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'I/A' ITEM NOTE

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

Subject: Draft DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE
COUNCIL harmonising certain aspects of insolvency law **(first reading)**
- Adoption of the legislative act

1. On 7 December 2022 the Commission submitted its proposal¹, based on Article 114 TFEU, to the Council.
2. The European Data Protection Supervisor delivered its opinion on 6 February 2023².
3. The European Economic and Social Committee delivered its opinion on 22 March 2023³.
4. On 10 March 2026 the European Parliament adopted its position at first reading on the Commission proposal⁴. 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 15896/22 + ADD 1 to ADD 4.

² 6147/23.

³ 7856/23.

⁴ 7289/26.

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 64/25, as an "A" item at a forthcoming meeting, with Hungary and Austria abstaining.
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*.
