, the coordinating role already attributed to the NSIs for European statistics produced through the ESS should be clarified as regards its scope, so as to achieve more efficient coordination of statistical activities within the ESS at national level, including quality	(9) Furthermore, the coordinating role already attributed to the NSIs should be clarified as regards its scope, so as to achieve more efficient coordination of statistical activities at national level, including quality management, while duly taking into account the statistical tasks performed by the European	

		<p>management, while duly taking into account the statistical tasks performed by the European System of Central Banks (ESCB). The ongoing coordination and cooperation between NSIs and Eurostat is also an important part of efficient coordination of statistical activities within the ESS. The institutional separation of the ESCB and the independence of central banks should be respected in the framework of developing, producing and disseminating European statistics under the respective governance structure and statistical work programmes of the ESS and the ESCB.</p>	<p>statistical activities <i>within the ESS</i>, including quality management, <i>while duly taking into account the statistical tasks performed by the European System of Central Banks (ESCB). The ongoing coordination and cooperation between NSIs and Eurostat is also an important part of efficient coordination of statistical activities within the ESS. The institutional separation of the ESCB and the independence of central banks should be respected in the framework of developing, producing and disseminating European statistics under the respective governance structure and statistical work programmes of the ESS and the ESCB.</i></p>	<p>System of Central Banks (ESCB). To the extent that European statistics may, according to national circumstances, be compiled by National Central Banks (NCBs), the NSIs and the NCBs should cooperate closely with a view to ensuring production of complete and coherent European statistics, while complying with the statistical principles as set out in Article 2(1).</p>
20.	recital 9a (new)	Deleted		
21.	recital	(10) In order to reduce the burden on	(10) In order to reduce the burden	(10) In order to reduce the burden on

10	on statistical authorities and respondents, the NSIs and other national authorities should be able to access and use administrative records, including those filled electronically, promptly and free-of-charge, as well as to integrate these records with statistics.	statistical authorities and respondents, the NSIs and other national authorities should be able to access and use administrative records, including those filled electronically, promptly and free-of-charge, as well as to integrate these records with statistics.	on statistical authorities and respondents, the NSIs and other national authorities should be able to access and use administrative records, including those filled electronically, promptly and free-of-charge, as well as to integrate these records with statistics.	statistical authorities and respondents, the NSIs and other national authorities should be able to access and use administrative records, including those filled electronically, promptly and free-of-charge, as well as to integrate these records with statistics.
22. recital 10a (new)		(10 a) European statistics should be easy to compare and access and should be updated promptly and regularly so as to ensure that Union policies and funding initiatives take full account of developments in Europe, in particular the consequences of the economic crisis.	<i>(10a) European statistics should be easy to compare and to access and should be updated promptly and regularly so as to ensure that Union policies and funding initiatives take full account of developments in Europe, in particular with regard to the consequences of the economic crisis.</i>	(10a) European statistics should be easy to compare and to access and should be updated promptly and regularly so as to ensure that Union policies and funding initiatives take full account of developments in the European Union.
23. recital 11	(11) The NSIs should furthermore be consulted at an early stage on the design of new administrative records that could provide data for statistical purposes and on planned changes to, or cessation of, existing administrative	(11) The NSIs should furthermore be consulted at an early stage on the design of new administrative records that could provide data for statistical purposes and on planned changes to, or cessation of, existing administrative sources. They should also receive relevant metadata from the owners of	(11) The NSIs should furthermore be consulted at an early stage on the design of new administrative records that could provide data for statistical purposes and on planned changes to, or cessation of, existing administrative sources.	(11) The NSIs should furthermore be consulted at an early stage on the design of new administrative records that could provide data for statistical purposes and on planned changes to, or cessation of, existing administrative sources. They should also receive relevant metadata from the owners of

		sources. They should also receive relevant metadata from the owners of administrative data and coordinate standardisation activities concerning administrative records that are relevant for statistical data production.	of administrative data and coordinate standardisation activities concerning administrative records that are relevant for statistical data production.	They should also receive relevant metadata from the owners of administrative data and coordinate standardisation activities concerning administrative records that are relevant for statistical data production.	administrative data and coordinate standardisation activities concerning administrative records that are relevant for statistical data production.
24.	recital 12	(12) The confidentiality of data obtained from administrative records should be protected under the common principles and guidelines applicable to all confidential data used for the production of European statistics. Quality-assessment frameworks applicable to these data should also be established.	(12) The confidentiality of data obtained from administrative records should be protected under the common principles and guidelines applicable to all confidential data used for the production of European statistics. Quality and transparency assessment frameworks applicable to these data should also be established and published.	(12) The confidentiality of data obtained from administrative records should be protected under the common principles and guidelines applicable to all confidential data used for the production of European statistics. Quality and transparency assessment frameworks applicable to these data should also be established and published .	(12) The confidentiality of data obtained from administrative records should be protected under the common principles and guidelines applicable to all confidential data used for the production of European statistics. Quality assessment frameworks applicable to these data should also be established and published.

25.	recital 12a (new)		(12a) All users should have access to the same data at the same time and embargoes should be strictly complied with. NSIs should establish release calendars for the publication of periodical data.	<i>(12a) All users should have access to the same data at the same time and embargoes should be strictly complied with. NSIs should establish release calendars for the publication of periodical data.</i>	(12a) All users should have access to the same data at the same time.-NSIs should establish release calendars for the publication of periodical data.
26.	recital 13	(13) The quality of European statistics could be strengthened and the confidence of users reinforced, by involving national governments in the responsibility of applying the European Statistics Code of Practice. To this end, a ‘Commitment on Confidence in Statistics’ should be established in each Member State and include specific undertakings by its government to implement the Code and national high-quality-assurance frameworks, including self-assessments and improvement actions.	(13) The quality of European statistics could be strengthened and the confidence of users reinforced, by involving national governments in the responsibility of rigorously applying the European Statistics Code of Practice. To this end, a ‘Commitment on Confidence in Statistics’ established in each Member State, taking account of national specificities, could include specific undertakings by its government to implement the Code and national high-quality-assurance frameworks, including self-assessments, improvement actions and monitoring mechanisms.	(13) The quality of European statistics could be strengthened and the confidence of users reinforced, by involving national governments in the responsibility of rigorously applying the European Statistics Code of Practice). To that end, a commitment on confidence in statistics, established in each Member State, taking account of national specificities, should include specific undertakings by its government to implement the	(13) The quality of European statistics could be strengthened and the confidence of users reinforced, by involving national governments in the responsibility of applying the European Statistics Code of Practice. To that end, a ‘Commitment on Confidence in Statistics’ established by a Member State, taking account of national specificities, should include specific undertakings by its government to improve or maintain, as necessary, the conditions for the implementation of the Code. That commitment, which should be updated as necessary, could include national high quality assurance frameworks, including self-assessments, improvement actions and

			<i>the Code of Practice. That commitment could include national high-quality-assurance frameworks, including self-assessments, improvement actions and monitoring mechanisms.</i>	monitoring mechanisms.
27.	recital 13a (new)	(13a) The Commission (Eurostat) website should allow easy access to complete, user-friendly data series. Where possible, periodic updates should provide year-on-year and month-on-month information on each Member State.	(13a) <i>The Commission (Eurostat) website should allow easy access to complete, user-friendly data series. Where possible, periodic updates should provide year-on-year and month-on-month information on each Member State.</i>	
28.	recital 13b (new)			

