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NOTE

From: Presidency
To: Delegations

Subject: Draft Council Decision authorising the opening of negotiations for an Agreement between the European Union and Canada for the transfer and use of Passenger Name Record (PNR) data, and the Addendum thereto

The Presidency hereby submits the Addendum on the negotiation directives to the draft Council Decision authorising the opening of negotiations for an Agreement between the EU and Canada for the transfer and use of Passenger Name Record (PNR) data. Changes to the Commission document are set out in **bold**.

Directives for the negotiation for an Agreement between the European Union and Canada for the transfer and use of Passenger Name Record (PNR) data (...)

to the

Council Decision

authorising the opening of negotiations for an Agreement between the European Union and Canada for the transfer and use of Passenger Name Record (PNR) data (...)

The Agreement should contain all the safeguards required in order for it to be compatible with Articles 7, 8 **and** 21, and 52 (1) of the Charter of Fundamental Rights of the European Union, as specified in the Opinion 1/15 of the Court of Justice of the European Union of 26 July 2017¹.

All other elements of the Agreement between Canada and the EU for the transfer and use of Passenger name Record (PNR) data signed on 25 June 2014 should not be affected.

¹ Opinion 1/15 of the Court of Justice of 26 July 2017 (EU:C:2017:592).