



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 21 February 2012 (23.02)  
(OR. fr)**

6726/12

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**Interinstitutional File:  
2010/0362 (COD)**

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AGRI 95  
AGRIORG 35  
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**"I/A" ITEM NOTE**

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from: General Secretariat of the Council

to: SCA/COUNCIL

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No Cion prop.: 17582/10 AGRI 538 AGRIORG 64 CODEC 1508

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Subject: Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1234/2007 as regards contractual relations in the milk and milk products sector (**first reading**)  
– Adoption of the legislative act (LA + S)  
**COMMON GUIDELINES**  
**Consultation deadline: 27.2.2012**

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1. On 10 December 2010 the Commission submitted to the Council the above proposal<sup>1</sup>, based on Article 42(1) and Article 43(2) of the TFEU.
2. The European Economic and Social Committee delivered its opinion on 4 May 2011<sup>2</sup>. The Committee of the Regions delivered its opinion on 12 May 2011<sup>3</sup>.
3. In accordance with the provisions of the Joint Declaration on practical arrangements for the codecision procedure<sup>4</sup>, informal contacts were initiated between the Council, the European Parliament and the Commission with the aim of reaching agreement at first reading.

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<sup>1</sup> 17582/10.

<sup>2</sup> OJ C 218, 23.7.2011, p. 110.

<sup>3</sup> OJ C 192, 1.7.2011, p. 36.

<sup>4</sup> OJ C 145, 30.6.2007, p. 5.

4. The European Parliament delivered its opinion at first reading on 15 February 2012, adopting one amendment to the Commission proposal. The outcome of the vote in the European Parliament reflects the compromise agreed between the institutions and should therefore be acceptable to the Council<sup>1</sup>.
  
5. The Special Committee on Agriculture is therefore invited to confirm its agreement and suggest that the Council:
  - adopt the Regulation as set out in PE-CONS 77/11 as an "A" item at a forthcoming meeting, with the Luxembourg delegation voting against and with the Irish, Netherlands and Danish delegations abstaining;
  
  - decide to enter in the minutes of that meeting the statements set out in the Addendum to this note.

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.

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<sup>1</sup> 6400/12.