



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 30 April 2013
(OR. en)**

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**Interinstitutional File:
2013/0090 (NLE)**

**COMEM 81
WTO 87
COHOM 58
COTER 35
ENER 119
OC 187**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the position to be adopted on behalf of the European Union within the Cooperation Council established by the Partnership and Cooperation Agreement between the European Union and its Member States, of the one part, and the Republic of Iraq, of the other part, in relation to the adoption of the rules of procedure of the Cooperation Council and of the Cooperation Committee, and the establishment of specialised subcommittees and the adoption of their terms of reference

COMMON GUIDELINES

Consultation deadline for Croatia: 30.4.2013

COUNCIL DECISION

of

**on the position to be adopted on behalf of the European Union
within the Cooperation Council
established by the Partnership and Cooperation Agreement
between the European Union and its Member States, of the one part,
and the Republic of Iraq, of the other part,
in relation to the adoption of the rules of procedure
of the Cooperation Council and of the Cooperation Committee,
and the establishment of specialised subcommittees
and the adoption of their terms of reference**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 218(9) thereof,

Having regard to Article 3 of the Council Decision 2012/418/EU of 21 December 2011 on the signing, on behalf of the European Union, and provisional application of certain provisions of the Partnership and Cooperation Agreement between the European Union and its Member States, of the one part, and the Republic of Iraq, of the other part¹, and in particular Article 111(3) and Article 112(2) of that Agreement,

Having regard to the proposal from the European Commission,

¹ OJ L 204, 31.7.2012, p. 18.

Whereas:

- (1) In accordance with Article 117 of the Partnership and Cooperation Agreement between the European Union and its Member States, of the one part, and the Republic of Iraq, of the other part¹ ("the Agreement"), certain provisions of the Agreement have been applied provisionally since 1 August 2012.
- (2) In order to contribute to the effective implementation of the Agreement, its institutional framework should be established as soon as possible.
- (3) Article 111(3) of the Agreement provides that the Cooperation Council is to establish its rules of procedure.
- (4) Article 112 of the Agreement provides that the Cooperation Council is to be assisted in the performance of its duties by a Cooperation Committee and may decide to set up any other specialised subcommittee or body that can assist it in carrying out its duties, and is to determine the composition and duties of such committees or bodies and how they function,

HAS ADOPTED THIS DECISION:

¹ OJ L 204, 31.7.2012, p. 20.

Sole Article

1. The position to be adopted on behalf of the European Union within the Cooperation Council established by Article 111 of the Partnership and Cooperation Agreement between the European Union and its Member States, of the one part, and the Republic of Iraq, of the other part, shall be hereby established in relation to:

- the adoption of the rules of procedure of the Cooperation Council and of the Cooperation Committee, and
- the establishment of specialised subcommittees and the adoption of their terms of reference,

under the terms of draft Decisions No 1/2013* and No 2/2013** of the Cooperation Council.

2. Minor changes to the draft Decisions No 1/2013* and No 2/2013** of the Cooperation Council may be agreed to by the representatives of the Union in the Cooperation Council without further decision of the Council.

Done at Brussels,

For the Council

The President

* See st3751/13.

** See st3752/13.