

Brussels, 28 November 2025
(OR. en)

15999/25

**Interinstitutional File:
2023/0438 (COD)**

**CODEC 1930
ENFOPOL 450
JAI 1793
IXIM 322
COPEN 382
SCHENGEN 106**

'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 Regulation (EU) 2016/794 as regards the strengthening of Europol's support and enhancing police cooperation, for preventing and combating migrant smuggling and trafficking in human beings **(first reading)**
- Adoption of the legislative act

1. On 28 November 2023, the Commission submitted its proposal¹, based on Articles 85(1), 87(2) and 88(2) TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 10 July 2024².
3. On 25 November 2025, the European Parliament adopted its position at first reading on the Commission proposal³. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council.

¹ 16204/23.

² OJ C, C/2024/6024, 23.10.2024, ELI: <http://data.europa.eu/eli/C/2024/6024/oj>.

³ 15920/25.

4. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council⁴ approve the European Parliament's position, as set out in PE-CONS 46/25, 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*.

⁴ In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to TEU and to TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.