



Council of the
European Union

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FREMP 185

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'I' ITEM NOTE

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| From: | General Secretariat of the Council |
| dated: | 21 June 2021 |
| To: | Permanent Representatives Committee |
| Subject: | Draft Regulation amending Regulation (EC) No 168/2007 establishing the European Union Agency for Fundamental Rights (FRA) - Preparation for the request for the consent of the European Parliament |

1. On 5 June 2020, the Commission submitted to the Council a proposal¹ for a Council Regulation amending Regulation (EC) No 168/2007 establishing the European Union Agency for Fundamental Rights (FRA). The objective of the Commission's proposal was twofold: to align certain provisions of the Agency's founding Regulation with the Common Approach on decentralised agencies of 19 July 2012 and to amend the Agency's scope of activities in view of the entry into force of the Lisbon Treaty.
2. The proposal was examined thoroughly in a series of informal VTC meetings of the members of the FREMP Working Party, the latest of which took place on 11 November 2020.

¹ 8613/20

3. The agreement on the draft compromise was confirmed at the informal VTC of the JHA Counsellors on FREMP matters, on 12 May 2021.
4. On 7 June 2021, the Council confirmed a General Approach on the draft Regulation amending Regulation (EC) No 168/2007 establishing the European Union Agency for Fundamental Rights (FRA)².
5. The text of the General Approach is being revised by the lawyer-linguists.
6. In accordance with Article 352(1) of the Treaty on the Functioning of the European Union, the Council may adopt the Regulation acting unanimously and after obtaining the consent of the European Parliament.
7. In the light of the above considerations, the Permanent Representatives Committee is invited to:
 - a) agree that the Council, at one of its forthcoming meetings, decides to request the consent of the European Parliament on the text of the General Approach, subject to the revision by the lawyer-linguists, and
 - b) decide, in accordance with the first subparagraph of Article 12(1) of the Council's Rules of Procedure and Article 1 of Council Decision 2020/430, that the Council uses the written procedure for the adoption of the above mentioned decision if no Council meeting with quorum takes place by 28 June 2021.

² Doc. 8686/21