

Opinion No. 43
of the European Union Affairs Committee of the Sejm of the Republic of Poland
on the
“Proposal for a Regulation of the European Parliament and of the Council on
European Long-term Investment Funds
(COM (2013) 462 final)”
adopted under Article 160 of the Standing Orders of the Sejm
at the 181st meeting on 28 August 2013

1. The European Union Affairs Committee of the Sejm of the Republic of Poland shares the critical remarks of the Council of Ministers expressed in the draft position of the Republic of Poland of 22 July 2013 regarding the proposal for the Regulation of the European Parliament and of the Council on European Long-term Investment Funds (COM (2013) 462 final). This negative judgement should be in particular focused on the poor level of precision of the presented provisions, which may cause problems in the course of their direct application.
2. The Committee believes that in the current conditions it is more justified to adopt the proposal in the form of a directive. The proposal to adopt the provisions in the form of a regulation violates the principle of proportionality, which stipulates that the scope and form of Union action do not exceed what is necessary to achieve the objectives of the Treaties. (Article 5(4) of the Treaty on European Union).
3. In the view of the Committee, the Council of Ministers representative should strive for the halting of further work aimed at adopting the proposed provisions in the form of a regulation at EU level.

Chair of the Committee

/-/ Agnieszka Pomaska