COUNCIL DECISION (EU) 2021/838

of 10 May 2021

on the position to be taken, on behalf of the Union, within the Trade and Sustainable Development Sub-Committee established by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, as regards the establishment of the list of experts who can be selected as members of the Group of Experts under Article 301 of the Agreement

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular the first subparagraph of Article 207(4) in conjunction with Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) The Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part [1] ('the Agreement') entered into force on 1 September 2017.

(2) Pursuant to Article 301(3) of the Agreement, the Parties are to agree on a list of at least 15 persons with expertise on the issues covered by Chapter 13 of Title IV of the Agreement ('Chapter 13') who can be selected as members of the Group of Experts to examine any matter arising under Chapter 13 that has not been satisfactorily addressed through governmental consultations.

(3) The Union has put forward the names of five experts, while Ukraine has provided the names of three experts. Ukraine has committed to provide the names of two other experts by 31 December 2021. The Parties have agreed on five experts who are not nationals of either Party and who may serve as Chair of the Group of Experts under Article 301 of the Agreement.

(4) To ensure the effectiveness of the provisions of Chapter 13, it is appropriate to establish the position to be taken on the Union's behalf within the EU-Ukraine Trade and Sustainable Development Sub-Committee with regard to the establishment of the list of experts who can be selected as members of the Group of Experts under Article 301 of the Agreement,

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken on behalf of the Union within the EU-Ukraine Trade and Sustainable Development Sub-Committee established by the Association Agreement between the European Union and the European Atomic Community and their Member States, of the one part, and Ukraine, of the other part, as regards the establishment of the list of experts who can be selected as members of the Group of Experts under Article 301 of the Agreement shall be based on the draft Decision of the EU-Ukraine Trade and Sustainable Development Sub-Committee [2].

[1] OJ L 161, 29.5.2014, p. 3.
[2] See document ST 7733/21 athttp://register.consilium.europa.eu

Article 2

This Decision shall enter into force on the date of its adoption.

Done at Brussels, 10 May 2021.

For the Council
The President
J. BORRELL FONTELLES