



**COUNCIL OF
THE EUROPEAN UNION**

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INFORMATION NOTE

from: General Secretariat of the Council
to: Permanent Representatives Committee / Council
Subject: **ADOPTION OF LEGISLATIVE ACT FOLLOWING THE EUROPEAN
PARLIAMENT'S SECOND READING**
Proposal for a Regulation of the European Parliament and of the Council
amending Regulation (EC) No 428/2009 setting up a Community regime for the
control of exports, transfer, brokering and transit of dual use items
- Outcome of the European Parliament's second reading
(Brussels, 28 to 29 March 2011)

I. VOTE

Since no amendment has been adopted, the President of the European Parliament declared the
Council's position at first reading approved.

The text of the European Parliament's legislative resolution is annexed to this note.

II. ADOPTION OF LEGISLATIVE ACTS FOLLOWING THE EUROPEAN PARLIAMENT'S SECOND READING

Since the European Parliament has approved the Council's position at first reading, the act in question is deemed to have been adopted in the wording which corresponds to the Council's position at first reading, as provided for in Article 294 (7)(a) of the TFEU.

After signature by the President of the European Parliament, the President of the Council and the Secretaries-General of the two Institutions, the act in question will be published in the *Official Journal* of the European Union.

Control of exports, transfer, brokering and transit of dual use items *II**

European Parliament legislative resolution of 29 March 2012 on the Council position at first reading with a view to the adoption of a regulation of the European Parliament and of the Council amending Regulation (EC) No 428/2009 setting up a Community regime for the control of exports, transfer, brokering and transit of dual use items (18144/1/2011 – C7-0070/2012 – 2010/0262(COD))

(Ordinary legislative procedure: second reading)

The European Parliament,

- having regard to the Council position at first reading (18144/1/2011– C7-0070/2012),
 - having regard to the contribution submitted by the Portuguese Parliament on the draft legislative act,
 - having regard to its position at first reading¹ on the Commission proposal to Parliament and the Council (COM(2010)0509),
 - having regard to Article 294(7) of the Treaty on the Functioning of the European Union,
 - having regard to Rule 72 of its Rules of Procedure,
 - having regard to the recommendation for second reading of the Committee on International Trade (A7-0078/2012),
1. Approves the Council position at first reading;
 2. Notes that the act is adopted in accordance with the Council position;
 3. Instructs its President to sign the act with the President of the Council, in accordance with Article 297(1) of the Treaty on the Functioning of the European Union;
 4. Instructs its Secretary-General to sign the act, once it has been verified that all the procedures have been duly completed, and, in agreement with the Secretary-General of the Council, to arrange for its publication in the *Official Journal of the European Union*;
 5. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

¹ Texts adopted, [P7_TA\(2011\)0345](#).