



Council of the  
European Union

Brussels, 2 September 2015  
(OR. en)

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**Interinstitutional File:**  
**2014/0327 (NLE)**

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**MAR 88**  
**CHINE 15**

## "I/A" ITEM NOTE

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From: General Secretariat of the Council  
To: Permanent Representatives Committee/Council

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No. prev. doc.: 5084/15 MAR 4 CHINE 4  
No. Cion doc.: 15750/14 MAR 179 CHINE 5

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Subject: Draft COUNCIL DECISION (EU) 2015/... of ... revoking Decision (EU) 2015/... on the conclusion, on behalf of the Union and of the Member States, of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, of the one part, and the government of the People's Republic of China, of the other part, to take account of the accession of the Republic of Croatia to the European Union

- *Adoption*

Draft COUNCIL DECISION on the conclusion, on behalf of the Union and of the Member States, of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, of the one part, and the government of the People's Republic of China, of the other part, to take account of the accession of the Republic of Croatia to the European Union

- *Agreement in principle*

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## INTRODUCTION

1. On 2 March 2015, the Council adopted Council Decision (EU) 2015/... on the conclusion, on behalf of the Union and of the Member States, of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, of the one part,

and the government of the People's Republic of China, of the other part, to take account of the accession of the Republic of Croatia to the European Union<sup>1</sup> ('the Decision').

2. However, the Decision was adopted without taking the necessary steps to obtain the prior consent of the European Parliament.
3. In order to remedy this situation, and give the European Parliament the possibility to exercise its prerogatives according to Article 218(6) TFEU, it is proposed that the Council should revoke the Decision and that the Decision should be replaced by a new Council Decision on conclusion, identical in wording, for which the consent of the Parliament should be requested.

#### **TASK FOR THE PERMANENT REPRESENTATIVES COMMITTEE/COUNCIL**

4. The Permanent Representatives Committee/Council are invited to
  - revoke the Decision, by adopting the draft Council Decision as set out in document 11467/15, prepared by the legal-linguistic experts;
  - agree in principle on the text of the draft Council Decision on conclusion as set out in document 5083/15, prepared by the legal-linguistic experts, and decide to transmit it to the European Parliament for its consent.

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<sup>1</sup> Doc. 5083/15 MAR 3 CHINE 3  
Doc. 6735/15 PV/CONS 8 COMPET 102 RECH 68 ESPACE 4