


Procedure file

Basic information		
AVC - Assent procedure (historic)	2004/0279(AVC)	Procedure completed
EC/Former Yugoslav Republic of Macedonia FYROM: participation in Community programmes, protocol to the Stabilisation and Association Agreement		
Subject 6.40.03 Relations with South-East Europe and the Balkans		
Geographical area Former Yugoslav Republic of Macedonia		

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	AFET Foreign Affairs		18/01/2005
		PPE-DE BROK Elmar	
	Committee for opinion	Rapporteur for opinion	Appointed
	INTA International Trade	The committee decided not to give an opinion.	
	BUDG Budgets	The committee decided not to give an opinion.	
Council of the European Union	Council configuration	Meeting	Date
	Justice and Home Affairs (JHA)	2664	02/06/2005
European Commission	Commission DG	Commissioner	
	External Relations		

Key events			
16/12/2004	Initial legislative proposal published	COM(2004)0809	
11/02/2005	Legislative proposal published	05532/2005	Summary
24/02/2005	Committee referral announced in Parliament		
18/04/2005	Vote in committee		Summary
28/04/2005	Committee report tabled for plenary, 1st reading/single reading	A6-0122/2005	
10/05/2005	Results of vote in Parliament		
10/05/2005	Decision by Parliament	T6-0158/2005	Summary
02/06/2005	Act adopted by Council after consultation		

	of Parliament		
02/06/2005	End of procedure in Parliament		
22/07/2005	Final act published in Official Journal		

Technical information

Procedure reference	2004/0279(AVC)
Procedure type	AVC - Assent procedure (historic)
Procedure subtype	International agreement
Legal basis	EC Treaty (after Amsterdam) EC 071; EC Treaty (after Amsterdam) EC 080; EC Treaty (after Amsterdam) EC 300-p2/3-a1/2; EC Treaty (after Amsterdam) EC 150; EC Treaty (after Amsterdam) EC 175; EC Treaty (after Amsterdam) EC 095; EC Treaty (after Amsterdam) EC 157; EC Treaty (after Amsterdam) EC 149; EC Treaty (after Amsterdam) EC 280; EC Treaty (after Amsterdam) EC 013; EC Treaty (after Amsterdam) EC 308; EC Treaty (after Amsterdam) EC 300-p4; EC Treaty (after Amsterdam) EC 152; EC Treaty (after Amsterdam) EC 166; EC Treaty (after Amsterdam) EC 151; EC Treaty (after Amsterdam) EC 153
Stage reached in procedure	Procedure completed

Documentation gateway

Supplementary legislative basic document	14297/2004	22/11/2004	CSL	Summary
Initial legislative proposal	COM(2004)0809	16/12/2004	EC	
Legislative proposal	05532/2005	11/02/2005	CSL	Summary
Committee report tabled for plenary, 1st reading/single reading	A6-0122/2005	28/04/2005	EP	
Text adopted by Parliament, 1st reading/single reading	T6-0158/2005 OJ C 092 20.04.2006, p. 0016-0058 E	10/05/2005	EP	Summary

Additional information

European Commission	EUR-Lex
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Final act

Decision 2005/528 OJ L 192 22.07.2005, p. 0086-0087 Summary
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EC/Former Yugoslav Republic of Macedonia FYROM: participation in Community programmes, protocol to the Stabilisation and Association Agreement

This document consists of the final draft Framework Agreement as was negotiated between the EU and Albania, Bosnia-Herzegovina, Croatia, the Former Yugoslav Republic of Macedonia and Serbia and Montenegro which aims to establish general participation principles of these countries to community programmes.

EC/Former Yugoslav Republic of Macedonia FYROM: participation in Community programmes, protocol to the Stabilisation and Association Agreement

PURPOSE : to conclude a Protocol between the EC and the former Yugoslav Republic of Macedonia (FYROM) on the general principles of the participation of the latter in Community programmes.

PROPOSED ACT : Council Decision.

CONTENT : The "Thessaloniki Agenda for the Western Balkans: moving towards European integration", endorsed at the European Council on 20 June 2003, confirmed the European prospects of the Western Balkan countries participating in the stabilisation and association process (SAP). To give them a practical and operational foothold in the EU, the Agenda provides for Community programmes to be opened up to the SAP countries along the lines established for the participation of candidate countries.

In its communication of 3 December 2003 entitled "Preparing for the participation of the Western Balkan countries in Community programmes and agencies", the Commission advocated following the approach taken with Cyprus, Malta and Turkey and concluding with Albania, Bosnia and Herzegovina, Croatia, the former Yugoslav Republic of Macedonia and Serbia and Montenegro framework agreements laying down the general principles governing each country's participation in Community programmes. In the case of Croatia and the former Yugoslav Republic of Macedonia, the framework agreement will be an integral part of their Stabilisation and Association Agreements (SAA).

