



Brussels, 15 January 2024
(OR. en)

5136/24

Interinstitutional File:
2023/0028(COD)

CODEC 19
JUSTCIV 3
JAI 16
JAIEX 4
AL 2

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft DECISION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL empowering France to negotiate a bilateral agreement with Algeria concerning judicial cooperation in civil and commercial matters (first reading) - Adoption of the legislative act

1. On 8 February 2023 the Commission submitted its proposal¹, based on Article 81(2) TFEU, to the Council.
2. On 12 December 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 Council².
3. 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 65/23, as an "A" item at a forthcoming meeting.

¹ 6255/23.

² 16653/23.

4. The statement for the minutes of the Council meeting is set out in the Addendum to this note.
5. If the Council³ ⁴ 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*.

³ In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application.

⁴ In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union (TEU) and to the TFEU, and without prejudice to Article 4 of that Protocol, Ireland is not taking part in the adoption of this Decision and is not bound by it or subject to its application.