



Council of the  
European Union

Brussels, 17 October 2014  
(OR. en)

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UEM 340  
DELECT 199

### "I/A" ITEM NOTE

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From: General Secretariat of the Council  
To: COREPER II and Council

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No. prev. doc.: 12515/14 STATIS 85 ECOFIN 778 UEM 304 DELACT 154

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Subject: COMMISSION DELEGATED REGULATION (EU) No .../.. of 12.8.2014 on the transmission format for research and development expenditure data, as referred to in Regulation (EU) No 549/2013 of the European Parliament and of the Council on the European System of national and regional accounts in the European Union

- Intention not to raise objection to a delegated act

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1. On 12 August 2014, the Commission submitted to the Council the above draft regulation on the transmission format for research and development expenditure data. That draft act is based on the empowerment to the Commission in Article 2(5) of Regulation (EU) No 549/2013 of the European Parliament and of the Council on the European System of national and regional accounts in the European Union<sup>1</sup>.
2. According to Article 7(5) of Regulation (EU) No 549/2013, a delegated act adopted pursuant to Article 2(5) will enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of three months of notification of the act to the European Parliament and the Council or if, before the expiry of that period, both Institutions have informed the Commission that they will not object.
3. On 12 September 2014, the Working Party on Statistics invited the Council Legal Service to assess whether the contents of the delegated Regulation corresponded to the delegation of powers contained in Article 2(5) of Regulation No 549/2013. In response to that invitation, the Council Legal Service issued its opinion on 25 September 2014<sup>2</sup>.

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<sup>1</sup> OJ L 174, 26.6.2013, p. 1.

<sup>2</sup> 13618/14

4. Subsequently, delegations were consulted in a written procedure ending on 8 October 2014. That consultation showed that a qualified majority of delegations did not intend to raise objection to the delegated act in question.
  5. It is therefore suggested that the Committee of Permanent Representatives invites the Council to:
    - Confirm its intention not to raise objection to the delegated act, whilst noting that the DE, ES, FR, HR, HU, MT, LT, NL, PL, SI and UK delegations intend to object to the proposed delegated act;
    - Inform the Commission and the European Parliament thereof.
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