



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 12 November 2012**

**15951/12**

**ENFOPOL 358  
JAIEX 98**

**NOTE**

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From:	Presidency
To:	Law Enforcement Working Party
No. prev. doc.:	15237/12 ENFOPOL 334 JAIEX 89
Subject:	Draft Council Decision amending the list of third States and organisations with which Europol shall conclude agreements

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Following the letter from the Chairperson of the Europol Management Board on the list of third States and organisations with which Europol shall conclude agreements (doc. 15237/12), delegations will find in annex a draft for the corresponding Council Decision to be taken.

**DRAFT**

**COUNCIL DECISION**

**of**

**amending the list of third States and organisations  
with which Europol shall conclude agreements**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to Council Decision 2009/371/JHA of 6 April 2009 establishing the European Police Office (EUROPOL)<sup>1</sup> (the "Europol Decision") and in particular Article 26(1)(a) thereof,

Having regard to Council Decision 2009/934/JHA of 30 November 2009 adopting the implementing rules governing Europol's relations with partners, including the exchange of personal data and classified information<sup>2</sup> and in particular Articles 5 and 6 thereof,

Having regard to Council Decision 2009/935/JHA of 30 November 2009 determining the list of third States and organisations with which Europol shall conclude agreements<sup>3</sup>,

Having regard to the Opinion of the European Parliament<sup>4</sup>,

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<sup>1</sup> OJ L 121, 15.5.2009, p. 37.

<sup>2</sup> OJ L 325, 11.12.2009, p. 6

<sup>3</sup> OJ L 325, 11.12.2009, p. 12

<sup>4</sup> Opinion of ... (not yet published in the Official Journal).

Whereas:

- (1) It is for the Council, acting by qualified majority after consulting the European Parliament, to amend the list of the third States and organisations referred to in Article 23(1) of the Europol Decision with which Europol shall conclude agreements.
- (2) It is for the Management Board to decide whether to propose to the Council the addition of a new third State to the list.
- (3) The Management Board, during its meeting of 3-4 October 2012 decided to recommend to the Council to add Brazil, Georgia, Mexico and the United Arab Emirates to the list and has outlined the operational need to do so.

HAS DECIDED AS FOLLOWS:

*Article 1*

The list of third States and organisations with which Europol shall conclude agreements, as set out in Annex to Council Decision 2009/935/JHA of 30 November 2009 is amended by adding the third States listed in the Annex to this Decision.

*Article 2*

This Decision shall enter into force on the day following that of its publication.

*Article 3*

This Decision shall be published in the *Official Journal of the European Union*.

Done at Brussels,

*For the Council*

*The President*

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## ANNEX

Third States to be added to the list of third States and organisations with which Europol shall conclude agreements:

- Brazil
  - Georgia
  - Mexico
  - United Arab Emirates
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