



Council of the
European Union

Brussels, 30 September 2022
(OR. en)

**Interinstitutional File:
2022/0266(NLE)**

**12334/22
ADD 1**

**POLCOM 112
COASI 145**

'I/A' ITEM NOTE

From: General Secretariat of the Council

To: Permanent Representatives Committee/Council

No. Cion doc.: 12333/22 + ADD 1

Subject: COUNCIL DECISION on the position to be taken on behalf of the European Union within the Trade Committee established by the Free Trade Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part, as regards the amendment of Annexes 10-A and 10-B to the Agreement

- Adoption

Statement by the Commission

The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 3 to be inappropriate.

The expression of the Union position in a body set up by an agreement is an act of external representation of the Union which, in accordance with Article 17(1) TEU, is the institutional prerogative of the Commission.

The Commission reserves all its rights in this regard.