



Council of the  
European Union

Brussels, 14 September 2015  
(OR. en)

11525/15

STATIS 70  
ECOFIN 679  
UEM 338  
COMPET 389

#### "I/A" ITEM NOTE

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From: General Secretariat of the Council  
To: Permanent Representatives Committee (Part 2)/Council

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Subject: COMMISSION REGULATION (EU) .../...of XXX amending Annex I to Commission Regulation (EC) No 251/2009 implementing Regulation (EC) No 295/2008 of the European Parliament and of the Council concerning structural business statistics, as regards the adaptation of the series of data following the revision of the classification of products by activity (CPA)

- Decision not to oppose the draft measures as proposed by the Commission (regulatory procedure with scrutiny)

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1. On 10 July 2015, the Council received a draft Commission regulation amending Annex I to Commission Regulation (EC) No 251/2009 implementing Regulation (EC) No 295/2008 of the European Parliament and of the Council concerning structural business statistics, as regards the adaptation of the series of data following the revision of the classification of products by activity (CPA)<sup>1</sup>. The measures submitted were in accordance with the opinion of the European Statistical System Committee.

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<sup>1</sup> 10874/15 + ADD1

2. Under the procedure in Article 5a(3) of Council Decision 1999/468/EC<sup>2</sup>, such draft measures are submitted for scrutiny by the European Parliament and the Council before being formally adopted by the Commission. Acting by a qualified majority within three months from the date of referral to it, the Council may oppose the adoption of the draft measures by the Commission, if those measures exceed the implementing powers provided for in the basic instrument, are not compatible with the aim or content of the basic instrument or do not comply with the principles of subsidiarity and proportionality.
3. Member States have been consulted in a written procedure, which ended on 9 September 2015. That consultation showed that no delegation intended to oppose the draft measures in question.
4. The Permanent Representatives Committee could therefore invite the Council to decide not to oppose the draft Commission regulation, as set out in document 10874/15 + ADD1.

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<sup>2</sup> Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers conferred on the Commission (OJ L 184, 17.7.1999, p. 23), as amended by Decision 2006/512/EC (OJ L 200, 22.7.2006, p. 11).