Basic information

2010/0011(NLE) NLE - Non-legislative enactments Decision	Procedure completed
EU/Croatia agreement: participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction **Subject** 4.20.03 Drug addiction, alcoholism, smoking 7.30.30.04 Action to combat drugs and drug-trafficking 8.20.01 Candidate countries **Geographical area** Croatia	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	SERRACCHIANI Debora (S&D)	11/10/2010
	Shadow rapporteur SÓGOR Csaba (PPE)	

Council of the European Union

Council configuration	Meetings	Date
General Affairs	3132	2011-12-05
General Affairs	3028	2010-07-26

European Commission

Commission DG	Commissioner
Justice and Consumers	MALMSTRÖM Cecilia

Key events

Date	Event	Reference	Summary
03/02/2010	Preparatory document	COM(2010)0021	Summary
11/08/2010	Legislative proposal published	11633/2010	Summary
20/01/2011	Committee referral announced in Parliament		
02/05/2011	Vote in committee		Summary

04/05/2011	Committee report tabled for plenary, 1st reading/single reading	A7-0186/2011	
07/06/2011	Decision by Parliament	T7-0249/2011	Summary
07/06/2011	Results of vote in Parliament		
05/12/2011	Act adopted by Council after consultation of Parliament		
05/12/2011	End of procedure in Parliament		
16/12/2011	Final act published in Official Journal		

Technical information

Procedure reference	2010/0011(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legislative instrument	Decision
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/7/02236

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE458.611	16/03/2011	
Committee report tabled for plenary, 1st reading/single reading		A7-0186/2011	04/05/2011	
Text adopted by Parliament, 1st reading/single reading		T7-0249/2011	07/06/2011	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	11633/2010	11/08/2010	Summary

European Commission

Document type	Reference	Date	Summary
Document attached to the procedure	COM(2010)0020	03/02/2010	Summary
Preparatory document	COM(2010)0021	03/02/2010	Summary

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act	
Decision 2011/0841 OJ L 334 16.12.2011, p. 0006	Summary

EU/Croatia agreement: participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction

2010/0011(NLE) - 11/08/2010 - Legislative proposal

PURPOSE: to conclude the Agreement between the EU and Croatia on the participation of this country in the work of the European Monitoring Centre for Drugs and Drug Addiction.

PROPOSED ACT: Council Decision.

BACKGROUND: Regulation (EC) No 1920/2006 of the European Parliament and the Council on the European Monitoring Centre for Drugs and Drug Addiction (recast) provides, in Article 21 thereof, that the European Monitoring Centre for Drugs and Drug Addiction shall be open to the participation of any third country that shares the interests of the Union and its Member States in its objectives and work.

The Agreement between the EU and Croatia on the participation of the Republic of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction was signed on behalf of the Union on behalf of the European Union, subject to its conclusion at a later stage.

It is now necessary to approve the Agreement on behalf of the EU.

IMPACT ASSESSMENT: no impact assessment was carried out.

LEGAL BASE: Article 218(6)(a)(v) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: by this proposed Decision, the Agreement between the EU and Croatia on the participation of Croatia in the European Monitoring Centre for Drugs and Drug Addiction is hereby approved on behalf of the Union.

The text of the Agreement is attached to the Decision. For further details on the content of the Agreement and its financial implications for the EU, please refer to the previous initial legislative document dated 03/02/2010.

EU/Croatia agreement: participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction

2010/0011(NLE) - 03/02/2010 - Document attached to the procedure

PURPOSE: to propose a Council Decision on the signature of an Agreement between the Republic of Croatia and the European Union on the participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction.

PROPOSED ACT: Council Decision.

BACKGROUND: the EMCDDA is open to the participation of any third country which shares the interests of the Union and the Member States in the objectives and work of the Centre in accordance with Article 21 of Council Regulation (EC) No 1920/2006. Croatia applied to participate in the work of the EMCDDA in 2005. Following the Council negotiating directive of 11 July 2006, the agreement with Croatia was initialled in July 2009. The Agreement was subsequently revised to take into account the entry into force of the Treaty on the functioning of the European Union (TFEU) and initialled on 22 December 2009.

