


# Procedure file

| Basic information   |                                |                     |
|---|--------------------------------|---------------------|
| CNS - Consultation procedure<br>Decision  | <a href="#">2008/0066(CNS)</a> | Procedure completed |
| EC/New Zealand agreement: scientific and technological cooperation  |                                |                     |
| Subject<br>3.50.20 Scientific and technological cooperation and agreements<br>6.40.09 Relations with Oceanian countries |                                |                     |
| Geographical area<br>New Zealand  |                                |                     |

| Key players                   |   |   |            |
|-------------------------------|---|---|------------|
| European Parliament           | Committee responsible                     | Rapporteur                                    | Appointed  |
|                               | <b>ITRE</b> Industry, Research and Energy |   | 06/05/2008 |
|                               |   | PPE-DE <a href="#">NIEBLER Angelika</a>       |            |
|                               | Committee for opinion                     | Rapporteur for opinion                        | Appointed  |
|                               | <b>AFET</b> Foreign Affairs               | The committee decided not to give an opinion. |            |
| Council of the European Union | Council configuration                     | Meeting                                       | Date       |
|                               | <a href="#">Agriculture and Fisheries</a> | <a href="#">2918</a>                          | 19/01/2009 |
|                               | <a href="#">Agriculture and Fisheries</a> | <a href="#">2881</a>                          | 23/06/2008 |
| European Commission           | Commission DG                             | Commissioner                                  |            |
|                               | <a href="#">Research and Innovation</a>   | POTOČNIK Janez                                |            |

| Key events |   |   |         |
|------------|---|---|---------|
| 04/04/2008 | Legislative proposal published                                  | <a href="#">COM(2008)0170</a>   | Summary |
| 02/09/2008 | Committee referral announced in Parliament                      |   |         |
| 22/09/2008 | Vote in committee   |   | Summary |
| 24/09/2008 | Committee report tabled for plenary, 1st reading/single reading | <a href="#">A6-0367/2008</a>  |         |
| 21/10/2008 | Results of vote in Parliament                                   |  |         |
| 21/10/2008 | Decision by Parliament  | <a href="#">T6-0478/2008</a>  | Summary |
| 19/01/2009 | Act adopted by Council after consultation of Parliament         |   |         |
| 19/01/2009 | End of procedure in Parliament                                  |   |         |

01/07/2009

Final act published in Official Journal

**Technical information**

|                            |  |
|----------------------------|--|
| Procedure reference        | 2008/0066(CNS)   |
| Procedure type             | CNS - Consultation procedure   |
| Procedure subtype          | International agreement  |
| Legislative instrument     | Decision   |
| Legal basis                | EC Treaty (after Amsterdam) EC 170; EC Treaty (after Amsterdam) EC 300-p2/3-a1 |
| Stage reached in procedure | Procedure completed  |
| Committee dossier          | ITRE/6/61595   |

**Documentation gateway**

|   |                               |            |    |         |
|---|-------------------------------|------------|----|---------|
| Legislative proposal  | <a href="#">COM(2008)0170</a> | 04/04/2008 | EC | Summary |
| Committee draft report  | <a href="#">PE412.030</a>     | 03/09/2008 | EP |         |
| Committee report tabled for plenary, 1st reading/single reading | <a href="#">A6-0367/2008</a>  | 24/09/2008 | EP |         |
| Text adopted by Parliament, 1st reading/single reading          | <a href="#">T6-0478/2008</a>  | 21/10/2008 | EP | Summary |

**Additional information**

|                      |                         |
|----------------------|-------------------------|
| National parliaments | <a href="#">IPEX</a>    |
| European Commission  | <a href="#">EUR-Lex</a> |

**Final act**

[Decision 2009/502](#)  
[OJ L 171 01.07.2009, p. 0027](#) Summary

**EC/New Zealand agreement: scientific and technological cooperation**

**PURPOSE:** to conclude on behalf of the European Community, the Agreement on Scientific and Technological Cooperation between the EC and New Zealand.

