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Subject: COUNCIL DECISION on the position to be taken on behalf of the European Union within the EU-Canada Joint Customs Cooperation Committee as regards the adoption of the decision concerning the mutual recognition of the Partners in Protection Programme of Canada and the Authorised Economic Operators Programme of the European Union

COUNCIL DECISION (EU) 2020/...

of ...

**on the position to be taken on behalf of the European Union
within the EU-Canada Joint Customs Cooperation Committee
as regards the adoption of the decision concerning the mutual recognition
of the Partners in Protection Programme of Canada
and the Authorised Economic Operators Programme of the European Union**

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 Community and Canada on customs cooperation and mutual assistance in customs matters ('CMAA') was concluded by the Union by Council Decision 98/18/EC¹ and entered into force on 1 January 1998.
- (2) Article 2 of the CMAA calls on customs authorities to develop customs cooperation of the widest possible scope.
- (3) Pursuant to Article 20 of the CMAA, the Joint Customs Cooperation Committee ('JCCC') is to take the measures necessary for customs cooperation.
- (4) The Agreement between the European Union and Canada on customs cooperation with respect to matters related to supply-chain security ('SCSA') was concluded by the Union by Council Decision 2014/941/EU² and entered into force on 1 November 2013.
- (5) Pursuant to Article 5 of the SCSA, the JCCC is empowered to adopt decisions on mutual recognition of risk management techniques, risk standards, security controls and trade partnership programmes.

¹ Council Decision 98/18/EC of 27 November 1997 concerning the conclusion of the Agreement between the European Community and Canada on customs cooperation and mutual assistance in customs matters (OJ L 7, 13.1.1998, p. 37).

² Council Decision 2014/941/EU of 27 June 2013 on the conclusion of the Agreement between the European Union and Canada on customs cooperation with respect to matters related to supply chain security (OJ L 367, 23.12.2014, p. 8).

- (6) The JCCC intends to adopt a decision concerning the mutual recognition of the Partners in Protection Programme of Canada and the Authorised Economic Operators Programme of the European Union at its fifth meeting and in any event before the end of 2022.
- (7) It is appropriate to establish the position to be taken on the Union's behalf within the JCCC, as the decision concerning the mutual recognition of the Partners in Protection Programme of Canada and the Authorised Economic Operators Programme of the European Union will have legal effects in the Union.
- (8) The position of the Union within the JCCC concerning the mutual recognition of the Partners in Protection Programme of Canada and the Authorised Economic Operators Programme of the European Union should be based on the draft decision of the JCCC,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken on the Union's behalf within the Joint Customs Cooperation Committee ('JCCC') established by the Agreement between the European Community and Canada on Customs Cooperation and Mutual Assistance in Customs Matters, at the fifth meeting of the JCCC, as regards the mutual recognition of the Partners in Protection Programme of Canada and the Authorised Economic Operators Programme of the European Union, shall be based on the draft decision of the JCCC¹.

Article 2

This Decision shall enter into force on the date of its adoption and shall expire on 31 December 2022.

Done at Brussels,

For the Council

The President

¹ See document ST13014/20 at <http://register.consilium.europa.eu>.