



Council of the
European Union

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**WTO 81
SERVICES 22
COASI 45**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the position to be taken on behalf of the European Union within the Joint Committee established under the Agreement between the European Union and Japan for an Economic Partnership, as regards the adoption of the Rules of Procedure of the Joint Committee, the Rules of Procedure of a Panel, the Code of Conduct for Arbitrators and the Mediation Procedure

COUNCIL DECISION (EU) 2019/...

of ...

**on the position to be taken on behalf of the European Union
within the Joint Committee established under the Agreement
between the European Union and Japan for an Economic Partnership,
as regards the adoption of the Rules of Procedure of the Joint Committee,
the Rules of Procedure of a Panel, the Code of Conduct for Arbitrators
and the Mediation Procedure**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Agreement between the European Union and Japan for an Economic Partnership¹ ('the Agreement') was approved on behalf of the Union on 20 December 2018 and entered into force on 1 February 2019.
- (2) The Agreement establishes a Joint Committee to ensure that the Agreement operates properly and effectively and provides that the Joint Committee is to adopt its own rules of procedure, the Rules of Procedure of a Panel, the Code of Conduct for Arbitrators and the Mediation Procedure.
- (3) It is appropriate to establish the position to be taken on the Union's behalf in the Joint Committee, as the envisaged decision of the Joint Committee will be binding on the Union.
- (4) The position of the Union within the Joint Committee should therefore be based on the attached draft Decision,

HAS ADOPTED THIS DECISION:

¹ OJ L 330, 27.12.2018, p. 3.

Article 1

The position to be taken on the Union's behalf in the first meeting of the Joint Committee established under the Agreement between the European Union and Japan for an Economic Partnership with regard to the adoption of the rules of procedure of the Joint Committee, the Rules of Procedure of a Panel, the Code of Conduct for Arbitrators and the Mediation Procedure shall be based on the draft decision of the Joint Committee, including its annexes, as attached to this Decision.

Article 2

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

Done at ...,

For the Council
The President
