



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 4 September 2013

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**Interinstitutional File:
2013/0093 (NLE)**

**UD 205
AELE 51
CH 32**

"I/A" ITEM NOTE

from: General Secretariat
to: Permanent Representatives Committee/Council

No. Cion prop.: 8195/13 UD 73 AELE 22 CH 11
No. previous doc.: 10803/13 UD 129 AELE 35 CH 26 + COR 1

Subject: Adoption of a Council Decision on the position to be adopted by the European Union, in the context of the EU-Switzerland Joint Committee, on the definition of the grounds for exemption from transmitting data pursuant to the first subparagraph of Article 3(3) of Annex 1 to the Agreement between the European Community and the Swiss Confederation on the simplification of inspections and formalities in respect of the carriage of goods and on customs security measures

1. On 4 April 2013, the Commission submitted to the Council the above proposal, which aims at providing for an exemption from transmitting security data for some indirect exports made by air. The proposal is based on Art. 207(4) first subparagraph in conjunction with Art. 218(9) of the Treaty on the Functioning of the European Union.
2. At its meeting on 18 June 2013, the Working Party on Customs Union reached agreement on an amended text of this proposal. ¹

¹ As laid down in doc. 11403/13 UD 156 AELE 39 CH 29

3. Since agreement on the text has been reached, the Permanent Representatives Committee could:

- confirm the agreement reached within the Working Party; and
 - invite the Council to adopt the draft Decision, as set out in doc. 11403/13 UD 156 AELE 39 CH 29 (text revised by the legal-linguistic experts), as an item without discussion at one of its forthcoming meetings.
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