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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Council Framework Decision 2002/465/JHA, as regards its alignment with EU rules on the protection of personal data (first reading) - Adoption of the legislative act

1. On 20 January 2021 the Commission sent its proposal¹, based on Article 16 TFEU, to the Council.
2. The European Parliament adopted its position at first reading on the Commission proposal on 14 December 2021. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council².

¹ ST 5708/21.

² ST 14973/21.

3. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council³ approve the European Parliament's position, as set out in PE- CONS 77/21, as an 'A' item at a forthcoming meeting.
4. If the Council approves the European Parliament's position, the legislative act will be adopted.

After being signed by the President of the European Parliament and the President of the Council, the legislative act will be published in the Official Journal of the European Union.

³ In accordance with Articles 1, 2 and 2a of Protocol No 22, Denmark is not taking part in the adoption of this Directive and is not bound by it or subject to its application.