Council of the European Union

Brussels, 8 March 2024
(OR. en)

7303/24

Interinstitutional File: 2023/0076(COD)

CODEC 667
ENER 116
ENV 242
CLIMA 98
COMPET 263
CONSOM 88
FISC 46

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representative Committee/Council
Subject:	Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) No 1227/2011 and (EU) 2019/942 as regards improving the Union's protection against market manipulation on the wholesale energy market **(first reading)** - Adoption of the legislative act

1. On 14 March 2023, the Commission submitted its proposal[1], based on Article 194(2) TFEU, to the Council.

2. The European Economic and Social Committee delivered its opinion on 14 June 2023[2].

3. The Committee of the Regions was consulted and decided not to issue an opinion.

4. On 29 February 2024, the European Parliament adopted its position at first reading on the Commission proposal[3]. The outcome of voting in the European Parliament reflects the compromise agreement reached between the institutions and should, therefore, be acceptable to the Council.

1 7435/23 + ADD 1.
2 OJ C 293, 18.8.2023, p. 138.
3 6987/24.

5. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council approve the European Parliament's position, as set out in PE-CONS 103/23, as an "A" item at a forthcoming meeting.

6. If the Council approves the European Parliament's position, the legislative act will be adopted.

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