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'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
Subject:	Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL establishing a Social Climate Fund (first reading) - Adoption of the legislative act

1. On 14 July 2021, the Commission submitted its proposal¹, based on Article 91(1), point (d), Article 192(1) and Article 194(1), point (c), TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 9 December 2021².
3. The European Committee of the Regions delivered its opinion on 27 April 2022³.
4. The European Court of Auditors delivered its opinion on 15 December 2022⁴.

¹ 10920/21 + COR 1 + ADD 1 + ADD 1 COR 1.

² OJ C 152, 6.4.2022, p. 158.

³ OJ C 301, 5.8.2022, p. 70.

⁴ OJ C 17, 18.1.2023, p. 9.

5. Informal contacts were undertaken between the Council, the European Parliament and the Commission with the aim of reaching agreement at first reading.
6. On 8 February 2023, the Permanent Representatives Committee endorsed the agreement reached with the European Parliament and authorised the Chair to send a letter to the Chairs of the ENVI and EMPL Committees stating that should the European Parliament adopt its position at first reading in the form set out in that letter, subject to revision by the legal linguists of both institutions, the Council would approve the European Parliament's position and the act shall be adopted in the wording which corresponds to the European Parliament's position.
7. The European Parliament will adopt its position at first reading at its plenary on 17-20 April 2023.
8. The Permanent Representatives Committee is therefore invited to agree that should the European Parliament adopt its position at first reading in the form set out in the letter to the Chairs of the ENVI and EMPL Committees referred to in paragraph 6 of this note, as revised by the legal linguists of both institutions in PE-CONS 11/23⁵, the Council would be invited to approve the European Parliament's position as an "A" item at a forthcoming meeting, with Finland voting against and Belgium and Poland abstaining.
9. The statements for the minutes of the Council meeting are set out in the Addendum to this note.
10. If the Council approves the European Parliament's position, the act shall be adopted in the wording, which corresponds to the European Parliament's position.

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*.

⁵ It will be available in due time.