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Interinstitutional File:
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PROBA 48
AGRI 600
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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the approval of amendments to the International
Cocoa Agreement

COUNCIL DECISION (EU) 2026/...

of ...

on the approval of amendments to the International Cocoa Agreement

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 207(3) and Article 207(4), first subparagraph, in conjunction with Article 218(6), second subparagraph, point (a), thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament¹,

¹ OJ C, ..., ELI: ...

Whereas:

- (1) The International Cocoa Agreement 2010 (the ‘Agreement’) was approved on 25 June 2010 by the negotiating conference established under the auspices of the United Nations Conference on Trade and Development to replace the International Cocoa Agreement 2001. The Agreement provisionally entered into force on 1 October 2012 for a period of ten years, until 30 September 2022, and was subsequently extended until 30 September 2026.
- (2) The signing and the conclusion of the Agreement were authorised on behalf of the European Union by means of Council Decision 2011/634/EU² and Council Decision 2012/189/EU³, respectively. The European Union is therefore a party to the International Cocoa Agreement 2010 and a Member of the International Cocoa Organization.
- (3) A partial review to reform the Agreement has become necessary to take developments in the global cocoa market since 2010 into consideration. Such a review is also in the interest of the Union.
- (4) The Commission was authorised by means of Council Decision (EU) 2021/675⁴ to negotiate, on behalf of the Union, to amend the Agreement in the context of its partial review.

² Council Decision 2011/634/EU of 17 May 2011 on the signing, on behalf of the European Union, and provisional application of the International Cocoa Agreement 2010 (OJ L 259, 4.10.2011, p. 7, ELI: <http://data.europa.eu/eli/dec/2011/634/oj>).

³ Council Decision 2012/189/EU of 26 March 2012 on the conclusion of the International Cocoa Agreement 2010 (OJ L 102, 12.4.2012, p. 1, ELI: [http://data.europa.eu/eli/dec/2012/189\(1\)/oj](http://data.europa.eu/eli/dec/2012/189(1)/oj)).

⁴ Council Decision (EU) 2021/675 of 20 April 2021 authorising the opening of negotiations to amend the International Cocoa Agreement 2010 (OJ L 144, 27.4.2021, p. 1, ELI: <http://data.europa.eu/eli/dec/2021/675/oj>).

- (5) The text of the Agreement, as amended (the 'amended Agreement') was approved by the International Cocoa Council at its 106th regular session held from 27 to 29 September 2022.
- (6) The objectives of the amended Agreement continue to fall under the common commercial policy.
- (7) In light of the aim and the content of the partial review of the Agreement, the amendments to the Agreement should be approved on behalf of the European Union,

HAS ADOPTED THIS DECISION:

Article 1

The amendments to the International Cocoa Agreement are hereby approved on behalf of the European Union⁵.

Article 2

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

Done at ...,

For the Council
The President

⁵ The text of the International Cocoa Agreement 2010, as amended in 2022, is published in ... [OJ: please insert the OJ reference for the text of the amended Agreement contained in ST 15259/25].