29.	recital 14	(14) As the production of European statistics must be based on long-term operational and financial planning in order to ensure a high degree of independence, the European statistical programme should cover the same period as the multiannual financial framework.	(14) As the production of European statistics must be based on long-term operational and financial planning in order to ensure a high degree of independence, the European statistical programme should cover the same period as the multiannual financial framework.	(14) As the production of European statistics must be based on long-term operational and financial planning in order to ensure a high degree of independence, the European statistical programme should cover the same period as the multiannual financial framework.
30.	recital 15	(14) As the production of European statistics must be based on long-term operational and financial planning in order to ensure a high degree of independence, the European statistical programme should cover the same period as the multiannual financial framework. (15) Regulation (EC) No 223/2009 confers powers on the Commission to implement some of the provisions of that Regulation in accordance with Council Decision 1999/468/EC of 28 June 1999. As a consequence of the entry into force of Regulation (EU) No 182/2011 which repeals Council Decision 1999/468/EC, the powers conferred upon the Commission need to be aligned to this new legal framework. Those powers should therefore be exercised in accordance with Regulation (EU) No 182/2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the	(14) As the production of European statistics must be based on long-term operational and financial planning in order to ensure a high degree of independence, the European statistical programme should cover the same period as the multiannual financial framework. (15) Regulation (EC) No 223/2009 confers powers on the Commission to implement some of the provisions of that Regulation in accordance with Council Decision 1999/468/EC of 28 June 1999. As a consequence of the entry into force of Regulation (EU) No 182/2011 which repeals Council Decision 1999/468/EC, the powers conferred upon the Commission need to be aligned to this new legal framework. Those powers should therefore be exercised in accordance with Regulation (EU) No 182/2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's	(14) As the production of European statistics must be based on long-term operational and financial planning in order to ensure a high degree of independence, the European statistical programme should cover the same period as the multiannual financial framework. (15) Regulation (EC) No 223/2009 confers powers on the Commission to implement some of the provisions of that Regulation in accordance with Council Decision 1999/468/EC of 28 June 1999. As a consequence of the entry into force of Regulation (EU) No 182/2011 which repeals Council Decision 1999/468/EC, the powers conferred upon the Commission need to be aligned to this new legal framework. Those powers should therefore be exercised in accordance with Regulation (EU) No 182/2011 laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's

31.	recital 16		Commission's exercise of implementing powers. The Commission should ensure that those implementing acts do not impose a significant additional administrative burden on the Member States and on the respondent units.	<i>powers should be exercised in accordance with Regulation (EU) No 182/2011. The Commission should ensure that implementing acts do not impose a significant additional administrative burden on the Member States or on the respondent units</i>	exercise of implementing powers. The Commission should ensure that those implementing acts do not impose a significant additional administrative burden on the Member States and on the respondent units.
	(16) The Commission should have the power to adopt delegated acts in accordance with Article 290 of the Treaty in order to supplement or amend certain non-essential elements of Regulation (EC) No 223/2009 so as to specify quality requirements, such as target values and minimum standards for the statistical production, when sectoral statistical legislation does not provide for these. The Commission should ensure that these delegated acts do not impose a significant additional administrative burden on the	Deleted			[.....]

	Member States and on the respondent units.				
32.	recital 17	(17) It is of particular importance that the Commission carry out the appropriate consultations during its preparatory work, including at expert level. The Commission, when preparing and drawing-up delegated acts, should ensure simultaneous, timely and appropriate submission of the relevant documents to the European Parliament and Council.	Deleted		[.....]
33.	recital 18	(18) There is a need for uniform conditions for implementing access to confidential data for scientific purposes. Implementing powers should be conferred on the Commission with a view to establishing the arrangements, rules and conditions governing such access at Union level, in accordance with the examination procedure laid down in Article 5 of Regulation (EU) No 182/2011	Deleted		[.....]

		of the European Parliament and the Council laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers 12.			
34.	(19) Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	(16) Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	(19) Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	(16) Since the objective of this Regulation cannot be sufficiently achieved by the Member States and can be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Regulation does not go beyond what is necessary in order to achieve that objective.	

¹² OJ L 55, 28.2.2011, p. 13.

35.	recital 19a (new)				(19a) The independence of the ESCB in the performance of their tasks as described in Protocol (No4) on the Statute of the ESCB and of the ECB should be fully respected in the implementation of this Regulation, in conformity with Articles 130 and 338 TFEU.
36.	recital 20	(20) The European Statistical System Committee has been consulted,	(17) The European Statistical System Committee has been consulted,	(20) The European Statistical System Committee has been consulted.	(18) The European Statistical System Committee has been consulted,
37.				<i>(20a) Regulation (EC) No 223/2009 should therefore be amended accordingly,</i>	
38.				HAVE ADOPTED THIS REGULATION:	
39.		Article 1		<i>Article 1</i> <i>Amendments to Regulation (EC) No 223/2009</i>	Article 1
40.		Regulation (EC) No 223/2009 is amended as follows:		Regulation (EC) No 223/2009 is amended as follows:	Regulation (EC) No 223/2009 is amended as follows:

41.		(1) In Article 2(1), point (a) is replaced by the following:		(1) in Article 2(1), point (a) is replaced by the following:"	(1) In Article 2(1), point (a) is replaced by the following:
42.	Art. 2 – paragra ph 1 - point (a)	'(a) 'professional independence', meaning that statistics must be developed, produced and disseminated in an independent manner, particularly as regards the selection of techniques, definitions, methodologies and sources to be used, and the timing and content of all forms of dissemination, and that the performance of these tasks is free from any pressures from political or interest groups or from Union or national authorities;'	'(a) 'professional independence', meaning that statistics must be developed, produced and disseminated in an independent manner, particularly as regards the selection of techniques, definitions, methodologies and sources to be used, and the timing and content of all forms of dissemination, and that the performance of these tasks is free from any pressures from political or interest groups or from Union or national authorities;'	(a) "professional independence", meaning that statistics must be developed, produced and disseminated in an independent manner, particularly as regards the selection of techniques, definitions, methodologies and sources to be used, and the timing and content of all forms of dissemination, <i>and that the performance of those tasks is free from any pressures from political or interest groups or from Union or national authorities;</i>	'(a) 'professional independence', meaning that statistics must be developed, produced and disseminated in an independent manner, particularly as regards the selection of techniques, definitions, methodologies and sources to be used, and the timing and content of all forms of dissemination, and that the performance of these tasks is free from any pressures from political or interest groups or from Union or national authorities;'
43.		(2) In Article 5, paragraph 1 is replaced by the following:	In Article 5, paragraph 1 is replaced by the following:	(2) in Article 5, paragraph 1 is replaced by the following:"	(2) In Article 5, paragraph 1 is replaced by the following:

