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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	ST 13808/21 - C(2021) 7935 Final
Subject:	Commission Delegated Regulation (EU) .../... of 10.11.2021 amending Directive 2014/25/EU of the European Parliament and of the Council in respect of the thresholds for supply, service and works contracts, and design contests - Intention not to raise objections

1. On 10 November 2021, the Commission submitted the above Delegated Regulation to the Council in accordance with Article 17 of Directive 2014/25/EU¹ and the procedure in Article 290 TFEU for the revision of the thresholds. In case of time constraints, Article 104 of the above Directive allows the use of the urgency procedure. The present revision for 2022 and 2023 shall apply from 1 January 2022.
2. On 11 November 2021, delegations were asked by 8 December 2021 to indicate their possible opposition to the above draft Delegated Regulation. No delegation raised any relevant grounds for opposition. The official two-month deadline expires on 10 January 2022.

¹ Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport, and postal services sectors and repealing Directive 2004/17/EC (OJ L 94, 28.3.2014, p. 243–374); Latest consolidated version: 01/01/2020.

3. Against this background, the Permanent Representatives Committee is invited to recommend to the Council to confirm the non-opposition to the draft Delegated Regulation, as set out in document ST 13808/21 as an item without discussion at one of its forthcoming meetings.
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