




Basic information	
<b>2012/0321(NLE)</b> NLE - Non-legislative enactments Regulation	Procedure completed
Community legal framework for a European Research Infrastructures Consortium (ERIC): participation of associated countries  Amending Regulation (EC) No 723/2009 <a href="#">2008/0148(CNS)</a>  <b>Subject</b>  3.50.01 European research area and policy 3.50.20 Scientific and technological cooperation and agreements	

Key players				
European Parliament	<b>Committee responsible</b>		<b>Rapporteur</b>	<b>Appointed</b>
	<span style="border: 1px solid red; padding: 2px;">ITRE</span> Industry, Research and Energy		SARTORI Amalia (PPE)	23/01/2013
Council of the European Union	<b>Council configuration</b>		<b>Meetings</b>	<b>Date</b>
	Competitiveness (Internal Market, Industry, Research and Space)		3276	2013-12-03
European Commission	<b>Commission DG</b>		<b>Commissioner</b>	
	Research and Innovation		GEOGHEGAN-QUINN Maire	

Key events			
Date	Event	Reference	Summary
03/12/2012	Legislative proposal published	COM(2012)0682 	<a href="#">Summary</a>
15/01/2013	Committee referral announced in Parliament		
07/10/2013	Vote in committee		
16/10/2013	Committee report tabled for plenary, 1st reading/single reading	<a href="#">A7-0331/2013</a>	<a href="#">Summary</a>
20/11/2013	Decision by Parliament	<a href="#">T7-0481/2013</a>	<a href="#">Summary</a>
20/11/2013	Results of vote in Parliament		
03/12/2013	Act adopted by Council after consultation of Parliament		
03/12/2013	End of procedure in Parliament		
06/12/2013	Final act published in Official Journal		

Technical information

<b>Procedure reference</b>	2012/0321(NLE)
<b>Procedure type</b>	NLE - Non-legislative enactments
<b>Procedure subtype</b>	Consultation of Parliament
<b>Legislative instrument</b>	Regulation
	Amending Regulation (EC) No 723/2009 <a href="#">2008/0148(CNS)</a>
<b>Legal basis</b>	Treaty on the Functioning of the EU TFEU 188 -a1 Treaty on the Functioning of the EU TFEU 187
<b>Other legal basis</b>	Rules of Procedure EP 165
<b>Stage reached in procedure</b>	Procedure completed
<b>Committee dossier</b>	ITRE/7/11424

<b>Documentation gateway</b>				
<b>European Parliament</b>				
<b>Document type</b>	<b>Committee</b>	<b>Reference</b>	<b>Date</b>	<b>Summary</b>
Committee draft report		<a href="#">PE504.312</a>	25/02/2013	
Committee report tabled for plenary, 1st reading/single reading		<a href="#">A7-0331/2013</a>	16/10/2013	<a href="#">Summary</a>
Text adopted by Parliament, 1st reading/single reading		<a href="#">T7-0481/2013</a>	20/11/2013	<a href="#">Summary</a>
<b>European Commission</b>				
<b>Document type</b>		<b>Reference</b>	<b>Date</b>	<b>Summary</b>
Legislative proposal		<a href="#">COM(2012)0682</a> 	03/12/2012	<a href="#">Summary</a>
<b>National parliaments</b>				
<b>Document type</b>	<b>Parliament /Chamber</b>	<b>Reference</b>	<b>Date</b>	<b>Summary</b>
Contribution	<a href="#">PT_PARLIAMENT</a>	<a href="#">COM(2012)0682</a>	28/03/2013	
<b>Other institutions and bodies</b>				
<b>Institution/body</b>	<b>Document type</b>	<b>Reference</b>	<b>Date</b>	<b>Summary</b>
EESC	Economic and Social Committee: opinion, report	<a href="#">CES0604/2013</a>	20/03/2013	

<b>Additional information</b>		
<b>Source</b>	<b>Document</b>	<b>Date</b>
National parliaments	<a href="#">IPEX</a>	
European Commission	<a href="#">EUR-Lex</a>	

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## Community legal framework for a European Research Infrastructures Consortium (ERIC): participation of associated countries

2012/0321(NLE) - 03/12/2012 - Legislative proposal

**PURPOSE:** to amend Regulation (EC) No 723/2009 concerning the Community legal framework for a European Research Infrastructures Consortium (ERIC) so as to facilitate the participation of associated countries in ERICs.

