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**2018/0170(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, Euratom) No 883/2013, as regards cooperation with the European Public Prosecutor's Office and the effectiveness of the European Anti-Fraud Office investigations (**first reading**)  
- Decision to use the written procedure for the adoption of the Council's position at first reading and of the statement of the Council's reasons

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1. On 23 May 2018 the Commission sent its proposal<sup>1</sup>, based on Article 325 TFEU and Article 106a of the Euratom Treaty, to the Council.
2. The Court of Auditors delivered its opinion on 15 November 2018<sup>2</sup>.
3. The European Parliament adopted its position at first reading on 16 April 2019<sup>3</sup>.
4. On 30 September 2020, the Council reached a political agreement on the Council's position at first reading on the above draft Regulation<sup>4</sup>.

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<sup>1</sup> 9313/18.

<sup>2</sup> OJ C 42, 1.2.2019, p. 1.

<sup>3</sup> 11108/20.

<sup>4</sup> In accordance with the letter of 16 October 2020 sent by the Chair of the European Parliament's Committee on Budgetary Control to the Chair of COREPER, the European Parliament should, at second reading, approve the Council's position at first reading without amendment.

Due to the special circumstances, the Permanent Representatives Committee is invited to decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure and Article 1 of Council Decision (EU) 2020/1659<sup>5</sup>, that the Council uses the written procedure for the adoption of its position at first reading on the draft Regulation of the European Parliament and of the Council amending Regulation (EU, Euratom) No 883/2013, as regards cooperation with the European Public Prosecutor's Office and the effectiveness of the European Anti-Fraud Office investigations, as set out the document 10008/20 + COR 1 (de) and the Statement of reasons, as set out in document 10008/20 ADD1.

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<sup>5</sup> Council Decision (EU) 2020/1659 of 6 November 2020 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430, and extended by Decisions (EU) 2020/556, (EU) 2020/702, (EU) 2020/970 and (EU) 2020/1253, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 376, 10.11.2020, p. 3–4).