

COUNCIL OF EUROPE



CONSEIL DE L'EUROPE

47+1(2021)OJ11

10 September 2021

**11<sup>TH</sup> NEGOTIATION MEETING BETWEEN THE CDDH AD  
HOC NEGOTIATION GROUP AND THE EUROPEAN  
COMMISSION ON THE ACCESSION OF THE EUROPEAN  
UNION TO THE EUROPEAN CONVENTION ON HUMAN  
RIGHTS**

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**Draft Agenda**

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Tuesday 5 October 2021 (10:00 a.m.) – Friday 8 October 2021 (4:30 p.m.)

Agora Building, Room G03 (with the possibility to attend the meeting also externally  
through the KUDO videoconferencing system)

Council of Europe

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**Draft Agenda**

1. Opening of the meeting and adoption of the agenda
2. Discussion of proposals submitted on inter-Party applications under Article 33 of the European Convention of Human Rights (Basket 2)
3. Discussion of proposals submitted on the principle of mutual trust between the EU member states (Basket 3)
4. Discussion of proposals submitted on amendments to Articles 6-8 of the Accession Agreement (including the relevant parts of the other accession instruments)
5. Discussion of proposals submitted on the EU's specific mechanisms of the procedure before the European Court of Human Rights (Basket 1)
6. Any other business
7. Adoption of the meeting report

**Working documents**

Draft revised agreement on the accession of the European Union to the Convention for the Protection of Human Rights and Fundamental Freedoms	<a href="#">CM(2013)93 add1, Appendix 1, pp. 3-9</a>
Draft declaration by the European Union to be made at the time of signature of the Accession Agreement	<a href="#">CM(2013)93 add1, Appendix 2, p. 10</a>
Draft rule to be added to the Rules of the Committee of Ministers for the supervision of the execution of judgments and of the terms of friendly settlements in cases to which the European Union is a party	<a href="#">CM(2013)93 add1, Appendix 3, p. 11</a>
Draft model of memorandum of understanding between the European Union and X [State which is not a member of the European Union]	<a href="#">CM(2013)93 add1, Appendix 4, p. 12</a>
Draft explanatory report to the Agreement on the Accession of the European Union to the Convention for the Protection of Human Rights and Fundamental Freedoms	<a href="#">CM(2013)93 add1, Appendix 5, pp. 13-28</a>
Position paper for the negotiation on the European Union's accession to the European Convention for the protection of Human Rights and Fundamental Freedoms	<a href="#">47+1(2020)1</a>
Paper by the Chair to structure the discussion at the 6 <sup>th</sup> negotiation meeting	<a href="#">47+1(2020)2</a>
Compilation by the Secretariat of recent cases in the area of Basket 3 ("The principle of mutual trust between the EU member states")	<a href="#">47+1(2020)4rev</a>
Negotiation Document submitted by the European Union on 2 November 2020	Restricted
Compilation by the European Commission of recent and currently pending cases before the Court of Justice of the European Union in the area of Basket 4 ("Common Foreign and Security Policy")	<a href="#">Non-paper</a>
Proposals by the Secretariat for discussion of agenda items 4 and 5 [ <i>refers to the 8<sup>th</sup> meeting</i> ]	<a href="#">47+1(2021)5</a>
Non-paper prepared by the Secretariat regarding the estimated expenditure related to the Convention regarding Article 8 of the draft Accession Agreement	<a href="#">47+1(2021)6</a>
Proposals by the Secretariat for the discussion on Basket 1 ("The EU's specific mechanisms of the procedure before the European Court of Human Rights") [ <i>for the 10<sup>th</sup> meeting</i> ]	<a href="#">47+1(2021)7</a>
Proposals by the Secretariat for the discussion on Basket 3 ("The principle of mutual trust between the EU member states") [ <i>for the 10<sup>th</sup> meeting</i> ]	<a href="#">47+1(2021)8</a>
Proposal prepared by the Norwegian delegation on "Inter-Party applications under Article 33 of the European Convention of Human Rights" [ <i>for the 10<sup>th</sup> meeting</i> ]	<a href="#">47+1(2021)9</a>
Revised proposal on "Inter-Party applications under Article 33 of the European Convention of Human Rights" by the Norwegian delegation and the Secretariat	<a href="#">47+1(2021)10</a>
Revised proposals by the Secretariat on issues contained in Basket 3 ("The principle of mutual trust between the EU member states")	<a href="#">47+1(2021)11</a>

Revised proposals by the Secretariat on certain issues contained in Basket 1 ("The EU's specific mechanisms of the procedure before the European Court of Human Rights")	<a href="#">47+1(2021)12</a>
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### **Reference documents**

Ad hoc terms of reference concerning accession of the EU to the Convention given to the CDDH by the Ministers' Deputies during their 1085 <sup>th</sup> meeting (26 May 2010)	CDDH(2010)008
Decision by the Minister's Deputies Committee of Ministers at its 1364 <sup>th</sup> meeting (15 January 2020) on the continuation of the ad hoc terms of reference for the CDDH to finalise the legal instruments setting out the modalities of accession of the European union to the European Convention on Human Rights	<a href="#">CM/Del/JAN(2020)1364/4.3</a>
Letter of 31 October 2019 by the President and the First Vice-President of the European Commission to the Secretary General of the Council of Europe	<a href="#">DD(2019)1301</a>
Opinion 2/13 of 18 December 2014 of the Court of Justice of the European Union	<a href="#">A-2/13 ; EC LI: EU: C : 2014: 2454</a>
Protocol No. 16 to the European Convention on Human Rights and its <a href="#">explanatory memorandum</a>	<a href="#">Council of Europe Treaty Series No. 214</a>