Council of the European Union

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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee/Council
Subject:	Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the transfer of proceedings in criminal matters **(first reading)** - Adoption of the legislative act

1. On 5 April 2023 the Commission submitted its proposal[1], based on Article 82(1)(b) and (d) TFEU, to the Council.

2. The European Data Protection Supervisor delivered its opinion on 22 May 2023[2].

3. The European Economic and Social Committee delivered its opinion on 20 September 2023[3].

4. On 23 April 2024, the European Parliament adopted its position at first reading on the Commission proposal (without legal linguistic revision). After finalisation of the adopted text by the legal linguists, the Parliament approved a corrigendum to that position at its plenary session from 7 to 10 October 2024. It reflects the compromise agreement reached between the Institutions and should, therefore, be acceptable to the Council[4].

1 8231/23 + ADD 1 to ADD 3.
2 OJ C 253, 18.7.2023, p. 6.
3 OJ C, C/2023/869, 8.12.2023, ELI: http://data.europa.eu/eli/C/2023/869/oj.
4 14248/24.

5. The Permanent Representatives Committee is therefore asked to confirm its agreement and to suggest that the Council[5] approve the European Parliament's position, as set out in PE-CONS 72/24 as an "A" item at a forthcoming meeting, with Czechia and Slovakia abstaining.

6. The statement for the minutes of the Council meeting is set out in the Addendum 1 to this note.

7. 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*.

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[5] In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.