



Council of the  
European Union

Brussels, 19 February 2021  
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#### 'I' ITEM NOTE

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From: General Secretariat of the Council  
To: Permanent Representatives Committee

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Subject: Draft Regulation of the European Parliament and of the Council establishing the Customs programme for cooperation in the field of customs and repealing Regulation (EU) No 1294/2013 **(first reading)**  
- Decision to use the written procedure for the adoption of the Council's position at first reading and of the statement of the Council's reasons

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1. On 12 June 2018 the Commission sent its proposal<sup>1</sup>, based on articles 33, 114 and 207 of the TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 17 October 2018<sup>2</sup>.
3. The European Parliament adopted its position at first reading on 16 April 2019<sup>3</sup>.

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<sup>1</sup> 9929/18.

<sup>2</sup> OJ C 62 of 15.2.2019, p. 45.

<sup>3</sup> 8055/19.

4. On 27 January 2021, the Permanent Representatives Committee confirmed the final compromise text on the above draft Regulation<sup>4</sup>.
5. Due to the special circumstances, the Permanent Representatives Committee is invited to decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure and Article 1 of Council Decision (EU) 2021/26<sup>5</sup>, that the Council uses the written procedure for the adoption of its position at first reading on the draft Regulation of the European Parliament and of the Council establishing the Customs programme for cooperation in the field of customs and repealing Regulation (EU) No 1294/2013, as set out in document 5265/21, and the Statement of reasons, as set out in document 5265/21 ADD 1.

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<sup>4</sup> In accordance with the letter of 14 January 2021, sent by the Chair of the European Parliament's Committee on Internal Market and Consumer Protection to the Chair of COREPER, the European Parliament should, at second reading, approve the Council's position at first reading without amendment (doc. 5471/21).

<sup>5</sup> Council Decision (EU) 2021/26 of 12 January 2021 further extending the temporary derogation from the Council's Rules of Procedure introduced by Decision (EU) 2020/430, and extended by Decisions (EU) 2020/556, (EU) 2020/702, (EU) 2020/970, (EU) 2020/1253 and (EU) 2020/1659, in view of the travel difficulties caused by the COVID-19 pandemic in the Union (OJ L 11, 14.1.2021, p. 19–20).