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**Interinstitutional File:  
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**LIMITE**

**UK 178  
MI 695  
ENT 186**

### **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: COUNCIL DECISION establishing the position to be taken on behalf of the European Union within the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community as regards the adoption of a decision adding a newly adopted Union act to Annex 2 to the Windsor Framework

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**COUNCIL DECISION (EU) 2025/...**

**of ...**

**establishing the position to be taken on behalf of the European Union  
within the Joint Committee established by the Agreement  
on the withdrawal of the United Kingdom of Great Britain and Northern Ireland  
from the European Union and the European Atomic Energy Community  
as regards the adoption of a decision adding a newly adopted Union act  
to Annex 2 to the Windsor Framework**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 50(2) thereof,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) The Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community<sup>1</sup> (the ‘Withdrawal Agreement’) was concluded by the Union by Council Decision (EU) 2020/135<sup>2</sup> and entered into force on 1 February 2020.
- (2) Pursuant to Article 13(4) of the Windsor Framework<sup>3</sup>, which forms an integral part of the Withdrawal Agreement, the Joint Committee established under Article 164(1) thereof (the ‘Joint Committee’) is empowered to adopt decisions to amend the relevant Annexes to the Windsor Framework by adding newly adopted Union acts that fall within the scope of the Windsor Framework, but which neither amend nor replace Union acts listed in the Annexes to the Windsor Framework.

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<sup>1</sup> OJ L 29, 31.1.2020, p. 7, ELI: [http://data.europa.eu/eli/treaty/withd\\_2020/sign](http://data.europa.eu/eli/treaty/withd_2020/sign).

<sup>2</sup> Council Decision (EU) 2020/135 of 30 January 2020 on the conclusion of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (OJ L 29, 31.1.2020, p. 1, ELI: <http://data.europa.eu/eli/dec/2020/135/oj>).

<sup>3</sup> Joint Declaration No 1/2023 of the Union and the United Kingdom in the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 24 March 2023 (OJ L 102, 17.4.2023, p. 87).

- (3) Whilst Article 51 of Regulation (EU) 2025/14 of the European Parliament and of the Council<sup>4</sup> is applicable pursuant to Article 13(3) of the Windsor Framework, the remainder of the provisions of that Regulation are provisions of a newly adopted Union act falling within the scope of the Windsor Framework which should be added to Annex 2 to the Windsor Framework.
- (4) The Joint Committee, at its next meeting, should adopt a decision pursuant to Article 13(4) of the Windsor Framework adding this newly adopted Union act to Annex 2 to the Windsor Framework.
- (5) It is appropriate to establish the position to be taken on behalf of the Union within the Joint Committee as regards the adoption of a decision adding the newly adopted Union act to Annex 2 to the Windsor Framework,

HAS ADOPTED THIS DECISION:

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<sup>4</sup> Regulation (EU) 2025/14 of the European Parliament and of the Council of 19 December 2024 on the approval and market surveillance of non-road mobile machinery circulating on public roads and amending Regulation (EU) 2019/1020 (OJ L, 2025/14, 8.1.2025, ELI: <http://data.europa.eu/eli/reg/2025/14/oj>).

*Article 1*

The position to be taken on behalf of the European Union within the Joint Committee established under Article 164(1) of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (the 'Joint Committee') is set out in the draft decision of the Joint Committee 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*

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