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'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
No. prev. doc.:	ST 11720/22 + REV 1 + ADD 1
Subject:	Council Decision on the conclusion, on behalf of the Union, of the Agreement between the European Union and the United States of America pursuant to Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions on all the tariff rate quotas included in the EU Schedule CLXXV as a consequence of the United Kingdom's withdrawal from the European Union - Adoption

1. On 2 August 2022, the Commission submitted to the Council a proposal for a Council Decision on the signing¹, on behalf of the Union, of the Agreement between the European Union and the United States of America pursuant to Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions on all the tariff rate quotas included in the EU Schedule CLXXV as a consequence of the United Kingdom's withdrawal from the European Union, as well as a proposal for a Council Decision on the conclusion² of that Agreement.

¹ ST 11719/22 + ADD 1.

² ST 11720/22 + ADD 1.

2. On 26 September 2022, the Council adopted the Decision on the signing³ of the Agreement. At the same time and in accordance with Article 218(6), second subparagraph, point (a)(v) of the TFEU, the Council decided to forward the draft Decision on the conclusion of the Agreement, as finalised by the legal-linguistic experts and set out in document 11723/22, together with the Agreement itself⁴, to the European Parliament for its consent, with a view to preparing for the future conclusion of the Agreement.
3. The Agreement with the United States of America was signed on 17 January 2023.
4. On 15 March 2023, the European Parliament gave its consent to the conclusion of the Agreement.
5. On 30 March 2023, the Trade Policy Committee (Deputies) endorsed the draft Council Decision on the conclusion of the Agreement.
6. In light of the above, and subject to confirmation by the Permanent Representatives Committee, the Council is invited to:
 - adopt, as an "A" item on the agenda of one of its forthcoming meetings, the Council Decision on the conclusion of the Agreement as finalised by the legal-linguistic experts and set out in document 11723/22; and
 - note that the European Parliament will be informed in accordance with Article 218(10) TFEU, and that the Council Decision will be transmitted to the European Parliament.

³ ST 11722/22 (published in OJ L 251, 29.9.2022, p. 1).

⁴ ST 11724/22.