



Council of the  
European Union

Brussels, 22 September 2023  
(OR. en)

12959/23

LIMITE

UK 174  
RECH 410  
ESPACE 59  
BUDGET 29

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Interinstitutional File:  
2023/0319(NLE)

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**NOTE**

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From: General Secretariat of the Council  
To: Delegations

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No. prev. doc.: ST 12772/23 + ADD 1 + ADD 2  
No. Cion doc.: COM(2023) 527

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Subject: Proposal for a COUNCIL DECISION on the position to be taken on behalf of the European Union in the Specialised Committee on Participation in Union Programmes  
- Presidency compromise proposal

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Delegations will find Presidency proposal with changes marked as **bold underline** and ~~strikethrough~~ as compared to the original Commission proposal set out in documents ST 12772/23 INIT + ADD 1 + ADD 2. No changes are proposed for the ADD 1 + ADD 2 documents.

Proposal for a

**COUNCIL DECISION**

**on the position to be taken on behalf of the European Union in the Specialised Committee on Participation in Union Programmes**

**THE COUNCIL OF THE EUROPEAN UNION,**

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 173(3), Article 182(1) and (4), Article 183, Article 188, second paragraph and Article 189(2), in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) 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 ('the Agreement') was concluded by Council Decision (EU) 2021/689<sup>1</sup> and entered into force on 1 May 2021.
- (2) Pursuant to Article 710(2) and Article 731(3) of the Agreement, the Specialised Committee on Participation in Union Programmes established by Article 8(1)(s) of the Agreement (the 'Specialised Committee') is to adopt Protocol I "Programmes and activities in which the United Kingdom participates" ('Protocol I') and Protocol II "on access of the United

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<sup>1</sup> Council Decision (EU) 2021/689 of 29 April 2021 on the conclusion, on behalf of the Union, 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 (OJ L 149, 30.4.2021, p. 2–9)

Kingdom to services established under certain Union programmes and activities in which the United Kingdom does not participate” (‘Protocol II’).

- (3) Pursuant to Article 714(11) of the Agreement, the Specialised Committee may amend Annex 47 “Implementation of the Financial Conditions” (‘Annex 47’).
- (4) Annex 47 as well as Protocols I and II form an integral part of the Agreement.
- (5) It is appropriate to establish the position to be taken on the Union's behalf in the Specialised Committee, as regards the adoption of the Protocols and the amendment of Annex 47.

HAS ADOPTED THIS DECISION:

*Article 1*

The position to be taken on the Union's behalf in the Specialised Committee established by Article 8(1)(s) of the Agreement, on a decision to be taken under Articles 710(2), 714(11) and 731(3) thereof, ~~shall be based on~~ **is set out in** the draft decision of the Specialised Committee attached to this Decision.

~~Minor technical changes to the draft decision may be agreed to by the representatives of the Union in the Specialised Committee, without further decision of the Council.~~

*Article 2*

This Decision ~~is addressed to the Commission~~ **shall enter into force on the date of its adoption.**

Done at Brussels,

*For the Council*

*The President*

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