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### 'I' ITEM NOTE

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From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)
No. Cion doc.:	13733/25 + ADD 1
Subject:	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL implementing the bilateral safeguard clause of the EU-Mercosur Partnership Agreement and the EU-Mercosur Interim Trade Agreement for agricultural products - Confirmation of the final compromise text with a view to agreement

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1. On 8 October 2025, the European Commission submitted the above-mentioned proposal (ST 13733/25 + ADD 1) to the Council.
2. The aim of the proposal is to incorporate into European Union law the safeguard provisions included in the EU-MERCOSUR Partnership Agreement and the EU-MERCOSUR Interim Trade Agreement, in relation to agricultural products. It lays down procedures to guarantee the timely and effective implementation of bilateral safeguard measures for agricultural products. It includes specific provisions as regards certain sensitive agricultural products.
3. The bilateral safeguard clauses allow for the temporary withdrawal of tariff preferences to counteract possible negative impacts of the tariff reductions, including for products whose market access is constrained by the limits contained in tariff rate quotas.

4. The Trade Policy Committee (Deputies) examined the proposal at its meetings on 9 and 30 October and 6 November 2025. During those discussions, the majority of delegations expressed their support for the proposal without any modifications. One delegation stated that it could not support the proposal. Consequently, the Committee finalised the work on the Proposal for a Regulation of the EP and of the Council implementing the bilateral safeguard clause of the EU-Mercosur EMPA and the EU-Mercosur ITA at a technical level without any amendments.
5. In light of the above, the Permanent Representatives Committee is therefore invited:
- to confirm their agreement to the proposal without modifications, as set out in document ST 13733/25 + ADD 1;
  - to authorise the Presidency to send a letter to the Chair of the European Parliament's Committee on International Trade (INTA) confirming that, should the European Parliament adopt its position at first reading, in accordance with Article 294 paragraph 3 of the Treaty, without amendments to the Commission proposal (as set out in document ST 13733/25 + ADD 1), the Council would, in accordance with Article 294 paragraph 4 of the Treaty, approve the European Parliament's position and the act shall be adopted in that wording subject, if necessary, to revision by the legal-linguistic experts of both institutions.
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