**PROPOSED ACT:** Council Regulation.

**BACKGROUND:** the ERIC Regulation was adopted by Council in 2009 **to facilitate the establishment and operation of European research infrastructures on a non-economic basis**. With the Regulation a new legal instrument was created at EU level for establishing European research infrastructures with a legal personality recognized in all Member States.

Since the entry into force of the Community legal framework for a European Research Infrastructure Consortium (ERIC) in 2009, two European research infrastructures have been awarded ERIC status. Many of the projects included in the European Strategy Forum on Research Infrastructures (ESFRI) Roadmap are planning to use the ERIC as the legal instrument to implement and operate the research infrastructure.

The ERIC Regulation provides for **a distinction and a difference in treatment between Member States, associated countries, third countries other than associated countries and intergovernmental organisations**. An ERIC needs at least three Member States as members and Member States shall jointly hold the majority of the voting rights in the assembly of members. An ERIC however, may be hosted by a Member State or an associated country.

**Until now no associated countries or third states other than associated countries have become member of an ERIC.** Associated countries play an integral role in the preparation and the implementation of European research infrastructures and should be able to participate in ERICs on the same footing as Member States, as they contribute to the scientific excellence of Union research and to the competitiveness of the Union's economy through their support.

Associated countries and in particular Norway, have indicated strongly that they intend to contribute as host or member to a significant number of ERICs that are in preparation if they would have voting rights as do EU Member States in an ERIC, especially when they would be host of an ERIC and thus provide substantial contributions to its activities.

**IMPACT ASSESSMENT:** the proposal for a limited technical amendment to the ERIC Regulation does not have any effect on the impact assessment carried out by the Commission when the said Regulation was proposed for adoption by then Council.

**LEGAL BASIS:** Articles 187 and 188 of the Treaty on the Functioning of the European Union (TFEU).

**CONTENT:** the objective of the proposed amendment of the ERIC Regulation is to avoid that associated countries would not be able to become host or member of an ERIC because in the current situation, their voting rights do not potentially reflect their financial support to ERIC projects.

As a result, the proposed amendment seeks to ensure that **a minimum of one Member State together with at least two Member States or associated countries is necessary for establishing an ERIC**. Furthermore, it is proposed that **Member States or associated countries shall hold jointly the majority of voting rights in the general assembly**. No other changes are proposed.

**BUDGETARY IMPACT:** the proposed amendment has no impact on the EU's budget or that of its Member States.

## Community legal framework for a European Research Infrastructures Consortium (ERIC): participation of associated countries

2012/0321(NLE) - 16/10/2013 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Industry, Research and Energy adopted, in the framework of a special legislative procedure (Parliament's consultation) the report by Amalia SARTORI (EPP, IT) on the proposal for a Council regulation amending Regulation (EC) No 723/2009 concerning the Community legal framework for a European Research Infrastructures Consortium (ERIC).

It approved the Commission proposal.

## Community legal framework for a European Research Infrastructures Consortium (ERIC): participation of associated countries

2012/0321(NLE) - 20/11/2013 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 658 votes to 17, with 10 abstentions, in the framework of a special legislative procedure (Parliament's consultation), a legislative resolution on the proposal for a Council regulation amending Regulation (EC) No 723/2009 concerning the Community legal framework for a European Research Infrastructures Consortium (ERIC).

It approved the Commission proposal unamended.

## Community legal framework for a European Research Infrastructures Consortium (ERIC): participation of associated countries

2012/0321(NLE) - 02/12/2013 - Final act

PURPOSE: to amend the legal framework for a European Research Infrastructures Consortium (ERIC).

NON-LEGISLATIVE ACT: Council Regulation (EU) No 1261/2013 amending Regulation (EC) No 723/2009 concerning the Community legal framework for a European Research Infrastructures Consortium (ERIC).

CONTENT: the ERIC Regulation was adopted in 2009 with the aim of establishing a legal framework laying down the requirements and procedures for, and the effect of, setting up a European Research Infrastructure Consortium (ERIC).

This Regulation amends the legal framework applicable to the European Research Infrastructure Consortium in order to make it easier for associated countries to become members of an ERIC.

Associated countries play an integral role in the preparation and the implementation of European research infrastructures and should be able to participate in ERICs on the same footing as Member States, as they contribute to the scientific excellence of Union research and to the competitiveness of the Union's economy through their support.

The amendment seeks to ensure that a **minimum of one Member State together with at least two Member States or associated countries** is necessary for establishing an ERIC. Furthermore, it is provided that Member States or associated countries shall hold jointly the majority of voting rights in the general assembly.

ENTRY INTO FORCE: 26.12.2013.