



Council of the  
European Union

Brussels, 5 May 2023  
(OR. en)

7774/23

---

**Interinstitutional File:**  
**2023/0059 (NLE)**

---

RECH 109  
COASI 68

## LEGISLATIVE ACTS AND OTHER INSTRUMENTS

---

Subject: COUNCIL DECISION on the conclusion of the Agreement between the European Union, of the one part, and New Zealand, of the other part, on the participation of New Zealand in Union programmes

---

**COUNCIL DECISION (EU) 2023/...**

**of ...**

**on the conclusion of the Agreement  
between the European Union, of the one part,  
and New Zealand, of the other part,  
on the participation of New Zealand in Union programmes**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 186 and 212, in conjunction with Article 218(6), point (a), thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament<sup>1</sup>,

---

<sup>1</sup> Consent of ... (not yet published in the Official Journal).

Whereas:

- (1) In accordance with Council Decision (EU) .../...<sup>1+</sup>, the Agreement between the European Union, of the one part, and New Zealand, of the other part, on the participation of New Zealand in Union programmes (the ‘Agreement’) was signed on behalf of the Union on ...<sup>++</sup>, subject to its conclusion at a later date.
- (2) The objectives of the Agreement are to establish a lasting framework for cooperation between the Union and New Zealand and to set out the terms and conditions for the participation of New Zealand in the Union programmes which are opened for its participation in accordance with the basic acts establishing Union programmes as defined in the Agreement. Under the Agreement, the Union will carry out cooperation measures with New Zealand pursuant to Article 212 of the Treaty on the Functioning of the European Union. Pursuant to Article 3 of the Agreement, the specific terms and conditions for the participation of New Zealand in any Union programme or activity are subject to the adoption of Protocols to the Agreement.

---

<sup>1</sup> Council Decision (EU) .../... of ... on the signing, on behalf of the Union, and provisional application of the Agreement between the European Union, of the one part, and New Zealand, of the other part, on the participation of New Zealand in Union programmes (OJ L ..., ..., p. ...).

<sup>+</sup> OJ: Please insert in the text the number of the Decision contained in document ST 7773/23 and insert the number, date and OJ reference of that Decision in the footnote.

<sup>++</sup> OJ: Please insert in the text the date of signature of the Agreement.

- (3) Horizon Europe, the Framework Programme for Research and Innovation for the period 2021-2027, was established by Regulation (EU) 2021/695 of the European Parliament and of the Council<sup>1</sup>. In line with the Council's authorisation, the Protocol on the association of New Zealand to Horizon Europe – the Framework Programme for Research and Innovation (2021-2027) was negotiated in parallel to the Agreement and, pursuant to Article 15(9) of the Agreement, forms an integral part thereof.
- (4) The Agreement should be approved,

HAS ADOPTED THIS DECISION:

---

<sup>1</sup> Regulation (EU) 2021/695 of the European Parliament and of the Council of 28 April 2021 establishing Horizon Europe – the Framework Programme for Research and Innovation, laying down its rules for participation and dissemination, and repealing Regulations (EU) No 1290/2013 and (EU) No 1291/2013 (OJ L 170, 12.5.2021, p. 1).

### *Article 1*

The Agreement between the European Union, of the one part, and New Zealand, of the other part, on the participation of New Zealand in Union programmes (the ‘Agreement’) is hereby approved on behalf of the Union.

### *Article 2*

The President of the Council shall, on behalf of the Union, give the notification provided for in Article 15(1) of the Agreement.

### *Article 3*

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

Done at ...,

*For the Council*

*The President*

---