44.	Art. 5	<p>‘1. The national statistical authority designated by each Member State as the body having the responsibility for coordinating all activities at national level for the development, production and dissemination of European statistics (the NSI) shall act in this regard as the sole contact point for the Commission (Eurostat) on statistical matters.</p>	<p>1. The national statistical authority designated by each Member State as the body having the coordinating all activities for the development, production and dissemination of European statistics at national level under this Regulation (the NSI) shall act in this regard as the sole contact point for the Commission (Eurostat) on statistical matters.</p>	<p>1. The national statistical authority designated by each Member State as the body having the responsibility for coordinating all activities at national level for the development, production and dissemination of European statistics, which are determined in the European statistical programme in line with Article 1, (the NSI) shall act in this regard as the sole contact point for the Commission (Eurostat) on statistical matters.</p>	<p>1. The national statistical authority designated by each Member State as the body having the responsibility for coordinating all activities at national level for the development, production and dissemination of European statistics, which are determined in the European statistical programme in line with Article 1, (the NSI) shall act in this regard as the sole contact point for the Commission (Eurostat) on statistical matters.</p>
45.	Art. 5	<p>The coordinating responsibility of the NSI shall cover all other national authorities responsible for the development, production and dissemination of European statistics. The NSI shall, in particular, be responsible at national level for coordinating statistical programming and reporting, quality monitoring, methodology, data transmission and communication on ESS</p>	<p>The coordinating responsibility of the NSI shall cover all other national authorities responsible for the development, production and dissemination of European statistics produced under this Regulation by all other national authorities participating in the ESS. The NSI shall, in particular, be responsible at the national level for coordinating statistical programming and reporting, quality monitoring, clear methodology, data transmission and communication on ESS statistical actions. The NSI and the</p>	<p>The coordinating responsibility of the NSI shall cover all other national authorities responsible for the development, production and dissemination of European statistics <i>produced under this Regulation by all other national authorities participating in the ESS</i>. The NSI shall, in particular, be responsible at the national level for coordinating statistical programming and reporting, quality monitoring, methodology, data transmission and communication on ESS statistical actions.⁵⁷</p>	<p>The coordinating responsibility of the NSI shall cover all other national authorities responsible for the development, production and dissemination of European statistics, [...] which are determined in the European statistical programme in line with Article 1. The NSI shall, in particular, be responsible at the national level for coordinating statistical programming and reporting, quality monitoring, methodology, data transmission and communication on ESS statistical actions.⁵⁷ To the extent that some of the above</p>

	statistical actions.’	respective national central bank (NCB), in its capacity as an ESCB member implementing ESCB statistical work programmes, shall mutually cooperate on issues related to European statistics that are common to the ESS and the ESCB, with the view to ensuring production of complete and coherent European statistics through the ESS and the ESCB in their respective fields of competence.	quality monitoring, <i>clear</i> methodology, data transmission and communication on ESS statistical actions. <i>The NSI and the relevant national central bank (NCB), in its capacity as a member of the ESCB implementing ESCB statistical work programmes, shall cooperate on issues related to European statistics that are common to the ESS and the ESCB, with a view to ensuring production of complete and coherent European statistics through the ESS and the ESCB in their respective fields of competence.</i>	European statistics may, according to national circumstances, be compiled by National Central Banks (NCBs), the NSIs and the NCBs shall cooperate closely with a view to ensuring production of complete and coherent European statistics, while complying with the statistical principles as set out in Article 2(1).
46.	(3) The following Article 5a is inserted: inserted:	(3) The following Article 5a is inserted:	(3) the following article is inserted:"	(3) The following Article 5a is inserted:
47.	Art. 5a – title ‘Article 5a Heads of NSIs	Heads of NSIs and statistical heads of other national authorities	<i>Article 5a Heads of NSIs and statistical heads of other national authorities</i>	<i>‘Article 5a Heads of NSIs and statistical heads of other national authorities</i>

48.	Art. 5a	<p>1. Within their national statistical system, the heads of NSIs shall have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for all European statistics. They shall be empowered to decide on all matters regarding the internal management of the NSI. They shall coordinate the statistical activities of all national authorities that contribute to the development, production and dissemination of European statistics. When carrying out these tasks, the heads of NSIs shall act in an independent manner; they shall neither seek nor take instructions from any government or other institution, body, office or entity; they shall refrain from</p>	<p>1. Within their national statistical system, Member States shall ensure the professional independence, as defined in point (a), of officials responsible for the tasks set out in this Regulation</p>	<p>1. Within their national statistical system, <i>Member States shall ensure the professional independence of officials responsible for the tasks set out in this Regulation.</i></p>	<p>1. Within their national statistical system, Member States shall ensure the professional independence, as defined in Article 2(1), point (a), of officials responsible for the tasks set out in this Regulation.</p>
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49.	Art. 5a – para 2	any action incompatible with the performance of these tasks.	2. The procedures for recruitment, transfer and dismissal of heads of NSIs shall be transparent and based on professional criteria only.	2. To this end, the heads of NSIs shall: (a) have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for European statistics developed, produced and disseminated by the NSI; (b) be empowered to decide on all matters regarding the internal management of the NSI; (c) act in an independent manner while performing their statistical tasks; they shall neither seek nor take instructions from any government or other institution, body, office or entity; (d) be responsible for the statistical activities and budget execution of the NSI; (e) publish an annual report and where appropriate express comments on budget allocation issues related to the statistical activities of the NSI;	2. To that end, the heads of NSIs shall: (a) <i>have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for European statistics developed, produced and disseminated by the NSI;</i> (b) <i>be empowered to decide on all matters regarding the internal management of the NSI;</i> (c) <i>act in an independent manner while performing their statistical tasks, neither seeking nor taking instructions from any government or other institution, body, office or entity;</i> (d) <i>be responsible for the statistical activities and budget execution of the NSI;</i> (e) <i>publish an annual report and may express comments on budget allocation issues related to the statistical activities of the NSI;</i>	2. To this end, the heads of NSIs shall: (a) <i>have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for European statistics developed, produced and disseminated by the NSI;</i> (b) <i>be empowered to decide on all matters regarding the internal management of the NSI;</i> (c) <i>act in an independent manner while performing their statistical tasks, neither seeking nor taking instructions from any government or other institution, body, office or entity;</i> (d) <i>be responsible for the statistical activities and budget execution of the NSI;</i> (e) <i>publish an annual report and may express comments on budget allocation issues related to the statistical activities of the NSI;</i>	2. To this end, the heads of NSIs shall: (a) have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for European statistics developed, produced and disseminated by the NSI; (b) be empowered to decide on all matters regarding the internal management of the NSI; (c) act in an independent manner while performing their statistical tasks; they shall neither seek nor take instructions from any government or other institution, body, office or entity; (d) be responsible for the statistical activities and budget execution of the NSI; (e) publish an annual report and may express comments on budget allocation issues related to the statistical activities of the NSI;
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			<p>(f) coordinate the statistical activities of all national authorities that contribute to the development, production and dissemination of European statistics, as set out in Article 5;</p> <p>(g) produce national guidelines, where necessary, for ensuring quality in the development, production and dissemination of all European statistics within their national statistical system, and shall be responsible for ensuring compliance with these guidelines within the NSI; and</p> <p>(h) represent their national statistical system within the ESS.</p>	<p><i>(e) publish an annual report and where appropriate express comments on budget allocation issues related to the statistical activities of the NSI;</i></p> <p><i>(f) coordinate the statistical activities of all national authorities that contribute to the development, production and dissemination of European statistics, as set out in Article 5;</i></p> <p><i>(g) produce national guidelines, where necessary, for ensuring quality in the development, production and dissemination of all European statistics within their national statistical system, and shall be responsible for ensuring compliance with those guidelines within the NSI; and</i></p> <p><i>(h) represent their national statistical system within the ESS.</i></p>	<p>the NSI;</p> <p>(f) coordinate the statistical activities of all national authorities that are responsible for the development, production and dissemination of European statistics, as set out in Article 5, para 1;</p> <p>(g) produce national guidelines, where necessary, for ensuring quality in the development, production and dissemination of all European statistics within their national statistical system and monitor (review) their implementation; however, they shall be responsible for ensuring compliance with these guidelines solely within the NSI; and</p> <p>(h) represent their national statistical system within the ESS.</p>
50.	Art. 5a – para	3. The heads of NSIs shall be accountable for the statistical	3. Member States shall ensure that other national authorities responsible for the	3. <i>Member States shall ensure that other national authorities</i>	3. Member States shall ensure that other national authorities responsible for the

