



Council of the  
European Union

Brussels, 5 December 2016  
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**2014/0222 (NLE)**

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**'I/A' ITEM NOTE**

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From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
No. prev. doc.:	ST 12186/14 + ADD1
No. Cion doc.:	COM(2014) 485 final
Subject:	COUNCIL DECISION on the conclusion, on behalf of the European Union and its Member States, of the Protocol to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Union and its Member States, of the one part, and the Socialist Republic of Vietnam, of the other part, to take account of the accession of the Republic of Croatia to the European Union - Adoption

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1. On 23 July 2014, the Commission submitted to the Council a proposal for a Council Decision on the signing, on behalf of the European Union and its Member States, of the Protocol to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Union and its Member States, of the one part, and the Socialist Republic of Viet Nam, of the other part, to take account of the accession of the Republic of Croatia to the European Union, as well as the text of the draft Protocol to the Framework Agreement as set out in docs. 12185/14 + ADD1. At the same date, the Commission submitted to the Council a proposal for a Council Decision on the conclusion of the Protocol (doc. 12186/14 + ADD1).

2. In accordance with the second subparagraph of Article 6(2) of the Act of Accession of the Republic of Croatia, the accession of the Republic of Croatia to agreements signed or concluded by the European Union and its Member States is to be agreed by means of a Protocol to those agreements.
3. On 8 October 2014, the Council adopted Council Decision on the signing, on behalf of the European Union and its Member States, of the Protocol to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Union and its Member States, of the one part, and the Socialist Republic of Viet Nam, of the other part, to take account of the accession of the Republic of Croatia to the European Union<sup>1</sup>, and decided to request the consent of the European Parliament, on the basis of the draft Council Decision on the conclusion of the Protocol as set out after finalisation by the Legal/Linguistic experts in document 13079/14.
4. The Protocol was signed on 19 November 2014 in Brussels.
5. Consent by the European Parliament was given on 17 December 2015.
6. The Asia-Oceania Working Party reached agreement on the draft Council Decision in question on 30 November 2016.

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<sup>1</sup> Council Decision 2014/717/EU of 08/10/14, O.J. L 300/1 of 18.10.2014.

7. The Permanent Representatives Committee is accordingly invited to recommend that the Council at one of its upcoming meetings:
- adopts as an 'A' item the Council Decision on the conclusion, on behalf of the European Union and its Member States, of the Protocol to the Framework Agreement on Comprehensive Partnership and Cooperation between the European Union and its Member States, of the one part, and the Socialist Republic of Vietnam, of the other part, to take account of the accession of the Republic of Croatia to the European Union, as contained in J/L document 13079/14, together with the Protocol to the Framework Agreement as contained in J/L document 13078/14.
8. It is recalled that the Protocol would enter into force on the first day of the month following the date of the deposit of the last instrument of approval, but not before the date of entry into force of the Agreement<sup>2</sup>.

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<sup>2</sup> Framework Agreement on Comprehensive Partnership and Cooperation between the European Union and its Member States, of the one part, and the Socialist Republic of Viet Nam, of the other part entered into force on 1 October 2016, the procedure provided for in Article 63.1 of the Framework Agreement having been completed on 29 September 2016.