



Brussels, 21.3.2013
C(2013) 1586 final

COMMISSION DELEGATED REGULATION (EU) No .../..

of 21.3.2013

correcting the Polish version of Regulation (EC) No 809/2004 implementing Directive 2003/71/EC of the European Parliament and of the Council as regards information contained in prospectuses as well as the format, incorporation by reference and publication of such prospectuses and dissemination of advertisements

(Text with EEA relevance)

EXPLANATORY MEMORANDUM

1. CONTEXT OF THE DELEGATED ACT

The Polish version of Regulation (EC) No 809/2004 contains several errors. In order to avoid potential problems in interpretation of the Polish language version of the regulation being corrected, a new regulation needs to be adopted.

2. CONSULTATIONS PRIOR TO THE ADOPTION OF THE ACT

Interservice consultation with the Legal Service and DG MARKT on the correcting regulation.

3. LEGAL ELEMENTS OF THE DELEGATED ACT

Correction of Polish terms.

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(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Directive 2003/71/EC of the European Parliament and of the Council of 4 November 2003 on the prospectus to be published when securities are offered to the public or admitted to trading and amending Directive 2001/34/EC¹, and in particular Article 5(5), Article 7, Article 11(3), Article 14(8) and Article 15(7) thereof,

Whereas:

- (1) The Polish language version of Commission Regulation (EC) No 809/2004 of 29 April 2004 implementing Directive 2003/71/EC of the European Parliament and of the Council as regards information contained in prospectuses as well as the format, incorporation by reference and publication of such prospectuses and dissemination of advertisements² contains several errors. The errors slipped into point 5.1 of Annex XV and could raise problems in interpretation of the scope of information required under this provision. Therefore a correction of the Polish version is necessary. The other language versions are not affected.
- (2) Regulation (EC) No 809/2004 should therefore be corrected accordingly. In order to eliminate the errors in the act being corrected as soon as possible, this Regulation should enter into force on the third day following that of its publication,

HAS ADOPTED THIS REGULATION:

Article 1

Concerns only the Polish version.

¹ OJ L 345, 31.12.2003, p. 64.

² OJ L 149, 30.4.2004, p. 3.

Article 2

This Regulation shall enter into force on the third day following that of its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 21.3.2013

For the Commission
The President
José Manuel BARROSO