3	activities and budget execution of the NSI; they shall publish an annual report and may express comments on budget allocation issues related to the statistical activities of the NSI.	development, production and dissemination of European statistics carry out such tasks in accordance with the national guidelines produced by the head of the NSI.	<i>responsible for the development, production and dissemination of European statistics carry out such tasks in accordance with the national guidelines produced by the head of the NSI.</i>	development, production and dissemination of European statistics carry out such tasks in accordance with the national guidelines produced by the head of the NSI.
51. Art. 5a – para 4	4. The heads of NSIs shall represent their national statistical systems within the ESS.’	4. The procedures for recruitment, transfer and dismissal of heads of NSIs and, where appropriate, statistical heads of other national authorities producing European statistics shall be transparent and based on professional criteria only, and not on political grounds. They shall ensure that there are equal opportunities, notably as regards gender. Detailed reasons shall be given for the dismissal of a head of a NSI. These procedures shall be made public.	4. <i>The procedures for recruitment, transfer and dismissal of heads of NSIs and, where appropriate, statistical heads of other national authorities producing European statistics shall be transparent and based only on professional criteria, and not on political grounds. They shall ensure that the principle of equal opportunities is respected, in particular with regard to gender. Detailed reasons shall be given for the dismissal of a head of a NSI. The procedures shall be made public.</i>	4. Member States shall ensure that the procedures for recruitment and appointment, of heads of NSIs and, where appropriate, statistical heads of other national authorities producing European statistics, are transparent and based on professional competence only. They shall ensure that there are equal opportunities, notably as regards gender. The reasons on the basis of which the incumbency of the appointment can be terminated shall not include reasons compromising professional or scientific independence.
52. Art. 5a – para	Deleted	Deleted		

53.	4a Art. 5a – para 4a (new)	5. Member States may establish a national body for assuring the professional independence of the producers of European statistics in the Member State. The heads of NSIs and, where appropriate, the statistical heads of other national authorities producing European statistics may take advice from such bodies. The procedures for recruitment, transfer and dismissal of the members of such bodies shall be transparent and based on professional criteria only and not on political grounds.	<i>4a. Member States may establish a national body for assuring the professional independence of the producers of European statistics in the Member State. The heads of NSIs and, where appropriate, the statistical heads of other national authorities producing European statistics may take advice from such bodies. The procedures for recruitment and appointment of the members of such bodies shall be transparent and based on professional competence only.</i>	5. 4a. Member States may establish a national body for assuring the professional independence of the producers of European statistics in the Member State. The heads of NSIs and, where appropriate, the statistical heads of other national authorities producing European statistics may take advice from such bodies. The procedures for recruitment and appointment of the members of such bodies shall be transparent and based on professional competence only.
54.	Art. 6 para 2	(4) In Article 6, paragraph 2 is replaced by the following: 2. At Union level, the Commission (Eurostat) shall act independently in ensuring the production of European statistics according to established rules and statistical principles, through cooperation	(4) in Article 6, paragraphs 2 and 3 are replaced by the following:" 2. At Union level, the Commission (Eurostat) shall act independently in ensuring the production of European statistics according to established rules and statistical principles, through	(4) In Article 6, paragraphs 2 and 3 are replaced by the following: ‘2. At Union level, the Commission (Eurostat) shall act independently in ensuring the production of European statistics according to established rules and statistical principles. [.....]

		and coordination with NSIs.	<i>cooperation and coordination with NSIs.</i>	
55.	Art. 6 para 3	respect, it shall have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases.		<p>3. Without prejudice to Article 5 of the Protocol on the Statute of the European System of Central Banks and of the European Central Bank (“ESCB Statute”), the Commission (Eurostat) shall coordinate the statistical activities of the institutions and bodies of the Union, in particular with a view to ensuring consistency and quality of the data and minimising reporting burden. To that end, the Commission (Eurostat) may invite any institution or body of the Union to consult or cooperate with it for the purpose of developing methods and systems for statistical purposes in their respective field of competence. Any of those institutions or bodies which propose to produce statistics shall consult the Commission (Eurostat) and take into account any recommendation</p>

				<i>respective field of competence. Any of those institutions or bodies which propose to produce statistics shall consult the Commission (Eurostat) and take into account any recommendation that it may make to this effect.</i>	that it may make to this effect.
56.				<i>(4a) the following article is inserted:</i>	
57.	Article 6a – new	Article 6a Director-General of the Commission (Eurostat)	Article 6a Director-General of the Commission (Eurostat)	Article 6a Director-General of the Commission (Eurostat)	Article 6a Director-General of the Commission (Eurostat)
58.		1. The Union statistical authority (Eurostat) shall be headed by a Director-General. The Director-General shall be appointed by the Commission.	1. The statistical office of the Commission (Eurostat) shall be headed by a Director-General. The Director-General shall be appointed by the Commission, for a non-renewable term of office of seven years, in accordance with the procedure specified in paragraph 2.	1. Eurostat is the statistical authority of the Union and a Directorate General of the Commission. It shall be headed by a Director-General.	
59.		2. The procedures for the recruitment, transfer and dismissal of the Director-	2. The Commission shall publish a call for applications in the	2. The Commission shall ensure that the	2. The Commission shall ensure that the procedure for the recruitment of the

		<p>General shall be transparent and based only on professional criteria, and not on political grounds.</p>	<p><i>Official Journal of the European Union no later than six months before the end of the term of office of the Director-General in office. The procedure for the recruitment, transfer and dismissal of the Director-General shall ensure that the principle of equal opportunities is respected, in particular with regard to gender, be transparent and based only on professional criteria and not on political grounds. The Commission shall appoint the Director-General after consulting the European Parliament and the Council.</i></p>	<p>Director-General of Eurostat is transparent and based on professional competence. The Commission shall adopt a Decision establishing that procedure six months following the publication of this Regulation in the Official Journal of the European Union and shall publicise it. The procedure shall ensure that there are equal opportunities, notably as regards gender.</p>
60.		<p>3. The Director-General shall have the sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for all European statistics produced by Eurostat. The Director-General shall be empowered to decide on</p>	<p><i>3. The Director-General shall have sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for all statistics produced by Eurostat. When carrying out these statistical tasks, the Director-General shall act in an</i></p>	<p>3. The Director-General shall have sole responsibility for deciding on processes, statistical methods, standards and procedures, and on the content and timing of statistical releases and publications for all statistics produced by Eurostat. When carrying out these statistical tasks, the Director-General shall act in an</p>

		<p>all matters regarding the internal management of Eurostat. When carrying out these tasks, the Director-General shall act in an independent manner and shall neither seek nor take instructions from any of the Union institutions or bodies, from any government of a Member State, or from any other institution, body, office or entity.</p>	<p><i>(Eurostat). The Director-General shall be empowered to decide on all matters regarding the internal management of the Commission (Eurostat). When carrying out those tasks, the Director-General shall act in an independent manner and shall neither seek nor take instructions from any government or any institution, body, office or agency. If the Director-General considers that a measure taken by the Commission calls his or her independence into question, he or she shall immediately inform the European Parliament.</i></p>	<p>independent manner and shall neither seek nor take instructions from the Union institutions or bodies, from any government of a Member State or from any other institution, body, office or agency.</p>
61.		<p>4. The Director-General shall appear annually in the framework of a statistical dialogue before the competent committee of the European Parliament to discuss matters pertaining to statistical governance, methodology and statistical innovation.</p>	<p><i>4. The Director-General shall be accountable for the statistical activities and budget execution of the Commission (Eurostat). He or she shall appear annually in the framework of Statistical Dialogue before the relevant committee of the European</i></p>	<p>4. The Director-General of Eurostat shall be responsible for the statistical activities of Eurostat. He/she shall appear annually in the framework of Statistical Dialogue before the relevant committee of the European Parliament to discuss matters pertaining to statistical governance, methodology and statistical innovation and</p>

