



Council of the
European Union

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(OR. fr)

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LIMITE

POLCOM 20
COMER 36
DELACTION 54

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
No. Cion doc.:	ST 6987/22 + ADD 1
Subject:	Commission Delegated Regulation (EU) .../... of 25.2.2022 amending Regulation (EU) 2018/196 of the European Parliament and of the Council on additional customs duties on imports of certain products originating in the United States of America - Delegated act – Intention not to raise objections

1. The Commission has submitted the above delegated act¹ to the Council in accordance with the procedure set out in Article 290 TFEU and with Article 3(3) of Council Regulation (EU) 2018/196 (codification)² on additional customs duties on imports of certain products originating in the United States of America.

Article 3(3) of Regulation (EU) 2018/196 empowers the Commission to adopt delegated acts in accordance with Article 4 of the Regulation in order to make the adjustments and amendments under Article 3.

¹ 6987/22 + ADD 1.

² OJ L 44, 16.2.2018.

2. The Commission having notified the delegated act on 25 February 2022 with regard to amending the rate of the additional duty according to the criteria defined under Article 3(1), point (e), of Regulation (EU) 2018/196, the Council may object to it until 25 April 2022.
3. The Working Party on Trade Questions examined the delegated act and, since no delegation had objected to it by 1 April 2022, agreed that the Council has no reason to object to it.
4. It is therefore suggested that Coreper:
 - recommend that the Council confirms that it has no intention to object to the delegated act and that the Commission and the European Parliament are to be informed thereof. This implies that, unless the European Parliament objects to it, the delegated act shall be published and enter into force in accordance with Article 3(3) of Council Regulation (EU) 2018/196 on additional customs duties on imports of certain products originating in the United States of America.
