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'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council
No. Cion doc.: 14831/21 + ADD 1
Subject: Council Decision on the signing, on behalf of the European Union, of the Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Mining, Agricultural and Construction Equipment (MAC Protocol)
- Adoption

1. On 8 March 2018, the Council authorised the Commission to negotiate, on behalf of the Union, a Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Mining, Agricultural and Construction Equipment ('MAC Protocol').
2. Following the adoption of the MAC Protocol in Pretoria on 22 November 2019, the Commission published on 3 December 2021 the proposal for a Council Decision on the signing, on behalf of the European Union, of the Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Mining, Agricultural and Construction Equipment.

3. The Working Party on Civil Law Matters examined the draft Council Decision on 21 December 2021 and 27 January 2022 and by written consultation afterwards.
4. The texts¹, adjusted in the light of that examination, have been prepared by the Council's legal-linguistic service².
5. Subject to confirmation by the Permanent Representatives' Committee, the Council is invited to:
 - adopt the Council Decision as it appears in document 5230/22;
 - adopt the addendum to document 5230/22 containing the text of the MAC Protocol;
 - decide to inform the European Parliament of the adoption of the Council Decision, in compliance with Article 218(10) TFEU;
 - decide to publish the text of the Council Decision in the Official Journal of the European Union.

¹ ST 6749/22.

Ireland is bound by Regulations (EC) No 593/2008, (EU) No 1215/2012 and (EU) 2015/848, and is therefore taking part in the adoption of this Decision. In accordance with Articles 1 and 2 of Protocol (No 22) on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application.

² ST 5230/22 (Council Decision) and ADD 1 (MAC Protocol).