



Council of the
European Union

Brussels, 25 October 2023
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LIMITE

AVIATION 188
RELEX 1184
ISR 2

NOTE

From:	General Secretariat of the Council
To:	Delegations
No. Cion doc.:	13706/23 RESTREINT UE / EU RESTRICTED
Subject:	Recommendation for a COUNCIL DECISION Authorising the Commission to negotiate a bilateral civil aviation safety agreement between the European Union and the State of Israel <ul style="list-style-type: none">• Presidency compromise

In view of the Working Party on Aviation of 31 October 2023, delegations will find, in annex, a compromise text prepared by the Presidency.

Changes compared to the text submitted by the Commission are highlighted in **bold underline** and ~~strikethrough~~.

Recommendation for a

COUNCIL DECISION

Authorising the Commission to negotiate a bilateral civil aviation safety agreement between the European Union and the State of Israel

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular **Article 100(2) and** Article 218(3) and (4) thereof,

Having regard to the recommendation from the European Commission,

Whereas:

- (1) Negotiations should be opened with a view to concluding an agreement on civil aviation safety with the State of Israel.
- (2) The Commission should be designated as negotiator.
- (3) The negotiations should be conducted by the Commission in consultation with the special committee and in accordance with the respective roles of the institutions set out in Article 13(2) of the Treaty on European Union and in Article 218 of the Treaty on the Functioning of the European Union, as interpreted by the Court of Justice of the European Union.
- (4) **The main objective of the envisaged agreement is to establish a legal framework that covers the certification of aeronautical products, parts and appliances and production oversight. Until recently, the approval of certificates for aeronautical products and their parts and appliances between the Union and the State of Israel was based on an agreement between Italy and Israel of 2 May 1990 in conjunction with Article 68(1)(c) of Regulation (EU) 2018/1139. However, on 2 January 2022, Italy terminated that agreement in accordance with Article 140(6) of Regulation (EU) 2018/1139.**¹

¹ OJ L 212, 22.8.2018, p. 1–122

HAS ADOPTED THIS DECISION:

Article 1

The Commission is hereby authorised to ~~negotiate~~**open negotiations**, on behalf of the Union **with the State of Israel, for** an agreement on civil aviation safety **between the European Union and** ~~with~~ the State of Israel.

Article 2

The negotiations **shall be conducted on the basis of the negotiating** directives ~~are~~ set out in the Annex.

Article 3

The negotiations shall be conducted in consultation with the **Working Party on Aviation which is hereby designated as the Special Committee**~~[name of the special committee to be inserted by the Council]~~. The Commission shall report **promptly** in writing to the ~~[S]pecial C[ommittee]~~ and to the Council on the outcome of the negotiations~~[modalities of the reporting, e.g.: after each negotiating session. and, in any event quarterly / regularly and promptly]~~

Article 4

This Decision is addressed to the Commission.

Done at Brussels,

*For the Council
The President*