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CORDROGUE 112
SAN 320

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
No. prev. doc.:	14603/16, 15562/16, 8102/17, 8858/17
Subject:	Draft Council implementing decision on subjecting <i>N</i> -(1-phenethylpiperidin-4-yl)- <i>N</i> -phenylacrylamide (acryloylfentanyl) to control measures

1. On the basis of the risk assessment on *N*-(1-phenethylpiperidin-4-yl)-*N*-phenylacrylamide (acryloylfentanyl) provided by EMCDDA's extended Scientific Committee, the Commission presented on 6 April 2017 in accordance with Article 8(3) of Council Decision 2005/387/JHA, a proposal for a Council implementing decision on subjecting *N*-(1-phenethylpiperidin-4-yl)-*N*-phenylacrylamide (acryloylfentanyl) to control measures.
2. At its meeting of 3-4 May 2017, the Horizontal Drugs Group discussed the text outlined in doc. 8102/17 CORDROGUE 45 SAN 144 ENFOPOL 175 and endorsed the proposal.
3. In line with the judgment of the Court of Justice of the EU of 16 April 2015 in Joined Cases C-317/13 and C-679/13¹, the European Parliament was consulted on the proposal as verified by the jurist-linguists (doc. 8858/17 CORDROGUE 56 SAN 181 ENFOPOL 212).

¹ Judgment of the Court of Justice of 16 April 2015, Parliament v Council, Joined Cases C 317/13 and C-679/13, ECLI:EU:C:2015:223.

4. As a consequence, COREPER is requested to invite the Council:

- to adopt the proposal for a Council implementing decision on subjecting *N*-(1-phenethylpiperidin-4-yl)-*N*-phenylacrylamide (acryloylfentanyl) to control measures in conformity with Article 8(3) of Council Decision 2005/387/JHA, and
 - to order publication of the decision in the Official Journal.
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