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'I/A' ITEM NOTE

From: General Secretariat of the Council
To: Permanent Representatives Committee/Council

Subject: Supplemental Negotiating directives for the diplomatic conference to be held in Pretoria, 11-22 November 2019 on the Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Agricultural, Construction and Mining Equipment (MAC Protocol) to the Cape Town convention
- Adoption

1. On 23 August 2017, the Commission submitted to the Council a Recommendation for a Council Decision authorising the opening of negotiations on the conclusion of a Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Agricultural, Construction and Mining Equipment (MAC Protocol)¹.
2. The proposal was based on Article 81(2) of the Treaty on the Functioning of the European Union in conjunction with 218(3) and (4) thereof.
3. The Recommendation was accompanied by Directives for the negotiation of a Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Agricultural, Construction and Mining Equipment (MAC Protocol).

¹ 11561/17 EU RESTRICTED

4. The Recommendation² and Directives³ were adopted by Coreper and Council on 9 March 2018.
 5. In order to prepare for the diplomatic conference on the MAC Protocol, which will be held in Pretoria on 11-22 November 2019, supplemental negotiating directives were needed.
 6. These supplemental directives were first discussed at the meeting of the Working Party on Civil Law Matters on 14 October 2019. Delegations did not express any need for substantial changes.
 7. In light of the above, Coreper/Council are invited to adopt the text of the Supplemental Negotiating directives for the diplomatic conference to be held in Pretoria, 11-22 November 2019 on the Protocol to the Convention on International Interests in Mobile Equipment on Matters specific to Agricultural, Construction and Mining Equipment (MAC Protocol) to the Cape Town convention as set out in 13444/1/19 REV 1 EU RESTRICTED.
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² 5109/18

³ 6287/18 EU RESTRICTED