Basic information

2014/0190(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
EC/Montenegro Stabilisation and Association Agreement: application. Codification See also 2007/0123(NLE) **Subject** 6.20.03 Bilateral economic and trade agreements and relations 6.40.03 Relations with South-East Europe and the Balkans 8.20.01 Candidate countries 8.20.04 Pre-accession and partnership **Geographical area** Montenegro, from 06/2006	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
JURI Legal Affairs	DUDA Andrzej (ECR)	11/11/2014
	Shadow rapporteur GERINGER DE OEDENBERG Lidia Joanna (S&D)	

Council of the European Union

Council configuration	Meetings	Date
Agriculture and Fisheries	3381	2015-04-20

European Commission

Commission DG	Commissioner
Legal Service	JUNCKER Jean-Claude

Key events

Date	Event	Reference	Summary
25/06/2014	Legislative proposal published	COM(2014)0374	Summary
20/10/2014	Committee referral announced in Parliament, 1st reading		
02/12/2014	Vote in committee, 1st reading		

05/12/2014	Committee report tabled for plenary, 1st reading	A8-0051/2014	Summary
11/03/2015	Decision by Parliament, 1st reading	T8-0054/2015	Summary
11/03/2015	Results of vote in Parliament		
20/04/2015	Act adopted by Council after Parliament's 1st reading		
29/04/2015	Final act signed		
29/04/2015	End of procedure in Parliament		
19/05/2015	Final act published in Official Journal		

Technical information

Procedure reference	2014/0190(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Codification
Legislative instrument	Regulation
Amendments and repeals	See also 2007/0123(NLE)
Legal basis	Treaty on the Functioning of the European Union TFEU 207-p2
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	JURI/8/00672

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE541.609	11/11/2014	
Committee report tabled for plenary, 1st reading/single reading		A8-0051/2014	05/12/2014	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0054/2015	11/03/2015	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00004/2015/LEX	29/04/2015	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2014)0374	25/06/2014	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES6685/2014	10/12/2014	

Additional information		
Source	**Document**	**Date**
European Commission	EUR-Lex	

Final act	
Regulation 2015/0752 OJ L 123 19.05.2015, p. 0016	Summary

EC/Montenegro Stabilisation and Association Agreement: application. Codification

2014/0190(COD) - 25/06/2014 - Legislative proposal

PURPOSE: to codify Council Regulation (EC) No 140/2008 on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Montenegro, of the other part, and for applying the Interim Agreement between the European Community, of the one part, and Montenegro, of the other part.

PROPOSED ACT: Regulation of the European Parliament and of the Council.

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: Council Regulation (EC) No 140/2008 has been substantially amended. It is recalled that on 1 April 1987 the Commission decided to instruct its staff that all acts should be codified after no more than ten amendments, stressing that this is a minimum requirement. The Conclusions of the Presidency of the December 1992 Edinburgh European Council confirmed this, stressing the importance of codification.

The European Parliament, the Council and the Commission agreed, by an interinstitutional agreement dated 20 December 1994, that an accelerated procedure may be used for the fast-track adoption of codification instruments.

CONTENT: in the interests of clarity and rationality, the purpose of this proposal is to **undertake a codification of Council Regulation (EC) No 140/2008** of 19 November 2007 on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Montenegro, of the other part, and for applying the Interim Agreement between the European Community, of the one part, and Montenegro, of the other part.

The new proposed Regulation will supersede the various acts incorporated in it; this proposal fully preserves the content of the acts being codified and hence does no more than bring them together with only such formal amendments as are required by the codification exercise itself.

Main provisions codified: the proposal lays down certain procedures for the adoption of detailed rules for the implementation of certain provisions of the Stabilisation and Association Agreement between

the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part ('SAA'). It stipulates that fishery products originating in Montenegro may be imported into the Union at a reduced customs duty, within the limits of tariff quotas. It is therefore necessary to lay down provisions regulating the management of those tariff quotas.

Tariff quotas: the proposal sets out in particular:

- concessions for fish and fishery products
- certain tariff reductions.

