



EUROPEAN COMMISSION

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*Mr Valeriu Ștefan ZGONEA
President of the
Camera Deputaților
Palace of the Parliament
Str. Izvor nr. 2-4, sector 5
RO – 050563 BUCHAREST*

Dear President,

The Commission would like to thank the Camera Deputaților for its Opinion concerning the proposal for a Directive on single-member private limited liability companies {COM(2014) 212 final}.

The Commission takes due note of the comments made by the Camera Deputaților. The Commission appreciates that the Camera Deputaților welcomes the simplified procedure for the online registration of single-member companies and the harmonisation of minimum legal capital requirements at EU level. The Commission appreciates the Camera Deputaților's assessment of the proposal for its clarity and level of detail which should allow its efficient and rapid transposition into Member States' national law.

The Commission is aware of the progress in the e-government programmes of the Member States, including Romania, and welcomes these developments. It further supports the digital agenda by proposing and promoting EU legislation in this field, such as the recently published Regulation on e-Identification (Regulation (EU) No 910/2014¹). That Regulation is a milestone towards building trust in the online environment and in electronic transactions in the Internal Market. The current proposal on single-member companies, which includes cross-border online registration of companies, is consistent with this approach.

The Commission is of the view that implementing powers to adopt the template for the articles of association of Societas Unius Personae (SUPs) should be conferred on the Commission in order to reduce the administrative and legal costs associated with the formation of companies and to ensure a high level of consistency in the registration process

¹ Regulation (EU) No 910/2014 of the European Parliament and of the Council of 23 July 2014 on electronic identification and trust services for electronic transactions in the internal market and repealing Directive 1999/93/EC (OJ L 257, 28.8.2014, p. 73).

across Member States. Those powers should be exercised with Regulation (EU) No 182/2011² in order to avoid creation of administrative barriers for the registration of SUPs.

The Commission has been in contact with various stakeholders, including business associations, business communities and employee representative organisations, to consult on the major issues addressed in the proposal, both before and since its adoption.

The proposal is being discussed in the preparatory bodies of the Council and the deliberations to date have covered the issues raised in Camera Deputaţilor's Opinion in relation to the support of small and medium sized enterprises engaged in cross-border activities.

As regards the reduction of the transposition time from 24 months to 12 months the Commission would like to point out that any possible modifications are subject to the outcome of the negotiations between the co-legislators.

The Commission hopes that these clarifications address the main concerns raised by the Camera Deputaţilor and looks forward to continuing our political dialogue in the future.

Yours faithfully,

*Frans Timmermans
First Vice-President*

*Věra Jourová
Member of the Commission*

² Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p.13).