



Council of the
European Union

Brussels, 13 February 2024
(OR. en)

5789/24

Interinstitutional File:
2023/0464 (NLE)

ACP 9
COAFR 42
COLAC 14
COASI 10
WTO 12
RELEX 98

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the conclusion, on behalf of the European Union, of the Partnership Agreement between the European Union and its Member States, of the one part, and the Members of the Organisation of African, Caribbean and Pacific States, of the other part

COUNCIL DECISION (EU) 2024/...

of ...

**on the conclusion, on behalf of the European Union,
of the Partnership Agreement**

**between the European Union and its Member States, of the one part,
and the Members of the Organisation of African, Caribbean
and Pacific States, of the other part**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 217, in conjunction with Article 218(6), second subparagraph, point (a), and Article 218(8), second subparagraph, thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament¹,

¹ Consent of ... (not yet published in the Official Journal).

Whereas:

- (1) In accordance with Council Decision (EU) 2023/2861², the Partnership Agreement between the European Union and its Member States, of the one part, and the Members of the Organisation of African, Caribbean and Pacific States, of the other part ('the Agreement') was signed on 15 November 2023, subject to its conclusion at a later date.
- (2) The Agreement reflects both the historically close relationship and increasingly strong links developing between the Union and its Member States, of the one part, and the Members of the Organisation of African, Caribbean and Pacific States, of the other part, and their desire to further strengthen and extend their relations in an ambitious and innovative way. The Agreement redefines the relationship between the Union and its Member States and the Members of the Organisation of African, Caribbean and Pacific States, including the priorities and working methods in the different policy domains which the Agreement covers.

² Council Decision (EU) 2023/2861 of 20 July 2023 on the signing, on behalf of the European Union, and provisional application of the Partnership Agreement between the European Union and its Member States, of the one part, and the Members of the Organisation of African, Caribbean and Pacific States, of the other part (OJ L, 2023/2861, 28.12.2023, ELI: <http://data.europa.eu/eli/dec/2023/2861/oj>).

- (3) The conclusion of the Agreement is without prejudice to the exercise by the Member States of their national competences, in particular in the areas of development cooperation, education and migration, in accordance with the Treaties, and does not affect the responsibilities of the Member States in accordance with the Treaties.
- (4) The Agreement should be approved,

HAS ADOPTED THIS DECISION:

Article 1

The Partnership Agreement between the European Union and its Member States, of the one part, and the Members of the Organisation of African, Caribbean and Pacific States, of the other part³ ('the Agreement') is hereby approved on behalf of the Union.

Article 2

The President of the Council shall, on behalf of the Union, deposit the instrument expressing the Union's consent to be bound by the Agreement provided for in Article 98(2) thereof⁴.

Article 3

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

Done at ...,

For the Council

The President

³ The text of the Agreement is published in OJ L, 2023/2862, 28.12.2023, ELI: http://data.europa.eu/eli/agree_internation/2023/2862/oj.

⁴ The date of entry into force of the Agreement will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.