**PROPOSED ACT:** Decision of the Council

**CONTENT:** New Zealand is the only non European industrialised country with which the EC still does not have a Science and Technology agreement in force. Currently the cooperation between the Community and New Zealand is based on a Technical Arrangement for Cooperation in Science and Technology between the Commission and the Government of New Zealand which entered into force on 17 May 1991 . This arrangement does not provide for an institutionalised coordination of cooperative activities nor does it provide for specific rules covering the treatment and protection of intellectual property rights. The New Zealand government has repeatedly stated its wish to upgrade the above "Science and Technology arrangement" to a formal agreement. Furthermore, in a letter of 17 October 2006 the New Zealand Minister for Research, Science and Technology stated the case for an upgrade more concretely. The letter identified a number of priority areas of interest for New Zealand, where they would like to strengthen collaboration, notably through the Framework Programme. These areas are: food, agriculture and biotechnology, information and communication technologies, health, environment and researcher mobility. They fully correspond to the areas that the Commission services consider interesting and promising for future collaboration.

The draft Agreement is based on the principles of mutual benefit, reciprocal opportunities for access to each other's programmes and activities relevant to the purpose of the Agreement, non-discrimination, the effective protection of intellectual property and equitable sharing of intellectual property rights. It provides that the Joint Committee established by the two executive agents of the Parties may make, subject to each Party's domestic approval processes, technical amendments to the Agreement as may be required. The two negotiating sides agreed that these technical amendments should be restricted to the modification of technical terms and references that might be altered in the course

of change from one Framework Programme to the other. In order to ensure a quick implementation of these technical amendments and with a view to avoiding an onerous procedure for amendments which leave the substance of the Agreement untouched, the Commission requests the Council to authorise it, according to Article 300 (4) EC Treaty, to approve the modifications on behalf of the Community

The Agreement will be concluded for an initial period of five years and continue in force after this initial period unless either Party notifies the other that it shall be terminated.

In light of the above consideration, the Commission proposes that the Council approve the proposals on signature and conclusion.

## EC/New Zealand agreement: scientific and technological cooperation

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The Committee on Industry, Research and Energy adopted, according to the simplified procedure (Rule 43 (1) of the Rules of Procedure), the report drafted by Angelika NIEBLER (EPP-ED, DE), approving the proposal for a Council decision on the conclusion on behalf of the European Community of the Agreement on Scientific and Technological Cooperation between the European Community of the one part and the Government of New Zealand of the other part.

## EC/New Zealand agreement: scientific and technological cooperation

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The European Parliament adopted, by 633 votes to 8 with 15 abstentions, a legislative resolution under the consultation procedure, and approved the conclusion on behalf of the European Community of the Agreement on Scientific and Technological Cooperation between the European Community of the one part and the Government of New Zealand of the other part. The report had been tabled for consideration in plenary by Angelika NIEBLER (EPP-ED, DE) on behalf of the Committee on Industry, Research and Energy.

## EC/New Zealand agreement: scientific and technological cooperation

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**PURPOSE:** to conclude on behalf of the European Community, the Agreement on Scientific and Technological Cooperation between the EC and New Zealand.

**LEGISLATIVE ACT:** Council Decision 2009/502/EC on the conclusion on behalf of the Community of the Agreement on scientific and technological cooperation between the European Community and the Government of New Zealand.

**CONTENT:** the Agreement on scientific and technological cooperation between the European Community and the Government of New Zealand, signed on 16 July 2008 in Brussels, has been approved on behalf of the Community.

The Cooperative Activities included in this Agreement shall be carried out on the basis of the following principles: (a) mutual and equitable contributions and benefits; (b) mutual access for Participants to research programmes or projects operated or funded by the other Party; (c) timely exchange of information which may concern Cooperative Activities; (d) promotion of knowledge-based societies for the economic and social development of both Parties; and (e) protection of intellectual property rights.

The Agreement also provides for a set of technical provisions laying down the main axes for scientific and technical cooperation between the Parties, in particular direct and indirect cooperative activities.

Practical provisions are also set out in order to facilitate the daily management of the Agreement and to regulate the financial support provided by the Parties.

Lastly, measures are provided to ensure the appropriate use of information arising from and relating to Cooperative Activities. The treatment of this information shall be consistent with the relevant laws and regulations and international conventions, including the Agreement on Trade-Related Aspects of Intellectual Property Rights.

**ENTRY INTO FORCE:** the Agreement shall enter into force once all the necessary procedures have been completed.