

Basic information	
<p>2013/0151A(NLE)</p> <p>NLE - Non-legislative enactments Decision</p>	Procedure completed
<p>EU/Ukraine Association Agreement</p> <p>See also 2013/0151B(NLE) See also 2016/0308(COD) See also 2017/2283(INI)</p> <p>Subject</p> <p>6.20.03 Bilateral economic and trade agreements and relations 6.40.15 European neighbourhood policy</p> <p>Geographical area</p> <p>Ukraine</p> <p>Legislative priorities</p> <p>EU support to Ukraine</p>	

Key players				
European Parliament	Committee responsible		Rapporteur	Appointed
	AFET Foreign Affairs		SARYUSZ-WOLSKI Jacek (PPE)	02/09/2014
	Former committee responsible		Former rapporteur	Appointed
	AFET Foreign Affairs			
	Committee for opinion		Rapporteur for opinion	Appointed
	INTA International Trade		The committee decided not to give an opinion.	
	Former committee for opinion		Former rapporteur for opinion	Appointed
	INTA International Trade			
Council of the European Union	Council configuration		Meetings	Date
	Foreign Affairs		3304	2014-03-17
	Foreign Affairs		3250	2013-06-24

European Commission	Commission DG	Commissioner
	European External Action Service	ASHTON Catherine

Key events			
Date	Event	Reference	Summary
15/05/2013	Preparatory document	COM(2013)0290 	
24/06/2013	Debate in Council		
17/03/2014	Debate in Council		
20/06/2014	Legislative proposal published	13613/2013	Summary
17/07/2014	Committee referral announced in Parliament		
08/09/2014	Vote in committee		
09/09/2014	Committee report tabled for plenary, 1st reading/single reading	A8-0002/2014	Summary
16/09/2014	Decision by Parliament	T8-0014/2014	Summary
16/09/2014	Results of vote in Parliament		
16/09/2014	Debate in Parliament		
11/07/2017	Act adopted by Council after consultation of Parliament		
11/07/2017	End of procedure in Parliament		
12/07/2017	Final act published in Official Journal		

Technical information	
Procedure reference	2013/0151A(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Legislative instrument	Decision
Amendments and repeals	See also 2013/0151B(NLE) See also 2016/0308(COD) See also 2017/2283(INI)
Legal basis	Treaty on the Functioning of the European Union TFEU 217 Treaty on the Functioning of the European Union TFEU 218-p7 Treaty on the Functioning of the European Union TFEU 218-p8-a2 Treaty on the Functioning of the European Union TFEU 218-p6a
Stage reached in procedure	Procedure completed
Committee dossier	AFET/8/00165

Documentation gateway

European Parliament				
Document type	Committee	Reference	Date	Summary
Committee draft report		PE537.336	03/09/2014	
Amendments tabled in committee		PE537.384	08/09/2014	
Committee report tabled for plenary, 1st reading/single reading		A8-0002/2014	09/09/2014	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0014/2014	16/09/2014	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	13613/2013	20/06/2014	Summary

European Commission

Document type	Reference	Date	Summary
Preparatory document	COM(2013)0290 	15/05/2013	Summary
Document attached to the procedure	SEC(2013)0294 	15/05/2013	

Additional information

Source	Document	Date
National parliaments	IPEX	
European Commission	EUR-Lex	

Final act

Decision 2017/1247 OJ L 181 12.07.2017, p. 0001	Summary
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EU/Ukraine Association Agreement

2013/0151A(NLE) - 11/07/2017 - Final act

PURPOSE: to approve, on behalf of the European Union, the Association Agreement between the European Union and EURATOM and their Member States, of the one part, and Ukraine, of the other part, with the exception of the provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other part.

NON-LEGISLATIVE ACT: Council Decision (EU) 2017/1247 on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, with the exception of the provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other part.

BACKGROUND: on 22 January 2007, the Council authorised the Commission to open negotiations with Ukraine for the conclusion of a **new agreement between the European Union and Ukraine** to replace the Partnership and Cooperation Agreement.

