



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 14 June 2013 (19.06)
(OR. fr)**

10700/13

**Interinstitutional File:
2011/0152 (COD)**

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"I/A" ITEM NOTE

from: General Secretariat of the Council

to: Permanent Representatives Committee/Council

Subject : Proposal for a Directive of the European Parliament and of the Council on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (electromagnetic fields) (XXth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC and repealing Directive 2004/40/EC (**first reading**)
– Adoption of the legislative act (**LA + S**)

COMMON GUIDELINES

Consultation deadline for Croatia: 19.6.2013

1. On 14 June 2011 the Commission sent the above proposal¹, based on Article 153(2) TFEU, to the Council.
2. The Economic and Social Committee delivered its opinion on 7 December 2011². The Committee of the Regions was consulted.

¹ 11951/11.

² OJ C 43, 15.2.2012, p. 47.

3. In accordance with the provisions of the Joint Declaration on practical arrangements for the codecision procedure³, informal contacts were initiated between the Council, the European Parliament and the Commission with the aim of reaching agreement at first reading.
4. The European Parliament adopted its position at first reading on 11 June 2013, making one amendment to the Commission proposal. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council⁴.
5. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council:
 - approve the European Parliament's position, as set out in PE-CONS 19/13, as an "A" item at a forthcoming meeting, with the German delegation voting against;
 - order that the statements in the addendum to this note be entered in the minutes of that meeting.

If the Council approves the European Parliament's position, the legislative act will be adopted.

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.

³ OJ C 145, 30.6.2007, p. 5.

⁴ 10663/13.