



Brussels, 4 November 2014
(OR. en)

14456/2/14
REV 2

STATIS 109
ECOFIN 937
UEM 340
DELECT 199

NOTE

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

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

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

1. On 12 August 2014, the Commission submitted to the Council the its Commission delegated Regulation on the transmission format for research and development expenditure data. That 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 Union¹.
2. According to Article 7(5) of Regulation (EU) No 549/2013, a delegated act adopted pursuant to Article 2(5) of that Regulation 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 exchanged views on the Commission delegated Regulation and 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 2014².

¹ OJ L 174, 26.6.2013, p. 1.

² 13618/14

4. Subsequently, delegations were consulted in a written procedure, which ended on 8 October 2014. The consultation showed that DE, DK, ES, FR, HR, HU, MT, LT, NL, PL, SI and UK delegations intended to raise objection to the delegated Regulation in question.
5. The Committee of Permanent Representatives is invited to:
 - verify whether a qualified majority intends to raise objection to the delegated Regulation,
 - in case a qualified majority intends to object to the delegated Regulation, inscribe the item as an "A" item at a forthcoming Council meeting in order to invite the Council to confirm that the Council has the intention to object to the delegated Regulation and to agree that the Commission and the European Parliament are to be informed thereof.