



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 6 May 2014
(OR. en)**

8440/14

**ATO 32
COEST 120**

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION approving the conclusion, by the European Commission, on behalf of the European Atomic Energy Community, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part

COUNCIL DECISION No .../2014/Euratom

of ...

**approving the conclusion, by the European Commission,
on behalf of the European Atomic Energy Community,
of the Association Agreement between the European Union
and the European Atomic Energy Community
and their Member States, of the one part,
and Georgia, of the other part**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Atomic Energy Community, and in particular the second paragraph of Article 101 thereof,

Having regard to the recommendation from the European Commission,

Whereas:

- (1) On 10 May 2010, the Council authorised the Commission to open negotiations with Georgia for the conclusion of a new agreement between the Union and Georgia to replace the Partnership and Cooperation Agreement.¹
- (2) Taking into account the close historical relationship and progressively closer links between the Parties, as well as their desire to strengthen and widen relations in an ambitious and innovative way, the negotiations on the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part ("the Agreement"), were successfully finalised by the initialling of the Agreement on 29 November 2013.
- (3) On 10 March 2014 the Commission proposed to the Council that the Agreement should be signed on behalf of the Union and applied in part on a provisional basis in accordance with Article 431 of the Agreement, pending its conclusion at a later date.
- (4) The Agreement also covers matters falling under the European Atomic Energy Community competence, namely those listed in point (k) of Article 298 of the Agreement.

¹ Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and Georgia, of the other part (OJ L 205, 4.8.1999, p. 3).

- (5) The Agreement should therefore be concluded, on behalf of the European Atomic Energy Community, as regards matters falling under the Euratom Treaty.
- (6) The signature and conclusion of the Agreement are subject to a separate procedure as regards matters falling under the Treaty on European Union and the Treaty on the Functioning of the European Union.
- (7) According to Article 102 of the Euratom Treaty, the Agreement is not to enter into force for the European Atomic Energy Community until the Commission has been notified by the Member States that the Agreement has become applicable in accordance with the provisions of their respective national laws.
- (8) The conclusion of the Agreement by the Commission, acting on behalf of the European Atomic Energy Community, should therefore be approved,

HAS ADOPTED THIS DECISION:

Article 1

The conclusion by the European Commission, on behalf of the European Atomic Energy Community, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part, is hereby approved.^{1*}

Article 2

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

Done at ...,

For the Council

The President

¹ The text of the Agreement is attached to the Decision on the signing, on behalf of the European Union and provisional application of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Georgia, of the other part (OJ L ...).

* OJ: Please insert in footnote 1 the publication reference of the Decision in document st 9154/14.