



**COUNCIL OF THE  
THE EUROPEAN UNION**

**Brussels, 18 December 2012**

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**Interinstitutional File :  
2011/0263 (COD)**

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**17683/12  
ADD 1 REV 1**

**CODEC 3029  
WTO 401  
COMER 267  
AMLAT 77  
OC 745**

**ADDENDUM TO THE "I/A" ITEM NOTE**

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from : General Secretariat of the Council  
to : COREPER/COUNCIL

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No. Cion prop.: 15090/11 WTO 342 COMER 200 AMLAT 88 CODEC 1601

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Subject : Proposal for a Regulation of the European Parliament and of the Council  
Implementing the bilateral safeguard clause and the stabilisation mechanism for  
bananas of the Agreement establishing an Association between the European Union  
and its Member States on the one hand, and Central America on the other  
**(first reading)**

- Adoption of the legislative act (LA + S)

=Statements

**COMMON GUIDELINES**

**Consultation deadline: 19.12.2012**

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**COMMISSION STATEMENT**

The Commission welcomes the first reading agreement between the European Parliament and the Council on Regulation (EU) No .../...<sup>1\*</sup>.

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<sup>1</sup> *OJL ...*

\* *OJ please complete the number date and full title of the regulation.*

As envisaged in Regulation (EU) No .../...<sup>\*\*</sup>, the Commission will submit an annual report to the European Parliament and to the Council on the implementation of Part IV of the Agreement and will be ready to discuss with the responsible committee of the European Parliament any issues arising from the implementation of Part IV of the Agreement.

The Commission will attach particular importance to the effective implementation of commitments on trade and sustainable development in the Agreement, taking into account the specific information provided by the relevant monitoring bodies of the fundamental Conventions of the International Labour Organisation and the multilateral environmental agreements listed in Title VIII of Part IV of the Agreement. In this context, the Commission will also seek the views of the relevant civil society advisory groups.

After the expiry of the Banana Stabilisation Mechanism on 31 December 2019, the Commission will assess the situation of the Union market for bananas and the state of Union banana producers. The Commission will report its findings to the European Parliament and the Council and would include a preliminary assessment of the functioning of the "Programme d'Options Spécifiques à l'Éloignement et l'Insularité" (POSEI) in preserving the banana production in the Union.

### **JOINT DECLARATION**

The European Parliament and the Commission agree on the importance of close cooperation in monitoring the implementation of Part IV of the Agreement and Regulation (EU) No .../...<sup>1\*</sup>. To that end they agree on the following:

- Upon request by the responsible committee of the European Parliament, the Commission shall report to it on any specific concerns relating to the implementation by Central American countries of their commitments on trade and sustainable development.

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<sup>\*\*</sup> *OJ please complete the number of the regulation.*

<sup>1</sup> *OJ L ...*

<sup>\*</sup> *OJ please complete the number date and full title of the regulation.*

- If the European Parliament adopts a recommendation to initiate a safeguard investigation, the Commission will carefully examine whether the conditions under Regulation (EU) No .../...\*\* for ex-officio initiation are fulfilled. If the Commission considers that the conditions are not fulfilled, it will present a report to the responsible committee of the European Parliament including an explanation of all the factors relevant to the initiation of such an investigation.

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\*\* *OJ please complete the number of the regulation.*