For details of the Agreement, please see the summary of COM/2010/0021.

It should be noted that Article 218 (5) of the Treaty on the Functioning of the European Union states that the Council, on the proposal by the negotiator, shall adopt a decision authorising the signature of the agreement and, if necessary, its provisional application before entry into force.

EU/Croatia agreement: participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction

2010/0011(NLE) - 03/02/2010 - Preparatory document

PURPOSE: to conclude an Agreement between Croatia and the EU on the participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) (proposal for the conclusion).

PROPOSED ACT: Council Decision.

BACKGROUND: the EMCDDA is open to the participation of any third country which shares the interests of the Union and the Member States in the objectives and work of the Centre in accordance with Article 21 of Council Regulation (EC) No 1920/2006. Croatia applied to participate in the work of the EMCDDA in 2005. Following the Council negotiating directive of 11 July 2006, the agreement with Croatia was initialled in July 2009. The Agreement was subsequently revised to take into account the entry into force of the Treaty on the functioning of the European Union (TFEU) and initialled on 22 December 2009.

CONTENT: the proposal states that Croatia will take part in the Centre's work programme and will satisfy the obligations of the Regulation (EC) No 1920/2006. The main points of the Agreement are as follows:

European Information Network on Drugs and Drug Addiction (REITOX): Croatia shall be linked to REITOX. It will notify the Centre of the main elements of its national information network within 28 days of the entry into force of the Agreement, including its national monitoring centre, and name any other specialized centres which could make a useful contribution to the Centre's work.

Management Board: the Management Board of the Centre shall invite a Croatian representative to participate in its meetings. The representative shall participate fully without the right to vote. The Management Board may convoke exceptionally a meeting restricted to representatives of the Member States and of the European Commission on issues of interest particular to the Union and its Member States. The Management Board, in session with representatives of Croatia, will lay down the detailed arrangements concerning the participation of Croatia in the work of the Centre.

Protection and Confidentiality of Data: where on the basis of the Agreement information forwarded by the Centre to the Croatian authorities in accordance with Union and Croatian law, such information may be used only for the stated purpose and under the conditions prescribed by the forwarding authority. Such information may not contain personal data. Data on drugs and drug addiction provided to the Croatian authorities by the Centre may be published subject to compliance with Union and Croatian rules on the dissemination and confidentiality of information. Personal data may not be published or made accessible to the public. Designated specialised centres in Croatia shall be under no obligation to provide information classified as confidential under Croatian legislation.

Entry into force: the Agreement shall enter into force on the first day of the second month following the date of receipt of the latter diplomatic note confirming that legal requirements of the respective Contracting Party concerning the entry into force of the Agreement have been fulfilled.

Validity and Termination: the Agreement is concluded for an unlimited period of time. It shall terminate on the date of Croatia's accession to the EU. Either Contracting Party may denounce the Agreement by a written notification to the other Contracting Party. The Agreement shall cease to be in force six months after the date of the receipt of such notification. Article 218 (6) (a) (v) of the Treaty on the Functioning of the European Union (TFEU) states that in the case of agreements covering fields to which the ordinary legislative procedure applies, the Council shall adopt a decision concluding the agreement, **after obtaining the consent of the European Parliament**.

IMPACT ANALYSIS: not applicable.

FINANCIAL IMPLICATIONS: the financial contribution to be paid by Croatia to the budget of the E to participate in the Centre will progressively increase in a four-year period during which the activities will be phased in by Croatia. The financial contributions required are:

- during the first year of participation EUR 100.000
- during the second year of participation EUR 150.000
- during the third year of participation EUR 210.000
- during the fourth year of participation EUR 271.000

From the fifth year of participation, the annual financial contribution to be paid by Croatia to the Centre shall be the contribution of the fourth year of participation indexed by the rate of increase of the Union Subvention to the Centre.

