



Council of the  
European Union

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COMPET 410  
CHIMIE 79  
ENFOPOL 256  
ENV 489  
MI 448  
ENT 135  
UD 141  
IA 158

**'I/A' ITEM NOTE**

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From: General Secretariat of the Council  
To: Permanent Representatives Committee/Council

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Subject: Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the marketing and use of explosives precursors, amending Regulation (EC) No 1907/2006 and repealing Regulation (EU) No 98/2013  
**(first reading)**  
- Adoption of the legislative act  
- Statement

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**Statement by the Commission**

The Commission strongly regrets that the co-legislators' agreement does not include the possibility to restrict additional substances through delegated acts, depriving the Union of the appropriate procedure to respond swiftly to developments in the misuse of substances as explosives precursors.

The Commission also regrets that the co-legislators' agreement has not made sufficiently clear that the current Regulation leaves Article 14 of the e-Commerce Directive unaffected.