Council of the European Union

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject:	Draft DECISION OF THE EU-ARMENIA PARTNERSHIP COMMITTEE replacing the list of arbitrators as referred to in Article 339 of the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part

DRAFT

DECISION No …/…
OF THE EU-ARMENIA PARTNERSHIP COMMITTEE

of …

replacing the list of arbitrators as referred to in Article 339
of the Comprehensive and Enhanced Partnership Agreement
between the European Union and the European Atomic Energy Community
and their Member States, of the one part,
and the Republic of Armenia, of the other part

THE PARTNERSHIP COMMITTEE,

Having regard to the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part, and in particular Article 339 thereof,

Whereas:

(1) In accordance with Article 339(1) of the Comprehensive and Enhanced Partnership Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Armenia, of the other part[1] ('the Agreement'), the Partnership Committee, at its meeting of 17 October 2019, established a list of 15 individuals who are willing and able to serve as arbitrators ('the list of arbitrators').

(2) Under Article 339(2) of the Agreement, the individuals on the list of arbitrators are to be independent, serve in their individual capacities and not take instructions from any organisation or government or be affiliated with the government of any of the Parties, and are to comply with the Code of Conduct.

(3) Armenia has informed the Union that one of the individuals it had proposed no longer fulfils the conditions set out in Article 339(2) of the Agreement and therefore proposed another individual as a replacement.

(4) In order to ensure the operation of the provisionally applied provisions of the Agreement, the Partnership Committee should replace the list of arbitrators with an amended list.

(5) The European Union acknowledges that the proposed individual fulfils the conditions set out in of Article 339(2) of the Agreement,

HAS ADOPTED THIS DECISION:

[1] OJ EU L 23, 26.1.2018, p. 4.

Article 1

The list of individuals who are willing and able to serve as arbitrators established in accordance with Article 339(1) of the Agreement is replaced by the list set out in the Annex to this Decision.

Article 2

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

Article 3

This Decision is drawn up in duplicate in the English language. Each Party may provide translations in its official languages.

Done at …,

For the Partnership Committee

The Chair *The Secretaries*

ANNEX

LIST OF INDIVIDUALS WHO ARE WILLING AND ABLE TO SERVE AS ARBITRATORS AS REFERRED TO IN ARTICLE 339 OF THE COMPREHENSIVE AND ENHANCED PARTNERSHIP AGREEMENT BETWEEN THE EUROPEAN UNION AND THE EUROPEAN ATOMIC ENERGY COMMUNITY AND THEIR MEMBER STATES, OF THE ONE PART, AND THE REPUBLIC OF ARMENIA, OF THE OTHER PART

Arbitrators proposed by the European Union

1. Claus-Dieter EHLERMANN

2. Giorgio SACERDOTI

3. Jacques BOURGEOIS

4. Pieter Jan KUIJPER

5. Ramon TORRENT

Arbitrators proposed by the Republic of Armenia

1. Nora SARGSYAN

2. Arman SARGSYAN

3. Arsen TAVADYAN

4. Levon GEVORGYAN

5. Mushegh MANUKYAN

Chairpersons

1. William DAVEY (USA)

2. Helge SELAND (Norway)

3. Maryse ROBERT (Canada)

4. Christian HÄBERLI (Switzerland)

5. Merit JANOW (USA)