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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 1)/Council
No. prev. doc.:	ST 9905/19
Subject:	Proposal for a COUNCIL DECISION on the conclusion, on behalf of the European Union, of the Agreement with Respect to Time Limitations on Arrangements for the Provision of Aircraft with Crew between the United States of America, the European Union, Iceland, and the Kingdom of Norway – Agreement in principle – Adoption

1. The above Agreement is the result of the Commission's negotiating activities based on a mandate granted by the Council on 11 May 2017 according to which the Commission could open negotiations with the United States ("US") with a view to build on the Air Transport Agreement ("ATA") between the EU and the US which was signed on 25 and 30 April 2007.

2. On 5 June 2019, the Commission presented to the Council its proposals for Council Decisions on the signing and on the conclusion of the above-mentioned Agreement (9901/19 and 9905/19 respectively).

3. The Decision on the signature of the Agreement was adopted by the Council on 18 July 2019, and the Agreement was subsequently signed, in Brussels, on 27 August 2019, subject to its conclusion at a later date.

4. The Decision on the signature of the Agreement and the Agreement itself were published in the Official Journal on 25 September 2019[1].

5. The Aviation Working Party examined the draft Council Decision on the conclusion and agreed on it at its informal videoconference on 8 October and 26 November 2020.

6. Following the examination at working party level, the text of the Council Decision on the conclusion has been revised by the Council's legal-linguistic services.

7. Following the request by Council on 7 December 2020, the European Parliament gave its consent to the Council Decision on the conclusion of the Agreement on 18 May 2021.

8. The Permanent Representatives Committee is therefore invited to examine the draft Council Decision as set out in J/L document 11645/20 REV 1, and suggest that the Council, in part "A" of the agenda of a forthcoming meeting to adopt it so as to permit the conclusion of the Agreement. A Memorandum of Consultations also accompanies the Council Decision and the Agreement[2] and may be found in document 11100/19.

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[1] OJ L 245, 25.9.2019, p. 1-6
[2] ST 10584/19