Following these negotiations, the Association Agreement was initialled in 2012. It was **signed at Brussels on 21 March 2014 and at Brussels on 27 June 2014**, subject to its conclusion at a later date.

The Agreement must now be approved.

CONTENT: the Council decided to **approve, on behalf of the Union, the Association Agreement between the EU and the European Atomic Energy Community and their Member States, of the one part, and Ukraine**, of the other part, together with the Annexes and Protocols thereto, with the exception of Article 17 which contains specific obligations concerning the treatment of third-country nationals legally employed in the territory of the other Party.

A [separate decision](#) on Article 17 of the Agreement was adopted in parallel with the Decision.

This Decision also lays down the procedures for the **protection of geographical indications** protected under the Agreement.

The aims of this Association Agreement are:

- to promote **gradual rapprochement** between the Parties based on common values and close and privileged links, and increasing Ukraine's association with EU policies and participation in programmes and agencies;
- to provide an appropriate framework for enhanced **political dialogue** in all areas of mutual interest;
- to promote, preserve and strengthen **peace and stability** in the regional and international dimensions;
- to establish conditions for **enhanced economic and trade relations** leading towards Ukraine's gradual integration in the EU Internal Market, including by setting up a Deep and Comprehensive Free Trade Area and to support Ukrainian efforts to complete the transition into a functioning market economy by means of, inter alia, the progressive approximation of its legislation to that of the Union;
- to enhance cooperation in the field of **Justice, Freedom and Security** with the aim of reinforcing the rule of law and respect for human rights and fundamental freedoms.

The following are essential elements of the Agreement:

- **respect for democratic principles, human rights and fundamental freedoms** and respect for the rule of law as a basis for the domestic and external policies of the parties;
- encouraging respect for the principles of **sovereignty and territorial integrity**, inviolability of borders and independence, and countering the proliferation of weapons of mass destruction.

At institutional level, the political and policy dialogue at the highest level between the parties shall take place in the context of **summit meetings** held, in principle, once a year. At ministerial level, regular political and policy dialogue shall take place within the Association Council established by the Agreement and in regular meetings of the representatives of the parties by mutual agreement.

ENTRY INTO FORCE: 11.7.2017.

EU/Ukraine Association Agreement

2013/0151A(NLE) - 09/09/2014 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Foreign Affairs adopted the report by Jacek SARYUSZ-WOLSKI (EPP, PL) on the draft Council decision on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, with the exception of the provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party.

Members recommended that the European Parliament should give its consent to the conclusion of the Agreement.

EU/Ukraine Association Agreement

2013/0151A(NLE) - 15/05/2013

PURPOSE: to conclude an Association Agreement between the European Union and its Member States, of the one part, and Ukraine, of the other part.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: relations between the EU and Ukraine are currently based on the Partnership and Cooperation Agreement which entered into force in 1998. At the 13th EU-Ukraine Summit in Paris in 2008, the leaders of the EU and Ukraine agreed that the Partnership and Co-operation Agreement should be succeeded by an Association Agreement.

The EU-Ukraine Association Agreement is the first of a new generation of Association Agreements with Eastern Partnership countries. Negotiations of this **comprehensive and ambitious Agreement between the EU and Ukraine** were launched in March 2007.

The Association Agreement aims to accelerate the deepening of political and economic relations between Ukraine and the EU, as well as Ukraine's gradual access to parts of the EU Internal Market including by setting up a Deep and Comprehensive Free Trade Area (DCFTA). It is a concrete way to exploit the dynamics in EU-Ukraine relations, focusing on support to core reforms, on economic recovery and growth, governance and sector co-operation.

The Agreement also constitutes a reform agenda for Ukraine, based on a comprehensive programme of approximation of Ukraine's legislation to EU norms, around which all partners of Ukraine can align themselves and focus their assistance. EU assistance to Ukraine is linked with the **reform agenda** as it emerges from the Agreement. The Comprehensive Institutional Building Programme is particularly important in this regard.

On 30 March 2012, the chief negotiators of the European Union and Ukraine initialled the text of the Association Agreement. The trade negotiators from both sides initialled the DCFTA part of the Agreement on 19 July 2012.

