Basic information

2020/0313(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Export of certain dual-use items from the EU to the United Kingdom **Subject** 6.10.03 Armaments control, non-proliferation nuclear weapons 6.20.02 Export/import control, trade defence, trade barriers 6.20.05 Multilateral and plurilateral economic and trade agreements and relations	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
INTA International Trade	LANGE Bernd (S&D)	09/11/2020

Committee for opinion	Rapporteur for opinion	Appointed
AFET Foreign Affairs	The committee decided not to give an opinion.	

Council of the European Union

European Commission

Commission DG	Commissioner
Trade and Economic Security	DOMBROVSKIS Valdis

Key events

Date	Event	Reference	Summary
04/11/2020	Legislative proposal published	COM(2020)0692	Summary
11/11/2020	Committee referral announced in Parliament, 1st reading		
26/11/2020	Decision by Parliament, 1st reading	T9-0334/2020	Summary
16/12/2020	Act adopted by Council after Parliament's 1st reading		
16/12/2020	Final act signed		
17/12/2020	End of procedure in Parliament		
21/12/2020	Final act published in Official Journal		

Technical information	
Procedure reference	2020/0313(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	Rules of Procedure EP 170 Treaty on the Functioning of the European Union TFEU 207-p2
Stage reached in procedure	Procedure completed
Committee dossier	INTA/9/04569

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Text adopted by Parliament, 1st reading/single reading		T9-0334/2020	26/11/2020	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00045/2020/LEX	16/12/2020	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2020)0692	04/11/2020	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2020/2171
OJ L 432 21.12.2020, p. 0004

Export of certain dual-use items from the EU to the United Kingdom

2020/0313(COD) - 26/11/2020 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 653 votes to 10, with 31 abstentions, a legislative resolution on the proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 428/2009 by granting a Union General Export Authorisation for the export of certain dual-use items from the Union to the United Kingdom of Great Britain and Northern Ireland.

Parliament adopted its position at first reading in accordance with the ordinary legislative procedure, taking over the Commission proposal.

Regulation (EC) No 428/2009 provides for EU general export authorisations which facilitate controls on low-risk exports of dual-use items to certain third countries. Currently, Australia, Canada, Japan, New Zealand, Norway, Switzerland, including Liechtenstein, and the United States of America are covered by Union General Export Authorisation No EU001.

Considering that the United Kingdom is an important destination for dual-use items produced in the EU, it is appropriate to add the United Kingdom to the list of destinations covered by the EU general export authorisation No EU001 in order to ensure the uniform and consistent application of controls throughout the Union, to provide a level playing field for Union exporters and to avoid unnecessary administrative burden, while protecting Union and international security.

Adding the United Kingdom to the to the list of countries included in Union general export authorisation No EU001, would not have a negative impact on EU and international security.

Export of certain dual-use items from the EU to the United Kingdom

2020/0313(COD) - 04/11/2020 - Legislative proposal

PURPOSE: to amend Council Regulation (EC) No 428/2009 by granting a Union General Export Authorisation for the export of certain dual-use items from the Union to the United Kingdom of Great Britain and Northern Ireland.

PROPOSED ACT: Regulation of the European Parliament and of the Council.

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: Council Regulation (EC) No 428/2009 establishes a common system for the control of exports of dual-use items in accordance with the international commitments and obligations of the Member States and the EU. Under this regulation, an authorisation is required for the export of dual-use items to third countries. This authorisation may take the form of an individual, global or general authorisation.

In particular, Annex IIa to the Regulation provides for a Union General Export Authorisation (“EU001”) for certain low-risk transactions, e.g. exports to Australia, Canada, Japan, New Zealand, Norway, Switzerland (incl. Liechtenstein), and the United States of America.

The withdrawal of the United Kingdom from the EU has consequences for trade in dual-use items between the EU and the UK: under Council Regulation (EC) No 428/2009, the export of dual-use items from the EU to the UK will, as from 1 January 2021, require an export authorisation issued by the national competent authority of the Member State where the exporter is established. This would create a considerable administrative burden for the competent authorities of the Member States and for EU exporters, which would be detrimental to their competitiveness.

CONTENT: in order to avoid disproportionate trade disruptions and an excessive administrative burden for exports of dual-use items from the EU to the UK, it is proposed to add the UK to Annex IIa of the Regulation and thus to control exports to the UK under EU General Export Authorisation No EU001.

The addition of the United Kingdom to the list of countries covered by EU General Export Authorisation EU001 should not have a negative impact on EU and international security, while ensuring uniform and consistent application of controls throughout the Union and ensuring a level playing field for EU exporters.

This proposal is consistent with the general approach to contingency measures to address a withdrawal of the United Kingdom without agreement.