Croatia may partially use Union assistance to pay the contribution to the Centre with a maximum Union contribution of 75% in the first year of participation, 60% in the second year of participation and 50% thereafter. Subject to a separate programming procedure, the requested Union funds will be transferred to Croatia by means of a separate financing memorandum. The remaining part of the contribution will be covered by Croatia.

Croatia's contribution will be managed in accordance with the financial regulation applicable to the general budget of the EU. Travel costs and subsistence costs incurred by Croatian representatives and experts for the purposes of taking part in the Centre's activities or meetings related to the implementation of the Centre's work programme shall be reimbursed by the Centre on the same basis as, and in accordance with, the procedures currently in force for the Member States of the EU. For the first calendar year of its participation the Croatia will pay a contribution calculated from the date of participation to the end of the year on *a pro rat*a basis. For the following years the contribution will be in accordance with the Agreement.

EU/Croatia agreement: participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction

2010/0011(NLE) - 07/06/2011 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted a legislative resolution on the draft Council decision on the conclusion of the Agreement between the European Union and the Republic of Croatia on the participation of the Republic of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction.

Parliament gives its consent to conclusion of the Agreement.

EU/Croatia agreement: participation of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction

2010/0011(NLE) - 05/12/2011 - Final act

PURPOSE: to conclude an agreement between the EU and Croatia regarding the participation of the latter in the work of the European Monitoring Centre for Drugs and Drug Addiction.

NON-LEGISLATIVE ACT: Council Decision 2011/841/EU on the conclusion of the Agreement between the European Union and the Republic of Croatia on the participation of the Republic of Croatia in the work of the European Monitoring Centre for Drugs and Drug Addiction.

BACKGROUND: in accordance with Article 21 of Regulation (EC) No 1920/2006 of the European Parliament and the Council, the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) is open to the participation of any third country that shares the interests of the Union and its Member States in its objectives and work.

The Agreement between the EU and Croatia on the participation of Croatia in the work of the EMCDDA was signed on behalf of the Union on 6 December 2010, subject to its conclusion.

CONTENT: this Decision approves, on behalf of the EU, the Agreement between the EU and Croatia on the participation of Croatia in the EMCDDA.

The main provisions of the Agreement may be summarised as follows :

European Information Network on Drugs and Drug Addiction (REITOX): Croatia shall be linked to REITOX. It will notify the Centre of the main elements of its national information network within 28 days of the entry into force of the Agreement, including its national monitoring centre, and name any other specialized centres which could make a useful contribution to the Centre's work.

Management Board: the Management Board of the Centre shall invite a Croatian representative to participate in its meetings. The representative shall participate fully without the right to vote. The Management Board may convoke exceptionally a meeting restricted to representatives of the Member States and of the European Commission on issues of interest particular to the Union and its Member States. The Management Board, in session with representatives of Croatia, will lay down the detailed arrangements concerning the participation of Croatia in the work of the Centre.

Budget: the financial contribution to be paid by Croatia to the budget of the E to participate in the Centre will progressively increase in a four-year period during which the activities will be phased in by Croatia. The financial contributions required are:

- during the first year of participation EUR 100.000
- during the second year of participation EUR 150.000
- during the third year of participation EUR 210.000
- during the fourth year of participation EUR 271.000

From the fifth year of participation, the annual financial contribution to be paid by Croatia to the Centre shall be the contribution of the fourth year of participation indexed by the rate of increase of the Union Subvention to the Centre.

Croatia may partially use Union assistance to pay the contribution to the Centre and will fully respect the proportions set out in the Annex to the Agreement.

Duration of the Agreement: the Agreement is concluded for an unlimited period of time and shall terminate on the date of Croatia's accession to the EU (2013).

ENTRY INTO FORCE: the Decision enters into force on 05/12/2011. The date of entry into force of the Agreement will be published in the Official Journal.