



**Brussels, 26 November 2014**

**15470/14**

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**Interinstitutional File:  
2014/0021 (NLE)**

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**JUSTCIV 291**

**“/A” ITEM NOTE**

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from: The General Secretariat of the Council  
to: Coreper/Council

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No. prev. doc.: 13241/14 JUSTCIV 222

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No. Cion prop.: 5445/14 JUSTCIV 7

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Subject: Proposal for a Council Decision on the approval, on behalf of the European Union, of the Hague Convention of 30 June 2005 on Choice of Court Agreements  
- Adoption

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1. By letter of 30 January 2014 the Commission transmitted to the Council a proposal for a Council Decision on the approval, on behalf of the European Union, of the Hague Convention of 30 June 2005 on Choice of Court Agreements.
2. The proposal is based on Article 81(2) of the Treaty on the Functioning of the European Union in conjunction with point (a) of Article 218(6) thereof. The consent of the European Parliament is therefore required.

3. On 9 October 2014 the Council decided to request the consent of the European Parliament on the draft Decision.
4. The European Parliament gave its consent on 25 November 2014.
5. The United Kingdom and Ireland are bound by Council Regulation (EC) No 44/2001 on jurisdiction and the recognition and enforcement of judgments in civil and commercial matters, to be replaced as of 10 January 2015 by Regulation (EU) No 1215/2012 of the European Parliament and of the Council, and are therefore taking part in the adoption and application of the proposed Decision.
6. In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of the proposed Decision and is not bound by it or subject to its application.
7. In the light of the above, Coreper/Council is invited to adopt the Council Decision on the approval, on behalf of the European Union, of the Hague Convention of 30 June 2005 on Choice of Court Agreements, as set out in document 12052/14 JUSTCIV 206 + COR 1 (de).

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