				<i>Parliament to discuss matters pertaining to statistical governance, methodology, statistical innovation, and express comments on budget allocation issues related to the statistical activities of the Commission (Eurostat).</i>	shall publish an annual report.
62.			<p>5. Before imposing any disciplinary penalties on the Director-General, the Commission shall consult the European Parliament. The imposition of any disciplinary measure on the Director-General shall be the subject of a reasoned decision, which shall be submitted, for information, to the European Parliament, the Council and the European Statistical Governance Advisory Board.</p>	<p>5. Before imposing any disciplinary measure on the Director-General, the Commission shall consult the European Parliament. The imposition of any disciplinary measure on the Director-General shall be the subject of a reasoned decision, which shall be submitted, for information, to the European Parliament, the Council and the European Statistical Governance Advisory Board.</p>	[...]
63.	Art. 7a (new)				
64.	Art. 7b				

	(new)					
65.	Art. 7c (new)	(5) In Article 11, the following paragraph 3 is added:	(5) In Article 11, the following paragraph 3 is added:	(5) In Article 11, the following paragraph 3 is added:	(5) In Article 11, the following paragraph 3 is added:	(5) In Article 11, the following paragraph 3 is added:
66.	Art. 11 – para 3 – subparagraph 1	‘3. Member States shall take all necessary measures to implement the Code of Practice in order to maintain confidence in their statistics. To this effect, each Member State, represented by its government, shall sign and implement a ‘Commitment on Confidence in Statistics’ whereby specific policy commitments are made to implement the Code and to establish a national quality assurance framework, including self-assessments and improvement actions. The Commitment shall be counter-signed by the Commission.	‘3. Member States and the Commission (Eurostat) shall take all the necessary measures to implement the statistical principles as set out in Article 2 (1) of Regulation 223/2009 in order to maintain confidence in European Statistics. These principles are further elaborated in the Code of Practice. 4. A ‘Commitment on Confidence in Statistics’ shall further aim at ensuring public trust in European Statistics and progress in the implementation of the statistical principles contained in the Code of Practice, by Member States and/or the Commission establishing by appropriate means, and publishing on their websites, specific policy commitments, including a citizen’s summary.	3. Member States <i>and the Commission</i> shall take all <i>the</i> necessary measures to implement <i>the statistical principles as set out in Article 2(1) of this Regulation</i> in order to maintain confidence in <i>European</i> statistics. <i>The details of those principles shall be set out in the Code of Practice.</i> 3a. Commitment on Confidence in Statistics’ (Commitment’) <i>shall further aim at ensuring public trust in European Statistics and progress in the implementation of the statistical principles contained in the Code of Practice. These commitments shall include specific policy commitments to improve or maintain, as necessary, the conditions for the implementation of the Code of Practice and shall be published with a citizen’s summary.</i>	‘3. Member States and the Commission (Eurostat) shall take all the necessary measures to implement the statistical principles as set out in Article 2 (1) in order to maintain confidence in European Statistics. These principles are further elaborated in the Code of Practice. 4. ‘ Commitments on Confidence in Statistics’ by Member States and by the Commission shall further aim at ensuring public trust in European Statistics and progress in the implementation of the statistical principles contained in the Code of Practice. These commitments shall include specific policy commitments to improve or maintain, as necessary, the conditions for the implementation of the Code of Practice and shall be published with a citizen’s summary.	

67.	Art. 11 – para 3 – subpar agraph 2	These commitments shall be regularly monitored by the Commission on the basis of annual reports sent by Member States. The Commission shall report to the European Parliament and the Council on the implementation of these commitments within 3 years of the entry into force of this Regulation. ⁹⁾ *	5. (a) These commitments shall be regularly monitored by the Commission on the basis of annual reports sent by Member States. In the absence of the publication of a ‘Commitment of Confidence in Statistics’, within 3 years of the entry into force of this Regulation, a Member State shall submit to the Commission a progress report on its implementation of the Code of Practice and, where appropriate, efforts undertaken towards the implementation of a ‘Commitment on Confidence in Statistics’. The Commission shall report to the European Parliament and the Council on the published commitments and, where applicable, these progress reports, within a reasonable period of time, after 3 years of the entry into force of this Regulation.	<i>publishing on their websites, specific policy commitments moving towards overall confidence in statistics, including a citizen’s summary.</i>	5 (a) These commitments by Member States shall be regularly monitored by the Commission on the basis of annual reports sent by Member States and shall be updated as necessary. In the absence of the publication of a ‘Commitment of Confidence in Statistics’, within 32 years of the entry into force of this Regulation, a Member State shall submit to the Commission and make public a progress report on its the implementation of the Code of Practice and, where applicable on the efforts undertaken towards the establishment of a ‘Commitment on Confidence in Statistics’. These progress reports shall be updated periodically, at least every 2 years following their initial publication. The Commission shall report to the European Parliament and the Council on the published
				3b The Commitments shall be regularly monitored by the Commission on the basis of annual reports sent by Member States. <i>In the absence of the publication of a Commitment by ...⁽⁸⁾, a Member State shall submit to the Commission and make public a progress report on the implementation of the Code of Practice, and, where applicable, efforts undertaken towards the establishment of a Commitment.</i> <i>The Commission shall report to the European Parliament and the Council on the published Commitments and, where appropriate, progress reports, by ...⁽⁹⁾ *.</i>	

					commitments and, where appropriate progress reports, within 3 years of the entry into force of this Regulation and every 2 years thereafter.
68.	Art. 11 – para 3 – subparagraph 2a (new)		5. (b) These commitments by the Commission (Eurostat) shall be regularly monitored by ESGAB on the basis of an annual report sent by the Commission. ESGAB shall report to the European Parliament and the Council on the implementation of these commitments within 3 years of the entry into force of this Regulation.	<i>3c. The Commitments by the Commission (Eurostat) shall be regularly monitored by ESGAB on the basis of an annual report sent by the Commission. ESGAB shall report to the European Parliament and the Council on the implementation of those commitments by ...⁽¹⁰⁾.</i>	5(b) This Commitment by the Commission shall be regularly monitored by ESGAB. ESGAB’s assessment of the implementation of this commitment shall be included in its annual report submitted to the European Parliament and the Council in accordance with Decision No 235/2008/EC. ESGAB shall report to the European Parliament and the Council on the implementation of this commitment within 3 years of the entry into force of this Regulation.
69.		(6) In Article 12(2), the second sub-paragraph is replaced by the following:		(6) Article 12 is hereby amended as follows:	(6) Article 12 [...] is hereby amended as follows:
70.				(a) paragraphs 2 and 3 are replaced by the following "	(a) paragraph 2 and 3 are replaced by the following "
71.	Art. 12 – para	‘Specific quality requirements, such as target values and minimum standards for the production of statistics, may also be laid	‘2. Specific quality requirements, such as target values and minimum standards for the production of statistics, may also be laid	‘2. Specific quality requirements, such as target values and minimum standards for the production of statistics, may also be laid	‘2. Specific quality requirements, such as target values and minimum standards for the production of statistics, may also be laid

