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NOTE

From:	Presidency
To:	Delegations
Subject:	Presidency note on progress on the legislative proposals associated with the Commission commitment to reduce by 25% burdens associated with reporting requirements

Delegations will find in attachment a presidency note on progress on the legislative proposals associated with the Commission commitment to reduce by 25% burdens associated with reporting requirements, as an AOB agenda item with a view to the meeting of the Competitiveness Council on 24 May 2024.

**PRESIDENCY NOTE ON PROGRESS ON THE LEGISLATIVE PROPOSALS
ASSOCIATED WITH THE COMMISSION COMMITMENT TO REDUCE BY 25%
BURDENS ASSOCIATED WITH REPORTING REQUIREMENTS**

BACKGROUND

Administrative burden reduction features prominently in the Council and European Council agendas.

On 23/03/2023, Leaders at the European Council called for advancing work for a growth-enhancing regulatory environment, including measures such as:

- *simplify the general regulatory environment and reduce the administrative burden, including by accelerating permitting procedures, carrying out competitiveness checks for new legislative proposals and considerably increasing the uptake of digital solutions (such as eID and machine-readable and standardised data). Reporting requirements, notably across the EU's green, digital, and economic legislation, should be rationalised;*
- *enforce the Single Market rules effectively to ensure regulatory convergence in all sectors, including services;*
- *step up efforts at national and EU level to reduce barriers to cross-border business and take work forward on access to medicines across Member States while also strengthening incentives for investments in innovation.*

On 26/10/2023, the European Council addressed the subject again, inviting:

- *the Commission and Member States “to further improve framework conditions for investment, including through a common, clear and coherent regulatory framework and a business environment that are more conducive to competitiveness”;*
- *all relevant institutions “to take forward work to simplify regulation and reduce the unnecessary administrative burden, including reporting requirements, notably for SMEs and start-ups”;*
- *the Commission “to develop additional proposals in this regard, seizing the opportunities of the data economy and standardised business data”.*

On 17/10/2023, the Commission responded to these calls by designing its 2024 Work Programme around measures to rationalise and simplify reporting obligations, with the aim of reducing them by 25%. This follows up on President von der Leyen’s State of the European Union commitment to reduce reporting requirements by 25%, in line with the Commission strategy¹ to boost the EU’s long-term competitiveness and to provide relief for SMEs. Therefore, it puts a strong focus on simplifying rules for citizens and businesses across the European Union. That strongly corresponds with one of the key Belgian Presidency priorities: ‘A coherent, predictable and simplified regulatory framework’.

The 2024 Work Programme (ST 13917/23 + ADD1) identified 15 administrative burden reduction measures announced since the beginning of 2023 and introduced 26 additional measures in its Annex II, Section B. Out of the 26 additional measures, **13** are **legislative proposals** under ordinary legislative procedure. These are targeted amendments to multiple legislative acts covering a whole range of topics. The proposals built upon the analysis in the 2022 Annual Burden Survey, released on 12 September, with its methodology to operationalise the “one-in one-out” approach and the first analysis based on such methodology.

¹ ST 7604/23 - Commission Communication on “Long-term competitiveness of the EU: looking beyond 2030”.

On 24 May, during the COMPET Council, the Presidency foresees an AOB to inform delegations about the progress made in several legislative files. Under this AOB, the Presidency aims at debriefing on the progress made on the so-called “25% reduction of the administrative burden package”. This refers to the progress made on the 13 legislative proposals.

Even with the time constraints with the end of the legislative term, the Presidency has managed to make significant progress on these proposals, with 8 out of the 13 proposals already published in the Official Journal and/or agreed with the European Parliament.

As of 14/05/2024:

- 3 proposals have already been finalised and published in the Official Journal, (Commission proposals COD 2023/0368, 2023/0361, and 2023/0362 - in dark green in the annex);
 - On 5 proposals, an agreement has been reached between the Council and the Parliament. They are now under linguistic revisions and the legislative process is expected to be finalised as soon as the new Parliament will be operational (in light green in the annex).
 - On 1 proposal, the co-legislators are proposing different amendments and the trilogue will start as soon as the new Parliament will be operational (in yellow in the annex)
 - 4 proposals are still being analysed by co-legislators (in red in the annex).
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REFERENCE DOCUMENTS

