



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 5 October 2010
(OR. en)**

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the conclusion of the Agreement between the European Union and the Federative Republic of Brazil on certain aspects of air services

COUNCIL DECISION .../2010/EU

of

**on the conclusion of the Agreement
between the European Union and
the Federative Republic of Brazil
on certain aspects of air services**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 100(2), in conjunction with Article 218(6)(a) and the first subparagraph of Article 218(8) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament¹,

¹ OJ C, p. .

Whereas:

- (1) By its Decision of 5 June 2003, the Council authorised the Commission to open negotiations with third countries on the replacement of certain provisions in existing bilateral agreements with an agreement at Union level.
- (2) On behalf of the Union, the Commission has negotiated an Agreement with the Federative Republic of Brazil on certain aspects of air services ("the Agreement") in accordance with the mechanisms and directives in the Annex to the Council Decision of 5 June 2003.
- (3) The Agreement was signed on behalf of the Union on 14 July 2010 subject to its conclusion at a later date, in accordance with Council Decision .../2010/EU¹.
- (4) The Agreement should be approved,

HAS ADOPTED THIS DECISION:

¹ OJ L, p. .

Article 1

1. The Agreement between the European Union and the Federative Republic of Brazil on certain aspects of air services ("the Agreement") is hereby approved on behalf of the Union.
2. The text of the Agreement is attached to this Decision* .

Article 2

The President of the Council is hereby authorised to designate the person(s) empowered to make the notification provided in Article 8(1) of the Agreement.

Article 3

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

Done at Brussels,

For the Council

The President

* OJ: please attach the text of the Agreement in st 12922/5/09 REV5 + COR 1.