



Council of the
European Union

Brussels, 28 January 2021
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ADD 1 REV 1

UK 117

PROPOSAL

From: Secretary-General of the European Commission, signed by Ms Martine DEPREZ, Director

To: Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union

No. Cion doc.: COM(2020) 841 final/2 - ANNEX 1

Subject: ANNEX to the Proposal for a Council Decision on the position to be taken on behalf of the European Union within the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community as regards the adoption of a decision establishing a list of 25 persons who are willing and able to serve as members of an arbitration panel under the Agreement and on a reserve list of persons who are willing and able to serve as Union members of an arbitration panel under the Agreement

Delegations will find attached document COM(2020) 841 final/2 - ANNEX 1.

Encl.: COM(2020) 841 final/2 - ANNEX 1



Brussels, 27.1.2021
COM(2020) 841 final/2

ANNEX 1

COM(2020) 841 final of 14.12.2020 downgraded on 27.1.2021

ANNEX

to the

Proposal for a Council Decision

on the position to be taken on behalf of the European Union within the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community as regards the adoption of a decision establishing a list of 25 persons who are willing and able to serve as members of an arbitration panel under the Agreement and on a reserve list of persons who are willing and able to serve as Union members of an arbitration panel under the Agreement

ANNEX I

Decision No .../2020 of the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community

of XXX

establishing a list of 25 persons who are willing and able to serve as members of an arbitration panel under the Agreement and on a reserve list of persons who are willing and able to serve as Union members of an arbitration panel under the Agreement

THE JOINT COMMITTEE,

Having regard to the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community¹ (the ‘Withdrawal Agreement’), and in particular Article 171(1) thereof,

Whereas:

- (1) Pursuant to Article 171(1) of the Withdrawal Agreement, the Joint Committee shall, no later than by the end of the transition period set under that Agreement, establish a list of 25 persons who are willing and able to serve as members of an arbitration panel,
- (2) Pursuant to Article 171(2) of the Withdrawal Agreement, the list shall only comprise persons whose independence is beyond doubt, who possess the qualifications required for appointment to the highest judicial office in their respective countries or who are jurisconsults of recognised competence, and who possess specialised knowledge or experience of Union law and public international law. These persons shall not be members, officials or other servants of the Union institutions, of the government of a Member State, or of the government of the United Kingdom,
- (3) In view of the joint proposal by the Union and the United Kingdom of five persons for the function of chairperson of the arbitration panel, and the respective proposals by the Union and the United Kingdom of ten persons each for the function of members of the arbitration panel,

HAS ADOPTED THIS DECISION:

Article 1

The list of 25 persons willing and able to serve as arbitrators under the Withdrawal Agreement is set out in Annex I.

Article 2

This Decision shall enter into force on 1 January 2021.

Done at ...,

¹ [OJ L 29, 31.1.2020, p.7.](#)

*For the Joint Committee
The Co-chairs*

ANNEX I

To Decision No .../2020 of the Joint Committee

Chairpersons for the Withdrawal Agreement Arbitration Panel

Ms Corinna Wissels

Ms Angelika Helene Anna Nussberger

Mr Jan Klucka

Sir Daniel Bethlehem

Ms Gabrielle Kaufmann-Kohler

Ordinary members for the Withdrawal Agreement Arbitration Panel

EU:

Mr Hubert Legal

Ms Helena Jaderblöm

Ms Ursula Kriebaum

Mr Jan Wouters

Mr Christoph Walter Hermann

Mr Javier Diez-Hochleitner

Ms Alice Guimaraes-Purokoski

Mr Barry Doherty

Ms Tamara Capeta

Mr Nico Schrijver

UK:

Sir Gerald Barling

Sir Christopher Bellamy

Mr Zachary Douglas

Sir Patrick Elias

Dame Elizabeth Gloster

Sir Peter Gross

Mr Toby Landau QC

Mr Dan Sarooshi QC

Ms Jemima Stratford QC

Sir Michael Wood