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ACP 11  
PTOM 6  
COAFR 59  
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COLAC 9  
WTO 26  
RELEX 112

**'I/A' ITEM NOTE**

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From: ACP Working Party  
To: Permanent Representatives Committee/Council

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No. Cion doc.: 16894/11

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Subject: Draft COUNCIL DECISION on the conclusion of the Agreement amending for the second time the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000, as first amended in Luxembourg on 25 June 2005  
- Adoption

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1. In accordance with Council Decision 2010/648/EU of 14 May 2010<sup>1</sup>, the Agreement amending for the second time the Partnership Agreement between the African, Caribbean and Pacific States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 as first revised in Luxembourg on 25 June 2005 (“the amending Agreement”) was signed by the Parties on 22 June 2010 at the ACP-EU Council of Ministers held in Ouagadougou, subject to its conclusion at a later date.

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<sup>1</sup> OJ L 287, 4.11.2010, p. 1.

2. In accordance with Decision No 2/2010 of the ACP-EU Council of Ministers of 21 June 2010<sup>2</sup>, the amending Agreement is provisionally applied since 31 October 2010.
3. On 27 July 2011, the Commission presented to the Council a proposal for a Council Decision on the conclusion of the amending Agreement<sup>3</sup>.
4. Following agreement in the ACP Working Party, the Council decided on 5 December 2011 to forward the Decision on the conclusion of the amending Agreement<sup>4</sup> to the European Parliament.
5. The European Parliament gave its consent to the proposed Council Decision on the conclusion of the Agreement on 13 June 2016<sup>5</sup>.
6. The Permanent Representatives Committee is accordingly invited to recommend that the Council, as an "A" item on its agenda:
  - adopt the COUNCIL DECISION on the conclusion of the Agreement amending for the second time the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000, as first amended in Luxembourg on 25 June 2005 as set out in ST 16894/11 and finalised by legal/linguistic experts;
  - order the publication of the abovementioned document in the Official Journal of the European Union.

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<sup>2</sup> OJ L 287, 4.11.2010, p. 68.

<sup>3</sup> Doc. 13317/11.

<sup>4</sup> Doc. 16894/11.

<sup>5</sup> OJ C 65, 19.2.2016, p. 257.