International Coffee Agreement 2007

2008/0270(NLE) - 05/05/2008 - Legislative proposal

PURPOSE: to amend the proposal for a Council Decision on the signing and conclusion by the European Community of the International Coffee Agreement 2007.

PROPOSED ACT : Council Decision.

LEGAL BASE: Article 133, taken in conjunction with the first subparagraph of Article 300(2) thereof.

CONTENT: on 27 March 2008, the Commission adopted the proposal for a decision on the signing and conclusion by the European Community of the International Coffee Agreement 2007 (see COM(2008)157 final).

It should, however, be pointed out that special provisions appear in Article 40(4) of the International Coffee Agreement 2007 concerning the position of the European Community and the deposit of an official declaration confirming its exclusive competence.

As the proposal already approved did not include that declaration of competence, it now needs to be amended **so that the Council decision can cover the entire signing and conclusion procedure by the European Community**.

The purpose of this proposal is therefore to amend the instrument contained in document COM(2008)157 final, submitted in the initial procedure, so that the declaration of competence in accordance with Article 40(4) of the Agreement is annexed and the wording of Article 2 amended accordingly. As Article 1 of the version already approved did not refer to the signing of the International Coffee Agreement, this reference is also added.

In the declaration, the European Community states that, in accordance with the Treaty establishing the European Community, **the matters governed by the Agreement fall within the exclusive competence of the European Community under the common commercial policy** and the Member States will not therefore be ratifying the Agreement.

BUDGETARY IMPLICATIONS: there are no implications for the EU budget.