



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 29 April 2008**

**8694/08**

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**Interinstitutional File:  
2004/0251 (COD)**

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**CODEC 497  
JUSTCIV 76**

**NOTE**

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from: General Secretariat  
to: Permanent Representatives Committee/Council

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Subject : **ADOPTION OF LEGISLATIVE ACTS FOLLOWING THE EUROPEAN  
PARLIAMENT'S SECOND READING**  
Proposal for a Directive of the European Parliament and of the Council on certain  
aspects of mediation in civil and commercial matters  
- Outcome of the European Parliament's second reading  
(Strasbourg, 21 to 24 April 2008)

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**I. VOTE**

Pursuant to Rule 131 of the European Parliament's Rules of Procedure, no debate was held prior to the vote in plenary session.

The Parliament voted in plenary on 23 April 2008 to approve the Council's common position without amendment.

The text of the Parliament's Resolution is annexed hereto.

## **II. ADOPTION OF LEGISLATIVE ACTS FOLLOWING THE EUROPEAN PARLIAMENT'S SECOND READING**

Since the European Parliament has approved the Council's common position, the act in question is deemed to have been adopted in accordance with the common position, as provided for in Article 251(2)(a) of the Treaty establishing the European Community.

After signature by the President of the European Parliament, the President of the Council and the Secretaries-General of the two Institutions, the act in question will be published in the Official Journal of the European Union.

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**European Parliament legislative resolution of 23 April 2008 on the Council common position for adopting a directive of the European Parliament and of the Council on certain aspects of mediation in civil and commercial matters (15003/5/2007 – C6-0132/2008 – 2004/0251(COD))  
(Codecision procedure: second reading)**

*The European Parliament,*

- having regard to the Council common position (15003/5/2007 – C6-0132/2008),
  - having regard to its position at first reading<sup>1</sup> on the Commission proposal to Parliament and the Council (COM(2004)0718),
  - having regard to Article 251(2) of the EC Treaty,
  - having regard to Rule 67 of its Rules of Procedure,
  - having regard to the recommendation for second reading of the Committee on Legal Affairs (A6-0150/2008),
1. Approves the common position;
  2. Notes that the act is adopted in accordance with the common position;
  3. Instructs its President to sign the act with the President of the Council pursuant to Article 254(1) of the EC Treaty;
  4. Instructs its Secretary-General to sign the act, once it has been verified that all the procedures have been duly completed, and, in agreement with the Secretary-General of the Council, to have it published in the Official Journal of the European Union;
  5. Instructs its President to forward its position to the Council and the Commission.

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<sup>1</sup> OJ C 27 E, 31.1.2008, p. 129.