



Council of the
European Union

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5898/16

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DELACTION 15

"I/A" ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee (Part 2)/Council

No. prev. doc.: 5740/16 + ADD 1

No. Cion doc.: C(2016) 268 final

Subject: Commission Delegated Regulation (EU) .../... of 29.1.2016 supplementing Regulation (EU) No 1303/2013 of the European Parliament and of the Council with regard to the conditions and procedures to determine whether amounts which are irrecoverable shall be reimbursed by Member States concerning the European Regional Development Fund, the European Social Fund, the Cohesion Fund, and the European Maritime and Fisheries Fund

- Intention not to raise objections to Commission delegated act

1. The Commission submitted the delegated act in subject¹ to the Council in accordance with Article 290 TFEU and Article 122(2) of Regulation (EU) No 1303/2013². The Commission having notified the delegated act on 29 January 2016, the Council may object to it until 29 March 2016.
2. The Working Party on Structural Measures examined the delegated act in question on 9 February 2016 and agreed, after an informal silence procedure, in which no objections were raised by delegations by the deadline of Thursday, 25 February 2016, that there are no grounds for the Council to object to the delegated act.
3. It is therefore suggested that Coreper recommend that the Council confirm that it has no intention to object to the delegated act and that the Commission and the European Parliament are to be informed thereof. This implies that, unless the European Parliament objects to it, the delegated act shall be published and enter into force in accordance with Article 149(5) of Regulation (EU) No 1303/2013³.

¹ Doc. 5740/16 + ADD 1.

² Regulation (EU) No 1303/2013 of the European Parliament and of the Council of 17 December 2013 laying down common provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund, the European Agricultural Fund for Rural Development and the European Maritime and Fisheries Fund and laying down general provisions on the European Regional Development Fund, the European Social Fund, the Cohesion Fund and the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 1083/2006 (OJ L 347, 20.12.2013, p. 320).

³ OJ L 347, 20.12.2013, p. 410.