



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 7 February 2013

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**AVIATION 11
OC 39**

"I/A" ITEM NOTE

From : Council Secretariat
To : COREPER/Council

N° Cion prop.: 13170/12 AVIATION 125

Subject : Proposal for a COUNCIL DECISION on the conclusion of the Agreement providing a general framework for enhanced cooperation between the European Union and the European Organisation for the Safety of Air Navigation
- Request by the Council for the consent of the European Parliament
COMMON GUIDELINES
Consultation deadline for Croatia: 17 February 2013

1. On 8 June 2011, the Commission submitted to the Council a Recommendation in order to authorise it to open negotiations on a High Level Agreement between the European Union and the European Organisation for the Safety of Air Navigation (EUROCONTROL), providing a general framework for enhanced cooperation (doc. 11356/11, RESTREINT UE).
2. On 6 October 2011, the EU Transport Ministers adopted a Decision authorising the Commission to negotiate on behalf of the Union a High Level Agreement between the European Union and the European Organisation for Safety of Air Navigation (EUROCONTROL), providing a general framework for enhanced cooperation (doc. 14241/11 RESTREINT UE).

3. On the basis of this mandate, the Commission conducted negotiations with EUROCONTROL and on 24 April 2012 the draft High Level Agreement (HLA) was initialled by the two negotiators.
4. The Commission presented to the Council a proposal for a Council Decision on the signature and provisional application of the HLA on 2 August 2012 (doc. 13169/12). The Council Decision concerning the signature and provisional application of the HLA was adopted by the TTE Council on 29 October 2012 (doc. 13792/12). The HLA was signed in the margins of the TTE Council on 20 December 2012. The HLA, together with the Decision on the signing, was published in the Official Journal of the European Union on 19 January 2013 (OJ L 16, 19.01.2013, p. 2).
5. With a view to preparing for the conclusion of the HLA, COREPER is invited to suggest that the Council, in part "A" of the agenda of a forthcoming meeting, decides to forward the draft Decision on conclusion as contained in J/L document 5822/13 AVIATION 10 OC 38, as well as the text of the HLA as contained in J/L document 13792/12 AVIATION 137 OC 493 + CORRIGENDUM/RECTIFICATIF 17565/12, to the European Parliament for its consent.