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NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Proposal for a Regulation of the European Parliament and of the Council on jurisdiction, applicable law, recognition and enforcement of measures and cooperation in matters relating to the protection of adults - General approach - Statement by Malta and Portugal

Delegations will find attached the statement by the Malta and Portugal to be included in the minutes of the Permanent Representatives Committee and of the Council.

ANNEX

STATEMENT BY MALTA AND PORTUGAL
ON THE REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL ON JURISDICTION, APPLICABLE LAW, RECOGNITION AND ENFORCEMENT OF MEASURES AND COOPERATION IN MATTERS RELATING TO THE PROTECTION OF ADULTS
– GENERAL APPROACH

PUBLIC

Malta and Portugal reiterate their support for the proposal and its objectives, particularly the strengthening of the autonomy of persons in situations of vulnerability. Nevertheless, they would have preferred a more ambitious compromise text which fully takes into account developments that have taken place since the entry into force of the 2000 Hague Convention, particularly in relation to supported decision making regimes.

In this context, Malta and Portugal would have welcomed a clearer and more explicit distinction between representation, protection and support in the operative part of the text, alongside a reference to exploring other community-based measures before considering institutional placements.