Basic information

2016/0218(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
EU/Kosovo Stabilisation and Association Agreement: certain procedures for applying the agreement See also 2015/0094(NLE) **Subject** 6.20.03 Bilateral economic and trade agreements and relations 6.40.03 Relations with South-East Europe and the Balkans **Geographical area** Kosovo under UNSCR 1244/1999	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
INTA International Trade	SZEJNFELD Adam (PPE)	31/08/2016
	Shadow rapporteur DANTI Nicola (S&D) TAKKULA Hannu (ALDE) KOULOGLOU Stelios (GUE/NGL) BUCHNER Klaus (Verts/ALE)	

Committee for opinion	Rapporteur for opinion	Appointed
AFET Foreign Affairs	The committee decided not to give an opinion.	
AGRI Agriculture and Rural Development	The committee decided not to give an opinion.	
PECH Fisheries	The committee decided not to give an opinion.	

Council of the European Union

Council configuration	Meetings	Date
General Affairs	3517	2017-02-07

European Commission	

Commission DG	Commissioner
Neighbourhood and Enlargement Negotiations	HAHN Johannes

Key events

Date	Event	Reference	Summary
18/07/2016	Legislative proposal published	COM(2016)0460	Summary
12/09/2016	Committee referral announced in Parliament, 1st reading		
29/11/2016	Vote in committee, 1st reading		
01/12/2016	Committee report tabled for plenary, 1st reading	A8-0361/2016	Summary
19/01/2017	Decision by Parliament, 1st reading	T8-0005/2017	Summary
19/01/2017	Results of vote in Parliament		
07/02/2017	Act adopted by Council after Parliament's 1st reading		
07/02/2017	End of procedure in Parliament		
15/02/2017	Final act signed		
03/03/2017	Final act published in Official Journal		

Technical information

Procedure reference	2016/0218(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Amendments and repeals	See also 2015/0094(NLE)
Legal basis	Treaty on the Functioning of the European Union TFEU 207
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	INTA/8/07273

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE592.155	13/10/2016	
Amendments tabled in committee		PE593.927	11/11/2016	
Committee report tabled for plenary, 1st reading/single				

reading		A8-0361/2016	01/12/2016	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0005/2017	19/01/2017	Summary

Council of the EU

Document type	Reference	Date	Summary
Draft final act	00056/2016/LEX	15/02/2017	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2016)0460	18/07/2016	Summary
Commission response to text adopted in plenary	SP(2017)113	13/02/2017	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2017/0355
OJ L 057 03.03.2017, p. 0059 Summary

EU/Kosovo Stabilisation and Association Agreement: certain procedures for applying the agreement

2016/0218(COD) - 01/12/2016 - Committee report tabled for plenary, 1st reading/single reading

The Committee on International Trade adopted the report by Adam SZEJNFELD (EPP, 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 Union and the European Atomic Energy Community, of the one part, and Kosovo of the other part.

The committee recommended that the European Parliament's position adopted at first reading following the ordinary legislative procedure should amend the Commission proposal as follows.

The report stipulated that in accordance with the proposed Regulation, **the examination procedure** shall apply, in particular, for the adoption of implementing acts relating to the common commercial policy. However, the **advisory procedure** shall apply in duly justified cases. Where the Agreement provides for the possibility, **in exceptional and critical circumstances**, to apply forthwith measures necessary to deal with the situation, the Commission should adopt such implementing acts immediately.

Members deleted Article 9 of the proposed Regulation which provided that for the purposes of implementing Article 34 of the Agreement, a Union surveillance of imports of goods listed in Annex V of Protocol 3 to the Agreement shall be established.

EU/Kosovo Stabilisation and Association Agreement: certain procedures for applying the agreement

2016/0218(COD) - 19/01/2017 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 519 to 83, with 69 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 Union and the European Atomic Energy Community, of the one part, and Kosovo of the other part.

The proposed Regulation lays down the rules and procedures for the adoption of detailed rules for the implementation of certain provisions of the Agreement, signed on 27 October 2015 and which entered into force on 1 April 2016.

