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PROPOSAL

From: Secretary-General of the European Commission,
signed by Mr Jordi AYET PUIGARNAU, Director

date of receipt: 11 August 2017

To: Mr Jeppe TRANHOLM-MIKKELSEN, Secretary-General of the Council of
the European Union

No. Cion doc.: COM(2017) 430 final ANNEX 1

Subject: ANNEX to the proposal for a COUNCIL DECISION on the conclusion of
the Agreement for scientific and technological cooperation between the
European Union and the Arab Republic of Egypt setting out the terms and
conditions for participation of the Arab Republic of Egypt in the Partnership
for Research and Innovation in the Mediterranean Area (PRIMA)

Delegations will find attached document COM(2017) 430 final ANNEX 1.

Encl.: COM(2017) 430 final ANNEX 1



Brussels, 11.8.2017
COM(2017) 430 final

ANNEX 1

ANNEX

to the

proposal for a COUNCIL DECISION

on the conclusion of the Agreement for scientific and technological cooperation between the European Union and the Arab Republic of Egypt setting out the terms and conditions for participation of the Arab Republic of Egypt in the Partnership for Research and Innovation in the Mediterranean Area (PRIMA)

Agreement for scientific and technological cooperation between the European Union and the Arab Republic of Egypt setting out the terms and conditions for participation of the Arab Republic of Egypt in the Partnership for Research and Innovation in the Mediterranean Area (PRIMA)

The European Union (hereinafter 'the Union'),
of the one part,
and
the Arab Republic of Egypt (hereinafter 'Egypt'),
of the other part,
(hereinafter 'the Parties')

Whereas the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part, which entered into force on 1 June 2004, provides for the scientific and technological cooperation;

Whereas the Agreement for scientific and technological cooperation between the European Community and the Arab Republic of Egypt, which entered into force on 27 February 2008, establishes a formal framework for cooperation of the Parties in scientific and technological research;

Whereas Decision (EU) 2017/1324 of the European Parliament and of the Council on the participation of the Union in the Partnership for Research and Innovation in the Mediterranean Area (PRIMA) jointly undertaken by several Member States regulates the terms and conditions for the participation of the EU Member States and Countries Associated to Horizon 2020 who are Participating States of the initiative, in particular their financial obligations and participation in the governing structures of the initiative;

Whereas according to the terms of Decision (EU) 2017/1324 Egypt is to become a Participating State in PRIMA subject to the conclusion of an international agreement for scientific and technological cooperation with the Union setting out the terms and conditions of Egypt's participation in PRIMA;

Whereas Egypt expressed its wish to join PRIMA as a Participating State and on an equal footing with the EU Member States and Countries Associated to Horizon 2020 participating in PRIMA;

Whereas an international agreement between the Union and Egypt is needed to regulate the rights and obligations of Egypt as PRIMA Participating State;

Whereas full cooperation and coordination between competent authorities of both Parties is essential for implementation of this Agreement;

HAVE AGREED AS FOLLOWS:

Article 1

The purpose

The purpose of this Agreement is to set out the terms and conditions for participation of Egypt in the Partnership for Research and Innovation in the Mediterranean Area (PRIMA).

Article 2

Terms and conditions of participation of Egypt in PRIMA

The terms and conditions for the participation of Egypt in PRIMA shall be those set out in Decision (EU) 2017/1324 of the European Parliament and of the Council on the participation of the Union in the Partnership for Research and Innovation in the Mediterranean Area (PRIMA) jointly undertaken by several Member States. The Parties shall comply with the obligations established by that Decision and take appropriate measures, in particular by providing all necessary assistance in order to ensure the application of its Articles 10(2) and 11(3) and (4). The detailed arrangements for assistance shall be agreed between the Parties, such arrangements being essential to their cooperation under this Agreement.

Article 3

Territorial application

This Agreement shall apply, on the one hand, to the territories in which the Treaty on the Functioning of the European Union and the Treaty on the European Union are applied and, on the other, to the territory of Egypt.

Article 4

Provisional application, entry into force and duration

1. This Agreement shall be approved by the Parties in accordance with their own procedures.
2. This Agreement shall enter into force on the date on which both Parties notified each other through diplomatic channels that the procedures referred to in the first paragraph have been completed. Following its signature and pending its entry into force, the Parties shall provisionally apply this Agreement as of the date on which the EU receives the notification concerning the completion by Egypt of the procedures referred to in the first paragraph.
3. This Agreement shall remain in force for as long as Decision (EU) 2017/1324 is in force, unless terminated by either Party in accordance with Article 5.

Article 5

Termination

1. Either Party may terminate this Agreement at any time by a written notice informing of the intent to terminate it.

The termination shall take effect six months after the date at which the written notice reaches its addressee.

2. Projects and activities in progress at the time of termination of this Agreement shall continue until their completion under the conditions laid down in this Agreement.

3. Parties shall settle by common consent any other consequences of termination.

Article 6 Dispute settlement

The dispute settlement procedure provided for in Article 82 of the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part shall apply to all disputes related to the application or interpretation of this Agreement.

This Agreement shall be drawn up in duplicate in Bulgarian, Croatian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish, Swedish and Arabic languages, each text being equally authentic.