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ENT 242
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CHIMIE 127
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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Directives 2009/43/EC and 2009/81/EC, as regards the simplification of intra-EU transfers of defence-related products and the simplification of security and defence procurement (first reading) - Adoption of the legislative act

1. On 17 June 2025 the Commission submitted its proposal¹, based on Article 53(2), Article 62 and Article 114 TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 18 September 2025².
3. On 16 September 2026 the European Parliament adopted its position at first reading on the Commission proposal³. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council.

¹ 10527/25 + REV 1.

² OJ C, C/2026/30, 16.1.2026, ELI: <http://data.europa.eu/eli/C/2026/30/oj>.

³ 13127/26.

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 46/26, and the joint statement by the European Parliament and the Council, as set out in Addendum 1 to this note, as an "A" item at a forthcoming meeting; and
 - decide to publish the statement set out in Addendum 1 in the C series of the *Official Journal of the European Union*.
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*.
