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#### 'I' ITEM NOTE

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

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Subject: Council Regulation establishing the nuclear decommissioning assistance programme of the Ignalina nuclear power plant in Lithuania (Ignalina programme); and repealing Council Regulation (EU) No 1369/2013  
*-Optional consultation of the European Parliament*

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1. On 13 June 2018, the Commission submitted to the Council a proposal for a Council Regulation establishing the nuclear decommissioning assistance programme of the Ignalina nuclear power plant in Lithuania (Ignalina programme); and repealing Council Regulation (EU) No 1369/2013.<sup>1 2</sup>
2. The 2003 Act of Accession, and in particular Article 3 of Protocol No 4, on which the proposal is based, does not require the opinion of the European Parliament.

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<sup>1</sup> Doc. 10128/18.

<sup>2</sup> The sole purpose of this note is to decide on the consultation of another institution/body and not on the substance of the proposal.

3. Nevertheless, given the subject matter of the proposal, and the fact that for a similar proposal for a *Council Regulation establishing a dedicated financial programme for decommissioning of nuclear facilities and management of radioactive waste, and repealing Council Regulation (Euratom) No 1368/2013* the Treaty requires European Parliament's opinion, it is considered appropriate to consult the European Parliament on an optional basis.
4. The Permanent Representatives Committee is therefore invited to decide, in accordance with Article 19(7)(h) of the Council's Rules of Procedure<sup>3</sup>, to consult the European Parliament on the above proposal and to request it to give its opinion as soon as possible.

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<sup>3</sup> Council Decision 2009/937/EU of 1 December 2009 adopting the Council's Rules of Procedure, OJ L 325, 11/12/2009, p. 35.