



Brussels, 27 November 2018
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TRANS 581
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COMPET 822
MI 902
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DELECT 163

'I/A' ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

No. Cion doc.: 13855/18 - C(2018) 7018 final + ADD 1 - Annex

Subject: COMMISSION DELEGATED REGULATION (EU) .../... of 30.10.2018 amending Regulation (EU) No 1031/2010 as regards the auctioning of 50 million unallocated allowances from the market stability reserve for the innovation fund and to list an auction platform to be appointed by Germany

- Intention not to raise objection to a delegated act

1. The Commission has submitted the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and in particular the Articles 3d(3), 10(4) and 10a(8) of Directive 2003/87/EC of the European Parliament and of the Council of 13 October 2003 establishing a scheme for greenhouse gas emission allowance trading within the Community and amending Council Directive 96/61/EC². The Commission having notified the delegated act on 30 October 2018, the Council may object to it until 30 December 2018.

¹ Doc. 13855/18 + ADD 1.

² OJ L 275, 25.10.2003, p. 32.

2. The Working Party on Environment has examined the delegated act and agreed that there are no grounds for the Council to object it.
 3. It is therefore suggested that Coreper recommends that the Council confirms 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 on the day following that of its publication in the Official Journal of the European Union in accordance with Article 2 of the Delegated Regulation.
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