



Council of the
European Union

186665/EU XXVII. GP
Eingelangt am 29/05/24

Brussels, 29 May 2024
(OR. en)

Interinstitutional File:
2024/0075(NLE)

8449/1/24
REV 1 ADD 1

FRONT 106
COWEB 46
MIGR 149

'I/A' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
No. Cion doc.:	7897/24 + ADD 1 + ADD 2
Subject:	Proposal for a Council Decision on the signing, on behalf of the Union, of the Agreement between the European Union and the Republic of Serbia on operational activities carried out by the European Border and Coast Guard Agency in the Republic of Serbia – Adoption = Statement

Statement by the Commission

The Commission considers that the Court of Justice has clarified in its judgment of 9 April 2024 in case C-551/21 that ensuring the signing of international agreements outside the area of the CFSP is a prerogative of the Commission in accordance with the Treaties. It is therefore not for the Council to lay down provisions as to the signing by the Commission of international agreements outside the area of the CFSP.