The framework agreements have been negotiated in accordance with the negotiating directives annexed to the Council's decision of 29 April 2004. The negotiations have resulted in the draft framework agreements annexed to this communication. Agreements were initialled by the authorised representatives of both parties. The draft framework agreements lay down the general principles and the general terms and conditions for the participation of the Western Balkan countries in Community programmes, and in particular:

- the Community programmes concerned: programmes now running are listed in Annex I; future programmes must include a clause providing for the participation of the Western Balkan countries;
- the principle of a prior contribution to the Community budget and the application of financial control and audit rules;
- the invitation of representatives of the signatory countries to attend, as observers, meetings of the programme committees on issues that concern them;
- the application, where possible, to projects and initiatives submitted by participants from the signatory countries of the same conditions, rules and procedures pertaining to the programmes concerned as are applied to Member States, especially with regard to the submission, assessment and selection of applications and projects;
- the application of the framework agreements for an indeterminate period, subject to a traditional denunciation clause;
- the subsequent drafting, in memoranda of understanding between the European Commission and the authorities of the signatory countries, of detailed arrangements for their participation in a given Community programme, including the specific duration of such participation.

The framework agreements were signed, on behalf of the European Community, on 22 November 2004.

EC/Former Yugoslav Republic of Macedonia FYROM: participation in Community programmes, protocol to the Stabilisation and Association Agreement

The European Parliament adopted the report by Elmar BROK (EPP-ED, DE), recommending that Parliament give its assent to the conclusion of the Framework Agreement.

EC/Former Yugoslav Republic of Macedonia FYROM: participation in Community programmes, protocol to the Stabilisation and Association Agreement

PURPOSE : to conclude the Protocol to the Stabilisation and Association Agreement (SAA) between the EC and their Member States and the Former Yugoslav Republic of Macedonia (FYROM) on a Framework Agreement between the EC and FYROM on the general principles for the participation of FYROM in Community programmes.

LEGISLATIVE ACT : Council Decision 2005/528/EC.

CONTENT : The Thessaloniki European Council of June 2003 approved the "Thessaloniki Agenda for the Western Balkans: moving towards European integration", which provided for Community programmes to be opened up to the Stabilisation and Association Process (SAP) countries along the lines established for the participation of candidate countries. In its communication on "Preparing for the participation of the Western Balkan countries in Community programmes and agencies", the Commission advocated concluding with Albania, Bosnia and Herzegovina, Croatia, the Former Yugoslav Republic of Macedonia and Serbia and Montenegro framework agreements laying down the general principles governing each country's participation in Community programmes.

In accordance with the negotiating directives adopted by the Council on 29 April 2004, the Commission, on behalf of the Community, has negotiated a Protocol to the SAA on a Framework Agreement on the general principles for FYROM's participation in Community programmes. The Agreement was signed, on behalf of the Community, on 22 November 2004 in Brussels. By this Decision, the Council concludes the Protocol. The text of the Agreement is attached to the Decision.

The Council has also concluded Framework Agreements with Albania (AVC/2004/0276), the Republic of Bosnia and Herzegovina (AVC/2004/0277), the Croatia (AVC/2004/0278) and Serbia and Montenegro (AVC/2004/0280).

The Framework Agreements lay down the general principles and the general terms and conditions for the participation of the Western Balkan countries in Community programmes, and in particular:

- the Community programmes concerned: programmes now running are listed in Annex I; future programmes must include a clause providing for the participation of the Western Balkan countries;
- the principle of a prior contribution to the Community budget and the application of financial control and audit rules;
- the invitation of representatives of the signatory countries to attend, as observers, meetings of the programme committees on issues that concern them;

- the application, where possible, to projects and initiatives submitted by participants from the signatory countries of the same conditions, rules and procedures pertaining to the programmes concerned as are applied to Member States, especially with regard to the submission, assessment and selection of applications and projects;

- the application of the framework agreements for an indeterminate period, subject to a traditional denunciation clause;

- the subsequent drafting, in memoranda of understanding between the European Commission and the authorities of the signatory countries, of detailed arrangements for their participation in a given Community programme, including the specific duration of such participation.

The Protocol will be an integral part of the SAA between the EC and their Member States and FYROM which entered into force on 1 April 2004.

It should be noted that the Commission is authorised to determine, on behalf of the Community, the specific terms and conditions applicable to the participation of FYROM in any given programme, including the financial contribution payable. The Commission is to be assisted in this task by a special committee appointed by the Council. Where FYROM requests external assistance, the procedures provided for in Regulation 2666 /2000/EC and in similar Regulations providing for Community external assistance to Croatia that may be adopted in the future, will apply.

Finally, the Commission will review the implementation of the Agreements and report to the Council no later than three years after the date of entry into force of the Agreements, and every three years thereafter. The report will be accompanied where necessary by appropriate proposals.