Measures are provided as regards the provisional application of the Agreement in view of keeping mutual economic interests and shared values in equilibrium, and the common will of the EU and Ukraine to start implementing and enforcing various parts of the Agreement in order to advance an early reform impact on sector specific issues before the conclusion of the Agreement.

IMPACT ASSESSMENT: no impact assessment was undertaken.

LEGAL BASIS: Article(s) 217, in conjunction with Article 218(6)(a) and the second subparagraph of Article 218(8) thereof, as well as Article 218(7) of the Treaty on the Functioning of the European Union.

CONTENT: with this draft Decision, the Commission proposes to conclude, on behalf of the European Union, an Agreement between the Union and its Member States of the one part and Ukraine of the other part, together with the Annexes and Protocols attached thereto.

Objectives: this Agreement constitutes a new stage in the development of EU-Ukraine contractual relations, aiming at **political association and economic integration** and leaving open the way for further progressive developments.

The overall aims of the association focus on:

- promoting a gradual rapprochement between the parties on the basis of common values,
- providing enhanced political dialogue,
- promoting, preserving and strengthening peace and stability in both the regional and international dimensions,
- establishing conditions for enhanced economic and trade relations leading towards Ukraine's gradual access to parts of the EU Internal Market;
- enhancing Justice, Freedom and Security (JFS) cooperation with the aim of reinforcing the rule of law and respect for human rights and fundamental freedoms,
- establishing conditions for increasingly close co-operation in other areas of mutual interest.

General Principles: these include a specific set of "essential elements", the violation of which by one of the Parties could give rise to specific measures under the Agreement, **including the suspension of rights and obligations**.

These elements are respect for:

- democratic principles,
- human rights and fundamental freedoms as defined in relevant international instruments,
- respect for the rule of law,
- promotion of respect for sovereignty and territorial integrity, inviolability and independence,
- countering the proliferation of weapons of mass destruction, related materials and means of delivery.

Other General Principles of the Agreement relate to the principles of a free market economy, good governance, the **fight against corruption, the fight against trans-national organised crime and terrorism**, the promotion of sustainable development and effective multilateralism.

Political dialogue: the Agreement sets out the aims of an enhanced and strengthened political dialogue promoting gradual convergence on foreign and security matters with the aim of Ukraine's ever deeper involvement in the European security area. It establishes a number of fora for the conduct of political dialogue, and provides for dialogue and co-operation on domestic reform based on the common principles set out by the Parties. There are also provisions for **intensified dialogue on foreign and security policy**, including CSDP, for the promotion of peace and international justice by ratifying and **implementing the Rome Statute of the International Criminal Court**, and for joint efforts on regional stability, conflict prevention, crisis management, military/technological co-operation, anti-terrorism, antiproliferation and disarmament and arms control.

Free-trade: closer economic integration through the DCFTA will be a powerful stimulant to the country's economic growth. Approximation of Ukraine to EU legislation, norms and standards, will be the method. As a core element of the Association Agreement, **the DCFTA will create business opportunities in both the EU and Ukraine** and will promote real economic modernisation and integration with the EU. Higher standards of products, better services to citizens, and above all Ukraine's readiness to compete effectively in international markets should be the result of this process.

Justice/Foreign affairs: in the field of Justice Freedom and Security, the Agreement pays particular attention to the rule of law and to the reinforcement of judicial institutions and practices.

It sets out the framework for co-operation on:

- migration,
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- asylum and border management,
- personal data protection,
- money laundering and terrorism financing,
- anti-drugs policy.

This Title contains provisions on **movement of persons, including on readmission, on visa facilitation** and on the gradual steps towards a visa-free regime in due course (provided that relevant conditions for well-managed and secure mobility are in place).

Treatment and **mobility of workers** are also covered, as is a commitment to further development of judicial co-operation in civil and criminal matters - making full use of relevant international and bilateral instruments.

