1. The Falkland Islands (Malvinas) do fall within the territorial scope of the Agreement on the Withdrawal of the United Kingdom of Great Britain and Northern Ireland (‘United Kingdom’) from the European Union and the European Atomic Energy Community (‘Withdrawal Agreement’)\(^1\) under the conditions specified in Article 3(1)(e) of that agreement. The Trade and Cooperation Agreement between the European Union and the European Atomic Energy Community, on the one part, and the United Kingdom\(^2\), on the other part, does not apply to any of the overseas territories having special relations with the United Kingdom (including the Falkland Islands (Malvinas)) as provided for in Article 774 of that agreement. The EU applies both agreements in line with applicable international law.

The Commission does not have a specific dialogue with the United Kingdom on the Falkland Islands (Malvinas), except in so far as necessary for the application of the Withdrawal Agreement. The Commission does not have direct relations with the authorities of the Falkland Islands (Malvinas).

2-3. The Commission does not consider it necessary to request an authorisation from the Council to open negotiations with the United Kingdom on a preferential trade agreement in respect of the Falkland Islands (Malvinas), and has not initiated any dialogue with the United Kingdom in that connection.

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\(^1\) OJ L 29, 31.01.2020.