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PROPOSAL

From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	18 April 2018
To:	Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2018) 206 final - ANNEX
Subject:	ANNEX to the proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL implementing the safeguard clauses and other mechanisms allowing for the temporary withdrawal of preferences in certain agreements concluded between the European Union and certain third countries

Delegations will find attached document COM(2018) 206 final - ANNEX.

Encl.: COM(2018) 206 final - ANNEX



Brussels, 18.4.2018
COM(2018) 206 final

ANNEX

ANNEX

to the proposal for a

REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL

**implementing the safeguard clauses and other mechanisms allowing for the temporary
withdrawal of preferences in certain agreements concluded between the European
Union and certain third countries**

ANNEX

Agreements implemented by the Regulation and provisions specific to that agreement

Free Trade Agreement between the European Union and the Republic of Singapore:

Date of Application	xx/xx/xxxx
Bilateral safeguard clause	Article 3.10 (Bilateral safeguard clause)
Specific provision(s) laid down in the Agreement:	Article 3.9, "transition period": "transition period" means a period of ten years from the entry into force of this Agreement" Article 3.11(5)c: "Neither Party may apply a bilateral safeguard measure as set out in paragraph 1 of Article 3.10 beyond the expiration of the transition period, except with the consent of the other Party."

Free Trade Agreement between the European Union and the Socialist Republic of Vietnam

Date of Application	xx/xx/xxxx
Bilateral safeguard clause	Article 3.11 (Bilateral safeguard clause)
Specific provision(s) laid down in the Agreement:	Article 3.9, "transition period": "transition period means a period for a good from the date of entry into force of this Agreement until 10 years from the entry into force of this Agreement." Article 3.11(6)c: "A party shall not apply a bilateral safeguard measure, beyond the expiration of the transition period, except with the consent of the other Party."

Free Trade Agreement between the European Union and Japan

Date of Application	xx/xx/xxxx
Bilateral safeguard clause:	Article 2.5 (Agricultural safeguard clause), 5.2 (Bilateral safeguard clause)
Special provision(s) laid down in the Agreement:	Article 5.1(d): "transition period" means, in relation to a particular originating good, the period beginning on the date of entry into force of this Agreement and ending 10 years after the date of completion of tariff reduction or elimination on that good in accordance with Annex 2-A." Article 18 of the Annex on motor vehicles and parts: "During the 10 years following the entry into force of this Agreement, each of the Parties reserves the right to suspend equivalent concessions or other equivalent obligations in the event that the other Party: (a) does not apply or ceases applying a UN Regulation as specified in Appendix 2-C-1; or (b) introduces or amends any other regulatory

measure that nullifies or impairs the benefits of the application of a UN Regulation as specified in Appendix 2-C-1.

2. Suspensions pursuant to paragraph 1 shall remain in force only until a decision is made in accordance with the accelerated dispute settlement procedure referred to in Article 19 of this Annex or a mutually acceptable solution is found, including through consultations under subparagraph 19(b) of this Annex, whichever is earlier.”