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'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)
Subject:	Decision on exceptional macro-financial assistance to Ukraine - Confirmation of the final compromise text with view to an agreement

1. On 7 September 2022, the Commission transmitted to the Council a proposal for a Decision on providing exceptional macro-financial assistance to Ukraine, reinforcing the Common Provisioning Fund by guarantees by the Member States and by specific provisioning for some financial liabilities related to Ukraine guaranteed under Decision No 466/2014/EU, and amending Decision (EU) 2022/1201 (ST 12199/22).
2. On 7 September 2022, the Commission requested the European Parliament to apply the urgency procedure for this file and the European Parliament voted on the request for urgency during the plenary session of 12-15 September and could adopt its position at first reading during this plenary session.
3. The proposal was examined by the Financial Counsellors Working Party on 12 September 2022. Delegations gave broad support to the proposal, including preference for a swift adoption of the legal text. The Working Party agreed with the Presidency's approach of accepting the Commission's proposal without amendments, as set out in document ST 12199/22.

4. On that basis, the Permanent Representatives Committee is invited:

- to confirm its agreement to the final compromise text, as set out in document ST 12199/22;
- to authorize the Presidency to send a letter to the Chair of the European Parliament's Committee on International Trade (INTA) confirming that, should the European Parliament adopt its position at first reading, in accordance with Article 294 paragraph 3 of the Treaty, in the form set out in in document ST 12199/22, the Council would, in accordance with Article 294 paragraph 4 of the Treaty, approve the European Parliament's position and the act shall be adopted in that wording, subject, if necessary, to revision by the legal linguists of both institutions;
- to agree that, should the European Parliament adopt its position at first reading in the form set out in document ST 12199/22, as revised by the legal linguists of both institutions in PE-CONS 49/22, during the plenary session of 12-15 September 2022, this proposal will be submitted directly to the Council, namely to its General Affairs configuration at its meeting of 20 September 2022, and the Council would be invited to approve the European Parliament's position as an "A" item;
- to suggest that the Council derogate, on the basis of Article 3(3), second subparagraph, of the Council's Rules of Procedure, from the eight-week period referred to in the first subparagraph of that Article, in view of the urgency of the matter as set out in the preamble of the legislative act.