



Council of the  
European Union

**Brussels, 19 May 2020**  
**(OR. en)**

**7788/20**

**AVIATION 62**  
**RELEX 303**  
**ASIE 30**

## **LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: DECISION OF THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE EUROPEAN UNION amending the Decision of the Representatives of the Governments of the Member States, meeting within the Council, of 7 June 2016 authorising the European Commission to negotiate, on behalf of the Member States, the provisions of a comprehensive air transport agreement between the European Union and its Member States and the Association of Southeast Asian Nations (ASEAN) Member States on matters that do not fall within the exclusive Union competence

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**DECISION  
OF THE REPRESENTATIVES OF THE GOVERNMENTS  
OF THE MEMBER STATES  
OF THE EUROPEAN UNION**

**of...**

**amending the Decision of the Representatives of the Governments  
of the Member States, meeting within the Council, of 7 June 2016  
authorising the European Commission to negotiate,  
on behalf of the Member States, the provisions of a comprehensive air transport agreement  
between the European Union and its Member States  
and the Association of Southeast Asian Nations (ASEAN) Member States  
on matters that do not fall within the exclusive Union competence**

THE REPRESENTATIVES OF THE GOVERNMENTS OF THE MEMBER STATES OF THE  
EUROPEAN UNION,

Whereas:

- (1) The Decision of the Representatives of the Governments of the Member States, meeting within the Council, of 7 June 2016 authorising the European Commission to negotiate, on behalf of the Member States, the provisions of a comprehensive air transport agreement between the European Union and its Member States and the Association of Southeast Asian Nations (ASEAN) Member States on matters that do not fall within the exclusive Union competence ("the Decision"), will expire on 7 June 2020.
- (2) Immediately after the adoption of the Decision, the Commission contacted each of the ASEAN Member States with a view to commencing negotiations.
- (3) Eight rounds of negotiations have been held since November 2016.
- (4) Under the circumstances, it is unlikely that negotiations can be successfully concluded before the expiry of the authorisation conferred by the Decision.
- (5) It is therefore necessary to amend the Decision in order to extend that authorisation so as to allow the Commission, which could be assisted by the Council Presidency, to continue to conduct negotiations within a framework conducive to a successful conclusion.

- (6) Considering the current state of the negotiations, the extension of the said authorisation to negotiate should be limited to a further period of one year. If the negotiations are not concluded by the end of that further period, it should be possible for the Representatives of the Governments of the Member States to decide to extend that authorisation further,

HAVE ADOPTED THIS DECISION:

### *Article 1*

Article 4 of the Decision of the Representatives of the Government of the Member States, meeting within the Council, of 7 June 2016 authorising the European Commission to negotiate, on behalf of the Member States, the provisions of a comprehensive air transport agreement between the European Union and its Member States and the Association of Southeast Asian Nations (ASEAN) Member States on matters that do not fall within the exclusive Union competence is replaced by the following:

#### *"Article 4*

This Decision shall expire on 7 June 2021. It may be extended to align it with the Council Decision of 7 June 2016 authorising the Commission to open negotiations on a comprehensive air transport agreement between the European Union and its Member States and the ASEAN Member States as regards matters falling within the exclusive Union competence."

*Article 2*

This Decision is addressed to the Commission.

Done at Brussels,

*For the Representatives  
of the Governments  
of the Members States  
The President*

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