



Council of the  
European Union

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#### 'I/A' ITEM NOTE

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| From:    | General Secretariat of the Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| To:      | Permanent Representatives Committee/Council                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |
| Subject: | Draft REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL laying down rules for the exercise of the union's rights in the implementation and enforcement 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 and 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 <b>(first reading)</b><br>- Adoption of the legislative act<br>= Statement |

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#### Statement by Hungary and Poland

In accordance with the Treaties, the information rights of the EP are not on par with those of the Council in the context of the implementation of international agreements. The extended information provision by the Commission to the European Parliament under this regulation is justified by the special nature of the Withdrawal Agreement and the Trade and Cooperation Agreement, i.e. that these have been concluded with a former EU member state.

Accordingly, nothing in this Regulation can be regarded as an expansive interpretation of Article 218 (10) TFEU, which lays down the prerogative of the European Parliament to be informed in the course of the negotiation and conclusion of international agreements. Consequently, we deem that information to be provided to the European Parliament in the context of the implementation of the Agreements in question, as prescribed in recital 8, goes beyond respective institutional powers under the Treaties, does not set a general precedent and should not be repeated in future implementing regulations of international agreements concluded by the EU.

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