	<p>production of statistics, may be laid down in sectoral legislation. Where sectoral legislation does not so provide, the Commission may adopt, by means of delegated acts in accordance with Article 26a, such specific quality requirements.'</p>	<p>down in sectoral legislation.</p> <p>In order to ensure the uniform application of the quality criteria laid down in paragraph 1 of this Article to the data covered by sectoral legislation in specific statistical domains, the Commission shall adopt implementing acts defining the modalities, structure and periodicity of quality reports provided for in sectoral legislation. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).'</p>	<p>production of statistics, may <i>also</i> be laid down in sectoral legislation.</p> <p><i>In order to ensure the uniform application of the quality criteria laid down in paragraph 1 of this Article to the data covered by sectoral legislation in specific statistical domains, the Commission shall adopt implementing acts defining the modalities, structure and periodicity of quality reports provided for in sectoral legislation. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).'</i></p>	<p>in sectoral legislation.</p> <p>In order to ensure the uniform application of the quality criteria laid down in paragraph 1 of this Article to the data covered by sectoral legislation in specific statistical domains, the Commission shall adopt implementing acts defining the modalities, structure and periodicity of quality reports provided for in sectoral legislation. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).'</p>
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		(3) MS shall provide the Commission (Eurostat) with reports on the quality of data transmitted, including any concerns they have regarding the accuracy of the data. The Commission shall assess the quality of the data transmitted and shall prepare and publish reports and communications on the quality of European Statistics.	<i>3 Member States shall provide the Commission (Eurostat) with reports on the quality of data transmitted, including any concerns they have regarding the accuracy of the data. The Commission shall assess the quality of the data transmitted, on the basis of appropriate analysis, and shall prepare and publish reports and communications on the quality of European Statistics.</i>	3. Member States shall provide the Commission (Eurostat) with reports on the quality of data transmitted, including any concerns they have regarding the accuracy of the data. The Commission (Eurostat) shall assess the quality of the data transmitted, on the basis of appropriate analysis, and shall prepare and publish reports and communications on the quality of European Statistics.
72.			<i>(b) the following paragraphs are added:</i>	(b) the following paragraph is added:
73.	Art 12 – para 3a (new)	(4) In the interest of transparency, the Commission (Eurostat) shall, where appropriate, disclose publicly its assessment of the quality of national contributions to European statistics.	<i>3a. In the interest of transparency, the Commission (Eurostat) shall, where appropriate, disclose publicly its assessment of the quality of national contributions to European statistics.</i>	3a. In the interest of transparency, the Commission (Eurostat) shall, where appropriate, disclose publicly its assessment of the quality of national contributions to European statistics.

		<p>(3b) Where sectoral legislation provides the possibility for imposing fines on Member States in cases of misrepresentation of statistics, the Commission may, in accordance with the Treaties and the specific sectoral legislation, initiate and conduct investigations as necessary, including where appropriate on-site inspections in order to establish whether a Member State intentionally, or by gross negligence, seriously misrepresents statistical data. The Commission may request that relevant information be provided by the Member state under investigation.</p>	<p>3b. Where sectoral legislation provides for fines in cases where Member States misrepresent statistical data, the Commission may, in accordance with the Treaties and such sectoral legislation, initiate and conduct investigations as necessary, including, where appropriate, on-site inspections in order to establish whether such misrepresentation was serious and intentional or grossly negligent. The Commission may request that relevant information be provided by the Member state under investigation.</p>	
74.		<p>(3c) Where the Commission considers that a Member State has failed to fulfill its obligations under this Regulation or under the applicable sectoral legislation as regards the representation of the statistical data, it shall act in accordance with Article 258 TFEU.</p>	<p>3c. Where the Commission considers that a Member State has failed to fulfil its obligations under this Regulation or under the applicable sectoral legislation as regards the representation of the statistical data, it shall act in accordance with Article 258</p>	

				TFEU.	
75.	(7) In Article 13, paragraph 1 is replaced by the following:	(7) In Article 13, paragraph 1 is replaced by the following:	(7) In Article 13, paragraph 1 is replaced by the following:	(7) In Article 13, paragraph 1 is replaced by the following:	(7) In Article 13, paragraph 1 is replaced by the following:
76.	Art. 13 – para 1	'1. The European statistical programme shall provide the framework for the development, production and dissemination of European statistics, setting out the main fields and the objectives of the actions envisaged for a period corresponding to that of the multiannual financial framework. It shall be decided upon by the European Parliament and the Council. Its impact and cost effectiveness shall be assessed with input from independent experts.'	'1. The European statistical programme shall provide the framework for the development, production and dissemination of European statistics, setting out the main fields and the objectives of the actions envisaged for a period corresponding to that of the multiannual financial framework. It shall be decided upon by the European Parliament and the Council. Its impact and cost effectiveness shall be assessed with input from independent experts.'	1. The European statistical programme shall provide the framework for the development, production and dissemination of European statistics, setting out the main fields and the objectives of the actions envisaged for a period corresponding to that of the multiannual financial framework. It shall be decided upon by the European Parliament and the Council. Its impact and cost effectiveness shall be assessed with input from independent experts.'	'1. The European statistical programme shall provide the framework for the development, production and dissemination of European statistics, setting out the main fields and the objectives of the actions envisaged for a period corresponding to that of the multiannual financial framework. It shall be decided upon by the European Parliament and the Council. Its impact and cost effectiveness shall be assessed with input from independent experts.'
77.				<i>(7a) in Article 14, paragraph 2 is replaced by the following:</i>	
78.	14 (2)	14 (2) The Commission may by means of implementing acts decide on a temporary direct statistical action provided that:	14 (2) The Commission may by means of implementing acts, decide on a temporary direct statistical action provided that:	2. The Commission may, by means of implementing acts, decide on a temporary direct statistical action provided that:	14 (2) The Commission may by means of implementing acts decide on a temporary direct statistical action provided that:

		(a) the action does not provide for data collection covering more than three reference years;	(a) the action does not provide for data collection covering more than three reference years;	(a) the action does not provide for data collection covering more than three reference years;
79.		(b) the data are already available or accessible within the NSIs and other national authorities responsible, or can be obtained directly, using the appropriate samples for the observation of the statistical population at European level with the adequate coordination with the NSIs and other national authorities; and	(b) the data are already available or accessible within the NSIs and other national authorities responsible, or can be obtained directly, using the appropriate samples for the observation of the statistical population at European level with the adequate coordination with the NSIs and other national authorities; and	(b) the data are already available or accessible within the NSIs and other national authorities responsible, or can be obtained directly, using the appropriate samples for the observation of the statistical population at European level with the adequate coordination with the NSIs and other national authorities; and
80.		(c) the Union shall, in accordance with Regulation (EU, EURATOM) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 make financial contributions to the NSIs and other national authorities to cover the incremental costs incurred by them.	(c) the Union makes financial contributions to the NSIs and other national authorities to cover the incremental costs incurred by them, in accordance with Regulation (EU, EURATOM) No 966/2012 of the European Parliament and of the Council ⁽¹⁾ .	(c) the Union shall, in accordance with Regulation (EU, EURATOM) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 make financial contributions to the NSIs and other national authorities to cover the incremental costs incurred by them.

		Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).	Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).
81.	Art. 16 – para 1 – point a				
82.					
83.	Art 17 – title	Annual work programme		‘Article 17 Annual work programme	Article 17 Annual work programme
84.	Article 17 – para 1	Each year, before the end of May, the Commission shall submit to the ESS Committee its work programme for the following year.	Each year, before the end of April, the Commission shall submit to the ESS Committee its work programme for the following year.	Each year, before the end of April, the Commission shall submit to the ESS Committee its work programme for the following year.	Each year, before the end of April, the Commission shall submit to the ESS Committee its work programme for the following year.
85.		The Commission shall take the utmost account of the comments of the ESS Committee. That work programme shall be based on the European statistical programme and shall indicate, in particular:	In the preparation of the work programme, the Commission shall ensure effective priority setting. This includes reviewing, reporting on statistical priorities and allocation of financial resources. The Commission shall take the utmost account of the comments of the ESS Committee. That	In the preparation of the work programme, the Commission shall ensure effective priority setting, including reviewing, reporting on statistical priorities and allocation of financial resources. The Commission shall take the utmost account of the comments of the ESS Committee. That	In the preparation of the work programme, the Commission shall ensure effective priority setting, including reviewing, reporting on statistical priorities and allocation of financial resources. The Commission shall take the utmost account of the comments of the ESS Committee. That

		work programme shall be based on the European statistical programme and shall indicate, in particular:	<i>take the utmost account of the comments of the ESS Committee. Its work programmes shall be based on the European statistical programme and shall indicate, in particular:</i>	work programmes shall be based on the European statistical programme and shall indicate, in particular:
86.	(a) the actions which the Commission considers to have priority, bearing in mind Community policy needs and both national and Community financial constraints as well as the response burden;	(a) the actions which the Commission considers to have priority, bearing in mind Union policy needs and both national and Union financial constraints as well as the response burden;	(a) <i>the actions which the Commission considers to have priority, taking account of Union policy needs, national and Union financial constraints and the response burden;</i>	(a) the actions which the Commission considers to have priority, taking account of Union policy needs and both national and Union financial constraints as well as the response burden;
87.	(b) initiatives regarding the review of priorities and the reduction of the response burden; and	(b) initiatives regarding the review of priorities, including negative priorities, and the reduction of the burden on both data providers and producers of statistics; and	(b) <i>initiatives regarding the review of priorities, including negative priorities, and the reduction of the burden on both data providers and producers of statistics; and</i>	(b) initiatives regarding the review of priorities, including negative priorities , and the reduction of the burden on both data providers and producers of statistics ; and
88.	(c) the procedures and any legal instruments envisaged by the Commission for implementation of the programme.	(c) the procedures and any legal instruments envisaged by the Commission for implementation of the programme.	(c) <i>the procedures and any legal instruments envisaged by the Commission for implementation of the programme.</i>	(c) the procedures and any legal instruments envisaged by the Commission for implementation of the programme.

		(8) The following Article 17a is inserted: inserted:	(8) The following article is inserted:"	(8) The following Article 17a is inserted:	(8) the following article is inserted:"	(8) The following Article 17a is inserted:
89.	Art. 17a – title	'Article 17a Access, use and integration of administrative records	'Article 17a Access, use and integration of administrative records	'Article 17a Access, use and integration of administrative records	'Article 17a Access, use and integration of administrative records	'Article 17a Access, use and integration of administrative records
90.	Art 17a - para 1	'1. In order to reduce the burden on respondents, the NSIs, other national authorities as referred to in Article 4 and the Commission (Eurostat) shall have the right to access and use, promptly and free of charge, all administrative records and to integrate these administrative records with statistics, to the extent necessary for the development, production and dissemination of European statistics produced under this Regulation.	1. In order to reduce the burden on respondents, the NSIs, other national authorities, as referred to in Article 4, and the Commission (Eurostat) shall have the right to access and use, promptly and free of charge, all administrative records and to integrate those administrative records with statistics, to the extent necessary for the development, production and dissemination of European statistics <i>produced under this Regulation</i> .	1. In order to reduce the burden on respondents, the NSIs, other authorities as referred to in Article 4 and the Commission (Eurostat) shall have the right to access and use, promptly and free of charge, all administrative records and to integrate these administrative records with statistics, to the extent necessary for the development, production and dissemination of European statistics, which are determined in the European Statistical Programme .	1. In order to reduce the burden on respondents, the NSIs, other national authorities as referred to in Article 4 and the Commission (Eurostat) shall have the right to access and use, promptly and free of charge, all administrative records and to integrate these administrative records with statistics, to the extent necessary for the development, production and dissemination of European statistics, which are determined in the European Statistical Programme .	1. In order to reduce the burden on respondents, the NSIs, other national authorities as referred to in Article 4 and the Commission (Eurostat) shall have the right to access and use, promptly and free of charge, all administrative records and to integrate these administrative records with statistics, to the extent necessary for the development, production and dissemination of European statistics, which are determined in the European Statistical Programme .
91.	Art 17a - para 2	2. The NSIs and the Commission (Eurostat) shall be consulted on and involved in the initial design, subsequent development and discontinuation of administrative records built up and maintained	2. The NSIs and the Commission (Eurostat) shall be consulted on, and shall participate in, the initial design, subsequent development and discontinuation of administrative records built up and maintained	2. The NSIs and the Commission (Eurostat) shall be consulted on and involved in the initial design, subsequent development and discontinuation of administrative records built up and maintained by other bodies, thus facilitating the further use of these records	2. The NSIs and the Commission (Eurostat) shall be consulted on, and shall participate in, the initial design, subsequent development and discontinuation of administrative records built up and maintained by other bodies, thus facilitating the further use of these records for	2. The NSIs and the Commission (Eurostat) shall be consulted on and involved in the initial design, subsequent development and discontinuation of administrative records built up and maintained by other bodies, thus facilitating the further use of these records for

	<p>by other bodies, thus facilitating the further use of these records for statistical purposes. They shall have the right to coordinate standardisation activities concerning administrative records relevant for statistical data production.</p>	<p>for the purpose of producing European statistics. They shall be involved in the standardisation activities concerning administrative records that are relevant for the production of European statistics.</p>	<p>maintained by other bodies, thus facilitating the further use of those records for <i>the purpose of producing European statistics</i>. They shall <i>be invited to participate in the</i> standardisation activities concerning administrative records <i>that are relevant for the production of European statistics</i>.</p>	<p>the purpose of producing European statistics. They shall be involved in the standardisation activities concerning administrative records that are relevant for the production of European statistics.</p>
<p>92. Art 17a - para 3</p>	<p>3. Access by and involvement of the NSIs, other national authorities and the Commission (Eurostat) pursuant to paragraphs 1 and 2 shall be limited to administrative records within their own respective public administrative system.</p>	<p>3. Without prejudice to the ESCB Statute and to the independence of central banks, access by and involvement of the NSIs, other national authorities and the Commission (Eurostat) pursuant to paragraphs 1 and 2 shall be limited to administrative records within their own respective public administrative system.</p>	<p>3. <i>Without prejudice to the ESCB Statute and to the independence of central banks, access by, and participation of, the NSIs, other national authorities and the Commission (Eurostat) pursuant to paragraphs 1 and 2 shall be limited to administrative records within their own respective public administrative system.</i></p>	<p>3. Access by and involvement of the NSIs, other national authorities and the Commission (Eurostat) pursuant to paragraphs 1 and 2 shall be limited to administrative records within their own respective public administrative system.</p>

