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European Union

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“/A” ITEM NOTE

from: General Secretariat of the Council
to: Permanent Representatives Committee (Part 1)/Council

No. Cion prop.: 11741/14 + ADD 1 - C(2014) 4988 final

Subject: COMMISSION DELEGATED REGULATION (EU) No .../. of 17.7.2014
supplementing Regulation (EU) No 223/2014 of the European Parliament and
of the Council on the Fund for European Aid to the Most Deprived by laying
down the content of the annual and final implementation reports, including the
list of common indicators
- Intention not to raise objections to Commission Delegated Act

1. The Commission has submitted the above delegated act to the Council in accordance with the procedure set out in Article 290 TFEU and based on Regulation (EU) No 223/2014 of the European Parliament and of the Council of 11 March 2014 on the Fund for European Aid to the Most Deprived, in particular Article 13(b).

As the Commission notified the delegated act supplementing Regulation (EU) No 223/2014 of the European Parliament and of the Council on the Fund for European Aid to the Most Deprived on 17 July 2014 just before the summer break, the Council on 23 July¹ decided to extend the two-month period for objections by two additional months, until 17 November.

¹ Doc. 11951/14 ADD 1.

2. At the Social Questions Working Party on 24 July, a number of delegations recognised the need for speedy implementation of the Fund including setting up its reporting system. However, several delegations were concerned that indicators 14, 19 and 20 required monitoring and reporting on age, gender, ethnic origin and possible disabilities of the end recipients of the Fund. These delegations stressed that all reporting will have to respect the dignity of the end recipients and of the partner organisations and to be in line with applicable national and Union law, particularly regarding the protection of personal data. The Commission representatives recalled that, according to the explanatory memorandum accompanying the delegated act and in the footnotes to the delegated act, the reporting can only be on the basis of an informed estimation of the partner organisations, and not on the collection of personal data from end recipients.

Some delegations also noted that reporting quantities of food would be burdensome. The Commission representatives recalled that the information of quantities of food distributed is needed for audit purposes.

The Working Party requested the Commission to clarify these issues, in particular those related to the proper application of national and Union law regarding the protection of personal data, in its guidance note to be presented as soon as possible after the entry into force of the Commission delegated act.

3. It is suggested to record the lack of a qualified majority supporting an objection 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 62 of Regulation (EU) [No 223/2014](#) of the European Parliament and of the Council on the Fund for European Aid to the Most Deprived.