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ANNEX 1

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ANNEX

to the

Recommendation for a COUNCIL DECISION

authorising the Commission to open negotiations with the Swiss Confederation on an agreement laying down the terms and conditions for the participation of the Swiss Confederation in the European GNSS Agency

ANNEX

I PURPOSE OF THE NEGOTIATIONS

The purpose of the negotiations is to define the terms and conditions under which Switzerland can participate in the European GNSS Agency (the Agency).

II SCOPE OF THE AGREEMENT

This Agreement should include, as far as possible, the following elements relating to the participation in the Agency:

- (1) The conditions for Switzerland's participation in the Agency;
- (2) Switzerland's financial contribution to the Agency;
- (3) The conditions of the participation of Swiss representatives in the Agency's Administrative Board, as observers without voting rights;
- (4) The conditions under which it should be possible to engage Swiss nationals as Agency staff (under contract);
- (5) The application of the provisions relating to financial control by the EU;
- (6) The duration of Switzerland's participation in the Agency;
- (7) The agreement should be in line with the relevant EU legislation, including Regulation (EU) N°1285/2013 of the European Parliament and of the Council on the implementation and exploitation of European satellite navigation systems and repealing Council Regulation (EC) No 876/2002 and Regulation (EC) No 683/2008 of the European Parliament and of the Council of 11 December 2013, and with Regulation (EU) No 912/2010¹ of the European Parliament and of the Council setting up the European GNSS Agency;
- (8) Application of the Protocol on Privileges and Immunities of the Union in Switzerland.

III EVOLUTION

A simplified procedure permitting the technical adaptation of the Agreement in the light of changing circumstances should be included in the Agreement. This may involve creating a committee to oversee the implementation of the Agreement and to assess and decide on a need to amend the Agreement.

IV DISPUTE SETTLEMENT AND RENUNCIATION OF THE AGREEMENT

The Agreement should also provide for a dispute settlement mechanism. It should also include provisions allowing the Parties, if necessary, to terminate the Agreement.

¹ OJ L 276 of 20 October 2010, p.11