DOCUMENT NUMBER	DOCUMENT TITLE
ST 15897/23	Proposal for a Regulation amending: Regulation (EU) No 1379/2013 on the common organisation of the markets in fishery and aquaculture products; Regulation 167/2013 on the approval and market surveillance of agricultural and forestry vehicles; Regulation No 168/2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles;
ST 14445/23	Proposal for a Regulation amending: Regulation 80/2009 on a Code of Conduct for computerised reservation system; Regulation 165/2014 on tachographs in road transport; Regulation 996/2010 on the investigation and prevention of accidents and incidents in civil aviation;
ST 14451/23	Proposal for a Regulation repealing Regulation 524/2013 on online dispute resolution for consumer disputes;
ST 14834/23	Proposal for a Regulation amending: Regulation 1093/2010 establishing the European Bank Authority; Regulation 1094/2010 establishing the European Insurance and Occupational Pensions Authority; Regulation 1095/2010 establishing the European Securities and Markets Authority; Regulation 1092/2010 establishing the European Systemic Risk Board; Regulation 2021/523 establishing the InvestEU Programme;
ST 14833/23	Proposal for a Regulation amending Regulation 2016/1011 as regards the scope of the rules for benchmarks, the use in the Union of benchmarks provided by an administrator located in a third country, and certain reporting requirements
ST 14398/23	Proposal for a Regulation amending Regulation 2016/2031 on protective measures against pests of plants;
ST 15897/23	Proposal for a Directive amending: Directive 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation; Directive 2000/14/EC on the approximation of the laws of the

DOCUMENT NUMBER	DOCUMENT TITLE
	Member States relating to the noise emission in the environment by equipment for use outdoors; Directive 2011/24/EU on the application of patients' rights in cross-border healthcare; Directive 2014/53/EU on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment;
ST 15050/23	Proposal for a Decision of the European Parliament and of the Council amending Directive 2007/2/EC as regards certain reporting requirements for Infrastructure for Spatial Information in the European Community (INSPIRE);
ST 14447/23	Proposal for a Decision amending: Council Directive 96/67/EC on access to the ground handling market at Community airports; Directive 2009/33/EC on the promotion of clean road transport vehicles in support of low-emission mobility; Directive 2002/2003 on uniform procedures for checks on the transport of dangerous goods by road; Directive 2009/12/EC on airport charges;
ST 14574/23	Proposal for a Decision of the European Parliament and of the Council amending Directive 2013/34/EU (Accounting Directive), as amended by Directive 2022/2464 (Corporate Sustainability Reporting Directive) as regards the time limits for the adoption of sustainability reporting standards for certain sectors and for certain third-country undertakings;
ST 15802/23	Proposal for a Decision amending Directive 2014/62/EU on the protection of the euro and other currencies against counterfeiting by criminal law;
ST 14434/23	Proposal for a Directive amending Directive 2013/11/EU on alternative dispute resolution for consumer disputes;
ST 15200/23	Review of the Directive 92/106/EEC on combined transport of goods between Member States.

ANNEX – 13 OLP LEGISLATIVE PROPOSALS, PART OF ANNEX II, SECTION B OF THE COMMISSION WORK PROGRAMME FOR 2024

No.	Title	Description	Date of adoption and document number	State of play
1.	Proposal for a Regulation amending: <ul style="list-style-type: none"> ○ Regulation (EU) No 1379/2013 on the common organisation of the markets in fishery and aquaculture products; ○ Regulation 167/2013 on the approval and market surveillance of agricultural and forestry vehicles; ○ Regulation No 168/2013 on the approval and market surveillance of two- or three-wheel vehicles and quadricycles. 	<p>The proposal contains measures that rationalise reporting obligations through:</p> <ul style="list-style-type: none"> • Removing certain existing reporting requirements, no longer needed due to overlaps with other legislative measures, on marketing standards for fish products; • Removing reporting on the application of the type-approval procedures and individual vehicles approvals respectively for agricultural and forestry vehicles and quadricycles. The reporting is no longer necessary following a Commission study from 2022 which concluded that type-approval and individual approval procedures are satisfactory. 	<p>17/10/2023</p> <p>COM(2023)643 2023/0370(COD)</p>	<p>Co-legislators agreed on text.</p> <p>Under linguistic revision for corrigendum procedure.</p>
2.	Proposal for a Regulation amending: <ul style="list-style-type: none"> ○ Regulation 80/2009 on a 	<p>The proposal contains measures to rationalise reporting obligations through:</p> <ul style="list-style-type: none"> • Removal of the obligation to submit audited 	<p>17/10/2023</p> <p>COM(2023)591 2023/0361(COD)</p>	<p>Published in the OJEU</p>

