



Council of the  
European Union

Brussels, 8 July 2022  
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LIMITE

RECH 431  
COTRA 22  
COASI 94

#### NOTE

From:	General Secretariat of the Council
To:	Permanent Representatives Committee
No. Cion doc.:	9565/22 + ADD 1 9566/22 + ADD 1
Subject:	<p>Recommendation for a Council Decision authorising the opening of negotiations on behalf of the European Union for the conclusion of an Agreement between the European Union, of the one part, and Canada, of the other part, on the participation of Canada in Union programmes and the association of Canada to Horizon Europe – the Framework Programme for Research and Innovation (2021-2027)</p> <p>Recommendation for a Council Decision authorising the opening of negotiations on behalf of the European Union for the conclusion of an Agreement between the European Union, of the one part, and New Zealand, of the other part, on the participation of New Zealand in Union programmes and the association of New Zealand to Horizon Europe – the Framework Programme for Research and Innovation (2021-2027)</p> <p>- Guidance for further work</p>

1. On 24 May 2022, the Commission presented its Recommendations for a Council Decision authorising the opening on negotiations on behalf of the European Union for the conclusion of two Agreements, respectively between the Union and Canada, on the one hand, and between the Union and New Zealand, on the other hand, on the participation of Canada and New Zealand in Union programmes and on their association to Horizon Europe<sup>1</sup>.

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<sup>1</sup> 9565/22 + ADD1, 9566/22 + ADD1

2. On 2 June 2022, the Research Working Party initiated the examination of these proposals.
3. It is proposed that the Commission is authorised to negotiate agreements covering both the conditions for participation of those third countries in any Union programme and the conditions for their participation in Horizon Europe, the latter conditions being included in the form of a Protocol to the main agreements (paragraph 3 of the recommended negotiating directives). These agreements, including the Protocols on the participation in Horizon Europe, once concluded, are to be approved in accordance with Article 218(5) and (6) TFEU.
4. At the same time, it is proposed that the specific conditions for participation in research programmes under future Multiannual Financial Frameworks and in other Union programmes are adopted by a joint committee set up by the respective agreement and composed of Union and third country's representatives (paragraph 2 of the recommended negotiating directives). The position to be adopted by the Union in these joint committees is to be established by the Council, in accordance with Article 218(9) TFEU.
5. It should be noted that the Council has already adopted the Decision on the signing and provisional application of the agreement on the participation of the Faroe Islands in Union programmes, including a Protocol on their association to Horizon Europe<sup>2</sup>. The Council has asked by letter dated 16 May 2022 that the Parliament gives its consent on the Decision on conclusion of this agreement. The Parliament's consent is currently pending.
6. The Presidency considers that the approach used in the case of the agreement with the Faroe Islands may also be applied for the association of Canada and New Zealand to Union programmes and to Horizon Europe, as recommended by the Commission.
7. The Permanent Representatives Committee is therefore invited to provide guidance on the Presidency's approach.

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<sup>2</sup> 8644/22.