

**Professor Danuta Hübner**

**Presentation of the draft report on the proposal for a regulation laying down rules for the exercise on the Union's rights in the implementation and enforcement of the Withdrawal Agreement and the Trade and Cooperation Agreement**

**Joint meeting of Constitutional Affairs Committee, International Trade Committee and Foreign Affairs Committee**

**Brussels, 31 August 2022**

In Brexit process AFCO has been responsible for the implementation of the Withdrawal Agreement and institutional aspects of TCA. In the context of the Regulation laying down the rules for exercising the Union's rights in implementing and enforcing EU-UK agreements, as AFCO rapporteur, my goal was to ensure the European Parliament's role in line with the Treaties, strengthening the credibility of the process. We all remember how deeply involved the European Parliament was in creating legal framework for an unprecedented relationship between EU and its former member. All co-rapporteurs agreed to introduce amendments ensuring keeping the European Parliament informed of any possible breaches of the Agreements, of the instruments available for addressing those breaches as well as of any intentions to adopt the measures outlined in the Regulation. This is reflected in amendments 1, 2, 6, 7, 8.

An Amendment was introduced that allows the Parliament to exercise its right of scrutiny laid down in the art. 11 of the comitology Regulation. Art.2(2) of the proposed Regulation was also amended. This article obliges the Commission to determine the measures on the basis of five different criteria: effectiveness in inducing compliance; potential to provide relief to economic operators in the EU; availability of alternative sources of supply for the goods or services; avoidance of administrative complexity; any other criteria specified in the agreements. While

accepting the criteria, it is proposed to replace 'shall be determined', by 'shall be taken into account'. I am convinced that the amendments, while ensuring due involvement of the Parliament in the process, fully respect competences of EU Institutions.