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REPORT FROM THE COMMISSION TO THE EUROPEAN PARLIAMENT AND THE COUNCIL

on the exercise of the power to adopt delegated acts conferred on the Commission under Regulation (EU) No 692/2011 of the European Parliament and of the Council concerning European statistics on tourism

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1. INTRODUCTION

Regulation (EU) No 692/2011 of the European Parliament and of the Council of 6 July 2011 concerning European statistics on tourism([1]) ('the Regulation') established a common framework for the systematic development, production and dissemination of statistics on tourism in the European Union.

The Regulation empowers the Commission to adopt delegated acts:

- amending the definitions to reflect changes to international definitions (Article 2(2));
- amending the deadlines for data transmission to take account of economic, social and technical developments (Article 9(5)); and
- adapting the Annexes to take account of economic, social and technical developments. However, the Commission may not change the provisions in the Annexes that make the required data optional and limit its scope (Article 3(2)).

The Regulation also emphasises the importance of the Commission carrying out appropriate consultations during its preparatory work, including at expert level, before adopting delegated acts.

2. LEGAL BASIS

Article 11(2) of the Regulation confers on the Commission the power to adopt delegated acts for a period of five years as from 11 August 2011. This power will be tacitly extended for further periods of five years unless the European Parliament or the Council oppose such an extension at least three months before the end of each period.

The Commission is required to draw up a report on the delegation of power at least nine months before the end of the five-year period. This report fulfils this requirement.

The first report, covering the period 2011-2015, was adopted in January 2016([2]).

The second report, covering the period 2016-2020, was adopted in February 2021([3]).

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[1] Regulation (EU) No 692/2011 of the European Parliament and of the Council of 6 July 2011 concerning European statistics on tourism and repealing Council Directive 95/57/EC (OJ L 192, 22.7.2011, p. 17, ELI: http://data.europa.eu/eli/reg/2011/692/oj).

[2] COM(2016) 4 of 20.1.2016; https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A52016DC0004.

[3] COM(2021) 86 of 25.2.2021; https://eur-lex.europa.eu/legal-content/EN/TXT/?uri=CELEX%3A52021DC0086.

3. EXERCISE OF DELEGATED POWERS UNDER REGULATION (EU) NO 692/2011

In the period 2011-2015, the Commission adopted one delegated act: Commission Delegated Regulation (EU) No 253/2013([4]).

In the period 2016-2020, the Commission adopted two delegated acts: Commission Delegated Regulation (EU) 2019/1681([5]) and Commission Delegated Regulation (EU) 2020/1569([6]).

Since 2021, the Commission has not exercised the power to adopt delegated acts conferred on it by Regulation (EU) No 692/2011.

4. CONCLUSION

Since the previous report, the Commission has not exercised the delegated powers conferred on it by Regulation (EU) No 692/2011.

However, the Commission considers that it should continue to have these delegated powers, as it may (as was the case in previous periods) need to adopt delegated acts in the future to keep European tourism statistics in line with international definitions, or to take account of economic, social and technical developments.

The Commission invites the European Parliament and the Council to take note of this report.

[4] Commission Delegated Regulation (EU) No 253/2013 of 15 January 2013 amending Annex II to Regulation (EU) No 692/2011 of the European Parliament and of the Council, as regards adaptations following the revision of the International Standard Classification of Education (ISCED) in relation to the variables and breakdowns to be submitted (OJ L 79, 21.3.2013, p. 5, ELI: http://data.europa.eu/eli/reg_del/2013/253/oj).

[5] Commission Delegated Regulation (EU) 2019/1681 of 1 August 2019 amending Regulation (EU) No 692/2011 of the European Parliament and of the Council concerning European statistics on tourism, as regards the transmission deadlines and adaptation of Annexes I and II (OJ L 258, 9.10.2019, p. 1, ELI: http://data.europa.eu/eli/reg_del/2019/1681/oj).

[6] Commission Delegated Regulation (EU) 2020/1569 of 23 July 2020 amending Annex I to Regulation (EU) No 692/2011 of the European Parliament and of the Council, on the classification of countries of residence of guests staying at tourist accommodation establishments in the context of the withdrawal of the United Kingdom from the Union (OJ L 359, 29.10.2020, p. 1, ELI: http://data.europa.eu/eli/reg_del/2020/1569/oj).