



Council of the
European Union

Brussels, 18 June 2024
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10920/1/24
REV 1

LIMITE

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MIGR 273
ASIM 58

'I' ITEM NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)
No. prev. doc.:	10917/24
Subject:	Draft reply to the letter of the Chairman of the EP Committee on Civil Liberties, Justice and Home Affairs regarding request for information on the Operational Coordination Mechanism for the External Dimension of Migration (MOCADDEM) - Approval of a letter

1. On 2 February 2024, the Chair of the LIBE committee, Mr Juan F. Lopez Aguilar, sent a letter¹ to the Chair of the Permanent Representatives Committee, Ambassador Willem Van De Voorde. This letter is set out in 10917/24.
2. In the letter the Chair of the LIBE Committee asks for detailed information on the Operational Mechanism for the External Dimension of Migration, including on its functioning and action plans as well as current and future work plans.
3. The request refers to the competences of the LIBE Committee in the field of asylum and migration, the principle of sincere cooperation between institutions and the basic principle of equal treatment for Parliament and the Council.

¹ 10917/24

4. Furthermore, the Chair also reiterates the invitation of LIBE coordinators to hold an exchange of views with the Presidency on the functioning of MOCADÉM, the plans it develops, and the scrutiny role of the European Parliament.
5. The Presidency has examined the request and has drafted a reply thereto.
6. The Permanent Representatives Committee is invited, pursuant to Art. 19 (7) (k) of the Council's rules of Procedure:
 - to approve the wording of the letter to the Chair of the LIBE Committee, as set out in Annex to this Note.

DRAFT

From: H.E. Willem VAN DE VOORDE, Ambassador Extraordinary and Plenipotentiary, Permanent Representative of Belgium to the European Union

To: H.E. Juan Fernando LOPEZ AGUILAR, Chairman of the Committee on Civil Liberties, Justice and Home Affairs

Brussels,

Dear Mr Lopez Aguilar,

On behalf of the Council, I thank you for your letter of 1 February 2024 in which you request information on the Operational Coordination Mechanism for the External Dimension of Migration (MOCADÉM), including on its functioning and its action plans.

Given the specific operational and implementing nature of the work of the MOCADÉM, I regret to inform you that the Council is unable to accede to your request. Whilst the Council attaches importance to the principle of sincere cooperation to which you refer, it remains of course the case that each institution is to act within the limits of the powers conferred on it by the Treaties.

Moreover, I draw your attention to the fact that MOCADÉM does not adopt any “measures” within the meaning of your committee’s responsibilities as described in Annex VI of the Parliament’s Rules of Procedure.

Finally, as regards point 9 of the Framework Agreement on relations between the European Parliament and the European Commission, it should be recalled that that agreement only relates to the relations between those institutions and does not seek to impose obligations on the Council. Moreover, as explained above, MOCADÉM does not handle “*legislative and budgetary matters*” within the meaning of point 9 of the Framework Agreement.

Yours sincerely,

[Signature]