Council of the European Union

Brussels, 7 April 2021
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DELACT 62

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. prev. doc.:	7375/21
No. Cion doc.:	C(2021) 1906
Subject:	Delegated act in the area of financial services:
	- COMMISSION DELEGATED REGULATION (EU) …/... of 25.3.2021 supplementing Directive 2013/36/EU of the European Parliament and of the Council with regard to regulatory technical standards setting out the criteria to define managerial responsibility, control functions, material business units and a significant impact on a material business unit's risk profile, and setting out criteria for identifying staff members or categories of staff whose professional activities have an impact on the institution's risk profile that is comparably as material as that of staff members or categories of staff referred to in Article 92(3) of that Directive.
	= *Intention not to raise objections to delegated act*

1. On 25 March 2021, the General Secretariat of the Council acknowledged the receipt, in accordance with the procedure set out in Article 290 TFEU, of the above delegated act.

2. The Council has three months (i.e. until 26 June 2021) to object to this delegated act. 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 7 April 2021, no delegation indicated an intention to object to this delegated act.

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

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