



HM Government

**Draft joint declaration by the United Kingdom of Great Britain and  
Northern Ireland and the European Union in the Withdrawal Agreement  
Joint Committee on Article 13(3)(a)**

**27 February 2023**

**DRAFT JOINT DECLARATION OF THE UNION AND THE UNITED KINGDOM IN  
THE JOINT COMMITTEE ESTABLISHED BY THE AGREEMENT ON THE  
WITHDRAWAL OF THE UNITED KINGDOM OF GREAT BRITAIN AND  
NORTHERN IRELAND FROM THE EUROPEAN UNION AND THE EUROPEAN  
ATOMIC ENERGY COMMUNITY**

**of [XX] 2023**

**on Article 13(3)(a) of the Windsor Framework<sup>1</sup>**

The Union and the United Kingdom recognise that for a notification under Article 13(3a) of the Windsor Framework to be made in good faith in accordance with Article 5 of the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community<sup>2</sup> (‘the Withdrawal Agreement’), it needs to be made under each of the conditions set out in paragraph 1 of the Unilateral Declaration by the United Kingdom on involvement of the institutions of the 1998 Agreement, as annexed to Decision [XX]/2023<sup>3</sup>.

In case the arbitration panel has ruled, in accordance with Article 175 of the Withdrawal Agreement, that the United Kingdom has failed to comply with Article 5 of the Withdrawal Agreement in relation to a notification under Article 13(3a) of the Windsor Framework, swift compliance with the ruling of the arbitration panel should be achieved, as set out in Recommendation [XX]/2023<sup>4</sup>.

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<sup>1</sup> See Joint Declaration No XX/2023

<sup>2</sup> [OJ L 29, 31.1.2020, p.7.](#)

<sup>3</sup> [to insert full title of the Joint Committee decision]

<sup>4</sup> [to insert full title of the Joint Committee recommendation]