



Council of the  
European Union

Brussels, 20 November 2018  
(OR. en)

13448/18

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**Interinstitutional File:**  
**2018/0084 (NLE)**

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**VISA 281**  
**COLAC 87**

## **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject:	COUNCIL DECISION on the conclusion, on behalf of the Union, of the Agreement between the European Union and the Federative Republic of Brazil amending the Agreement between the European Union and the Federative Republic of Brazil on short-stay visa waiver for holders of ordinary passports
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**COUNCIL DECISION (EU) 2018/...**

**of ...**

**on the conclusion, on behalf of the Union,  
of the Agreement between the European Union and the Federative Republic of Brazil  
amending the Agreement between the European Union and the Federative Republic of Brazil  
on short-stay visa waiver for holders of ordinary passports**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular point (a) of Article 77(2), in conjunction with point (a)(v) of the second subparagraph of Article 218(6) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament<sup>1</sup>,

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<sup>1</sup> Consent of ... (not yet published in the Official Journal).

Whereas:

- (1) The Commission has negotiated on behalf of the Union an Agreement with the Federative Republic of Brazil amending the Agreement between the European Union and the Federative Republic of Brazil on short-stay visa waiver for holders of ordinary passports ('the Agreement').
- (2) In accordance with Council Decision (EU) 2018/...<sup>1+</sup>, the Agreement was signed on ...<sup>++</sup>, subject to its conclusion.

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<sup>1</sup> Council Decision (EU) 2018/... of ... on the signing, on behalf of the Union, of the Agreement between the European Union and the Federative Republic of Brazil amending the Agreement between the European Union and the Federative Republic of Brazil on short-stay visa waiver for holders of ordinary passports (OJ ...).

<sup>+</sup> OJ: please insert the number of the decision set out in document ST 13447/18 and complete the corresponding footnote.

<sup>++</sup> OJ: please insert the date of signing of the Agreement.

- (3) This Decision constitutes a development of the provisions of the Schengen *acquis* in which the United Kingdom does not take part, in accordance with Council Decision 2000/365/EC<sup>1</sup>; the United Kingdom is therefore not taking part in the adoption of this Decision and is not bound by it or subject to its application.
- (4) This Decision constitutes a development of the provisions of the Schengen *acquis* in which Ireland does not take part, in accordance with Council Decision 2002/192/EC<sup>2</sup>; Ireland is therefore not taking part in the adoption of this Decision and is not bound by it or subject to its application.
- (5) The Agreement should be approved,

HAS ADOPTED THIS DECISION:

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<sup>1</sup> Council Decision 2000/365/EC of 29 May 2000 concerning the request of the United Kingdom of Great Britain and Northern Ireland to take part in some of the provisions of the Schengen *acquis* (OJ L 131, 1.6.2000, p. 43).

<sup>2</sup> Council Decision 2002/192/EC of 28 February 2002 concerning Ireland's request to take part in some of the provisions of the Schengen *acquis* (OJ L 64, 7.3.2002, p. 20).

### *Article 1*

The Agreement between the European Union and the Federative Republic of Brazil amending the Agreement between the European Union and the Federative Republic of Brazil on short-stay visa waiver for holders of ordinary passports is hereby approved on behalf of the Union.

The text of the Agreement is attached to this Decision.<sup>+</sup>

### *Article 2*

The President of the Council shall, on behalf of the Union, give the notification provided for in Article 2 of the Agreement<sup>1</sup>.

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<sup>+</sup> OJ: please attach document ST 13449/18.

<sup>1</sup> The date of entry into force of the Agreement will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.

*Article 3*

This Decision shall enter into force on the date of its adoption.

Done at Brussels,

*For the Council*

*The President*

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