Council of the European Union

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FREMP 190

'A' ITEM NOTE

From:	General Secretariat of the Council
To:	Council
On:	24 June 2021
Subject:	Draft Regulation amending Regulation (EC) No 168/2007 establishing the European Union Agency for Fundamental Rights (FRA) - Agreement in principle - Request for the consent of the European Parliament

1. On 5 June 2020, the Commission submitted to the Council a proposal[1] for a Council Regulation amending Regulation (EC) No 168/2007 establishing the European Union Agency for Fundamental Rights (FRA). The objective of the Commission's proposal was twofold: to align certain provisions of the Agency's founding Regulation with the Common Approach on decentralised agencies of 19 July 2012 and to amend the Agency's scope of activities in view of the entry into force of the Lisbon Treaty.

2. The proposal was examined thoroughly in a series of informal VTC meetings of the members of the FREMP Working Party, the latest of which took place on 11 November 2020.

[1] 8613/20

3. The agreement on the draft compromise was confirmed at the informal VTC of the JHA Counsellors on FREMP matters, on 12 May 2021.

4. On 7 June 2021, the Council confirmed a general approach on the draft Council Regulation amending Regulation (EC) No 168/2007 establishing the European Union Agency for Fundamental Rights (FRA) (document 8686/21).

5. On 23 June 2021, the Permanent Representatives Committee agreed that the Council, at one of its forthcoming meetings, decides to request the consent of the European Parliament on the text of the general approach, subject to the revision by the lawyer-linguists.

6. The text of the draft Regulation, as revised by the lawyer-linguists, is set out in document 9827/21.

7. In accordance with Article 352(1) of the Treaty on the Functioning of the European Union, the Council may adopt the Regulation acting unanimously and after obtaining the consent of the European Parliament.

8. In the light of the above considerations, the Council is invited to:

   a) agree in principle on the text of the draft Council Regulation amending Regulation (EC) No 168/2007 establishing the European Agency for Fundamental Rights (FRA), revised by the lawyer-linguists, as set out in document 9827/21;

   b) decide to request the consent of the European Parliament on the draft Regulation, revised by the lawyer-linguists, as set out in document 9827/21, in accordance with Article 352 TFEU.