



Council of the
European Union

Brussels, 21 September 2018
(OR. en)

12221/18

**Interinstitutional File:
2017/0002(COD)**

**CODEC 1477
JAI 888
COPEN 301
DATAPROTECT 182
DAPIX 283
EUROJUST 118
FREMP 145
ENFOPOL 453
DIGIT 174
RELEX 759**

'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 protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC (**first reading**)
- Adoption of the legislative act

1. On 12 January 2017 the Commission sent the above proposal¹, based on Article 16(2) TFEU, to the Council.
2. On 13 September 2018 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 Council².

¹ 5034/17.
² 11522/18.

3. The European Economic and Social Committee delivered its opinion on 31 August 2017³.
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 31/18, as an "A" item at a forthcoming meeting;
 - order that the statements in the addendum 1 to this note be entered in the minutes of that meeting.

If the Council approves the European Parliament's position, the legislative act will be adopted.

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

³ OJ C 288, 31.8.2017, p. 107.