



EUROPEAN COMMISSION

Brussels,  
C(2012) 7332 final

*Dear President,*

*The Commission would like to thank the Romanian Senate for its Opinion on the proposal for a Regulation of the European Parliament and the Council on mutual recognition of protection measures in civil matters {COM(2011) 276 final}.*

*The Commission welcomes the positive assessment on the compliance of the proposal with the principles of subsidiarity and proportionality.*

*With regard to the remarks on the content of the proposed act, the Commission would like to make the following comments:*

*The primary objective of the Commission is to ensure that all types of protection measures are recognised throughout the European Union and so all victims would benefit from cross-border protection. For this reason, the Commission has proposed that the draft act should have a broad scope of application and cover also protection measures ordered in default of appearance (so called *ex parte* measures) when the legal order of the Member State of origin provides for such type of measure.*

*The Commission thus welcomes that the Senate is favourable to including *ex parte* measures in the scope of the draft act. This, in the Commission's view, would represent the right step forward for the cross-border protection of victims.*

*The Commission would also like to reassure the Senate that mutual recognition of *ex parte* measures would be accompanied by robust safeguards on procedural rights.*

*I hope that this clarification addresses the suggestion expressed in the Senate's Opinion and look forward to continuing our political dialogue in the future.*

*Yours faithfully,*

*Maroš Šefčovič  
Vice-President*

*Mr. George Crin Laurențiu Antonescu  
President of the Senate  
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