



Brussels, 22 September 2023  
(OR. en)

13108/23

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**Interinstitutional File:  
2022/0219(COD)**

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**INDEF 47  
COPS 447  
POLMIL 240  
IND 475  
MAP 48  
COMPET 886  
FISC 198  
CODEC 1621**

**'I/A' ITEM NOTE**

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From: General Secretariat of the Council  
To: Permanent Representatives Committee/Council

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Subject: Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on establishing an instrument for the reinforcement of the European defence industry through common procurement (EDIRPA) **(first reading)**  
- Adoption of the legislative act

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1. On 19 July 2022 the Commission submitted its proposal<sup>1</sup>, based on Article 173(3) TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 21 September 2022<sup>2</sup>.
3. On 12 September 2023 the European Parliament adopted its position at first reading on the Commission proposal. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council<sup>3</sup>.

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<sup>1</sup> 11531/22

<sup>2</sup> OJ C 486, 21.12.2022, p. 168

<sup>3</sup> 12895/23

4. 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 40/23, as an "A" item at a forthcoming meeting.
5. 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*.

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