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'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee (Part 1)/Council
No. Cion doc.: 14012/16 AVIATION 222 RELEX 919 USA 60
Subject: Council Decision on the conclusion, on behalf of the European Union, of an agreement amending the Agreement between the United States of America and the European Community on cooperation in the regulation of civil aviation safety
– Adoption

1. The Agreement on cooperation in the regulation of civil aviation safety between the United States of America and the European Community ("BASA Agreement") was concluded by the Council Decision of 7 March 2011¹ and entered into force on 1 May 2011.
2. On 25 September 2014, the Council authorised the Commission to open negotiations with the US to amend the BASA Agreement. The agreement amending the Agreement between the United States of America and the European Community on cooperation in the regulation of civil aviation safety ("Amendment 1") creates the possibility to cooperate in additional areas that both Parties find mutually desirable.

¹ OJ L 291, 9.11.2011, p. 3.

3. On 28 October 2016, the Commission presented to the Council its proposals for Council Decisions on the signature and provisional application of the Amendment 1 (14011/16 + ADD 1) and on the conclusion of the Amendment 1 (14012/16).
4. The Council adopted the Decision on the signing and provisional application of the Amendment 1 on 21 March 2017².
5. The Amendment 1 was signed on 13 December 2017. A joint declaration on the future authentication of the Croatian language versions of the BASA Agreement and the Amendment 1 was also signed (13550/17) on the same date. The Council Decision on the signature and provisional application of the Amendment 1³, together with the text of the Amendment 1⁴, were published in the *Official Journal of the European Union* on 16 January 2018.
6. On 16 April 2018, the Council decided to request the European Parliament to give its consent to the draft Council Decision on the conclusion of the above-mentioned Amendment 1 to the BASA Agreement, as finalised by the legal/linguistic experts (doc 7482/18), as well as to the text of the Amendment 1.
7. On 13 December 2018, the European Parliament gave its consent for the conclusion of Amendment 1 to the BASA Agreement.
8. With a view to preparing for the conclusion of the Amendment 1, COREPER is invited to suggest that the Council, in part "A" of the agenda of a forthcoming meeting, decides to adopt the draft Council Decision on conclusion, as contained in J/L document 7482/18.

² Doc. 6697/17 and 7236/17.

³ OJ L 11, 16.1.2018, p. 1.

⁴ OJ L 11, 16.1.2018, p. 3.