



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 28 January 2014  
(OR. en)**

14381/13

---

---

**Interinstitutional File:**  
2013/0321 (NLE)

---

---

CH 42  
ELARG 131  
ETS 41  
MI 832  
SERVICES 48  
SOC 772

**LEGISLATIVE ACTS AND OTHER INSTRUMENTS**

---

Subject: COUNCIL DECISION on the conclusion of a Protocol to the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons, regarding the participation of the Republic of Croatia as a Contracting Party, following its accession to the European Union

---

## COUNCIL DECISION

of

**on the conclusion of a Protocol to the Agreement  
between the European Community and its Member States, of the one part,  
and the Swiss Confederation, of the other, on the free movement of persons,  
regarding the participation of the Republic of Croatia as a Contracting Party,  
following its accession 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 Article 217 in conjunction with Article 218(6)(a) and the second subparagraph of Article 218(8) thereof,

Having regard to the Act of Accession of the Republic of Croatia, and in particular 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>,

---

<sup>1</sup> IO C ,p. .

Whereas:

- (1) In accordance with Council Decision XXX of [...] <sup>1</sup>, the Protocol to the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons to take account of the accession of the Republic of Croatia to the European Union was signed on [ ], subject to its conclusion at a later date.
- (2) The Protocol should be concluded on behalf of the European Union and its Member States,

HAS ADOPTED THIS DECISION:

---

<sup>1</sup> OJ L , , p. .

### *Article 1*

The Protocol to the Agreement between the European Community and its Member States, of the one part, and the Swiss Confederation, of the other, on the free movement of persons, regarding the Republic of Croatia's participation as a Contracting Party following its accession to the European Union<sup>1</sup> is hereby approved on behalf of the European Union and its Member States.

### *Article 2*

The President of the Council shall designate the person empowered to proceed, on behalf of the European Union and its Member States, to the notification provided for in Article 6 of the Protocol, in order to express the consent of the European Union and its Member States to be bound by the Protocol<sup>2</sup>.

---

<sup>1</sup> The text of the Protocol has been published in the OJ (OJ: please insert the OJ reference for doc. 14382/13).

<sup>2</sup> The date of entry into force of the Protocol will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.

*Article 3*

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

Done at [...],

*For the Council*  
*The President*

*For the Member States*

---