



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 29 November 2013  
(OR. en)**

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2011/0446 (APP)**

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**LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: COUNCIL REGULATION extending to the non-participating Member States the application of Regulation (EU) No .../2012 establishing an exchange, assistance and training programme for the protection of the euro against counterfeiting (the 'Pericles 2020' programme)

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**COUNCIL REGULATION (EU) No .../2013**

**of...**

**extending to the non-participating Member States  
the application of Regulation (EU) No .../2012\*  
establishing an exchange, assistance and training programme  
for the protection of the euro against counterfeiting  
(the 'Pericles 2020' programme)**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 352 thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

Having regard to the consent of the European Parliament,

Acting in accordance with a special legislative procedure,

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\* OJ: please insert the number of the Regulation contained in document 2011/0449 (COD).

Whereas:

- (1) Regulation (EU) No .../2012 of the European Parliament and of the Council<sup>1\*</sup>, which establishes the Pericles 2020 programme and replaces the Pericles programme established by Council Decision 2001/923/EC<sup>2</sup>, provides that it is applicable in the Member States in accordance with the Treaties. Article 139 of the Treaty on the Functioning of the European Union provides that measures governing the use of the euro referred to in Article 133 thereof are not applicable to the Member States with derogation.
- (2) However, the exchange of information and staff and the assistance and training measures implemented under the Pericles 2020 programme should be uniform throughout the Union and the requisite measures should therefore be taken to ensure the same level of protection for the euro in the Member States with derogation.

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<sup>1</sup> Regulation (EU) No.../... of ..... of the European Parliament and of the Council establishing an exchange, assistance and training programme for the protection of the euro against counterfeiting (the 'Pericles 2020' programme) and repealing Council Decisions 2001/923/EC, 2001/924/EC, 2006/75/EC, 2006/76/EC, 2006/849/EC and 2006/850/EC (OJ L ..., ..... p...).

\* OJ: please insert the number of the Regulation and complete the publication reference of the Regulation contained in document 2011/0449 (COD).

<sup>2</sup> Council Decision 2001/923/EC of 17 December 2001 establishing an exchange, assistance and training programme for the protection of the euro against counterfeiting (the "Pericles" programme) (OJ L 339, 21.12.2001, p. 50).

- (3) The application of Regulation (EU) No .../2012\* should therefore be extended to Member States other than the participating Member States as defined in Council Regulation (EC) No 974/98<sup>1</sup> ('non-participating Member States').
- (4) It is appropriate to ensure a smooth transition without interruption between the Pericles programme and the Pericles 2020 programme and it is appropriate to align the duration of this Regulation with the Council Regulation (EU) No .../...<sup>2\*\*</sup>. Therefore, this Regulation should apply as from 1 January 2014,

HAS ADOPTED THIS REGULATION:

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\* OJ: please insert the number of the Regulation contained in document 2011/0449.

<sup>1</sup> Council Regulation (EC) No 974/98 of 3 May 1998 on the introduction of the euro (OJ L 139, 11.5.1998, p. 1.).

<sup>2</sup> Council Regulation (EU) No ... of.... laying down the multiannual financial framework for the years 2014-2020 (OJ L...).

\*\* OJ: please insert the number of the Regulation and complete the publication reference of the Regulation contained in document ST 11791/13.

*Article 1*

1. The application of Regulation (EU) No .../2012\* shall be extended to Member States other than the participating Member States as defined in point (a) of Article 1 of Regulation (EC) No 974/98.
2. The competent national authorities of Member States referred to in paragraph 1 of this Article shall be considered as eligible bodies for funding within the meaning of Article 5 of Regulation (EU) No ... /2012\*.

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\* OJ: please insert the number of the Regulation contained in document 2011/0449 (COD).

*Article 2*

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

It shall apply from 1 January 2014.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

*For the Council*

*The President*

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