



Council of the
European Union

069679/EU XXVI. GP
Eingelangt am 26/06/19

**Brussels, 26 June 2019
(OR. en)**

10712/19

**INST 184
AG 28**

COVER NOTE

From:	Mr Jean-Claude JUNCKER, President of the European Commission
To:	Ms Viorica DĂNCILĂ, Prime Minister of Romania, Presidency of the Council of the European Union
No. Cion doc.:	C(2019) 5115 final
Subject:	Proposal for a Council Decision on the non-replacement of Members of the Commission

Delegations will find attached document C(2019) 5115 final.

Encl.: C(2019) 5115 final



Brussels, 19.6.2019
C(2019) 5115 final

Proposal for a
COUNCIL DECISION
on the non-replacement of Members of the Commission

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Proposal for a
COUNCIL DECISION

on the non-replacement of Members of the Commission

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 246, third paragraph, thereof,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular Article 106 a, first paragraph, thereof,

Having regard to the proposal from the President of the European Commission,

Whereas:

- (1) Following the elections to the European Parliament, [First Vice-President Timmermans,]¹ Vice-President Ansip and Commissioner Crețu have resigned from the Commission, with effect from 1 July 2019, in order to take up the seats in the European Parliament to which they were elected.
- (2) In accordance with Article 246 of the Treaty on the Functioning of the European Union, the Council may decide, on a proposal from the President of the Commission, not to fill a vacancy in the Commission, in particular when the remainder of the Member's term of office is short.
- (3) From the day the resignation takes effect the remainder of the term of the current Commission will be four months. A replacement for such a short period of the Members of the Commission who have resigned does not appear necessary, taking into account the practice of the Commission to work in Project Teams, ensuring the involvement of several Members of the Commission in all files, and the disproportionate financial burden it would entail.
- (4) In those circumstances, it is appropriate not to fill the vacancies in the Commission caused by the resignations of [First Vice-President Timmermans,] Vice-President Ansip and Commissioner Crețu.
- (5) This decision is without prejudice to the composition of the Commission as of the beginning of the new mandate.

HAS ADOPTED THIS DECISION:

Article 1

The vacancies caused in the European Commission by the resignation of [Mr Timmermans,] Mr Ansip and Ms Crețu need not be filled.

¹ First Vice-President Timmermans has not yet communicated to the President of the Commission his intention to take up his seat in the European Parliament.

Article 2

This Decision shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

Done at Brussels,

*For the Council
The President*
