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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the approval by the Union of the Agreement on the interpretation and application of the Energy Charter Treaty (first reading) - Adoption of the legislative act

1. On 2 July 2024 the Commission submitted its proposal¹, based on Article 194 TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 4 December 2024².
3. The Committee of the Regions was consulted and decided not to issue an opinion.
4. On 18 June 2025 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 12521/24 + ADD 1.

² OJ C, C/2025/776, 11.2.2025, ELI: <http://data.europa.eu/eli/C/2025/776/oj>.

³ 9729/25.

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 15/25, as an "A" item at a forthcoming meeting, with Hungary voting against and Czechia, France, Malta and Austria abstaining.
6. The statements for the minutes of the Council meeting are set out in the Addendum to this note.
7. 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*.