Sector cooperation: the Association Agreement foresees a wide range of sector cooperation, focusing on support to core reforms, economic recovery and growth, governance and sector co-operation in more than 30 areas, such as:

- energy,
- transport,
- environment protection,
- industrial and small and medium enterprise cooperation,
- social development and protection,
- equal rights,
- consumer protection,
- education,
- training and youth,
- cultural cooperation.

In all of these areas, enhanced co-operation starts from the basis of current frameworks, both bilateral and multilateral, with the aim of more systematic dialogue and exchange of information and good practice. Key to the sectoral co-operation chapters is a **comprehensive menu of regulatory approximation** set out in annexes to the Agreement. Specific schedules for transposition and implementation by Ukraine of selected parts of the EU acquis will provide a focus for ongoing co-operation, and will form the core of Ukraine's domestic reform and modernization agenda.

Institutional framework: the Agreement includes an updated institutional framework encompassing co-operation and dialogue fora from the Summit level down to the level of technical subcommittees. Specific decision-making roles are foreseen for an Association Council, and by delegation for an Association Committee, which may also meet in a specific configuration to address trade issues.

Fora for civil society, notably the representative organisations for social partners, trade-unions and employers, and parliamentary co-operation are also foreseen. It also includes provisions on monitoring, fulfilment of obligations and dispute settlement (including separate provisions for trade-related issues).

BUDGETARY IMPLICATION: the proposal has no implication for the Union budget.

EU/Ukraine Association Agreement

2013/0151A(NLE) - 16/09/2014 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 535 votes to 127, with 35 abstentions, a legislative resolution on the draft Council decision on the conclusion, on behalf of the European Union, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part, with the exception of the provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other party.

Parliament gave its consent to the conclusion of the Agreement.

EU/Ukraine Association Agreement

2013/0151A(NLE) - 15/05/2013

PURPOSE: to conclude an Association Agreement between the European Union and its Member States, of the one part, and Ukraine, of the other part.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: relations between the EU and Ukraine are currently based on the Partnership and Cooperation Agreement which entered into force in 1998. At the 13th EU-Ukraine Summit in Paris in 2008, the leaders of the EU and Ukraine agreed that the Partnership and Co-operation Agreement should be succeeded by an Association Agreement.

The EU-Ukraine Association Agreement is the first of a new generation of Association Agreements with Eastern Partnership countries. Negotiations of this **comprehensive and ambitious Agreement between the EU and Ukraine** were launched in March 2007.

The Association Agreement aims to accelerate the deepening of political and economic relations between Ukraine and the EU, as well as Ukraine's gradual access to parts of the EU Internal Market including by setting up a Deep and Comprehensive Free Trade Area (DCFTA). It is a concrete way to exploit the dynamics in EU-Ukraine relations, focusing on support to core reforms, on economic recovery and growth, governance and sector co-operation.

The Agreement also constitutes a reform agenda for Ukraine, based on a comprehensive programme of approximation of Ukraine's legislation to EU norms, around which all partners of Ukraine can align themselves and focus their assistance. EU assistance to Ukraine is linked with the **reform agenda** as it emerges from the Agreement. The Comprehensive Institutional Building Programme is particularly important in this regard.

On 30 March 2012, the chief negotiators of the European Union and Ukraine initialled the text of the Association Agreement. The trade negotiators from both sides initialled the DCFTA part of the Agreement on 19 July 2012.

Measures are provided as regards the provisional application of the Agreement in view of keeping mutual economic interests and shared values in equilibrium, and the common will of the EU and Ukraine to start implementing and enforcing various parts of the Agreement in order to advance an early reform impact on sector specific issues before the conclusion of the Agreement.

IMPACT ASSESSMENT: no impact assessment was undertaken.

LEGAL BASIS: Article(s) 217, in conjunction with Article 218(6)(a) and the second subparagraph of Article 218(8) thereof, as well as Article 218(7) of the Treaty on the Functioning of the European Union.

CONTENT: with this draft Decision, the Commission proposes to conclude, on behalf of the European Union, an Agreement between the Union and its Member States of the one part and Ukraine of the other part, together with the Annexes and Protocols attached thereto.

