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**Interinstitutional File:  
2017/0226 (COD)**

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CYBER 146  
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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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No. Cion doc.: 12181/17 DROIPEN 120 CYBER 126 JAI 784 TELECOM 206 MI 626 IA 38  
CODEC 1400

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Subject: Proposal for a Directive of the European Parliament and of the Council on combating fraud and counterfeiting of non-cash means of payment and replacing Council Framework Decision 2001/413/JHA  
*- Optional consultation of the European Economic and Social Committee*

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1. On 13 September 2017, the Commission submitted to the Council a proposal for a Directive of the European Parliament and of the Council<sup>1</sup>.
2. In its proposal, the Commission suggests that the European Economic and Social Committee be consulted on an optional basis<sup>2</sup>.

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<sup>1</sup> 12181/17 DROIPEN 120 CYBER 126 JAI 784 TELECOM 206 MI 626 IA 138 CODEC 1400

<sup>2</sup> The sole purpose of this note is to decide on the consultation of another institution/body and not on the substance.

3. The Permanent Representatives Committee is therefore invited to agree, in accordance with Article 304 of the Treaty on the Functioning of the European Union and Article 19(7)(h) of the Council's Rules of Procedure<sup>3</sup>, to consult the European Economic and Social Committee on the above proposal and to request it to give its opinion as soon as possible.
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<sup>3</sup> Council Decision 2009/937/EU of 1 December 2009 adopting the Council's Rules of Procedure, OJ L 325, 11/12/2009, p. 35.