The proposal also lays down conditions as regards the **safeguard clauses for agricultural and fishery products** provided for in the Agreement as well as a general safeguard clause.

The implementation of the bilateral safeguard clauses of the SAA requires uniform conditions for the adoption of safeguard and other measures. Those measures should be adopted in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council. The Commission should adopt immediately applicable implementing acts where, in duly justified cases relating to exceptional and critical circumstances arising, imperative grounds of urgency so require.

The proposal sets out conditions as regards the administrative cooperation to facilitate the management of the Agreement.

It should be noted that the future Regulation shall repeal Regulation (EC) No 140/2008.

EC/Montenegro Stabilisation and Association Agreement: application. Codification

2014/0190(COD) - 05/12/2014 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Legal Affairs adopted the report by Andrzej DUDA (ECR, PL) on the proposal for a regulation of the European Parliament and of the Council on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part (codified text).

The committee recommended the European Parliament to adopt the Commission proposal as adapted to the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission.

According to the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission, the proposal in question contains a straightforward codification of the existing texts without any change in their substance.

EC/Montenegro Stabilisation and Association Agreement: application. Codification

2014/0190(COD) - 29/04/2015 - Final act

PURPOSE: to codify Council Regulation (EC) No 140/2008 on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Montenegro, of the other part, and for applying the Interim Agreement between the European Community, of the one part, and Montenegro, of the other part.

LEGISLATIVE ACT: Regulation (EU) 2015/752 of the European Parliament and of the Council on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part.

CONTENT: in the interests of clarity and rationality, the Regulation undertook a **codification of Council Regulation (EC) No 140/2008** on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Montenegro, of the other part, and for applying the Interim Agreement between the European Community, of the one part, and Montenegro, of the other part.

The new Regulation supersedes the various acts incorporated in it; it fully preserves the content of the acts being codified and hence does no more than bring them together with only such formal amendments as are required by the codification exercise itself.

The Regulation lays down certain procedures for the adoption of detailed rules for the implementation of certain provisions of the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part ('SAA'). It stipulates that fishery products originating in Montenegro may be imported into the Union at a reduced customs duty, within the limits of tariff quotas. It is therefore necessary to lay down provisions regulating the management of those tariff quotas.

Tariff quotas: the Regulation sets out in particular:

- concessions for fish and fishery products
- certain tariff reductions.

Trade defence: the Regulation also lays down conditions as regards the **safeguard clauses for agricultural and fishery products** provided for in the Agreement as well as a general safeguard clause.

The implementation of the bilateral safeguard clauses of the SAA requires uniform conditions for the adoption of safeguard and other measures. Those measures should be adopted in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council. The Commission should adopt immediately applicable implementing acts where, in duly justified cases relating to exceptional and critical circumstances arising, imperative grounds of urgency so require.

The Regulation sets out conditions as regards the administrative cooperation to facilitate the management of the Agreement.

ENTRY INTO FORCE: 8.6.2015. Regulation (EC) No 140/2008 is repealed.

EC/Montenegro Stabilisation and Association Agreement: application. Codification

2014/0190(COD) - 11/03/2015 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 623 votes to 60, with 18 abstentions, a legislative resolution on the proposal for a regulation of the European Parliament and of the Council on certain procedures for applying the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Montenegro, of the other part (codified text).

Parliament adopted its position at first reading in accordance with the ordinary legislative procedure taking over the Commission proposal, as adapted to the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission.

The Consultative Working Party of the legal services of the European Parliament, the Council and the Commission, stated that the proposal in question contains a straightforward codification of the existing texts without any change in their substance.

The proposal seeks to lay down certain **procedures for the adoption** of detailed rules for the implementation of certain provisions of the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part ('SAA').

The SAA stipulates that fishery products originating in Montenegro may be imported into the Union at a reduced customs duty, within the limits of tariff quotas. It is therefore necessary to lay down provisions regulating the management of those tariff quotas.

The acts concerned shall be adopted in accordance with the **examination procedure**.

The Commission should adopt **immediately** applicable implementing acts where, in duly justified cases relating to exceptional and critical circumstances arising within the meaning of the Regulation, imperative grounds of urgency so require.