



Council of the
European Union

Brussels, 5 December 2022
(OR. en)

15443/22

LIMITE

**EF 356
ECOFIN 1258
CODEC 1873**

'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)
Subject:	Regulation of the European Parliament and of the Council amending Regulation (EU) 2015/760 as regards the scope of eligible assets and investments, the portfolio composition and diversification requirements, the borrowing of cash and other fund rules and as regards requirements pertaining to the authorisation, investment policies and operating conditions of European long-term investment funds - Confirmation of the final compromise text with a view to agreement

I. INTRODUCTION

1. On 25 November 2021, the Commission transmitted to the Council the above-mentioned proposal¹. The Proposal fundamentally aims to make European Long-Term Investment Funds (ELTIFs) more attractive to investors. It will thus help channel more capital to the financing of long-term investments in the Union's real economy, while contributing to finance the green and digital transitions, and, at the same time, maintain high levels of investor protection, especially for retail investors.

¹ Doc. 14367/22 + ADD 1 to ADD 4

2. The European Economic and Social Committee delivered its opinion on 23 March 2022².
3. On 24 May 2022, the Council (ECOFIN) agreed on a general approach with regard to the proposed Regulation, as set out in doc. 8840/1/22 REV1.
4. The European Parliament confirmed its negotiating mandate in the Plenary meeting on 6 July 2022. On that basis, the German Presidency has conducted negotiations with the European Parliament and the Commission with a view to a first reading agreement.

II. STATE OF PLAY

5. On 19 October 2022, a provisional agreement was reached, followed by technical work, resulting in the final compromise text as set out in doc. 15444/22.

III. CONCLUSION

6. The Permanent Representatives Committee is therefore invited to:
 - approve the text of the draft Regulation as set out in doc. 15444/22 with a view to reaching an agreement at first reading with the European Parliament; and
 - give to the Chairman of the Permanent Representatives Committee the mandate to inform the Chair of the European Parliament's ECON Committee that, should the European Parliament adopt the text of the proposal in the exact form as set out in doc. 15444/22, the Council would adopt the proposed Regulation thus amended, subject to legal-linguistic revision by both Institutions.

² Doc. 7706/22.