93.	Art 17a - para 4	4. The NSIs shall receive relevant metadata from the owners of administrative records used for statistical purposes.	4. Administrative records made available by their owners to the NSIs, other national authorities and the Commission (Eurostat) in order to be used for the production of European statistics shall be accompanied by relevant metadata.	4. <i>Administrative records made available by their owners to the NSIs, other national authorities and the Commission (Eurostat) in order to be used for the production of European statistics shall be accompanied by relevant metadata.</i>	4. Administrative records made available by their owners to the NSIs, other national authorities and the Commission (Eurostat) in order to be used for the production of European statistics shall be accompanied by relevant metadata.
94.	Art 17a - para 4a (new)		deleted		
95.	Art 17a - para 5	5. The NSIs and owners of administrative records shall establish the necessary cooperation mechanisms.'	5. The NSIs and owners of administrative records shall establish the necessary cooperation mechanisms.'	5. The NSIs and owners of administrative records shall establish the necessary cooperation mechanisms.'	5. The NSIs and owners of administrative records shall establish the necessary cooperation mechanisms.'
96.				<i>(8a) in Article 20(4), the second subparagraph is replaced by the following: "</i>	(8a) in Article 20(4), the second subparagraph is replaced by the following:
97.	Art. 20 – para 4 second		The NSIs and other national authorities and the Commission (Eurostat) shall take all necessary measures to ensure the harmonisation of principles and guidelines	<i>The NSIs, other national authorities and the Commission (Eurostat) shall take all necessary measures to ensure</i>	The NSIs, other national authorities and the Commission (Eurostat) shall take all necessary measures to ensure harmonisation of principles and guidelines

	subpar a	as regards the physical and logical protection of confidential data. The Commission shall ensure that harmonisation by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).	<i>harmonisation of principles and guidelines with regard to the physical and logical protection of confidential data. The Commission shall ensure such harmonisation by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).</i>	with regard to the physical and logical protection of confidential data. The Commission shall ensure such harmonisation by means of implementing acts. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 27(2).
98.	(9) In Article 23, the second sub-paragraph is replaced by the following:	(9) In Article 23, the second sub-paragraph is replaced by the following:	(9) in Article 23, the second sub-paragraph is replaced by the following:"	(9) In Article 23, the second sub-paragraph is replaced by the following:
99.	Art. 23 – subpar a 2	'The arrangements, rules and conditions for access at Union level shall be established in accordance with the examination procedure referred to in Article 27(2).'	The arrangements, rules and conditions for access at Union level shall be established in accordance with the examination procedure referred to in Article 27(2).	'The arrangements, rules and conditions for access at Union level shall be established in accordance with the examination procedure referred to in Article 27(2).'
100.	(10) Article 24 is deleted.	(10) Article 24 is deleted.	(10) Article 24 is deleted.	(10) Article 24 is deleted.
101.	(10a) Article 26 is replaced by the following:	(10a) Article 26 is replaced by the following:	<i>(10a) Article 26 is replaced by the following: "</i>	(10a) Article 26 is replaced by the following:

102.		<i>'Article 26</i> Violation of statistical confidentiality	<i>'Article 26</i> Violation of statistical confidentiality	<i>Article 26</i> Breach of statistical confidentiality	<i>'Article 26</i> Violation of statistical confidentiality
103.		Member States and the Commission shall take appropriate measures to prevent and sanction any violations of statistical confidentiality.	Member States and the Commission shall take appropriate measures to prevent and sanction any violations of statistical confidentiality. The penalties provided for must be effective, proportionate and dissuasive.'	Member States and the Commission shall take appropriate measures to prevent and penalise breaches of statistical confidentiality. The penalties provided for shall be effective, proportionate and dissuasive.	Member States and the Commission shall take appropriate measures to prevent and sanction any violations of statistical confidentiality. The penalties provided for must be effective, proportionate and dissuasive.'
104.		(11) The following Article 26a is inserted:	Deleted		[...]
105.	Art 26a – title	<i>'Article 26a</i> Exercise of delegated powers	Deleted		[...]
106.	Art 26a – para 1	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	Deleted		[...]
107.	Art 26a – para 2	2. The delegation of power referred to in Article 12(2) shall be conferred on the Commission	Deleted		[...]

		for a period of 5 years from the entry into force of this Regulation. The Commission shall draw up a report in respect of the delegation of power not later than nine months before the end of the five-year period. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.			
108.	Art 26a – para 3 – subpar a 1	3. The delegation of power referred to in Article 12(2) may be revoked at any time by the European Parliament or by the Council.	Deleted		[...]
109.	Art 26a – para 3 – subpar	A revocation decision shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the	Deleted		[...]

	a 2	Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.			
110.	Art 26a – para 4	4. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.	Deleted		[...]
111.	Art 26a – para 5	5. A delegated act adopted pursuant to Article 12(2) shall enter into force only if no objection has been expressed either by the European Parliament or the Council within a period of 2 months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European	Deleted		[...]

		Parliament or the Council.'				
112.		(12) Article 27 is replaced by the following:	(12) Article 27 is replaced by the following:"	(12) Article 27 is replaced by the following:		
113.	Art 27 – title	'Article 27 Committee	<i>Article 27 Committee</i>	'Article 27 Committee		
114.	Art 27 – para 1	1. The Commission shall be assisted by the European Statistical System Committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by the European Statistical System Committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council*.	1. The Commission shall be assisted by the European Statistical System Committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers shall apply.'		
115.	Art 27 – para 2	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 of the European Parliament and the Council laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply. * Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms	2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 of the European Parliament and of the Council laying down the rules and general principles concerning mechanisms for control by the Member States of the Commission's exercise of implementing powers shall apply.'		2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

		implementing powers shall apply?.		for control by Member States of the Commission's exercise of implementing powers.	
116.	Art 27 – para 2a (new)		Deleted		
117.		Article 2 Entry into force	Article 2 Entry into force	Article 2 Entry into force	
118.		This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i> .	This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i> .	This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i> .	
119.		This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	This Regulation shall be binding in its entirety and directly applicable in all Member States.	
120.			Done at ... <i>For the European Parliament</i> <i>The President</i>		
121.			<i>The President</i> <i>For the Council</i>		

- [\(1\)](#) OJ C 374, 4.12.2012, p. 2.
- [\(2\)](#) Position of the European Parliament of 21 November 2013.
- [\(3\)](#) Regulation (EC) No 223/2009 of the European Parliament and of the Council of 11 March 2009 on European statistics and repealing Regulation (EC, Euratom) No 1101/2008 of the European Parliament and of the Council on the transmission of data subject to statistical confidentiality to the Statistical Office of the European Communities, Council Regulation (EC) No 322/97 on Community Statistics, and Council Decision 89/382/EEC, Euratom establishing a Committee on the Statistical Programmes of the European Communities (OJ L 87, 31.3.2009, p. 164).
- [\(4\)](#) Regulation (EU) No 1175/2011 of the European Parliament and of the Council of 16 November 2011 amending Council Regulation (EC) No 1466/97 on the strengthening of the surveillance of budgetary positions and the surveillance and coordination of economic policies (OJ L 306, 23.11.2011, p. 12).
- [\(5\)](#) Regulation (EU) No 473/2013 of the European Parliament and of the Council of 21 May 2013 on common provisions for monitoring and assessing draft budgetary plans and ensuring the correction of excessive deficit of the Member States in the euro area (OJ L 140, 27.5.2013, p. 11).
- [\(6\)](#) *Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission (OJ L 184, 17.7.1999, p. 23).*
- [\(7\)](#) *Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).*
- [\(8\)](#) * *OJ please insert date: three years after the date of entry into force of the Regulation (COD 2012/0084).*
- [\(9\)](#) ** *OJ please insert date: three years and six months after the date of entry into force of the*

Regulation (COD 2012/0084).

(10)* *OJ please insert date: three years after the date of entry into force of the Regulation (COD 2012/0084).*

(11) *Regulation (EU, EURATOM) No 966/2012 of the European Parliament and of the Council of 25 October 2012 on the financial rules applicable to the general budget of the Union and repealing Council Regulation (EC, Euratom) No 1605/2002 (OJ L 298, 26.10.2012, p. 1).*
