



Council of the  
European Union

Brussels, 14 June 2016  
(OR. en)

---

---

**Interinstitutional File:**  
**2015/0100 (NLE)**

---

---

10104/16  
ADD 1

UD 127  
SAN 251  
COPEN 201  
DROIPEN 113

**'I/A' ITEM NOTE**

---

From: General Secretariat of the Council  
To: Permanent Representatives Committee/Council

---

No. prev. doc.: 12283/2/15 REV 2 UD 187 SAN 293 COPEN 245 DROIPEN 103  
No. Cion doc.: 8563/15 + ADD1 + ADD 2 UD 104 SAN 136 COPEN 109 DROIPEN 39

---

Subject: Adoption of a Council Decision on the Conclusion, on Behalf of the European Union, of the Protocol to Eliminate Illicit Trade in Tobacco Products to the World Health Organisation's Framework Convention on Tobacco Control, in so far as the Provisions of the Protocol Which Fall under Title V of Part III of the Treaty on the Functioning of the European Union are Concerned  
- Statement by the United Kingdom Delegation

---

The United Kingdom welcomes the adoption of the two Council Decisions concerning the framework Convention on Tobacco Control Protocol and looks forward to timely ratification of the instrument. In particular, the UK supports the approach adopted by the Council and the European Commission in this case concerning the application of Protocol (No. 21) to the Treaties. The United Kingdom considers that the Union does not enjoy exclusive external competence in relation to any of the Justice & Home Affairs provisions of the Tobacco Control Protocol.