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'I' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee

Subject: Draft DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down specific rules with respect to Directive 96/71/EC and Directive 2014/67/EU for posting drivers in the road transport sector and amending Directive 2006/22/EC as regards enforcement requirements and Regulation (EU) No 1024/2012 (**first reading**)
- Decision to use the written procedure for the adoption of the Council's position at first reading and of the statement of the Council's reasons

1. On 31 May 2017 the Commission sent its proposal¹, based on Article 91(1) TFEU, to the Council.
2. The European Economic and Social Committee delivered its opinion on 18 January 2018².
3. The Committee of the Regions delivered its opinion on 1 February 2018³.
4. The European Parliament adopted its position at first reading on 4 April 2019⁴.

¹ 9671/17.

² OJ C 197, 8.6.2018, p. 45.

³ OJ C 176, 23.5.2018, p 57.

⁴ 7729/19.

5. On 20 February 2020, the Council reached a political agreement on the Council's position at first reading on the above draft Directive⁵.
6. On 20 March 2020, the Permanent Representatives Committee agreed to suggest that the Council adopt its position at first reading. The text of the Council's position at first reading⁶ is available in all official languages of the European Union, as well as the statement of reasons set out in the addendum to the Council's position at first reading.
7. In absence of Council meetings and in view of the above, the Permanent Representatives Committee is invited to 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 its position at first reading on the draft Directive of the European Parliament and of the Council amending Directive 2006/22/EC as regards enforcement requirements and laying down specific rules with respect to Directive 96/71/EC and Directive 2014/67/EU for posting drivers in the road transport sector as set out in document 5112/20 and the Statement of reasons as set out in document 5112/20 ADD 1.

⁵ In accordance with the letter of 23 January 2020 sent by the Chair of the European Parliament's Committee on Transport and Tourism to the Chair of COREPER, the European Parliament should, at second reading, approve the Council's position at first reading without amendment.

⁶ 5112/20 + ADD 1.