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**2018/0371(COD)**

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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: Draft Regulation of the European Parliament and of the Council amending Regulation (EU) No 516/2014 of the European Parliament and the Council, as regards the re-commitment of the remaining amounts committed to support the implementation of the Council Decisions (EU) 2015/1523 and (EU) 2015/1601 or the allocation thereof to other actions under the national programmes **(first reading)**  
- Preparation for the adoption of the legislative act

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1. On 23 October 2018 the Commission sent its proposal<sup>1</sup>, based on Article 78(2) and Article 79(2) and (4) TFEU, to the Council.
2. In accordance with the provisions of the Joint Declaration on practical arrangements for the codecision procedure<sup>2</sup>, informal contacts were initiated between the Council, the European Parliament and the Commission with the aim of reaching agreement at first reading.

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<sup>1</sup> 13356/18

<sup>2</sup> OJ C 145, 30.6.2007, p. 5.

3. On 30 November 2018, the Permanent Representatives Committee endorsed the agreement reached in trilogues<sup>3</sup> and authorised the Chair to send a letter to the Chair of the LIBE Committee stating that should the European Parliament adopt its position at first reading in the form set out in that letter, subject to revision by the legal linguists of both institutions, the Council would approve the European Parliament's position and the act shall be adopted in the wording which corresponds to the European Parliament's position.
4. The European Parliament will adopt its position at first reading on the Commission proposal on 11 December 2018.
5. The Permanent Representatives Committee is therefore invited to agree that should the European Parliament adopt its position at first reading in the form set out in the letter to the Chair of the LIBE Committee, as revised by the legal linguists of both institutions as set out in PE-CONS 66/18<sup>4</sup>, the Council would be invited to approve the European Parliament's position as an "A" item at a forthcoming meeting.

If the Council approves the European Parliament's position, the act shall be adopted in the wording which corresponds to the European Parliament's position.

After being signed by the President of the European Parliament and the President of the Council, the legislative act will be published in the Official Journal of the European Union.

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<sup>3</sup> 14805/18.

<sup>4</sup> Available on 11 December 2018.