



Basic information	
2009/2165(INI) INI - Own-initiative procedure	Procedure completed
Second revision of the Partnership Agreement ACP-EC (Cotonou Agreement) Subject 6.30 Development cooperation 6.40.06 Relations with ACP countries, conventions and generalities Geographical area ACP countries	

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	DEVE Development		JOLY Eva (Verts/ALE)	06/10/2009
			Shadow rapporteur PREDA Cristian Dan (PPE) MICHEL Louis (ALDE)	
	Committee for opinion		Rapporteur for opinion	Appointed
	INTA International Trade		MOREIRA Vital (S&D)	29/09/2009
Council of the European Union	Council configuration		Meetings	Date
	General Affairs		2985	2009-12-07

Key events			
Date	Event	Reference	Summary
22/10/2009	Committee referral announced in Parliament		
14/12/2009	Vote in committee		Summary
17/12/2009	Committee report tabled for plenary	A7-0086/2009	
19/01/2010	Debate in Parliament		
20/01/2010	Decision by Parliament	T7-0004/2010	Summary

20/01/2010	Results of vote in Parliament		
20/01/2010	End of procedure in Parliament		

Technical information	
Procedure reference	2009/2165(INI)
Procedure type	INI - Own-initiative procedure
Legal basis	Rules of Procedure EP 117
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	DEVE/7/00959

Documentation gateway				
European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE430.376	20/10/2009	
Amendments tabled in committee		PE430.765	20/11/2009	
Committee opinion	INTA	PE430.404	07/12/2009	
Committee report tabled for plenary, single reading		A7-0086/2009	17/12/2009	
Text adopted by Parliament, single reading		T7-0004/2010	20/01/2010	Summary

Second revision of the Partnership Agreement ACP-EC (Cotonou Agreement)

2009/2165(INI) - 20/01/2010 - Text adopted by Parliament, single reading

The European Parliament adopted a resolution on the second revision of the ACP-EC Partnership Agreement (the "Cotonou Agreement"). It considers that the second review of the Cotonou Agreement should be an occasion to adjust it in the light of recent and current crises including climate change, soaring food and oil prices, financial crisis and abject poverty in Africa. Parliament believes that the need to address the root causes of these crises is not an option, but a necessity;

Members deplore the fact that the European Parliament, the ACP-EU Joint Parliamentary Assembly (JPA) and the national parliaments of the ACP States as well as civil society organisations and non-state actors were - once again - not involved in the decision-making process that led to the identification of areas of the Cotonou Agreement for revision and to the establishment of the negotiating mandates adopted by the Council of the EU and the ACP Council of Ministers. This omission affects the transparency and credibility of the revision process and further alienates the EU and ACP populations from their governments and institutions.

The resolution stresses the need to consolidate the **political dimension of the Cotonou Agreement**, particularly in respect of the commitment of the parties to implement the obligations stemming from the Rome Statute of the International Criminal Court. It also stresses the importance of **policy coherence for development**, which must be explicitly addressed in the revised Agreement.

Members feel that the conclusion and implementation of the regional **Economic Partnership Agreements (EPAs)** has undermined the cohesion of the **ACP Group** and the ongoing regional integration process. There is a need to maintain the unity and coherence of the ACP group and the stability of the ACP-EU institutions. Parliament considers it necessary, firstly in view of the entry into force of the EPAs for certain ACP countries only and secondly because various provisions of Article 37 of the Cotonou Agreement are out of date, to revise the part of the ACP-EU agreement concerning trade

agreements in order to incorporate provisions concerning all the existing ACP-EU trade arrangements (Generalised System of Preferences (GSP), GSP plus, interim EPAs, EPAs with the Caribbean Forum of ACP States (Cariforum) countries) and to uphold a number of principles and commitments which should not be lost from the Agreement, namely:

- consistency between, on the one hand, all the trade frameworks governing relations between the ACP and EU countries and, on the other hand, the development objectives which are at the heart of ACP-EU cooperation;
- the guarantee that all the ACP countries will have the benefit of a trade framework which is at least equivalent to their previous situation, particularly for countries which are not Least Developed Countries (LDCs) and are not signatories to an EPA;
- the guarantee that, for all the ACP countries, the new trade framework will take account of sensitive sectors, particularly agricultural food production, when determining transition periods and the final product coverage, and that it will make it possible to improve the market access which ACP countries enjoy, particularly by means of a review of the origin rules.

Members call on the **European Investment Bank (EIB)** to review its policy on offshore financial centres and to make changes in the EIB's organisational and governance structure is necessary. They call on the Commission and ACP governments to include the fight against **abuses of tax havens, tax evasion and illicit capital flight** as a matter of priority in the Cotonou Agreement. Parliament wants an **international binding mechanism**, which forces all transnational corporations to disclose automatically the profits made and the taxes paid in every country where they operate. It calls on the negotiators to address the tax-related aspect of development and to put in place viable tax systems in the ACP countries in order to ensure sustainable source of development financing with the long-term objective of replacing foreign aid dependency.

Parliament deplores the fact that despite the majority of ACP countries' population living in rural areas, agriculture remains a neglected sector in ACP-EU cooperation. It calls on the Commission to address **food security concerns** coherently, and to foster regional agricultural market development in developing countries. Parliament also expresses its deep concern about the current farmland acquisition (particularly in Africa) by government-backed foreign investors, which, if not handled properly, threatens to undermine local food security and lead to serious consequences in the ACP states.

On **migration**, Parliament calls on the Commission and the ACP countries to include in Article 13 of the ACP-EU agreement on migration the principle of circular migration and its facilitation by granting circular visas. The article in question emphasises respect for human rights and equitable treatment of nationals of ACP countries, but Parliament stresses that the scope of these principles is **seriously compromised by bilateral readmission agreements** with transit countries in a context of externalisation by Europe of the management of migration, which do not guarantee respect for the rights of migrants and which may result in 'cascade' readmissions which jeopardise their safety and their lives.

On the JPA, Parliament underlines the importance of the **parliamentary dimension of the Cotonou Agreement**, embodied in the ACP-EU JPA. It expresses its firm commitment to the JPA playing its full role in ensuring parliamentary participation in actions under the Cotonou Agreement. Members emphasise their implacable opposition to any attempt to reduce the role of the JPA in particular by proposals that impact on its working methods and frequency of its meetings, which should be left to the JPA to determine for itself. All ACP countries should be genuinely represented by parliamentarians in the JPA in future and not by representatives of governments, as sometimes happens. The revision of the Cotonou Agreement should also give national parliaments formal recognition as participants in EDF-financed cooperation. Lastly, provision should be made in the Cotonou Agreement to allow the JPA and ACP parliaments to scrutinise the country and regional strategy papers.