Basic information

2013/0267A(NLE) NLE - Non-legislative enactments	Procedure completed
EU/Korea Framework Agreement: matters related to readmission See also 2013/0267B(NLE) **Subject** 6.40.08 Relations with Asian countries 7.10.04 External borders crossing and controls, visas 7.10.08 Migration policy **Geographical area** South Korea	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
LIBE Civil Liberties, Justice and Home Affairs	PIRKER Hubert (PPE)	31/03/2014

Council of the European Union

Council configuration	Meetings	Date
Foreign Affairs	3312	2014-05-12

European Commission

Commission DG	Commissioner
Migration and Home Affairs	MALMSTRÖM Cecilia

Key events

Date	Event	Reference	Summary
25/07/2013	Preparatory document	COM(2013)0551	Summary
31/01/2014	Legislative proposal published	05290/2014	Summary
25/02/2014	Committee referral announced in Parliament		
01/04/2014	Vote in committee		
03/04/2014	Committee report tabled for plenary, 1st reading/single reading	A7-0267/2014	Summary
16/04/2014	Decision by Parliament	T7-0401/2014	Summary
16/04/2014	Results of vote in Parliament		
12/05/2014	Act adopted by Council after consultation of Parliament		

12/05/2014	End of procedure in Parliament		
16/05/2014	Final act published in Official Journal		

Technical information

Procedure reference	2013/0267A(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Amendments and repeals	See also 2013/0267B(NLE)
Legal basis	Treaty on the Functioning of the European Union TFEU 218-p6a Treaty on the Functioning of the European Union TFEU 079-p3
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	LIBE/7/15287

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE532.288	26/03/2014	
Committee report tabled for plenary, 1st reading/single reading		A7-0267/2014	03/04/2014	Summary
Text adopted by Parliament, 1st reading/single reading		T7-0401/2014	16/04/2014	Summary

Council of the EU

Document type	Reference	Date	Summary
Legislative proposal	05290/2014	31/01/2014	Summary

European Commission

Document type	Reference	Date	Summary
Preparatory document	COM(2013)0551	25/07/2013	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Decision 2014/0279
OJ L 145 16.05.2014, p. 0003 Summary

EU/Korea Framework Agreement: matters related to readmission

2013/0267A(NLE) - 25/07/2013 - Preparatory document

PURPOSE: to conclude a Framework Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, 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 the Republic of Korea are currently based on the Framework Agreement for Trade and Cooperation between the European Community and its Member States, on the one hand, and the Republic of Korea, on the other hand which entered into force in 2001.

On 7 May 2008, the Council authorised the European Commission to negotiate a new Framework Agreement with Korea. Negotiations with Korea were concluded and the text of the draft agreement was initialled on 14 October 2009. The Agreement was co-signed on 10 May 2010 in Seoul.

It is now appropriate to conclude the agreement on behalf of the European Union.

IMPACT ASSESSMENT: no impact assessment was undertaken.

LEGAL BASIS: Articles 207 and 212, in conjunction with Article 218(6)(a) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: with this proposal, the Framework Agreement between the European Union, of the one part, and the Republic of Korea, of the other part, is approved on behalf of the European Union.

The new Framework Agreement will allow the EU to assume greater responsibility and influence in the Korean Peninsula. By virtue of the new Framework Agreement, the EU will promote European values and enhance concrete cooperation in a wide range of areas of mutual interest.

Shared principles: the new Framework Agreement is a testimony to the importance of EU-Korean ties and opens a new era in bilateral relations, based on shared principles such as:

- equality,
- mutual respect, mutual benefit,
- respect for democracy, rule of law and human rights.

Strengthened cooperation: the draft Agreement strengthens political, economic and sectoral cooperation across a wide range of policy fields, including:

- peace and security,
- conflict prevention and crisis management,
- trade,
- environment,
- energy,
- science and technology,
- good governance,
- tourism and culture,
- counter terrorism,
- the fight against corruption and organised crime.

It will further enhance cooperation on responding to global challenges, where both Korea and the EU are playing an increasingly important role, such as in the G20.

The conclusion of the new Framework Agreement is in line with the EU's objective of creating a comprehensive and coherent economic and political framework for relations between the EU and ASEAN countries.

