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NOTE

From:	General Secretariat of the Council
To:	Working Party on Codification of Legislation
No. prev. doc.:	11674/14 - COM (2014) 341 final
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down Union procedures in the field of the common commercial policy in order to ensure the exercise of the Union's rights under international trade rules, in particular those established under the auspices of the World Trade Organization (codification) - Opinion of the Consultative Working Party of Legal Services

Delegations will find attached the opinion of the Consultative Working Party of Legal Services regarding the above mentioned subject.



GROUPE CONSULTATIF
DES SERVICES JURIDIQUES

Brussels,

23 OCT. 2014

OPINION

FOR THE ATTENTION OF THE EUROPEAN PARLIAMENT
THE COUNCIL
THE COMMISSION

Proposal for a Regulation of the European Parliament and of the Council laying down Union procedures in the field of the common commercial policy in order to ensure the exercise of the Union's rights under international trade rules, in particular those established under the auspices of the World Trade Organization

COM(2014) 341 final of 10.6.2014 - 2014/0174 (COD)

Having regard to the Inter-institutional Agreement of 20 December 1994 on an accelerated working method for official codification of legislative texts, and in particular to point 4 thereof, the Consultative Working Party consisting of the respective legal services of the European Parliament, the Council and the Commission met on 10 July 2014 for the purpose of examining, among others, the aforementioned proposal submitted by the Commission.

At that meeting¹, an examination of the proposal for a Regulation of the European Parliament and of the Council codifying Council Regulation (EC) No 3286/94 of 22 December 1994 laying down Community procedures in the field of the common commercial policy in order to ensure the exercise of the Community's rights under international trade rules, in particular those established under the auspices of the World Trade Organization resulted in the Consultative Working Party's concluding, without dissent, that at the date on which the proposal was submitted by the Commission to the European Parliament and to the Council it constituted a straightforward codification of legislative texts in force, without any change in their substance.

However, the Consultative Working Party also acknowledged that on 27 June 2014 a new act amending the act being codified was published in the Official Journal, *i.e. Regulation (EU) No 654/2014 of the European Parliament and of the Council of 15 May 2014 concerning the*

¹ The Consultative Working Party worked on the basis of the English language version of the proposal, being the master-copy language version of the text under discussion.

exercise of the Union's rights for the application and enforcement of international trade rules and amending Council Regulation (EC) No 3286/94 laying down Community procedures in the field of the common commercial policy in order to ensure the exercise of the Community's rights under international trade rules, in particular those established under the auspices of the World Trade Organization. Regulation (EU) No 654/2014 entered into force on 17 July 2014. Its Article 11 introduced a new wording for Article 13(3) of Regulation (EC) No 3286/94, which replaced the previously applicable wording of that paragraph. The codified text of Regulation (EC) No 3286/94 should also comprise that latest amendment. For this purpose, an amended proposal for codification should be submitted by the Commission to the European Parliament and the Council.



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