



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 10 December 2012
(OR. en)**

16229/12

**ENFOPOL 373
JAIEX 111
OC 688**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION amending Decision 2009/935/JHA as regards the list of third States and organisations with which Europol shall conclude agreements

COMMON GUIDELINES

Consultation deadline for Croatia: 17.12.2012

COUNCIL DECISION

of

amending Decision 2009/935/JHA as regards the list of third States and organisations with which Europol shall conclude agreements

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Decision 2009/371/JHA of 6 April 2009 establishing the European Police Office (Europol)¹, and in particular point (a) of Article 26(1) thereof,

Having regard to Council Decision 2009/934/JHA of 30 November 2009 adopting the implementing rules governing Europol's relations with partners, including the exchange of personal data and classified information², and in particular Articles 5 and 6 thereof,

Having regard to Council Decision 2009/935/JHA of 30 November 2009 determining the list of third States and organisations with which Europol shall conclude agreements³, and in particular Article 2 thereof,

Having regard to the opinion of the European Parliament⁴,

¹ OJ L 121, 15.5.2009, p. 37.

² OJ L 325, 11.12.2009, p. 6.

³ OJ L 325, 11.12.2009, p. 12.

⁴ Opinion of ... (not yet published in the Official Journal).

Whereas:

- (1) It is for the Council to determine, pursuant to point (a) of Article 26(1) of Decision 2009/371/JHA, the list of the third States and organisations with which Europol shall conclude agreements ("the list"). Pursuant to Decision 2009/371/JHA, the list is set out in the Annex to Decision 2009/935/JHA.
- (2) It is for Europol's Management Board to review when necessary the list and to decide whether to propose to the Council amendments thereto.
- (3) In its meeting of 3-4 October 2012, Europol's Management Board decided to recommend to the Council to add certain third States to the list, outlining the operational need to do so.
- (4) Decision 2009/935/JHA should therefore be amended accordingly,

HAS ADOPTED THIS DECISION:

Article 1

In point 1 of the Annex to Decision 2009/935/JHA, the following entries are inserted:

- Brazil
- Georgia
- Mexico
- United Arab Emirates.

Article 2

This Decision shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

Done at,

For the Council
The President
