Council of the European Union

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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) No 305/2011, (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2023/988 and (EU) 2023/1230 as regards emergency procedures for the conformity assessment, presumption of conformity, adoption of common specifications and market surveillance due to an internal market emergency (**first reading**) - Adoption of the legislative act

1. On 19 September 2022 the Commission submitted its proposal[1], based on Article 114 TFEU, to the Council.

2. The European Economic and Social Committee delivered its opinion on 14 December 2022[2].

3. The Committee of the Regions delivered its opinion on 8 February 2023[3].

4. On 24 April 2024 the European Parliament adopted its position at first reading on the Commission proposal (without legal linguistic revision). After finalisation of the adopted text by the legal linguists, the European Parliament approved a corrigendum to that position at its plenary session of 16 to 19 September 2024. It reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council[4].

1 12576/22 + ADD 1-5 + ADD 2 REV 1.
2 OJ C 100, 16.3.2023, p. 95.
3 OJ C 157, 3.5.2023, p. 82.
4 13040/24.

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 47/24, as an "A" item at a forthcoming meeting with Luxembourg voting against and Bulgaria abstaining.

6. The statement for the minutes of the Council meeting is 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*.