



Brussels, 6.8.2014  
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2014/0234 (NLE)

Proposal for a

## **COUNCIL DECISION**

**on the conclusion on behalf of the European Union and its Member States of the Additional Protocol to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the accession of Croatia to the European Union**

## EXPLANATORY MEMORANDUM

On 24 September 2012, the Council authorised the Commission to open negotiations with Colombia and Peru in order to conclude an Additional Protocol to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the accession of Croatia to the European Union ("the Protocol").

This negotiation process was successfully completed on 22 July 2014.

The Commission proposes that the Council adopts two decisions:

- (a) on the signature and provisional application of the Protocol on behalf of the European Union and its Member States; and
- (b) on the conclusion of the Protocol on behalf of the European Union and its Member States.

The Act of Accession of Croatia, in particular the second subparagraph of Article 6(2) thereof, foresees that the Union acts also on behalf of the Member States.

The attached proposal is for a Council decision on the conclusion of the Protocol. The Commission proposes that the Council:

- concludes the Protocol on behalf of the European Union and its Member States.

A parallel decision is proposed for the signature and the provisional application of the Protocol on behalf of the European Union and its Member States.

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## COUNCIL DECISION

**on the conclusion on behalf of the European Union and its Member States of the Additional Protocol to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the accession of Croatia to the European Union**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 91, 100(2) 207 and 218(6), second subparagraph, point (a)(v) thereof,

Having regard to the Act of Accession of Croatia, and in particular the second subparagraph of Article 6(2) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament<sup>1</sup>

Whereas:

- (1) In accordance with Council Decision 2014/.../EU<sup>2</sup>, the Additional Protocol to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the accession of Croatia to the European Union ("the Protocol") has been signed, subject to its conclusion.
- (2) The Protocol should be approved,

HAS ADOPTED THIS DECISION:

### *Article 1*

The Additional Protocol to the Trade Agreement between the European Union and its Member States, of the one part, and Colombia and Peru, of the other part, to take account of the accession of Croatia to the European Union is hereby approved on behalf of the Union and its Member States<sup>3</sup>.

### *Article 2*

The President of the Council is hereby authorised to designate the person(s) empowered to make the notification provided for in Article 12(2) of the Protocol.

### *Article 3*

This Decision shall enter into force on the day of its adoption.

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<sup>1</sup> OJ C [...], [...], p.[...].

<sup>2</sup> OJ L [...], [...], p.[...].

<sup>3</sup> The text of the Protocol will be published together with the decision on its signature.

Done at Brussels,

*For the Council  
The President*