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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 on the use of renewable and low-carbon fuels in maritime transport, and amending Directive 2009/16/EC (first reading) - Adoption of the legislative act

1. On 14 July 2021 the Commission submitted its proposal¹, based on Article 100(2) TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 8 December 2021².
3. The Committee of the Regions was consulted and decided not to issue an opinion.

¹ Docs. 10327/1/21 REV 1 + 10327/21 ADD 1 to 3.

² OJ C 152, 6.4.2022, p. 145.

4. On 11 July 2023 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.
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 26/23, as an "A" item at a forthcoming meeting, with Poland voting against.
6. Should there be no Council meeting with quorum before 26 July 2023, 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, that the Council uses the written procedure for the adoption of Regulation of the European Parliament and of the Council on the use of renewable and low-carbon fuels in maritime transport, and amending Directive 2009/16/EC as set out in PE-CONS 26/23.
7. The statement 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*.

³ Doc. 11455/23.