





Foreign, Commonwealth  
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## ***Working with Europe and the EU***

### ***– A New Context***

# 2.4

Practitioner Training for UK Civil Servants

organised by the European Institute of Public Administration  
(EIPA), Maastricht on behalf of  
the Foreign, Commonwealth and Development Office (FCDO)

London, 28-30 January 2025



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## **Working with Europe and the EU – A New Context**

### **28-30 January 2025**

### *Day 2*

### How does the new framework of UK-EU relations work?

- **Non-Trade elements**

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## Trade and Cooperation Agreement: Overview

- Part 1: Common and Institutional Provisions
- Part 2: Trade
- **Part 3: Law and Enforcement and Judicial Cooperation in Criminal Matters**
- **Part 4: Thematic Cooperation**
- **Part 5: Participation in Union Programmes**
- Part 6: Dispute Settlement and Horizontal Provisions
- Part 7: Final Provisions

+ Annexes



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## Law Enforcement and Judicial Cooperation

- Overall, more extensive cooperation than any other EU relationship outside Schengen
  - Exchanges of operational information, Passenger Name Records, Prüm data (fingerprints, DNA & car registration data)
  - Freezing & confiscating criminal assets
  - Cooperation with Europol and Eurojust
  - Extradition facilitation
  - Exchange of criminal records
  - Cooperation on anti-money laundering



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## Law Enforcement and Judicial Cooperation

- However, still significant lessening of cooperation, coordination and influence compared to membership
  - No management role in Europol and Eurojust
  - Loss of access to Schengen Information System
  - Loss of European Arrest Warrant
  - Blocked accession to Lugano Convention (on jurisdictional disputes)
  - Cross-linkage with EU's data protection and data adequacy standards (due for review by June 2025)



## Thematic cooperation

- Health security
  - UK access to EU's Early Warning & Response System
  - Cooperation of UK Health Security Agency and European Centre for Disease Prevention and Control
  - Action on SARS-CoV2, Mpox and Polio
- Cyber security
  - Option to involve UK in work of EU Agency for Cybersecurity (ENISA)



## Participation in EU Programmes

- Horizon Europe & Copernicus
  - Negotiations re-activated post-Windsor
  - UK membership from 2024, after resolution of budget issues
  - UK regains previous access to funds and networks, but not decision-making on programmes
- EU not obliged to allow participation

## A border interlude

- What are borders for?



## UK-EU borders



## Beyond the TCA

- Security cooperation
  - Not included in TCA at UK request
  - Ukraine as a major stimulus to subsequent work
  - UK participation from 2022 in PESCO project Military Mobility (with US, Canada & Norway)
  - Ad hoc cooperation on support for Ukraine, including procurement coordination
  - Increased senior government exchange under current government

## Key area for the 'reset'?

- Opportunities
  - Clear interest by both parties in more cooperation beyond trade
  - Proof of concept in rollout of Horizon participation
  - External pressures to drive cooperation
- Challenges
  - Protectionist turns in various states
  - Participation in EU work will be without decision-making powers for UK
  - Broadening agenda of work risks more cases of cross-blockage



## Key points

- Lots of potential, but not so much development (yet)
- Cross-linkage is both an opportunity and a challenge
- Limits to foreseeing what's needed means constant engagement is required

