



Council of the  
European Union

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#### 'I/A' ITEM NOTE

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

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Subject: Draft DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE  
COUNCIL amending Directive 2014/59/EU as regards the loss-absorbing  
and recapitalisation capacity of credit institutions and investment firms and  
Directive 98/26/EC (**first reading**)  
- Adoption of the legislative act

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1. On 23 November 2016 the Commission sent the above proposal<sup>1</sup>, based on Article 114 TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 30 March 2017<sup>2</sup>.
3. The European Central Bank delivered its opinion on 8 November 2017<sup>3</sup>.

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<sup>1</sup> 14777/16 + COR 1.

<sup>2</sup> OJ C 209, 30.6.2017, p. 36.

<sup>3</sup> OJ C 34, 31.1.2018, p. 17.

4. On 16 April 2019 the European Parliament adopted its position at first reading on the Commission proposal. 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>4</sup>.
5. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council approve the European Parliament's position, as set out in PE-CONS 48/19, as an "A" item at a forthcoming meeting.

If the Council approves the European Parliament's position, the legislative act will be adopted.

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>4</sup> 8423/19.