Council of the European Union

Brussels, 25 November 2026
(OR. en)

15995/26
ADD 1

Interinstitutional File:
2026/0134 (COD)

TELECOM 563
MI 1211
ESPACE 191
CSC 756
CODEC 2198

NOTE

From:	General Secretariat of the Council
To:	Council
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL on the procedure for authorisation of systems providing mobile satellite services using the harmonised 2 GHz frequency band and repealing Decision No 626/2008/EC (Text with EEA relevance) - General approach = *Statement by Italy*

Italy has requested that the following statement be entered in the Council minutes

Italy considers it important that certain particularly sensitive issues continue to be part of the negotiations.

Data traffic shall remain within Europe and security clearances for access to classified information may be issued only by national authorities.

The use of advanced encryption will be considered an award criterion but will not be mandatory.

Member States may impose additional requirements as part of the authorization process.

Recital 26. Italy deems important to ensure that the principle aimed at avoiding undue competitive advantages in favour of entities involved in the IRIS² program is adequately reflected also in the provisions of the articles.

Article 5(7). In line with the objective of the proposal and with regard to need to ensure that an EU solution for a MSS system can be developed, Italy reiterates its opposition to the provision and requests its deletion.

Article 18 - Financial contributions and fees. Recital 36 still refers to the possibility of setting the minimum financial contribution for the secure government system to zero. Consistently its inclusion in the articles should be considered. The provision that allocates to the Union budget the remainder of annual fees after cost coverage should be revised. In line with recitals 35 and 36, which recognize the national nature of the spectral resource, it must be clarified that the shares of fees related to national usage rights belong to the Member States.

Article 19a - Enforcement measures. Italy requests to limit the *standstill* provision referred to in paragraph 6 to violations affecting two or more Member States, avoiding that the European coordination mechanism conditions the exercise of national competences in exclusively internal cases. It is also considered necessary to expressly include a *ne bis in idem* clause in the articles, currently contemplated only by recital 41.

Article 13(2) - General authorization. Italy requests that the safeguard clause referred to in Article 1(4), currently referred to only by Article 13(1), be extended to the general authorization regime, in order to preserve national competences in the matters covered therein.