The Agreement stipulated that certain agricultural and fishery products originating in Kosovo may be imported into the Union at a reduced customs duty, within the limits of tariff quotas. The proposed Regulation lays down provisions regulating the management and review of these tariff quotas in order to allow for their thorough assessment.

The European Parliament's position adopted at first reading, following the ordinary legislative procedure, amended the Commission proposal so as to specify that, in accordance with the proposed Regulation, the **examination procedure** shall apply, in particular, for the adoption of implementing acts relating to the common commercial policy. However, the **advisory procedure** shall apply in duly justified cases.

Where the Agreement provides for the possibility, in exceptional and critical circumstances, to apply forthwith measures necessary to deal with the situation, the Commission should adopt such implementing acts **immediately**.

EU/Kosovo Stabilisation and Association Agreement: certain procedures for applying the agreement

2016/0218(COD) - 18/07/2016 - Legislative proposal

PURPOSE: to lay down certain procedures for applying the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo 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: a Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo of the other part, was signed on 27 October 2015 and entered into force on 1 April 2016. It is necessary to lay down rules for the implementation of certain provisions of the Agreement, as well as the procedures for the adoption of detailed rules of implementation.

CONTENT: the proposal lays down the **rules and procedures for the adoption of detailed rules for the implementation** of certain provisions of the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo, of the other part.

In order to ensure uniform conditions for the implementation of the Agreement, **implementing powers should be conferred on the Commission**. Given that the implementing acts form part of the common commercial policy, the examination procedure should be used for their adoption.

The Commission should **adopt such implementing acts immediately**:

- where the Agreement provides for the possibility, in exceptional and critical circumstances, to apply urgent measures necessary to deal with the situation;
- for measures concerning agricultural and fishery products, in cases of duly justified imperative grounds of urgency.

Under the Agreement, certain agricultural and fishery products originating in Kosovo may be imported into the Union at a reduced customs duty, within the limits of tariff quotas. The proposal lays down provisions regulating the management and review of these tariff quotas in order to allow for their thorough assessment.

EU/Kosovo Stabilisation and Association Agreement: certain procedures for applying the agreement

2016/0218(COD) - 15/02/2017 - Final act

PURPOSE: to lay down certain procedures for applying the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo of the other part.

LEGISLATIVE ACT: Regulation (EU) 2017/355 of the European Parliament and of the Council on certain procedures for applying the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo of the other part.

CONTENT: the Stabilisation and Association Agreement between the European Union and the European Atomic Energy Community, of the one part, and Kosovo of the other part, was signed on 27 October 2015. The Agreement entered into force on 1 April 2016.

This Regulation **lays down rules for the implementation of certain provisions of the Agreement, as well as the procedures for the adoption of detailed rules of implementation**.

Implementing powers: in order to ensure uniform conditions for the implementation of the Agreement, the Regulation confers implementing powers on the Commission.

The examination procedure will apply in particular to the adoption of implementing acts concerning the common commercial policy (e.g. technical adaptations, safeguard clause, shortage clause). The advisory procedure may, however, apply in duly justified cases.

The Commission shall:

- **adopt immediately implementing acts** where the Agreement provides for the possibility, in exceptional and critical circumstances, to apply forthwith measures necessary to deal with the situation;
- **adopt immediately applicable implementing acts** where, in duly justified cases relating to measures concerning agricultural and fishery products, imperative grounds of urgency so require.

Tariff quota management: under the Agreement certain agricultural and fishery products originating in Kosovo may be imported into the Union at a reduced customs duty, within the limits of tariff quotas.

The Regulation lays down provisions regulating the management and review of these tariff quotas in order to allow for their thorough assessment.

Fraud or failure to provide administrative cooperation: where a Member State provides the Commission with information on possible fraud or a lack of administrative cooperation, the Commission shall inform the European Parliament and the Council and report its findings to the Stabilisation and Association Committee.

It may decide, by means of implementing acts, to **temporarily suspend** the preferential treatment of the products.

ENTRY INTO FORCE: 23.3.2017. The Regulation shall apply from 1.4.2016.