



Council of the  
European Union

Brussels, 27 December 2020  
(OR. en)

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**Interinstitutional File:**  
**2020/0381(NLE)**

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**14335/20**  
**ADD 4 REV 1**

**UK 135**

**PROPOSAL**

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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

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No. Cion doc.: COM(2020) 855 final/2

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Subject: ANNEX to the Proposal for a Council Decision on the signing, on behalf of the Union, and on provisional application of the Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part, and of the Agreement between the European Union and the United Kingdom of Great Britain and Northern Ireland concerning security procedures for exchanging and protecting classified information

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Delegations will find attached document COM(2020) 855 final/2.

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Encl.: COM(2020) 855 final/2



Brussels, 26.12.2020  
COM(2020) 855 final/2

ANNEX 4

COM(2020) 855 final of 25.12.2020 downgraded on 26.12.2020

**ANNEX**

*to the*

**Proposal for a Council Decision**

**on the signing, on behalf of the Union, and on provisional application of the Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part, and of the Agreement between the European Union and the United Kingdom of Great Britain and Northern Ireland concerning security procedures for exchanging and protecting classified information**

Notification on behalf of the Union under points (d) and (g) of Article LAW.OTHER.134(7) [Notifications] of Part Three [Law Enforcement and Judicial Cooperation in Criminal Matters] of the Partnership Agreement

1. In accordance with Articles LAW.MUTAS.114 [Definition of competent authority] of Part Three [Law Enforcement and Judicial Cooperation in Criminal Matters] of the Partnership Agreement between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom, of the other part (the ‘Partnership Agreement’) and point (d) of LAW.OTHER.134(7) [Notifications] of that Agreement, the Union, on its own behalf, hereby notifies the United Kingdom that the European Public Prosecutor’s Office (EPPO), in the exercise of its competences as provided for by Articles 22, 23 and 25 of Council Regulation (EU) 2017/1939, shall be deemed to be a competent authority for the purposes of Title VIII [Mutual Assistance] of Part Three [Law Enforcement and Judicial Cooperation in Criminal Matters] of the Partnership Agreement. This notification shall apply as of the date determined by the decision of the Commission adopted in accordance with Article 120(2) of Council Regulation (EU) 2017/1939. The United Kingdom will be informed about that date.
2. In accordance with Articles LAW.CONFISC.21(2) [Authorities] of Part Three [Law Enforcement and Judicial Cooperation in Criminal Matters] of the Partnership Agreement and point (g) of LAW.OTHER.134(7) [Notifications] of that Agreement, the Union, on its own behalf, hereby notifies the United Kingdom that the European Public Prosecutor’s Office (EPPO), in the exercise of its competences as provided for by Articles 22, 23 and 25 of Council Regulation (EU) 2017/1939, shall be deemed to be a competent authority for the purpose of making and, if appropriate, executing freezing requests made under Title XI [Freezing and Confiscation] of Part Three [Law Enforcement and Judicial Cooperation in Criminal Matters] of the Partnership Agreement, as well as a central authority for the purpose of sending and answering to those requests. This notification shall apply as of the date determined by the decision of the Commission adopted in accordance with Article 120(2) of Council Regulation (EU) 2017/1939. The United Kingdom will be informed about that date.
3. Requests shall be sent to the Central Office of the EPPO.