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General Principles: these include a specific set of "essential elements", the violation of which by one of the Parties could give rise to specific measures under the Agreement, **including the suspension of rights and obligations**.

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- asylum and border management,
- personal data protection,
- money laundering and terrorism financing,
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This Title contains provisions on **movement of persons, including on readmission, on visa facilitation** and on the gradual steps towards a visa-free regime in due course (provided that relevant conditions for well-managed and secure mobility are in place).

Treatment and **mobility of workers** are also covered, as is a commitment to further development of judicial co-operation in civil and criminal matters - making full use of relevant international and bilateral instruments.

Sector cooperation: the Association Agreement foresees a wide range of sector cooperation, focusing on support to core reforms, economic recovery and growth, governance and sector co-operation in more than 30 areas, such as:

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- transport,
- environment protection,
- industrial and small and medium enterprise cooperation,
- social development and protection,
- equal rights,
- consumer protection,
- education,
- training and youth,
- cultural cooperation.

In all of these areas, enhanced co-operation starts from the basis of current frameworks, both bilateral and multilateral, with the aim of more systematic dialogue and exchange of information and good practice. Key to the sectoral co-operation chapters is a **comprehensive menu of regulatory approximation** set out in annexes to the Agreement. Specific schedules for transposition and implementation by Ukraine of selected parts of the EU acquis will provide a focus for ongoing co-operation, and will form the core of Ukraine's domestic reform and modernization agenda.

Institutional framework: the Agreement includes an updated institutional framework encompassing co-operation and dialogue fora from the Summit level down to the level of technical subcommittees. Specific decision-making roles are foreseen for an Association Council, and by delegation for an Association Committee, which may also meet in a specific configuration to address trade issues.

Fora for civil society, notably the representative organisations for social partners, trade-unions and employers, and parliamentary co-operation are also foreseen. It also includes provisions on monitoring, fulfilment of obligations and dispute settlement (including separate provisions for trade-related issues).

BUDGETARY IMPLICATION: the proposal has no implication for the Union budget.

EU/Ukraine Association Agreement

2013/0151A(NLE) - 20/06/2014 - Legislative proposal

PURPOSE: to conclude, on behalf of the European Union, the Association Agreement between the European Union and EURATOM and their Member States, of the one part, and Ukraine, of the other part, with the exception of the provisions relating to the treatment of third-country nationals legally employed as workers in the territory of the other part.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has given its consent to the act.

BACKGROUND: on 22 January 2007, the Council authorised the Commission to open negotiations with Ukraine for the conclusion of a new agreement between the European Union and Ukraine to replace the Partnership and Cooperation Agreement (please refer to the summary of the initial legislative proposal of 15/05/2013 under the procedure file [2013/0151B\(NLE\)](#)).

These negotiations were successfully finalised and the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part was initialled in 2012.

The Agreement was signed at Brussels on 21 March 2014, subject to its conclusion at a later date, **except for certain provisions as regards legal migrants**.

It should now be approved on behalf of the Union.

CONTENT: under this proposed Decision, the Council is called upon to approve, on behalf of the Union, the abovementioned Association Agreement between the European Union and Ukraine.

Provisions on legal migrants: this Decision concerns all provisions of the Agreement except for the provisions of Article 17 thereof, which contains specific obligations relating to the treatment of third-country nationals legally employed as workers in the territory of the other Party, and which provisions fall within the scope of Title V of Part Three of the Treaty on the Functioning of the European Union (TFEU). The aim and content of those

provisions is distinct from and independent of the aim and content of the other provisions of the Agreement to establish an association between the Parties. [A separate decision](#) relating to Article 17 of the Agreement will be adopted in parallel with this Decision.

Provisions on trade: pursuant to Article 218(7) of the Treaty on the Functioning of the European Union, it is appropriate for the Council to authorise the Commission to approve modifications to the Agreement to be adopted by the Association Committee in its Trade configuration on **Geographical Indications**.

N.B. : the future Agreement should not be construed as conferring rights or imposing obligations which can be directly invoked before Union or Member State courts or tribunals.