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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Council Decision 2009/917/JHA as regards its alignment with Union rules on the protection of personal data (first reading) - Adoption of the legislative act

1. On 11 May 2023 the Commission submitted its proposal¹, based on Article 16(2) TFEU, to the Council.
2. The European Data Protection Supervisor delivered its opinion on 4 July 2023².
3. On 6 February 2024 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 Council³.

¹ 9375/1/23 REV1

² https://www.edps.europa.eu/system/files/2023-07/23-07-04_opinion_regulation_council_decision_alignment_data_protection_rules_en.pdf

³ 6268/24

4. 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 89/23, as an "A" item at a forthcoming meeting.
5. If the Council approves the European Parliament's position, the legislative act will be adopted.

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