



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 1 March 2013

6622/13

**Interinstitutional File:
2011/0070 (APP)**

**JURINFO 5
INF 21
JUR 78**

"I/A" ITEM NOTE

from:	General Secretariat
to:	Coreper/Council
No. Cion prop.:	8609/11 JURINFO 17 INF 51 JUR 150
No. prev.doc.:	6828/12 JURINFO 12 INF 26 JUR 101
Subject:	Proposal for a Council Regulation on electronic publication of the Official Journal of the European Union - Adoption

I. INTRODUCTION

1. On 4 April 2011, the Commission submitted to the Council a proposal for a Council Regulation on electronic publication of the Official Journal of the European Union.¹
2. The objective of the proposal is to ensure better access to law by enabling everyone to rely on the electronic edition of the Official Journal of the EU as being official, authentic, up-to-date and complete.
3. The proposal provides that only the Official Journal published in electronic form shall be authentic and shall produce legal effects. However, in exceptional and temporary cases of unforeseen disruption of the electronic publication the printed edition would have legal value.

¹ 8609/11 JURINFO 17 INF 51 JUR 150

4. The proposal is based on Article 352 TFEU requiring unanimity in Council after having obtained the consent of the European Parliament.

II. EXAMINATION OF THE PROPOSED REGULATION

5. The Working Party on e-Law (e-Law) examined the proposal during the first semester of 2011 and reached a general agreement at that level on its content.
6. The Council on 8 March 2012 confirmed that there was a general agreement on the text of the proposed Regulation² and decided to transmit to the European Parliament the draft text of the Regulation in order to obtain the consent of the European Parliament in accordance with Article 352.
7. On 30 March 2012, the European Parliament gave its consent to the draft Council Regulation.
8. Since the domestic parliamentary procedures are now completed, there is no further reservations on the proposal.
9. The Regulation shall enter into force on the first day of the fourth calendar month following its adoption.

III. CONCLUSION

10. In the light of the above, Coreper/Council is invited to adopt the text of the proposed Regulation as set out in 10222/5/11 JURINFO 34 INF 76 JUR 238 REV 5³.

² The United Kingdom had domestic parliamentary procedures ongoing, but subject to those, was able to accept the content of the proposal.

³ Text revised by the legal/linguistic experts of the Council.