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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 laying down measures to strengthen solidarity and capacities in the Union to detect, prepare for and respond to cyber threats and incidents and amending Regulation (EU) 2021/694 (Cyber Solidarity Act) **(first reading)** - Adoption of the legislative act = Statement

Statement by the Commission

1. The Commission's Legislative Financial Statement accompanying the proposal on the Cyber Solidarity Act was published in April 2023. Since then, the relevant estimated figures have changed due to the adoption or expected adoption of other legislative acts.

2. On 5 March 2024, the co-legislators reached a preliminary political agreement to limit to EUR 22 million the reallocation from the Specific Objective 4 "Advanced Digital Skills" to the Specific Objective 3 "Cybersecurity and Trust" of the Digital Europe Programme foreseen in the Legislative Financial Statement.

3. To reflect the terms of the preliminary political agreement, the Commission updated the Legislative Financial Statement of the Cyber Solidarity Act with regards to the financial envelopes for the Specific Objectives 2 “Artificial Intelligence”, 3 “Cybersecurity and Trust” and 4 “Advanced Digital Skills”, taking into account the reallocations as agreed by the co-legislators.

4. Accordingly, the financial envelopes for the period 2025-2027 presented in the updated Legislative Financial Statement, without prejudice to the powers of the Commission in the context of the annual budgetary procedure, are the following:

– [EUR 544 726 000] for Specific Objective 2 “Artificial Intelligence”, taking into account EUR 65 million reallocated to Specific Objective 3 “Cybersecurity and Trust”;

– [EUR 44 451 000] for Specific Objective 3 “Cybersecurity and Trust” - part under the direct management of the Commission, including EUR 26 million reallocated from Specific Objectives 2 and 4.

– [EUR 353 190 613] for Specific Objective 3 “Cybersecurity and Trust” - part managed by the European Cybersecurity Competence Centre, including the reallocation of EUR 61 million from Specific Objectives 2 and 4.

– [EUR 167 162 423] for Specific Objective 4 “Advanced Digital Skills”, taking into the reallocation of EUR 22 million to Specific Objective 3 “Cybersecurity and Trust”.

5. The EU Cybersecurity Reserve will be funded from the financial envelope of the Specific Objective 3 “Cybersecurity and Trust”– part under the direct management of the Commission (which according to the updated LFS is estimated at EUR [44 451 000]).