



Council of the
European Union

Brussels, 10 September 2021
(OR. en)

11646/21

LIMITE

CODEC 1197
UK 195
TRANS 529

Interinstitutional File:
2021/0228(COD)

'I' ITEM NOTE

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| From: | General Secretariat of the Council |
| To: | Permanent Representatives Committee |
| Subject: | Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulation (EU) 2020/2222 to extend the period of validity of safety certificates and licences of railway undertakings operating through the Channel Fixed Link (first reading) - Preparation for adoption of the legislative act |

1. On 13 July 2021 the Commission sent its proposal¹, based on Article 91(1) TFEU, to the Council.
2. The European Committee of the Regions was consulted and decided not to give an opinion.
3. The European Economic and Social Committee was consulted.
4. Informal contacts were undertaken between the Council, the European Parliament and the Commission with the aim of reaching agreement at first reading.
5. On 1 September 2021, the Permanent Representatives Committee endorsed the compromise text and authorised the Chair to send a letter to the Chair of the TRAN Committee stating that should the European Parliament adopt its position at first reading in the form set out in that letter, subject to revision by the legal linguists of both institutions, the Council would approve the European Parliament's position and the act shall be adopted in the wording which corresponds to the European Parliament's position.

¹ 10787/21.

6. The European Parliament will adopt its position at first reading at its plenary on 13-16 September 2021.
7. The Permanent Representatives Committee is therefore invited to agree that should the European Parliament adopt its position at first reading in the form set out in the letter to the Chair of the TRAN Committee referred to in paragraph 5 of this note, as revised by the legal linguists of both institutions in PE-CONS 62/21², the Council would be invited to approve the European Parliament's position as an "A" item at a forthcoming meeting;
8. Given the urgency of the matter, the Permanent Representatives Committee is at the same time invited to decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure and Article 1 of Council Decision (EU) 2021/1142³, that the Council uses the written procedure for the approval of the European Parliament's position at the first reading as referred to in the paragraph 7 of this note provided that no Council meeting with quorum takes place before 22 September 2021.
9. If the Council approves the European Parliament's position, the act shall be adopted in the wording, which corresponds to the European Parliament's position.

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* at the latest on 29 September 2021.

² Available on 16 September 2021.

³ Council Decision (EU) 2021/1142 of 12 July 2021 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 247, 13.7.2021, p. 91–92).