



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 19 June 2012  
(OR. en)**

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**NZ 4  
ASIE 60  
COASI 92  
WTO 213**

**LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

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Subject: COUNCIL DECISION authorising the European Commission and the High Representative of the Union for Foreign Affairs and Security Policy to negotiate, on behalf of the European Union, the provisions of a Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part, that fall within the competence of the European Union

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## COUNCIL DECISION

of ...

**authorising the European Commission and  
the High Representative of the Union for Foreign Affairs and Security Policy  
to negotiate, on behalf of the European Union,  
the provisions of a Framework Agreement between  
the European Union and its Member States, of the one part,  
and New Zealand, of the other part,  
that fall within the competence of the European Union**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 218(3) and (4) thereof,

Having regard to the recommendation from the European Commission,

WHEREAS negotiations should be opened with a view to concluding a Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part,

HAS ADOPTED THIS DECISION:

*Article 1*

1. The Commission and the High Representative of the Union for Foreign Affairs and Security Policy (High Representative) are hereby authorised to negotiate, on behalf of the Union, the provisions of a Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part (the Agreement), that fall within the competence of the Union.
2. The negotiations shall be conducted on the basis of the negotiating directives adopted by the Council.

*Article 2*

1. The Commission shall be the head of the Union's negotiating team.

The Commission shall negotiate the provisions of the Agreement as set out in the negotiating directives and which, in accordance with the Treaties, fall within the competence of the Union, either as matters falling within the Union's exclusive competence or as matters in respect of areas of supporting or shared competence to the extent that the Union has exercised its competence, except for those relating to the field of the common foreign and security policy.

For this purpose, exercised shared competence shall include measures adopted by the Union from the date of adoption of this Decision until the conclusion of the negotiations by the initialling of the text representing the outcome of the negotiations.

2. The High Representative shall negotiate, in relation to matters within the common foreign and security policy as set out in the negotiating directives, the provisions of the Agreement concerning the general principles and essential elements of the Agreement and the provisions relating to political dialogue and cooperation.

### *Article 3*

The negotiations shall be conducted in consultation with the Council Working Party on Asia-Oceania.

### *Article 4*

This Decision is addressed to the Commission and to the High Representative.

Done at

*For the Council*  
*The President*

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