Council of the European Union

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'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)
No. Cion doc.:	14262/20 + ADD 1
Subject:	Proposal for a Directive of the European Parliament and of the Council on the resilience of critical entities *- Optional consultation of the Committee of the Regions*

1. On 16 December 2020, the Commission submitted to the Council a proposal for a Directive of the European Parliament and of the Council on the resilience of critical entities[1].

2. The above-mentioned proposal for a Directive is based on Article 114 of the Treaty on the functioning of the European Union.

3. The procedure to adopt the Directive foresees the consultation of the European Economic and Social Committee. The Opinion of the Committee of the Regions is not required.[2]

[1] 14262/20 + ADD1.
[2] The sole purpose of this note is to decide on the consultation of another institution/body and not on the substance.

4. In its proposal, the Commission suggests that the Committee of the Regions be consulted on an optional basis. Given the subject matter of the proposal, it is considered appropriate to consult the Committee of the Regions on an optional basis.

5. The Permanent Representatives Committee is therefore invited to decide, in accordance with Articles 304 and 307 of the Treaty on the Functioning of the European Union and Article 19(7)(h) of the Council's Rules of Procedure[3], to consult the Committee of the Regions on the above proposal and to request it to give its opinion.

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[3] Council Decision 2009/937/EU of 1 December 2009 adopting the Council's Rules of Procedure, OJ L 325, 11/12/2009, p. 35.