

**ANNEX****EU UNILATERAL DECLARATIONS****DECLARATION OF THE COMMISSION AND THE COUNCIL OF THE EUROPEAN UNION  
ON THE CLAUSE CONCERNING THE RETURN AND READMISSION  
OF ILLEGAL MIGRANTS (ARTICLE 49)**

Article 49 shall be without prejudice to the internal division of powers between the European Community and its Member States for the conclusion of readmission agreements.

**DECLARATION OF THE COMMISSION AND THE COUNCIL OF THE EUROPEAN UNION  
ON THE CLAUSE CONCERNING THE DEFINITION OF THE PARTIES (ARTICLE 53)**

The provisions of this Agreement that fall within the scope of Part III, Title IV of the Treaty establishing the European Community bind the United Kingdom and Ireland as separate Contracting Parties, and not as part of the European Community, until the United Kingdom or Ireland (as the case may be) notifies the Andean Community Party that it has become bound as part of the European Community in accordance with the Protocol on the position of the United Kingdom and Ireland annexed to the Treaty on European Union and the Treaty establishing the European Community. The same applies to Denmark, in accordance with the Protocol annexed to those Treaties on the position of Denmark.