



Council of the  
European Union

Brussels, 16 March 2017  
(OR. en)

7298/17

EF 48  
ECOFIN 201  
DELECT 49

#### '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(2017) 597 final

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Subject: COMMISSION DELEGATED REGULATION (EU) .../... of 7.2.2017 on classes of arrangements to be protected in a partial property transfer under Article 76 of Directive 2014/59/EU of the European Parliament and of the Council

- intention not to raise objections to a delegated act

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1. The Commission notified on 7 February 2017 the above delegated act<sup>1</sup> to the Council in accordance with the procedure set out in Article 290 TFEU and with Article 115 (4) of Directive 2014/59/EU<sup>2</sup>.

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<sup>1</sup> Doc. 6079/16 EF 20 ECOFIN 78 DELACT 24

<sup>2</sup> Directive 2014/59/EU of the European Parliament and of the Council of 15 May 2014 establishing a framework for the recovery and resolution of credit institutions and investment firms and amending Council Directive 82/891/EEC, and Directives 2001/24/EC, 2002/47/EC, 2004/25/EC, 2005/56/EC, 2007/36/EC, 2011/35/EU, 2012/30/EU and 2013/36/EU, and Regulations (EU) No 1093/2010 and (EU) No 648/2012, of the European Parliament and of the Council; OJ L 173, 12.6.2014, p. 190–348.

2. During the silence procedure within the framework of the Working Party on Financial Services, which expired on 15 March 2017, the UK delegation indicated its intention to oppose to the delegated act. As the requirement for the Council to object to the delegated act is a qualified majority, this means that the Council has no intention to object to this delegated act.
  3. It is therefore suggested that Coreper invites the Council to confirm that the Council has no intention to object to the delegated act and that the Commission and the European Parliament are to be informed thereof; this implies that, unless the European Parliament objects to it, the delegated act shall be published and enter into force in accordance with Article 115 (5) of Directive 2014/59/EU.
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