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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 establishing a common procedure for international protection in the Union and repealing Directive 2013/32/EU (first reading) - Adoption of the legislative act

1. On 13 July 2016 the Commission submitted its proposal¹, based on Article 78(2), point (d) TFEU, to the Council.
2. On 23 September 2020 the Commission submitted an amended proposal², based on Article 78(2), point (d) and Article 79(2), point (c) TFEU, to the Council.
3. The European Economic and Social Committee delivered its opinions on 14 December 2016³ and on 25 February 2021⁴.
4. The Committee of the Regions delivered its opinions on 8 February 2017⁵ and on 19 March 2021⁶.

¹ 11317/16 + ADD 1 and ADD 2.

² 11202/20.

³ OJ C 75, 10.3.2017, p. 97.

⁴ OJ C 155, 30.4.2021, p. 64.

⁵ OJ C 207, 30.6.2017, p. 67.

⁶ OJ C 175, 7.5.2021, p. 32.

5. On 10 April 2024 the European Parliament adopted its position at first reading on the Commission proposal⁷. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council.
6. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council^{8 9} approve the European Parliament's position, as set out in PE-CONS 16/24, as an "A" item at a forthcoming meeting, with Hungary and Poland voting against and the Czech Republic, Malta and Slovakia abstaining.
7. The statements for the minutes of the Council meeting are set out in the Addendum to this note.
8. 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*.

⁷ 8581/24.

⁸ In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.

⁹ In accordance with Articles 1 and 2 and Article 4a(1) of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the TEU and to the TFEU, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.