



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 20 November 2013
(OR. en)**

16411/13

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2013/0812 (COD)**

**ENFOPOL 364
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"I" ITEM NOTE

From:	General Secretariat of the Council
To:	COREPER
No. prev. doc.:	16378/13 ENFOPOL 362 CODEC 2624 PARLNAT 292 + ADD 1 + ADD 2
Subject:	Initiative of Belgium, Bulgaria, the Czech Republic, Germany, Estonia, Greece, Spain, France, Croatia, Italy, Cyprus, Latvia, Lithuania, Luxembourg, Hungary, Malta, the Netherlands, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, Finland and Sweden for a Regulation of the European Parliament and of the Council amending Decision 2005/681/JHA establishing the European Police College (CEPOL)

1. On 13 November 2013 the General Secretariat of the Council received a letter dated 13 November 2013 from the Permanent Representatives to the EU of Belgium, Bulgaria, the Czech Republic, Germany, Estonia, Greece, Spain, France, Croatia, Italy, Cyprus, Latvia, Lithuania, Luxembourg, Hungary, Malta, the Netherlands, Austria, Poland, Portugal, Romania, Slovenia, Slovakia, Finland and Sweden thereby presenting the initiative of these Member States for a Regulation of the European Parliament and of the Council amending Decision 2005/681/JHA establishing the European Police College (CEPOL).

2. The initiative is set out in 16378/13 ENFOPOL 362 CODEC 2624 PARLNAT 292.
The initiative is accompanied by an explanatory memorandum (ADD 1) and by an impact assessment (ADD 2) allowing to appraise compliance with the principles of subsidiarity and proportionality, in accordance with Article 5 of Protocol No 2 to the Treaties.
3. The initiative is based on Article 87(2)(b) TFEU, which provides for the ordinary legislative procedure, and is presented by a group of twenty-five Member States therefore fulfilling the condition of being presented by a group of at least a quarter of the Member States of the European Union in conformity with Article 76(b) TFEU.
4. The initiative should be forwarded to the European Parliament and to the Commission in the framework of the ordinary legislative procedure set out in Article 294 TFEU.
5. The initiative should also be forwarded to the National Parliaments of the Member States, in application of Article 2 of Protocol No 1 and Article 4 of Protocol No 2 to the Treaties, in order to allow an appraisal of the initiative's compliance with the principle of subsidiarity.
6. In accordance with Article 17(1)(c) of the Council's Rules of Procedure, the text of the initiative should be published in the *Official Journal of the European Union*.
7. The initiative will be examined in the relevant preparatory body of the Council.
8. In view of the above, COREPER is invited to:
 - request the Secretary-General to forward, in accordance with the Treaties, the initiative as set out in 16378/13 ENFOPOL 362 CODEC 2624 PARLNAT 292 + ADD1 + ADD2 to the European Parliament, to the Commission, and to the National Parliaments of the Member States;

- take note that the text of the initiative, as set out in Annex 2 to 16378/13 ENFOPOL 362 CODEC 2624 PARLNAT 292 , will be published in the *Official Journal of the European Union* by the Secretary-General in accordance with Article 17(1)(c) of the Council's Rules of Procedure.
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