



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 7 February 2011 (08.02)  
(OR. fr)**

**5768/11**

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**Interinstitutional file :  
2010/0051 (COD)**

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**CODEC 110  
INST 53**

**"I/A" ITEM NOTE**

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from: General Secretariat of the Council

to: COREPER/COUNCIL

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No. Cion prop.: 7386/10 INST 79 CODEC 191

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Subject: Proposal for a Regulation of the European Parliament and of the Council laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers  
**(first reading)**  
– Adoption of the legislative act (LA + S)

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1. On 9 March 2010, the Commission sent the Council the above proposal<sup>1</sup>, based on Article 291(3) of the TFEU.
2. In accordance with the provisions of the Joint Declaration on practical arrangements for the codecision procedure<sup>2</sup>, informal contacts were initiated between the Council, the European Parliament and the Commission, with the aim of reaching agreement at first reading.
3. The European Parliament delivered its opinion at first reading on 16 December 2010, adopting 28 amendments to the Commission proposal. The outcome of the voting in the European Parliament reflects the compromise agreement between the institutions and should therefore be acceptable to the Council<sup>3</sup>.

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<sup>1</sup> 7386/10.

<sup>2</sup> OJ C 145, 30.6.2007, p. 5.

<sup>3</sup> 18097/10.

4 The Permanent Representatives Committee is asked to confirm its agreement and to suggest that the Council:

- adopt the Regulation as set out in PE-CONS 64/10 as an "A" item on the agenda for a forthcoming meeting, with the Netherlands delegation abstaining;
- decide to enter in the minutes of that meeting the statements set out in the addendum to this note.

After being signed by the President of the European Parliament and the President of the Council, the legislative act will be published in the Official Journal of the European Union.

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