



Council of the
European Union

Brussels, 15 January 2021
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DELECT 2

'I/A' ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

No. Cion doc.: C(2020)9147; C(2020)9148

Subject: Delegated acts in the area of financial services:
a) COMMISSION DELEGATED REGULATION (EU) .../... of 21.12.2020 amending technical standards laid down in Delegated Regulation (EU) 2016/2251 as regards to the timing of when certain risk management procedures will start to apply for the purpose of the exchange of collateral
b) COMMISSION DELEGATED REGULATION (EU) .../... of 21.12.2020 amending regulatory technical standards laid down in Delegated Regulations (EU) 2015/2205, (EU) 2016/592 and (EU) 2016/1178 as regards the date at which the clearing obligation takes effect for certain types of contracts
= Intention not to raise objections to delegated acts

1. On 21 December 2020, the General Secretariat of the Council acknowledged the receipt, in accordance with the procedure set out in Article 290 TFEU, of the above delegated acts.
2. The Council has three months (i.e. until 22 March 2021) to object to these delegated acts. The Commission has, however, asked the European Parliament and the Council to conclude their scrutiny of these delegated acts in an early non-objection procedure.
3. During the consultation procedure within the framework of the Working Party on Financial Services, which expired on 15 January 2021, no delegation indicated an intention to object to either of the delegated acts.

4. It is therefore suggested that the Permanent Representatives Committee should invite the Council to confirm that it has no intention to object to either of the delegated acts and that the Commission and the European Parliament are to be informed thereof. Such confirmation would mean that, unless the European Parliament objects to them, the delegated acts shall be published and enter into force.
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