



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 7 May 2014  
(OR. en)**

**9582/14**

**MI 410  
ENT 118  
COMPET 263  
DELECT 122**

**"I/A" ITEM NOTE**

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From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

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No. Cion doc.: 6971/14 MI 215 ENT 65 COMPET 139 DELACT 42 + ADD 1  
- C(2014) 1014 final

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Subject: Commission Delegated Regulation (EU) No .../.. of 21.2.2014 amending Annex III to Regulation (EU) No 305/2011 as regards on the model to be used for draw-ing up a declaration of performance on construction products  
- Intention not to raise objections to a delegated act

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1. The Commission has submitted the above delegated act to the Council in accordance with the procedure set out in Article 290 TFEU and Article 60 (e) of Regulation (EU) No 305/2011 laying down harmonised conditions for the marketing of construction products and repealing Council Directive 89/106/EEC. The delegated act is based on Article 60 (e) of that Regulation. The Commission having notified the delegated act to the Council on 21 February 2014, the Council has until **21 May 2014** to object to it.
2. The Council Working Party on Technical Harmonisation has examined the delegated act both by written procedure and at two Working Party meetings on 28 April and 7 May 2014. It has concluded that there are no grounds for the Council to object to it.

3. It is therefore suggested that the Permanent Representatives Committee recommend that the Council confirm that it has no intention to object 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 61 (2) of Regulation (EU) No 305/2011.
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