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'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on establishing the European defence industry Reinforcement through common Procurement Act - Mandate for negotiations with the European Parliament

1. On 19 July 2022, the Commission submitted to the European Parliament and the Council its proposal for a Regulation on establishing the European defence industry Reinforcement through common Procurement Act[1] (“EDIRPA Regulation”).

2. The European Economic and Social Committee adopted its opinion[2] on 21 September 2022.

3. At its meeting on 1 December 2023, the Council reached a General Approach[3].

4. The European Parliament adopted its report at committee level on 25 April 2023[4]. On 10 May 2023, the plenary adopted the report and provided the mandate to enter into negotiations with the Council.

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1 11531/22.
2 C 486/168.
3 14948/22.
4 A9-0161/2023.

5. On 3 May, the Commission submitted to the European Parilament and the Council its proposal for a Regulation on establishing the Act in Support of Ammunition Production[5] ("ASAP Regulation"). In the legislative financial statement attached to this proposal, the Commission provided that EUR 240 mio of the financial envelope initially foreseen for the EDIRPA Regulation was to be re-deployed to the ASAP Regulation.

6. On 10 and 16 May, the Ad Hoc Working Party on Defence Industry examined the ASAP Regulation and agreed on the re-allocation of appropriations as proposed by the Commission.

7. The Presidency therefore invites the Permanent Representatives Committee to confirm agreement on this re-allocation of appropriations, and to grant, a negotiating mandate for upcoming trilogues, entailing the change, as set out in the Annex, compared to the Council General Approach.

[5] 8891/23.

ANNEX

Article 4(1) of document 1948/22 should read as follows:

Article 4
Budget

1. The financial envelope for the implementation of the Instrument for the period from the entry into force of this Regulation to 31 December 2024 shall be EUR ~~500~~ **260** million in current prices.