



Council of the European Union
General Secretariat

Brussels, 1 March 2021

CM 1998/21

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COMMUNICATION

WRITTEN PROCEDURE

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Subject: **End of the written procedure**

Council Decision on the position to be taken on behalf of the European Union in the EEA Joint Committee established by the Agreement on the European Economic Area as regards the amendment of Chapter IIa and Annexes I and II of Protocol 10 to the EEA Agreement, on simplification of inspections and formalities in respect of carriage of goods

– Adoption

Delegations are herewith informed that the written procedure initiated by [CM 1915/21](#) of 24 February 2021 was successfully completed on 1 March 2021.

The result of the written procedure is that all delegations agreed to adopt the Council Decision on the position to be taken on behalf of the European Union in the EEA Joint Committee established by the Agreement on the European Economic Area as regards the amendment of Chapter IIa and Annexes I and II of Protocol 10 to the EEA Agreement, on simplification of inspections and formalities in respect of carriage of goods, as set out in documents [5660/21](#) and [5661/21](#).

Therefore, the above Council Decision is adopted.

The statement by the Commission is set out in the Annex to this communication and will be included in the summary of acts adopted by the written procedure as statement to be entered in the Council minutes, in accordance with the third subparagraph of Article 12(1) of the Council's Rules of Procedure.

Statement by the Commission

The Commission considers that the Council Decision should be addressed to the Commission, and therefore considers the changes to Article 2 to be inappropriate.

The expression of the Union position in a body set up by an agreement is an act of external representation of the Union which, in accordance with Article 17(1) TEU, is the institutional prerogative of the Commission.

The Commission reserves all its rights in this regard.
