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 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

1. On 18 April 2023 the Commission submitted its proposal[1], based on Article 173(3) and Article 322(1), point (a) TFEU, to the Council.

2. The European Economic and Social Committee delivered its opinion on 13 July 2023[2].

3. The Court of Auditors delivered its opinion on 26 September 2023[3].

4. The Committee of the Regions delivered its opinion on 30 November 2023[4].

1 8512/23 + ADD1.
2 OJ C 349, 29.9.2023, p. 167.
3 https://www.eca.europa.eu/en/publications/OP-2023-02.
4 OJ C, C/2024/1049, 9.2.2024, ELI: http://data.europa.eu/eli/C/2024/1049/oj.

5. 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 Parliament approved a corrigendum to that position at its plenary session from 13 to 14 November 2024. It reflects the compromise agreement reached between the Institutions and should, therefore, be acceptable to the Council[5].

6. 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 94/24, as an "A" item at a forthcoming meeting;

   – decide to publish the statement set out in Addendum 1 in the C series of the *Official Journal of the European Union*.

7. The statement for the minutes of the Council meeting is set out in the Addendum 1 to this note.

8. 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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[5] 15644/24.