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OPINION OF THE LEGAL SERVICE*

to: Permanent Representatives Committee

No Cion prop.: 11252/08 DRS 17

Subject: Proposal for a Council Regulation on the Statute for a European private company

At the Coreper meeting on 26 November, the Legal Service of the Council was asked to answer questions as to the compatibility of the proposal for a Regulation on the Statute for a European private company with Article 308 of the EC Treaty, which is its legal basis, and its compatibility with the principle of subsidiarity. The Legal Service was then asked to confirm its analysis in writing. That is the purpose of this opinion.

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