



Procedure file

Basic information		
NLE - Non-legislative enactments Decision	2010/0308(NLE)	Procedure completed, awaiting publication in Official Journal
EU/Andorra Agreement: customs security measures. Protocol		
Subject		
2.10.01 Customs union, tax and duty-free, Community transit		
6.20.03 Bilateral economic and trade agreements and relations		
6.20.04 Union Customs Code, tariffs, preferential arrangements, rules of origin		
Geographical area		
Andorra		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 International Trade		17/01/2011
		S&D MOREIRA Vital	
		Shadow rapporteur	
		PPE ZALBA BIDEGAIN Pablo	
		ALDE KAZAK Metin	
	Committee for opinion	Rapporteur for opinion	Appointed
	 Internal Market and Consumer Protection		01/12/2010
		ALDE MANDERS Antonius	
Council of the European Union	Council configuration	Meeting	Date
	Employment, Social Policy, Health and Consumer Affairs3114		03/10/2011
	Economic and Financial Affairs ECOFIN	3062	18/01/2011
European Commission	Commission DG	Commissioner	
	Taxation and Customs Union	ŠEMETA Algirdas	


Key events			
10/11/2010	Preparatory document	COM(2010)0628	Summary
12/01/2011	Legislative proposal published	17403/2010	Summary
03/02/2011	Committee referral announced in Parliament		
24/05/2011	Vote in committee		Summary
27/05/2011	Committee report tabled for plenary, 1st reading/single reading	A7-0198/2011	

23/06/2011	Results of vote in Parliament		
23/06/2011	Decision by Parliament	T7-0281/2011	Summary
03/10/2011	Act adopted by Council after consultation of Parliament		
03/10/2011	End of procedure in Parliament		

Technical information

Procedure reference	2010/0308(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legislative instrument	Decision
Legal basis	Treaty on the Functioning of the EU TFEU 218-p6a; Treaty on the Functioning of the EU TFEU 207-p4
Other legal basis	Rules of Procedure EP 159
Stage reached in procedure	Procedure completed, awaiting publication in Official Journal
Committee dossier	INTA/7/04500

Documentation gateway

Preparatory document		COM(2010)0628	10/11/2010	EC	Summary
Legislative proposal		17403/2010	12/01/2011	CSL	Summary
Document attached to the procedure		17405/2010	12/01/2011	CSL	
Committee draft report		PE456.788	01/03/2011	EP	
Committee opinion		PE458.554	14/04/2011	EP	
Committee report tabled for plenary, 1st reading/single reading		A7-0198/2011	27/05/2011	EP	
Text adopted by Parliament, 1st reading/single reading		T7-0281/2011	23/06/2011	EP	Summary

Additional information

National parliaments	IPEX
European Commission	EUR-Lex

EU/Andorra Agreement: customs security measures. Protocol

PURPOSE: to conclude the Protocol between the European Union and the Principality of Andorra extending to customs security measures the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra.

PROPOSED ACT: Council Decision.

IMPACT ASSESSMENT: no impact assessment was carried out.

BACKGROUND: the Community Customs Code and its Implementing Rules, which lay down the rules for the customs treatment of goods that are imported or exported, were amended in 2005 and 2006 respectively to make provision for customs security measures. Among these security arrangements is a provision that traders should submit certain information prior to importing or exporting goods, which will make it possible to carry out a risk analysis of such operations prior to the entry or exit of the consignments in question.

In principle, these security measures apply to trade with all non-member countries. However, the Community Customs Code allows for different rules concerning the obligation to provide pre-arrival and pre-departure information where international agreements provide for special

security arrangements. It was thus held necessary and in the mutual interest of the European Union and the Principality of Andorra to establish amended rules for customs security in their bilateral trade in goods.

On 16 February 2009 the Council authorised the European Commission to start negotiations with the Principality of Andorra with a view to negotiating an agreement extending to customs security measures the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra concluded on 28 June 1990. The European Commission and the Principality of Andorra have completed the abovementioned negotiations.

LEGAL BASIS: Article 207(4), first subparagraph, in conjunction with Article 218(6)(a) and 218(7) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: the attached proposal for a Council Decision constitutes the legal instrument for the conclusion of a protocol between the European Union and the Principality of Andorra with a view to extending to customs security measures the scope of the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra concluded on 28 June 1990.

Following the negotiations, the arrangement consisted in abolishing the requirement for a prior declaration for goods traded between the European Union and the Principality of Andorra. The abolition of this requirement is subject to the condition that the Contracting Parties undertake to guarantee in their respective territories an equivalent level of security through measures based on legislation in force in the European Union.

In addition to provisions for customs-security measures, the arrangement also includes a set of rules to ensure that the Agreement and the *acquis communautaire* remain in alignment and to provide that, if the equivalence of the respective security measures is no longer maintained, either party may take rebalancing measures, including suspending application of the relevant title of the Agreement.

Lastly, a new Article is introduced concerning the protection of professional secrecy and personal data.

It is also specified that, unlike the customs union, this arrangement also applies to agricultural products.

BUDGETARY IMPLICATION: this proposal has no implication for the EU budget.

EU/Andorra Agreement: customs security measures. Protocol

PURPOSE: to conclude the Protocol between the EU and Andorra extending to customs security measures the Agreement in the form of an Exchange of Letters between the European Economic Community and Andorra.

PROPOSED ACT: Council Decision.

BACKGROUND: on 16 February 2009, the Council authorised the European Commission to start negotiations with the Principality of Andorra with a view to negotiating an agreement extending to customs security measures the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra concluded on 28 June 1990.

The European Commission and Andorra have completed the abovementioned negotiations. The Protocol was signed on behalf of the EU, subject to its subsequent approval.

It is now necessary to approve the negotiated Protocol on behalf of the EU.

IMPACT ASSESSMENT: no impact assessment was carried out.

LEGAL BASIS: Article 207(4), first subparagraph, in conjunction with Article 218(6)(a) and 218(7) of the Treaty on the Functioning of the European Union.

CONTENT: with this proposal, the Protocol extending to customs security measures the scope of the Agreement between the European Economic Community and Andorra is hereby approved.

Provisions are laid down as regards comitology to define the European Union's position. It is also provided that the Commission be authorised to take the necessary measures provided for in Agreement in order to ensure the equivalence of the Contracting Parties' customs security measures.

For further details on the main elements of the Protocol, please refer to the summary of the previous initial legislative document dated 10/11/2010.

EU/Andorra Agreement: customs security measures. Protocol

The Committee on International Trade adopted the report drafted by Vital MOREIRA (S&D, PT) in which it recommends the European Parliament to give its consent to the conclusion of the Protocol extending to customs security measures the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra.

EU/Andorra Agreement: customs security measures. Protocol

The European Parliament adopted a legislative resolution on the draft Council decision on the conclusion of the Protocol extending to customs security measures the Agreement in the form of an Exchange of Letters between the European Economic Community and the Principality of Andorra.

Parliament gives its consent to the conclusion of the Protocol.

