2026/2475

4.11.2026

COUNCIL DECISION (EU) 2026/2475

of 26 October 2026

establishing the position to be taken on behalf of the European Union within the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community as regards the adoption of a decision adding a newly adopted Union act to Annex 2 to the Windsor Framework

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on European Union, and in particular Article 50(2) thereof,

Having regard to the Treaty on the Functioning of the European Union, in particular Article 218(9) thereof,

Having regard to the proposal from the European Commission,

Whereas:

(1) The Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community [1] (the 'Withdrawal Agreement') was concluded by the Union by means of Council Decision (EU) 2020/135 [2] and entered into force on 1 February 2020.

(2) Pursuant to Article 13(4) of the Windsor Framework [3], which forms an integral part of the Withdrawal Agreement, the Joint Committee established under Article 164(1) thereof (the 'Joint Committee') is empowered to adopt decisions to amend the relevant Annexes to the Windsor Framework by adding newly adopted Union acts that fall within the scope of the Windsor Framework, but which neither amend nor replace Union acts listed in the Annexes to the Windsor Framework.

(3) Regulation (EU) 2025/2455 of the European Parliament and of the Council [4] is a newly adopted Union act falling within the scope of the Windsor Framework which should be added to Annex 2 to the Windsor Framework. However, the following provisions of Regulation (EU) 2025/2455 fall outside the scope of the Windsor Framework and should therefore not be added to Annex 2 of the Windsor Framework: Article 25; points 1, 2, 5, 6, 8, 20, 22, 23, 27-31, 38, 43-45, 52, 53, 59, 66 and 67 of Annex I; points 3, 8, 10, 12, 14, 25, 29 and 32 of Annex III; data fields in Annex IV relating to those previous points listed in respect of Annexes I and III; and point 2 of Annex V of Regulation (EU) 2025/2455.

(4) The Joint Committee, at its next meeting, is scheduled to adopt a decision pursuant to Article 13(4) of the Windsor Framework concerning the addition of Regulation (EU) 2025/2455 to Annex 2 to the Windsor Framework.

(5) The envisaged decision of the Joint Committee will, if adopted, produce legal effects for the Union. It is therefore necessary to establish the position to be taken on the Union's behalf within the Joint Committee with regard to the adoption of a decision adding a newly adopted Union act to Annex 2 to the Windsor Framework,

[1] OJ L 29, 31.1.2020, p. 7, ELI: http://data.europa.eu/eli/treaty/withd_2020/sign.

[2] Council Decision (EU) 2020/135 of 30 January 2020 on the conclusion of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (OJ L 29, 31.1.2020, p. 1, ELI: http://data.europa.eu/eli/dec/2020/135/oj).

[3] Joint Declaration No 1/2023 of the Union and the United Kingdom in the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 24 March 2023 (OJ L 102, 17.4.2023, p. 87).

[4] Regulation (EU) 2025/2455 of the European Parliament and of the Council of 26 November 2025 establishing a common data platform on chemicals, laying down rules to ensure that the data contained in it are findable, accessible, interoperable and reusable and establishing a monitoring and outlook framework for chemicals (OJ L, 2025/2455, 12.12.2025, ELI: http://data.europa.eu/eli/reg/2025/2455/oj).

HAS ADOPTED THIS DECISION:

Article 1

The position to be taken on the Union's behalf within the Joint Committee established under Article 164(1) of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community (the 'Joint Committee') is set out in the draft decision of the Joint Committee attached to this Decision.

Article 2

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

Done at Luxembourg, 26 October 2026.

For the Council

The President

M. HEYDON

DRAFT

DECISION No …/2026 OF THE JOINT COMMITTEE ESTABLISHED BY THE AGREEMENT ON THE WITHDRAWAL OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND FROM THE EUROPEAN UNION AND THE EUROPEAN ATOMIC ENERGY COMMUNITY

of …

adding a newly adopted Union act to Annex 2 to the Windsor Framework

THE JOINT COMMITTEE,

Having regard to the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community [1] (the 'Withdrawal Agreement'), and in particular Article 13(4) of the Windsor Framework [2],

Whereas:

(1) Article 13(4) of the Windsor Framework empowers the Joint Committee established under Article 164(1) of the Withdrawal Agreement (the 'Joint Committee') to adopt decisions adding newly adopted Union acts falling within the scope of the Windsor Framework to the relevant Annexes to the Windsor Framework.

(2) Pursuant to Article 166(2) of the Withdrawal Agreement, the decisions adopted by the Joint Committee are binding on the Union and the United Kingdom. The Union and the United Kingdom are to implement such decisions, which have the same legal effect as the Withdrawal Agreement.

(3) Regulation (EU) 2025/2455 of the European Parliament and of the Council [3] is a newly adopted Union act falling within the scope of the Windsor Framework which should be added to Annex 2 to the Windsor Framework. However, the following provisions of Regulation (EU) 2025/2455 fall outside the scope of the Windsor Framework and should therefore not be added to Annex 2 of the Windsor Framework: Article 25; points 1, 2, 5, 6, 8, 20, 22, 23, 27-31, 38, 43-45, 52, 53, 59, 66 and 67 of Annex I; points 3, 8, 10, 12, 14, 25, 29 and 32 of Annex III; data fields in Annex IV relating to those previous points listed in respect of Annexes I and III; and point 2 of Annex V of Regulation (EU) 2025/2455,

HAS ADOPTED THIS DECISION:

Article 1

Regulation (EU) 2025/2455 of the European Parliament and of the Council of 26 November 2025 establishing a common data platform on chemicals, laying down rules to ensure that the data contained in it are findable, accessible, interoperable and reusable and establishing a monitoring and outlook framework for chemicals, with the exception of Article 25, points 1, 2, 5, 6, 8, 20, 22, 23, 27-31, 38, 43-45, 52, 53, 59, 66 and 67 of Annex I, points 3, 8, 10, 12, 14, 25, 29 and 32 of Annex III, data fields in Annex IV relating to those previous points listed in respect of Annexes I and III, and point 2 of Annex V thereof, shall be added to Annex 2 to the Windsor Framework under point 23 'Chemicals and related'.

[1] OJ EU L 29, 31.1.2020, p. 7, ELI: http://data.europa.eu/eli/treaty/withd_2020/sign.

[2] Joint Declaration No 1/2023 of the Union and the United Kingdom in the Joint Committee established by the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 24 March 2023 (OJ EU L 102, 17.4.2023, p. 87).

[3] Regulation (EU) 2025/2455 of the European Parliament and of the Council of 26 November 2025 establishing a common data platform on chemicals, laying down rules to ensure that the data contained in it are findable, accessible, interoperable and reusable and establishing a monitoring and outlook framework for chemicals (OJ EU L, 2025/2455, 12.12.2025, ELI:http://data.europa.eu/eli/reg/2025/2455/oj).

Article 2

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

Done at …, …

For the Joint Committee

The Co-chairs