



Council of the
European Union

Brussels, 28 November 2022
(OR. en)

14557/22

Interinstitutional File:
2022/0364 (NLE)

POLCOM 164
WTO 210
PECHE 451

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the conclusion, on behalf of the European Union, of the Protocol amending the Marrakesh Agreement establishing the World Trade Organization, as regards the Agreement on fisheries subsidies

COUNCIL DECISION (EU) 2022/...

of ...

**on the conclusion, on behalf of the European Union, of the Protocol
amending the Marrakesh Agreement establishing the World Trade Organization, as regards
the Agreement on fisheries subsidies**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 207(4), first subparagraph, in conjunction with Article 218(6), second subparagraph, point (a)(v) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament¹,

¹ Consent of ... (not yet published in the Official Journal).

Whereas:

- (1) The Union is a Member of the World Trade Organization ('WTO') which launched the Doha Round of trade negotiations, known as 'the Doha Development Agenda', in November 2001. The task of the WTO negotiations on fisheries subsidies was to deliver on Target 14.6 of the United Nations Sustainable Development Goals.
- (2) The Commission negotiated with other WTO Members in consultation with the Committee established by Article 207(3) of the Treaty.
- (3) The negotiations were concluded at the 12th WTO Ministerial Conference on 17 June 2022. That Conference adopted the Protocol amending the Marrakesh Agreement establishing the World Trade Organization ('the Protocol') and declared it open for acceptance by the WTO Members.
- (4) The Annex to the Protocol contains the Agreement on fisheries subsidies which will be inserted, upon entry into force of the Protocol, into Annex 1A to the Marrakesh Agreement establishing the World Trade Organization.
- (5) The Protocol should be approved,

HAS ADOPTED THIS DECISION:

Article 1

The Protocol amending the Marrakesh Agreement establishing the World Trade Organization ('the Protocol') is hereby approved on behalf of the Union¹⁺.

Article 2

The President of the Council shall designate the person(s) empowered to deposit, on behalf of the Union, the instrument of acceptance as provided for in paragraph 5 of the Protocol².

Article 3

The Protocol shall not be construed as conferring rights or imposing obligations which can be directly invoked in courts of the Union or Member States.

¹ The text of the Protocol is published in OJ L

⁺ OJ: please insert in the footnote above the OJ reference of the Protocol contained in document ST 14558/22.

² The date of entry into force of the Protocol will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.

Article 4

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

Done at ...,

For the Council

The President
