



Brussels, 13 July 2018  
(OR. en)

11033/18

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**Interinstitutional Files:**  
2016/0357(COD)  
2016/0357/A(COD)

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CODEC 1264  
FRONT 224  
VISA 185  
DAPIX 231  
COMIX 393

#### 'I' ITEM NOTE

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From: General Secretariat of the Council  
To: Permanent Representatives Committee

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Subject: Draft Regulation of the European Parliament and of the Council establishing a European Travel Information and Authorisation System (ETIAS) and amending Regulations (EU) No 1077/2011, (EU) No 515/2014, (EU) 2016/399, (EU) 2016/1621 and (EU) 2017/2226  
- Decision to use the written procedure for the adoption of the legislative act

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1. On 16 November 2016, the Commission sent the above proposal<sup>1</sup>, based on Article 77(2), Article 87(2) and Article 88(2) TFEU, to the Council<sup>234</sup>.
2. The European Economic and Social Committee delivered its opinion on 26 April 2017<sup>5</sup>.

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<sup>1</sup> 14082/16.

<sup>2</sup> In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

<sup>3</sup> In accordance with Council Decision 2000/365/EC, the United Kingdom is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

<sup>4</sup> In accordance with Council Decision 2002/192/EC, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

<sup>5</sup> JO C/2017/246/28.

3. The European Parliament adopted its position at first reading on the Commission proposal on 5 July 2018. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council<sup>6</sup>.
  4. Given the need to sign the act during the September plenary, it will only be possible to adopt the Regulation via the written procedure, which would be launched on **Monday 3 September 2018 at 9.00** and would end on **Wednesday 5 September at 12.00**.
  5. The Permanent Representatives Committee is asked to agree to the use of the written procedure for the adoption of the Regulation as set out in PE-CONS 21/18<sup>7</sup>.
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<sup>6</sup> 10535/18.

<sup>7</sup> Not yet available.