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From: Presidency
To: Working Party on Consumer Protection and Information

Subject: Flash



Presidency Flash: Directive on Representative Actions

Dear Colleagues,

The next Working Party meeting will take place on 30 September and 1 October in Brussels. At this point, we would like to take the opportunity to thank you for the constructive discussions in our previous meetings and the written comments that we have received.

At the next meeting, we will first discuss Articles 15–22 and related recitals. Thereafter we turn our focus to Articles 1 and 2 and the recitals related to those Articles. When discussing Article 2 on the scope of the Directive, we will also examine Annex I. Thereafter we will continue our second reading by discussing Articles 3–5a.

We have prepared two new documents to support the discussions at the meeting. You will find them in the Delegates Portal.

First, there will be a new consolidated compromise proposal (WK 0131/2019 INIT) on which we will base our discussion. Please note that **changes have been introduced only to Articles 1 and 2, and Recitals 0–6c and 9-a** in order to accommodate the views of the Council Legal Service on the choice of legal basis and to explain the enlarged material scope of the proposed Directive reflected in Annex I. Otherwise, the new consolidated compromise proposal is identical to the previous one (WK 8463/2019 INIT, 12 July). Thus it does not contain forthcoming changes to Articles 5b–14 and related recitals.

In the Delegates Portal you will also find our **proposal for a revised Annex I** of the Directive (WK 10128/2019 INIT). It is based on the views presented by delegations at the Working Party meetings and in written comments.

In our proposal for Annex I, the instruments have been arranged in 14 categories to reflect our view that Annex I should be examined thematically. We have not adopted a uniform approach as to whether to refer only to the relevant Articles or to the instruments in their entirety. The choice has been made on a case-by-case basis taking into account the differences in structure and content of each of the instruments listed in Annex I.

Lastly, we would like to remind you of the reception to take place on the evening of 30 September. Invitation and details will follow!

Best regards,

The Finnish Presidency Team