



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 19 November 2013

9767/13

**Interinstitutional File:
2013/0019 (NLE)**

JUSTCIV 125

"I/A" ITEM NOTE

from : General Secretariat of the Council

to : Coreper / Council

No. Cion prop. : 5881/13 JUSTCIV 14

Subject : Proposal for a Council Decision amending Annexes I, II and III to Council Decision 2011/432/EU of 9 June 2011 on the approval, on behalf of the European Union, of the Hague Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance
- Adoption

1. On 29 January 2013 the Commission submitted to the Council a proposal for a Council decision amending Annexes II and III of Council Decision of 9 June 2011 on the approval, on behalf of the European Union, of the Hague Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance.
2. The European Parliament was consulted on the proposal and gave its opinion on 17 April 2013.¹

¹ Not yet published in the Official Journal.

3. The Commission proposal aiming at making some technical amendments to Annexes II and III to Council Decision 2011/432/EU¹ was examined by the Working Party on Civil Law Matters (General Questions) at its meeting on 31 January 2013.
4. In the light of the comments and suggestions made during the meeting and requests made by delegations subsequent to the meeting, the text of the Commission proposal was slightly amended.
5. To take into account Croatia's accession to the Union on 1 July 2013, it proved necessary to amend also Annex I to Council Decision 2011/432/EU and to add information regarding Croatia in Annex III.
6. The United Kingdom and Ireland are taking part in the adoption and application of the proposed Decision.
7. In accordance with Articles 1 and 2 of the Protocol on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of the proposed Decision and is not bound by it or subject to its application.
8. In view of the foregoing, Coreper/Council is invited to:
 - (a) adopt the proposal for a Council Decision amending Annexes I, II and III to Council Decision 2011/432/EU of 9 June 2011 on the approval, on behalf of the European Union, of the Hague Convention of 23 November 2007 on the International Recovery of Child Support and Other Forms of Family Maintenance, as set out in document 9264/13 JUSTCIV 112²;
 - (b) take note that the instrument of approval will be deposited on behalf of the Union at the earliest possible moment after the adoption of the Decision.

¹ OJ L 192, 22.7.2011, p. 39.

² Text reviewed by the lawyer-linguists.