No.	Title	Description	Date of adoption and document number	State of play
	Code of Conduct for computerised reservation system; <ul style="list-style-type: none"> ○ Regulation 165/2014 on tachographs in road transport; ○ Regulation 996/2010 on the investigation and prevention of accidents and incidents in civil aviation. 	reports of system vendors of computerised reservation systems and of requiring vendors to inform the Commission of the identity of the auditor; <ul style="list-style-type: none"> • Replacing the annual report on tachograph fitters and workshops by publication on website with updates as appropriate; • Removing the obligation to publish annual reports on accident investigations in civil aviation which have become redundant in view of the annual safety review published by the European Union Aviation Safety Agency. 		
3.	Proposal for a Regulation repealing Regulation 524/2013 on online dispute resolution for consumer disputes	The repeal of the online dispute resolution for consumer disputes Regulation will remove associated reporting requirements, which are no longer needed.	17/10/2023 COM(2023)647 2023/0375(COD)	Text being analysed by the co-legislators.
4.	Proposal for a Regulation amending: <ul style="list-style-type: none"> ○ Regulation 1093/2010 establishing the European Bank Authority; ○ Regulation 1094/2010 establishing the European 	The proposal simplifies reporting requirements through: <ul style="list-style-type: none"> • Facilitating data sharing between the European Supervisory Authorities and other financial sector authorities and restraining new reporting requirements. This will promote a more efficient collection of data and avoiding double reporting with a direct benefit to European and national 	17/10/2023 COM(2023)593 2023/0363(COD)	Text being analysed by the co-legislators.

No.	Title	Description	Date of adoption and document number	State of play
	Insurance and Occupational Pensions Authority; <ul style="list-style-type: none"> ○ Regulation 1095/2010 establishing the European Securities and Markets Authority; ○ Regulation 1092/2010 establishing the European Systemic Risk Board; ○ Regulation 2021/523 establishing the InvestEU Programme. 	<p>authorities and an indirect benefit for those financial sector entities having to provide information;</p> <ul style="list-style-type: none"> • Reducing the frequency of reporting for InvestEU implementing partners from every 6 months to once a year for most elements of the reporting requirements. This will lower the administrative burden on implementing partners, and therefore indirectly on businesses and on SMEs. 		
5.	Proposal for a Regulation amending Regulation 2016/1011 as regards the scope of the rules for benchmarks, the use in the Union of benchmarks provided by an administrator located in a third country, and certain reporting requirements	The proposal reduces the scope of the benchmark Regulation by focusing on significant benchmarks. This will provide therefore an immediate relief from organisational and reporting requirements for relevant administrators of benchmarks which are no longer in scope.	17/10/2023 COM(2023)660 2023/0379(COD)	<p>Different mandates for the EP And CONS.</p> <p>The trilogue will start as soon as the EP is ready.</p>

No.	Title	Description	Date of adoption and document number	State of play
6.	Proposal for a Regulation amending Regulation 2016/2031 on protective measures against pests of plants	<p>The proposed amendments will reduce the reporting obligation burden through:</p> <ul style="list-style-type: none"> • Digitalising reporting from national authorities on multi-annual pests survey results; • Reducing the frequency of reporting from national authorities related to multi-annual survey programmes; • Removing reporting which is no longer necessary for national measures taken against certain pests. 	<p>17/10/2023</p> <p>COM(2023)661 2023/0378(COD)</p>	<p>Co-legislators agreed on text.</p> <p>Under linguistic revision for corrigendum procedure.</p>
7.	<p>Proposal for a Directive amending:</p> <ul style="list-style-type: none"> ○ Directive 1999/2/EC on the approximation of the laws of the Member States concerning foods and food ingredients treated with ionising radiation; ○ Directive 2000/14/EC on the approximation of the laws of the Member States relating to the noise emission in the environment by equipment for use outdoors; 	<p>The proposal will reduce existing reporting obligations through:</p> <ul style="list-style-type: none"> • Reducing frequency of Commission reports on patient rights in cross-border healthcare, which will lead to a corresponding reduction of reporting burden for national authorities in Member States; • Removing annual report on checks carried out in ionising radiation facilities and on checks at the product marketing stage; • Reducing frequency of reports on radio equipment market surveillance activities; • Removing the obligation to transmit noise information for outdoor equipment already provided by labelling. 	<p>17/10/2023</p> <p>COM(2023)639 2023/0369(COD)</p>	<p>Co-legislators agreed on text.</p> <p>Under linguistic revision for corrigendum procedure.</p>

