



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 17 January 2014
(OR. en)**

5270/14

**DENLEG 7
SAN 18
AGRI 14
DELECT 5**

"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

No. prev. doc.: 17970/13 DENLEG 157 SAN 540 AGRI 865 DELACT 107
5293/1/14 REV1 DENLEG 9 SAN 20 AGRI 18 DELACT 6

Subject: Commission delegated Regulation (EU) No .../.. of 12.12.2013 amending Regulation (EU) No 1169/2011 of the European Parliament and of the Council on the provision of food information to consumers as regards the definition of **'engineered nanomaterials'**
– *Extension of the period for raising objections*

1. On 12 December 2013, the Commission adopted the above mentioned delegated act and notified it to the European Parliament and to the Council, in accordance with Article 290 of the TFEU and Article 51(4) of Regulation (EU) No 1169/2011 of the European Parliament and the Council of 25 October 2011 on the provision of food information to consumers¹.
2. In accordance with Article 51(5) of Regulation (EU) No 1169/2011, the act should enter into force if no objection has been expressed either by the European Parliament of the Council within a period of two months from the notification (i.e. before 12 February 2014).

¹ OJ L 304, 22.11.2011, p. 18.

That period may be extended by 2 months at the initiative of the European Parliament or the Council.

3. On 10 January 2014, the French delegation requested the extension of the period for objections, in order to permit a debate at the Working Party on Foodstuffs on possible objections to the delegated act in the subject.
4. On 17 January 2014, the Working Party on Foodstuffs examined this issue and agreed to invite the Council to decide to extend the period (voting rule: simple majority) for raising objections by two months.
5. It is therefore suggested that the Permanent Representatives Committee confirm this position and recommend to the Council to:
 - decide to extend the period for raising objections on this delegated Regulation by two months in accordance to Article 51(5) of Regulation (EU) No 1169/2011; and
 - agree to inform accordingly the European Parliament and the Commission.
