



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 4 June 2012

10743/12

**Interinstitutional File:
2009/0189 (NLE)**

**JAI 388
COPEN 132
OC 281**

“I/A” ITEM NOTE

from: General Secretariat
to: COREPER/Council

No. prev. doc.: 5306/10 JAI 35 COPEN 7

Subject: Council Decision on the conclusion of the Agreement between the European Union and the Republic of Iceland and the Kingdom of Norway on the application of certain provisions of the Convention of 29 May 2000 on Mutual Assistance in Criminal Matters between the Member States of the European Union and the 2001 Protocol thereto - Adoption
COMMON GUIDELINES
Consultation deadline: 6 June 2012

1. In accordance with Council Decision 2004/79/EC of 17 December 2003 the Agreement between the European Union and the Republic of Iceland and the Kingdom of Norway on the application of certain provisions of the Convention of 29 May 2000 on Mutual Assistance in Criminal Matters between the Member States of the European Union and the 2001 Protocol thereto was signed on 19 December 2003, subject to its conclusion at a later date.
2. On 18 December 2009 the Commission submitted to the Council a proposal for a Decision on the conclusion of the Agreement between the European Union and the Republic of Iceland and the Kingdom of Norway on the application of certain provisions of the Convention of 29 May 2000 on Mutual Assistance in Criminal Matters between the Member States of the European Union and the 2001 Protocol thereto.

3. On 15 February 2010 the Council decided to forward the draft decision on conclusion as contained in J/L document 5306/10 JAI 35 COPEN 7 as well as the text of the Agreement as contained in J/L document 14938/03 CATS 69 COPEN 113 + COR 2 (en) + COR 1 (fi) to the European Parliament for its consent.
4. On 17 March 2010, the United Kingdom notified the Council that it intended to participate in the adoption of the decision on conclusion of this Agreement¹.
5. On 16 April 2010, Ireland notified the Council that it intended to participate in the adoption of the decision on conclusion of this Agreement².
6. On 13 March 2012, the European Parliament gave its consent to the conclusion of the Agreement.
7. It is therefore suggested the Permanent Representatives Committee recommend that the Council adopts, as an "A" item, the Decision on conclusion of the Agreement as set out in 5306/10 JAI 35 COPEN 7.

¹ 7673/10 JAI 230 COPEN 70.

² 9262/10 JAI 377 COPEN 116 ENFOPOL 117 COASI 83.