



**COUNCIL OF
THE EUROPEAN UNION**

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

8442/14

**ATO 33
COEST 121**

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 the Republic of Moldova, of the other part

COUNCIL DECISION 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 the Republic of Moldova, 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 15 June 2009, the Council authorised the Commission to open negotiations with the Republic of Moldova for the conclusion of a new agreement between the Union and the Republic of Moldova to replace the Partnership and Cooperation Agreement¹.
- (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 the Republic of Moldova, 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 464 of the Agreement, pending its conclusion at a later date.
- (4) The Agreement covers matters falling under the European Atomic Energy Community competence, namely those listed in point (i) of Article 77 of the Agreement.
- (5) The Agreement should therefore be concluded, on behalf of the European Atomic Energy Community, as regards matters falling under the Euratom Treaty.

¹ Partnership and Cooperation Agreement between the European Communities and their Member States and the Republic of Moldova (OJ L 181, 24.6.1998, p. 3).

- (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 the Republic of Moldova, 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 Brussels,

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 the Republic of Moldova, of the other part, (OJ L ...).

* OJ: Please insert in footnote 1 the publication reference of the Decision in document st 9155/14.