






Procedure file

Basic information	
NLE - Non-legislative enactments Decision	2013/0151B(NLE) Procedure completed
EU/Ukraine Association Agreement: treatment of third country nationals legally employed as workers in the territory of the other party	
See also 2013/0151A(NLE)	
Subject 6.40.15 European neighbourhood policy 7.10 Free movement and integration of third-country nationals	
Geographical area Ukraine	

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Civil Liberties, Justice and Home Affairs	 MORAES Claude	15/09/2014
	Committee for opinion	Rapporteur for opinion	Appointed
Council of the European Union	 Foreign Affairs	The committee decided not to give an opinion.	
	 Employment and Social Affairs	The committee decided not to give an opinion.	
European Commission	Commission DG Financial Stability, Financial Services and Capital Markets Union Neighbourhood and Enlargement Negotiations	Commissioner	

Key events			
15/05/2013	Preparatory document	COM(2013)0290	Summary
20/06/2014	Legislative proposal published	14011/2013	Summary
17/07/2014	Committee referral announced in Parliament		
15/09/2014	Vote in committee		
15/09/2014	Committee report tabled for plenary, 1st reading/single reading	A8-0009/2014	Summary
16/09/2014	Results of vote in Parliament		

16/09/2014	Debate in Parliament		
16/09/2014	Decision by Parliament	T8-0015/2014	Summary
11/07/2017	Act adopted by Council after consultation of Parliament		
11/07/2017	End of procedure in Parliament		
12/07/2017	Final act published in Official Journal		

Technical information

Procedure reference	2013/0151B(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legislative instrument	Decision
	See also 2013/0151A(NLE)
Legal basis	Treaty on the Functioning of the EU TFEU 218-p6a; Treaty on the Functioning of the EU TFEU 218-p8-a1; Treaty on the Functioning of the EU TFEU 079-p2
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/8/00829

Documentation gateway

Preparatory document	COM(2013)0290	15/05/2013	EC	Summary
Legislative proposal	14011/2013	20/06/2014	CSL	Summary
Committee draft report	PE537.349	09/09/2014	EP	
Committee report tabled for plenary, 1st reading/single reading	A8-0009/2014	15/09/2014	EP	Summary
Text adopted by Parliament, 1st reading/single reading	T8-0015/2014	16/09/2014	EP	Summary

Additional information

European Commission	EUR-Lex
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Final act

Decision 2017/1248 OJ L 181 12.07.2017, p. 0004 Summary
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EU/Ukraine Association Agreement: treatment of third country nationals legally employed as workers in the territory of the other party

PURPOSE: to conclude, on behalf of the European Union, the Association Agreement between the European Union and EURATOM and their Member States, of the one part, and Ukraine, of the other part, as regards provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other part.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: on 22 January 2007, the Council authorised the Commission to open negotiations with Ukraine for the conclusion of a new agreement between the European Union and Ukraine to replace the Partnership and Cooperation Agreement (please refer to the summary of the initial legislative proposal of 15/05/2013).

Those negotiations were successfully finalised and the Association Agreement between the European Union and EURATOM and their Member States, of the one part, and Ukraine, of the other part was initialled in 2012, subject to its conclusion at a later date.

This proposed Decision concerns only Article 17 of the Agreement, which contains specific obligations relating to the treatment of third country nationals legally employed as workers in the territory of the other party.

It should now be approved on behalf of the Union.

CONTENT: under this proposed Decision, the Council is called upon to approve, on behalf of the Union, the abovementioned Association Agreement between the European Union and Ukraine.

Provisions are regards the treatment of legal migrants: this proposal concerns only Article 17 of the Agreement, which contains specific obligations relating to the treatment of third country nationals legally employed as workers in the territory of the other party and which falls within the scope of Title V of Part Three of the Treaty on the Functioning of the European Union. The aim and content of those provisions is distinct from and independent of the aim and content of the other provisions of the Agreement to establish an association between the parties. A [separate decision](#) relating to the other provisions of the Agreement will be adopted in parallel with this Decision.

N.B.: the future Agreement should not be construed as conferring rights or imposing obligations which can be directly invoked before Union or Member State courts and tribunals.

EU/Ukraine Association Agreement: treatment of third country nationals legally employed as workers in the territory of the other party

The Committee on Civil Liberties, Justice and Home Affairs adopted the report by Claude MORAES (S&D, UK) on the draft Council decision on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, as regards provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party.

Members recommended that the European Parliament should give its consent to the conclusion of the Agreement given the close historical relationship and the progressively closer links between the European Union and Ukraine and the current political situation within the European neighbourhood.

EU/Ukraine Association Agreement: treatment of third country nationals legally employed as workers in the territory of the other party

The European Parliament adopted by 539 votes to 123, with 33 abstentions, a legislative resolution on the draft Council decision on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, as regards provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party.

Parliament gave its consent to the conclusion of the Agreement.

EU/Ukraine Association Agreement: treatment of third country nationals legally employed as workers in the territory of the other party

PURPOSE: to approve the Association Agreement between the European Union and EURATOM and their Member States, of the one part, and Ukraine, of the other part, as regards provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other part.

NON-LEGISLATIVE ACT: Council Decision (EU) 2017/1248 on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, as regards provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party.

BACKGROUND: on 22 January 2007, the Council authorised the Commission to open negotiations with Ukraine for the conclusion of a new agreement between the European Union and Ukraine to replace the Partnership and Cooperation Agreement.

Following these negotiations, the Association Agreement was initialled in 2012. It was signed at Brussels on 21 March 2014 and at Brussels on 27 June 2014, subject to its conclusion at a later date.

The Agreement must now be approved.

CONTENT: the Council decided to approve, on behalf of the Union, the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, together with the Annexes and Protocols thereto, as regards Article 17.

This Decision concerns only Article 17 of the Agreement, which contains specific obligations relating to the treatment of third country nationals legally employed as workers in the territory of the other party and which falls within the scope of Title V of Part Three of the Treaty on the Functioning of the European Union.

Article 17 states that, subject to the laws, conditions and procedures applicable in the Member States and the EU, treatment accorded to workers who are Ukrainian nationals and who are legally employed in the territory of a Member State shall be free of any discrimination based on nationality as regards working conditions, remuneration or dismissal, compared to the nationals of that Member State.

Ukraine shall, subject to the laws, conditions and procedures in Ukraine, accord the treatment to workers who are nationals of a Member State and who are legally employed in its territory.

A [separate decision](#) on the other provisions of the Agreement was adopted in parallel with this Decision.

The United Kingdom, Ireland and Denmark are not bound by the Decision.

ENTRY INTO FORCE: 11.7.2017.