



Brussels, 2 February 2017  
(OR. en)

5772/17

EF 15  
ECOFIN 54  
DELECT 19

**'I/A' ITEM NOTE**

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From: General Secretariat of the Council  
To: Permanent Representatives Committee (Part 2)/Council

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No. Cion doc.: C(2016) 8542 final

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Subject: COMMISSION DELEGATED REGULATION (EU) No .../. of 20.12.2016 amending Regulation (EU) No 648/2012 of the European Parliament and of the Council as regards the extension of the transitional periods related to pension scheme arrangements  
=intention not to raise objections to a delegated act

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1. On 20 December 2016 the Commission submitted the abovementioned delegated act<sup>1</sup> to the Council in accordance with the procedure set out in Article 290 TFEU and Article 82(5) of Regulation (EU) No 648/2012 of the European Parliament and of the Council of 4 July 2012 on OTC derivatives, central counterparties and trade repositories<sup>2</sup>.
2. According to Article 82(6) of Regulation (EU) No 236/2012, the Council may object to a delegated act within a period of three months, i.e. until 20 March 2017.

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<sup>1</sup> Doc. 15761/16 EF 395 ECOFIN 1202 DELACT 261

<sup>2</sup> OJ L 201, 27 July 2012, p. 1.

3. During the silence procedure within the framework of the Working Party on Financial Services, which expired on 31 January 2017, no delegation indicated an intention to object to the delegated act.
  4. It is therefore suggested that Coreper invites the Council at a forthcoming meeting to confirm that the Council has no intention to object to the delegated act and that the Commission and the European Parliament are to be informed thereof; this implies that, unless the European Parliament objects to it, the delegated act shall be published and enter into force in accordance with Article 82 of Regulation (EU) No 648/2012.
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