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'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council
On: 16 April 2019

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Subject: COMMISSION DELEGATED REGULATION establishing a Common Training Test for ski instructors under Article 49b of Directive 2005/36/EC of the European Parliament and of the Council of 7 September 2005 on the recognition of the professional qualifications
- Intention not to raise objection
- Statement by Slovenia

Statement by Slovenia

Slovenia would like to draw attention to the provision of Article 7.3 of the proposed delegated act. Slovenia believes that this provision concerning acquired rights is discriminatory towards the citizens of the signatories of the Memorandum of Understanding establishing a pilot project for a professional card to be issued to ski instructors in the Union ("Memorandum").

Slovenia believes that Article 7.3 provides certain rights for the citizens of Member States other than the signatories of the Memorandum, who will benefit from the principle of automatic recognition if they acquire the qualification form Annex I and attest that they have professional experience of at least 200 days during the five years preceding the entry into force of the delegated Regulation.

The same right is not provided for the citizens of the signatories to the Memorandum. For example, those Slovenian ski instructors who have not passed the Eurotest or Eurosecurity test, but have professional experience as ski instructors and have acquired national qualification for pursuing the profession will not have the right to automatic recognition of their professional qualification.