Institutional aspects: it is envisaged to establish a Joint Committee consisting of representatives of the members of the Council of the European Union and representatives of the European Commission, on the one hand, and representatives of the Korea, on the other.

The Joint Committee shall be responsible for ensuring the good functioning of the Agreement.

Modalities for implementation: implementation is covered by consensus and dialogue. If, however, there is divergence of views in the application or interpretation of this Agreement, either Party shall refer to the Joint Committee. If either Party considers that the other Party has failed to fulfil its

obligations under this Agreement, it may take "appropriate measures" in accordance with international law, having given prior notice to the Joint Committee of the reasons for the divergence and the possible modalities for mediation. In the selection of measures, priority must be given to those which least disrupt the functioning of the agreement.

Measures are also envisaged so that Parties may request **arbitration** in the event of a dispute.

Duration of the agreement: the Agreement shall be valid indeterminately.

BUDGETARY IMPLICATION: the proposal has no implications for the EU's budget.

EU/Korea Framework Agreement: matters related to readmission

2013/0267A(NLE) - 31/01/2014 - Legislative proposal

PURPOSE: to conclude the Framework Agreement between the European Union and its Member States, on the one part, and South Korea, on the other part, as regards matters related to readmission.

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: the provisions of the EU-South Korea Agreement relating to readmission are the subject of this separate Decision, on which the Parliament is asked to give its consent.

LEGAL BASIS: Article 79(3), in conjunction with Article 218(6)(a) of the Treaty on the Functioning of the European Union (TFEU).

CONTENT: under this proposal decision, the Council is invited to adopt a Decision aiming to approve, on behalf of the European Union, the Framework Agreement between the European Union and its Member States, on the one part, and South Korea, on the other part, as regards matters relating to readmission.

The High Representative of the Union for Foreign Affairs and Security Policy shall chair the Joint Committee provided for in Agreement. The Union or, as the case may be, the Union and the Member States, shall be represented in the Joint Committee depending on the subject matter.

Territorial provisions: in accordance with Protocol No 21 and No 22on the position of the United Kingdom, Ireland and Denmark in respect of the area of Freedom, Security and Justice, annexed to the Treaties, these Member States shall not take part in the adoption of this Decision and are not bound by it or subject to its application.

EU/Korea Framework Agreement: matters related to readmission

2013/0267A(NLE) - 16/04/2014 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 543 votes to 96, with 31 abstentions, a legislative resolution on the draft Council decision on the conclusion of the Framework Agreement between the European Union and its Member States, on the one part, and South Korea, on the other part, as regards matters related to readmission.

Parliament gave its consent to the conclusion of the Agreement.

EU/Korea Framework Agreement: matters related to readmission

2013/0267A(NLE) - 03/04/2014 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Civil Liberties, Justice and Home Affairs adopted the report by Hubert PIRKER (EPP, AT) on the draft Council decision on the conclusion of the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part, as regards matters related to readmission.

The committee called on the European Parliament to give its consent to the conclusion of the Agreement which endeavours to create a veritable readmission agreement between parties.

EU/Korea Framework Agreement: matters related to readmission

2013/0267A(NLE) - 12/05/2014 - Final act

PURPOSE: to conclude a Framework Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part **as regards matters related to readmission**.

NON-LEGISLATIVE ACT: Council Decision 2014/279/EU on the conclusion of the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part, as regards matters related to readmission.

BACKGROUND: in accordance with the Council Decision 2013/40/EU, the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part, was signed on 10 May 2010, subject to its conclusion at a later date.

The provisions of the agreement, other than those of Article 33 (2) concerning readmission, are the subject of a separate decision, adopted in parallel.

It is now appropriate to conclude the agreement on behalf of the European Union.

CONTENT: by means of this Decision, the Council approves on behalf of the European Union, with the consent of the European Parliament, the Framework Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part as regards matters related to readmission.

The High Representative of the Union for Foreign Affairs and Security Policy shall chair the Joint Committee provided for in the Agreement. The Union or, as the case may be, the Union and the Member States, shall be represented in the Joint Committee depending on the subject matter.

ENTRY INTO FORCE: the decision enters into force on 12.05.2014. The date of the entry into force of the agreement will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.