



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 16 December 2013  
(OR. en)**

**16251/13**

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2013/0196 (NLE)**

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**AVIATION 212  
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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 Agreement between the European Union and the Government of the Republic of Peru on certain aspects of air services

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**COUNCIL DECISION No .../2013/EU**

**of ...**

**on the signing, on behalf of the Union, and provisional application of the Agreement  
between the European Union and the Government of the Republic of Peru  
on certain aspects of air services**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular  
Article 100(2) in conjunction with Article 218(5) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) By its Decision of 5 June 2003, the Council authorised the Commission to open negotiations with third countries on the replacement of certain provisions in existing bilateral agreements with an agreement at Union level.
- (2) The Commission has negotiated, on behalf of the Union, an Agreement with the Government of the Republic of Peru on certain aspects of air services ("the Agreement") in accordance with the mechanisms and directives set out in the Annex to the Council Decision of 5 June 2003.
- (3) The Agreement should be signed and applied on a provisional basis, pending the completion of the procedures for its conclusion,

HAS ADOPTED THIS DECISION:

### *Article 1*

The signing on behalf of the Union of the Agreement between the European Union and the Government of the Republic of Peru on certain aspects of air services ("the Agreement") is hereby authorised, subject to the conclusion of the said Agreement.

The text of the Agreement is attached to this Decision.\*

### *Article 2*

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

### *Article 3*

The Agreement shall be applied on a provisional basis as from the first day of the first month following the date on which the Parties have notified each other of the completion of the necessary procedures for this purpose<sup>1</sup>, pending the completion of the procedures for its conclusion.

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\* OJ: please attach document st16357/13.

<sup>1</sup> The date from which the Agreement will be applied on a provisional basis will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.

*Article 4*

The President of the Council is hereby authorised to make the notification provided for in Article 8(2) of the Agreement.

*Article 5*

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

Done at ...

*For the Council*

*The President*

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