



Council of the  
European Union

Brussels, 1 June 2015  
(OR. en)

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**Interinstitutional File:**  
**2015/0115 (NLE)**

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ASIE 22  
COASI 66  
ELARG 27

## PROPOSAL

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| From:            | Secretary-General of the European Commission,<br>signed by Mr Jordi AYET PUIGARNAU, Director  |
| date of receipt: | 29 May 2015   |
| To:              | Mr Uwe CORSEPIUS, Secretary-General of the Council of the European<br>Union   |
| No. Cion doc.:   | COM(2015) 228 final   |
| Subject:         | Proposal for a COUNCIL DECISION on the signing, on behalf of the<br>European Union and its Member States, of the Protocol to the Framework<br>Agreement on Partnership and Cooperation between the European Union<br>and its Member States, of the one part, and Mongolia, of the other part, to<br>take account of the accession of the Republic of Croatia to the European<br>Union |

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Delegations will find attached document COM(2015) 228 final.

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Encl.: COM(2015) 228 final



Brussels, 29.5.2015  
COM(2015) 228 final

2015/0115 (NLE)

Proposal for a

## **COUNCIL DECISION**

**on the signing, on behalf of the European Union and its Member States, of the Protocol to the Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part, to take account of the accession of the Republic of Croatia to the European Union**

## EXPLANATORY MEMORANDUM

The Council Decision proposed provides the legal basis for authorising the signature of a Protocol to the Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part. The purpose of this protocol is to take account of the accession of the Republic of Croatia to the European Union.

The Act of Accession of the Republic of Croatia to the EU specifies that Croatia will accede to the international agreements signed or concluded by the European Union and its Member States by means of protocols to these agreements.

The Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part, was signed in Ulaan Baatar on 30 April 2013. This Agreement is currently being ratified and has not yet entered in force.

The Council Decision of 14 September 2012<sup>1</sup> authorised the Commission to open negotiations with the third countries with which protocols would need to be concluded as a result of the accession of Croatia. Negotiations with Mongolia led to the initialling of a protocol to the Agreement referred to above.

This Protocol makes the Republic of Croatia a contracting party to the Agreement and commits the EU to providing the authentic version of the Agreement in Croatian.

The Commission is satisfied with results of the negotiations and asks the Council to authorise the signature of the Protocol, on behalf of the European Union and its Member States.

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<sup>1</sup> Council Decision authorising the opening of negotiations for the adaptation of agreements signed or concluded between the European Union, or the European Union and its Member States, with one or more third countries or international organisations, in view of the accession of the Republic of Croatia to the European Union (Council document 13351/12 LIMITED).

Proposal for a

## COUNCIL DECISION

**on the signing, on behalf of the European Union and its Member States, of the Protocol to the Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part, to take account of the accession of the Republic of Croatia to the European Union**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 207 and 209, in conjunction with Article 218(5) thereof,

Having regard to the Act of Accession of the Republic of Croatia, and in particular Article 6(2) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) Pursuant to Article 6(2) of the Act of Accession of the Republic of Croatia, the accession of the Republic of Croatia to the Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part is to be agreed by means of a protocol to the Agreement. Pursuant to the second paragraph of Article 6(2) of the Act of Accession, a simplified procedure is to be used for agreeing accession in cases such as this, where there are no provisions to the contrary. Under this procedure, a protocol is concluded by the Council, acting unanimously on behalf of the Member States, and by the third country or countries concerned.
- (2) On 14 September 2012, the Council authorised the Commission to open negotiations with the third countries with which protocols would need to be concluded as a result of the accession of the Republic of Croatia<sup>2</sup>. The negotiations with Mongolia led to the initialling of a protocol to the Agreement referred to above.
- (3) The Protocol should be signed, subject to its conclusion at a later date,

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<sup>2</sup> Council Decision authorising the opening of negotiations for the adaptation of agreements signed or concluded between the European Union, or the European Union and its Member States, with one or more third countries or international organisations, in view of the accession of the Republic of Croatia to the European Union (Council doc. 13351/12 LIMITED).

HAS ADOPTED THIS DECISION:

*Article 1*

1. The signing on behalf of the European Union and its Member States of the Protocol to the Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part, to take account of the accession of the Republic of Croatia to the European Union is hereby authorised, subject to the conclusion of the said Protocol.
2. The text of the Protocol will be published together with the Decision on its conclusion.

*Article 2*

The President of the Council is hereby authorised to designate the person(s) empowered to sign the Protocol on behalf of the European Union and its Member States.

*Article 3*

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

Done at Brussels,

*For the Council  
The President*