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**NOTE**

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From: General Secretariat of the Council  
To: Delegations

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No. Cion doc.: 6639/22

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Subject: Council Decision on the conclusion of the Agreement between the European Union, of the one part, and of the Gouvernement of the Faroe Islands, of the other part, on the participation of the Faroe Islands in Union programmes

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Delegations will find attached a Presidency text on above-mentioned proposal in view of the launch of the lawyer-linguistic revision.

Changes in comparison to doc. 6639/22 are marked in **bold underline** for additions and in ~~strikethrough~~ for deletions.

Proposal for a

**COUNCIL DECISION**

**on the conclusion of the Agreement between the European Union, of the one part, and the Government of the Faroe Islands, of the other part, on the participation of the Faroe Islands in Union programmes**

THE COUNCIL OF THE EUROPEAN UNION,

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

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament,

Whereas:

(1) **In accordance with Council Decision (EU).../...<sup>1</sup> the Agreement was signed on behalf of the Union in [Brussels] on [.../.../...], subject to its conclusion at a later date.**

**(1a) The objective of the Agreement is to establish a lasting framework for cooperation between the Union and the Faroe Islands and to set out the terms and conditions for the participation of the Faroe Islands to the Union programmes which are opened for its participation in accordance with the basic acts establishing Union programmes. Under the Agreement, the Union will carry out cooperation measures with the Faroe Islands 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 participation of the Faroe Islands in any Union programmes are subject to the adoption of Protocols.**

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<sup>1</sup> Council Decision of [...].

**(1b) In line with the Council authorisation, the Protocol on the association of the Faroe Islands to the Union programme Horizon Europe – the Framework Programme for Research and Innovation (2021-2027) which established by the Regulation (EU) 2021/695<sup>2</sup> (hereinafter referred to as ‘the Horizon Europe Programme’), was negotiated in parallel to the Agreement and forms an integral part thereof, pursuant to Article 15(9) of the Agreement.**

- ~~(2) Pursuant to Article 16(1)(d) of Regulation (EU) 2021/695, the Horizon Europe Programme is open to the association of third countries and territories which fulfil jointly the criteria specified therein.~~
- ~~(3) Pursuant to Article 16(2) of Regulation (EU) 2021/695, the association of such countries and territories to the Horizon Europe Programme requires an agreement covering the participation of such a country or territory to any Union programme provided that the agreement ensures a fair balance as regards the contributions and benefits of the third country participating in the Union programmes, lays down the conditions of participation in the Union programmes, including the calculation of financial contributions to individual programmes, and their administrative costs, does not confer on the third country any decision-making power in respect of the Union programme, guarantees the rights of the Union to ensure sound financial management and to protect the Union's financial interests.~~
- ~~(4) By letter of 14 May 2020 the Faroes Islands expressed their formal interest to become associated to the Horizon Europe Programme.~~
- ~~(5) On 13 July 2021, the Council authorised the opening of negotiations on behalf of the European Union for the conclusion of an Agreement between the European Union, of the one part, and the Faroe Islands, of the other part, on the general principles for the participation of the Faroe Islands in Union programmes and the association of the Faroe Islands to the Horizon Europe – the Framework Programme for Research and Innovation (2021-2027).~~

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<sup>2</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).

- ~~(6) The negotiations with the Faroe Islands have been successfully concluded and the Agreement was initialled on 8 October 2021.~~
- ~~(7) The Agreement sets out the terms and conditions of the association of the Faroe Islands to the Union programmes. Pursuant to Article 3 of the Agreement, the association to the Union programme is subject to adoption of Protocols.~~
- ~~(8) In line with the Council's authorisation, the Protocol on the association of the Faroe Islands to the Horizon Europe – the Framework Programme for Research and Innovation (2021–2027) was negotiated in parallel to the Agreement and forms an integral part thereof.~~
- ~~(9) In accordance with Council Decision (EU) .../...<sup>3</sup> the Agreement was signed on behalf of the Union in [Brussels] on [.../.../...], subject to its conclusion at a later date.~~
- (10) The European Parliament has given its consent to the Agreement on [.../.../...]<sup>4</sup>.
- (11) The Agreement should be approved on behalf of the Union,

HAS ADOPTED THIS DECISION:

#### *Article 1*

The Agreement between the European Union, of the one part, and the Government of the Faroe Islands, of the other part, on the participation of the Faroe Islands in Union programmes is hereby approved on behalf of the Union.

~~The text of the Agreement is attached to this Decision.~~

#### *Article 2*

The President of the Council shall ~~designate the person(s) empowered to make, on behalf of the Union, the notification provided for in Article 15(1) of the Agreement in order to express the consent of the Union to be bound by the Agreement.~~

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<sup>3</sup> Council Decision of [...].

<sup>4</sup> Consent of [...].

Article 2a

**The European Commission shall represent the Union within the Joint Committee set up pursuant to Article 14 of the Agreement.**

*Article 3*

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

Done at Brussels,

*For the Council*

The President

  

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