No.	Title	Description	Date of adoption and document number	State of play
	<ul style="list-style-type: none"> ○ Directive 2011/24/EU on the application of patients' rights in cross-border healthcare; ○ Directive 2014/53/EU on the harmonisation of the laws of the Member States relating to the making available on the market of radio equipment. 			
8.	Proposal for a Decision of the European Parliament and of the Council amending Directive 2007/2/EC as regards certain reporting requirements for Infrastructure for Spatial Information in the European Community (INSPIRE)	The proposal will reduce the reporting frequency from annual to biennial for the annual summary report which is prepared by Member States pursuant to Art 21 (2) of the Inspire Directive and containing information on data-sets identified in the Annexes to the Directive such as utility networks, location of production and industrial facilities, etc.	17/10/2023 COM(2023)584 2023/0356(COD)	Co-legislators agreed on text. Under linguistic revision for corrigendum procedure.

No.	Title	Description	Date of adoption and document number	State of play
9.	Proposal for a Decision amending: <ul style="list-style-type: none"> ○ Council Directive 96/67/EC on access to the ground handling market at Community airports; ○ Directive 2009/33/EC on the promotion of clean road transport vehicles in support of low-emission mobility; ○ Directive 2002/1999 on uniform procedures for checks on the transport of dangerous goods by road; ○ Directive 2009/12/EC on airport charges. 	<p>The proposal provides for the reduction in existing reporting obligations through:</p> <ul style="list-style-type: none"> • Reducing the frequency of reporting on airports falling in the scope and different categories of the ground handling Directive; • Reducing the frequency of reporting under the Directive on the clean-vehicles procured to support the use of low-emission mobility; • Removing the optional reporting on the total volume of dangerous goods carried by road in the Member States; • Removing the obligation for Member States to publish the list of the airports subject to the rules on airport charges under the Directive on airport charges and subject to the rules on ground handling services under the Directive on ground handling services. 	<p>17/10/2023</p> <p>COM(2023)592/2023/0362(COD)</p>	Published in the OJEU
10.	Proposal for a Decision of the European Parliament and of the Council amending Directive 2013/34/EU (Accounting Directive), as amended by Directive 2022/2464 (Corporate	<p>The proposal postpones the deadline for the adoption of sustainability reporting standards for certain sectors and for non-EU companies by 2 years (from 2024 to 2026). This will provide an immediate reduction in the reporting burden for in-scope companies, including listed SMEs.</p>	<p>17/10/2023</p> <p>COM(2023)596/2023/0368(COD)</p>	Published in the OJEU

No.	Title	Description	Date of adoption and document number	State of play
	Sustainability Reporting Directive) as regards the time limits for the adoption of sustainability reporting standards for certain sectors and for certain third-country undertakings			
11.	Proposal for a Directive/Decision amending Directive 2014/62/EU on the protection of the euro and other currencies against counterfeiting by criminal law	The proposal amends the Directive on the protection of the euro and other currencies against counterfeiting by removing redundant biannual reporting on the number of persons prosecuted and convicted for currency counterfeiting.	17/10/2023 COM(2023)582 2023/0355(COD)	Co-legislators agreed on text. Under linguistic revision for corrigendum procedure.
12.	Proposal for a Directive amending Directive 2013/11/EU on alternative dispute resolution for consumer disputes	The proposal provides for the reduction of current reporting requirements through: <ul style="list-style-type: none"> Reducing the frequency of activity reports by alternative dispute resolution entities: from one year to two years and one less mandatory item to report i.e. on cooperation of alternative dispute resolution entities within networks of alternative dispute resolution entities; Alternative dispute resolution entities will no 	17/10/2023 COM(2023)649 2023/0376(COD)	Text being analysed by the co-legislators.

No.	Title	Description	Date of adoption and document number	State of play
		<p>longer have to communicate to alternative dispute resolution competent authorities on the: assessment of the effectiveness, training provided to their staff and the effectiveness of the alternative dispute resolution procedure offered by the alternative dispute resolution entity;</p> <ul style="list-style-type: none"> • Removing alternative dispute resolution information obligations for traders. 		
13.	Review of the Directive 92/106/EEC on combined transport of goods between Member States	The proposal includes the simplification of procedures, for example through using digital transport data platforms for proof of eligibility for combined transport operations.	<p>7/11/2023</p> <p>COM(2023)702 2023/0396(COD)</p>	Text being analysed by the co-legislators.