



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 4 February 2014  
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**LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: COUNCIL DECISION on the signing, on behalf of the Union, and provisional application of the Arrangement between the European Union and the Kingdom of Norway on the modalities of its participation in the European Asylum Support Office

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**COUNCIL DECISION No .../2014/EU**

**of ...**

**on the signing, on behalf of the Union, and provisional application of the Arrangement  
between the European Union and the Kingdom of Norway  
on the modalities of its participation in the European Asylum Support Office**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 74 and Article 78 (1) and (2), in conjunction with Article 218 (5), thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) Regulation (EU) No 439/2010 of the European Parliament and of the Council<sup>1</sup> provides that the European Asylum Support Office shall be open to the participation of Iceland, Liechtenstein, Norway and Switzerland as observers. Furthermore, that Regulation provides that arrangements shall be made, specifying in particular the nature, extent and manner in which those countries are to participate in the European Asylum Support Office's work.
- (2) On 27 January 2012, the Council authorised the Commission to open negotiations for an Arrangement between the European Union and the Kingdom of Norway on the modalities of its participation in the European Asylum Support Office (the 'Arrangement'). The negotiations were successfully concluded by the initialling of the Arrangement on 28 June 2013.
- (3) The Arrangement should be signed and it should be applied on a provisional basis pending the completion of the procedures for its conclusion.
- (4) As specified in recital 21 of Regulation (EU) No 439/2010, the United Kingdom and Ireland are taking part in and are bound by that Regulation. They should therefore give effect to Article 49 (1) of Regulation (EU) No 439/2010 by taking part in this Decision. The United Kingdom and Ireland are therefore taking part in this Decision.

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<sup>1</sup> Regulation (EU) No 439/2010 of the European Parliament and of the Council of 19 May 2010 establishing a European Asylum Support Office (OJ L 132, 29.5.2010, p. 11).

- (5) As specified in recital 22 of Regulation (EU) No 439/2010, Denmark is not taking part in and is not bound by that Regulation. Denmark is therefore not taking part in this Decision,

HAS ADOPTED THIS DECISION:

### *Article 1*

The signing, on behalf of the Union, of the Arrangement between the European Union and the Kingdom of Norway on the modalities of its participation in the European Asylum Support Office is hereby authorised, subject to the conclusion of the said Arrangement.

The text of the Arrangement is attached to this Decision.

### *Article 2*

The President of the Council is hereby authorised to designate the person(s) empowered to sign the Arrangement on behalf of the Union.

### *Article 3*

Pending the completion of the procedures for its conclusion the Arrangement shall be applied on a provisional basis in accordance with Article 13 (3) thereof<sup>1</sup>.

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<sup>1</sup> The date from which the Arrangement will be provisionally applied will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.

*Article 4*

This Decision shall enter into force on the date of its adoption.

Done at ...,

*For the Council*

*The President*

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