COUNCIL OF
THE EUROPEAN UNION

Brussels, 18 December 2012

17043/12

ENFOPOL 398
JAIEX 120
OC 701

"I" ITEM NOTE

from:	General Secretariat of the Council
to:	COREPER
No. prev. doc.:	16229/12 ENFOPOL 373 JAIEX 111 OC 688
Subject:	Draft Council Decision amending Decision 2009/935/JHA as regards the list of third States and organisations with which Europol shall conclude agreements
	- transmission to the European Parliament
	COMMON GUIDELINES
	Consultation deadline for Croatia: 19.12.2012

1.   Article 26(1)(a) of the Council Decision establishing the European Police Office (Europol)[1] ("the Europol Decision") reads as follows:

"*The Council, acting by qualified majority after consulting the European Parliament, shall determine, in a list, the third States and organisations referred to in Article 23(1) with which Europol shall conclude agreements. The list shall be prepared by the Management Board and reviewed when necessary*".

2.   On 30 November 2009, the Council adopted Decision 2009/935/JHA determining the list of third States and organisations with which Europol shall conclude agreements.[2]

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[1]   OJ L 121, 15.5.2009, p. 37.
[2]   OJ L 325, 11.12.2009, p. 12.

3.   By letter dated 4 October 2012 (doc. 15237/12 ENFOPOL 334 JAIEX 89), the Chairman of the Europol Management Board transmitted to the Council a recommendation to add Brazil, Georgia, Mexico and the United Arab Emirates to the above-mentioned list.

4.   At its meeting on 14 November 2012, the Law Enforcement Working Party took note of the letter as well as of a draft Council Decision as prepared by the Presidency and agreed to submit it to COREPER for consultation of the European Parliament.

5.   The draft Council Decision has meanwhile undergone the appropriate lawyer-linguist screening.

6.   On this basis, COREPER is requested to:

a)   transmit the draft Council Decision, as set out in document 16229/12 ENFOPOL 373 JAIEX 111 OC 688, to the European Parliament;

b)   request the European Parliament to deliver its opinion as soon as possible.

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