Basic information

2016/0366(NLE) NLE - Non-legislative enactments	Procedure completed
EU/New Zealand Partnership Agreement on Relations and Cooperation See also 2017/2050(INI) **Subject** 6.20.03 Bilateral economic and trade agreements and relations 6.40.11 Relations with industrialised countries **Geographical area** New Zealand	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
AFET Foreign Affairs	TANNOCK Timothy Charles Ayrton (ECR)	10/03/2017
	Shadow rapporteur UNGUREANU Traian (PPE) CRISTEA Andi (S&D) NICOLAI Norica (ALDE) KOHLÍČEK Jaromír (GUE/NGL) SOLÉ Jordi (Verts/ALE)	

Committee for opinion	Rapporteur for opinion	Appointed
INTA International Trade	The committee decided not to give an opinion.	

Council of the European Union

European Commission

Commission DG	Commissioner
European External Action Service	MOGHERINI Federica

Key events

Date	Event	Reference	Summary
28/11/2016	Preparatory document	JOIN(2016)0054	Summary
06/01/2017	Legislative proposal published	15470/2016	Summary
13/02/2017	Committee referral announced in Parliament		
10/10/2017	Vote in committee		
23/10/2017	Committee report tabled for plenary, 1st reading/single reading	A8-0327/2017	Summary
16/11/2017	Decision by Parliament	T8-0446/2017	Summary
16/11/2017	Results of vote in Parliament		
16/11/2017	Debate in Parliament		
20/06/2022	Act adopted by Council after consultation of Parliament		
28/06/2022	Final act published in Official Journal		

Technical information

Procedure reference	2016/0366(NLE)
Procedure type	NLE - Non-legislative enactments
Procedure subtype	Consent by Parliament
Amendments and repeals	See also 2017/2050(INI)
Legal basis	Treaty on European Union TEU 37 Treaty on the Functioning of the European Union TFEU 212 Treaty on the Functioning of the European Union TFEU 218-p6a Treaty on the Functioning of the European Union TFEU 207 Treaty on the Functioning of the European Union TFEU 218-p8-a2
Other legal basis	Rules of Procedure EP 165
Stage reached in procedure	Procedure completed
Committee dossier	AFET/8/08617

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee draft report		PE604.508	27/04/2017	
Committee report tabled for plenary, 1st reading/single reading		A8-0327/2017	23/10/2017	Summary
Text adopted by Parliament, 1st reading/single reading		T8-0446/2017	16/11/2017	Summary

Council of the EU

Document type	Reference	Date	Summary
Document attached to the procedure	09787/2016	05/07/2016	
Legislative proposal	15470/2016	06/01/2017	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
ECHR	Preparatory document	JOIN(2016)0054	28/11/2016	Summary

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Decision 2022/1007
OJ L 171 28.06.2022, p. 0001

EU/New Zealand Partnership Agreement on Relations and Cooperation

2016/0366(NLE) - 28/11/2016 - Preparatory document

PURPOSE: to conclude the Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has approved the latter.

BACKGROUND: on 25 June 2012, the Council adopted a decision authorising the Commission and the High Representative of the Union for Foreign Affairs and Security Policy to negotiate a Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part. Negotiations began in July 2012 and the Agreement was signed on 5 October 2016. Pending its entry into force, certain parts of the Agreement, as mutually determined by the EU and New Zealand, are provisionally applied.

The Agreement will contribute significantly to the improvement of the partnership between the EU and New Zealand, a partnership which is based on common values and principles, including respect for democratic principles, human rights and fundamental freedoms, the rule of law, international peace and security. The Agreement is premised on respect for human rights and democratic principles, and for international law and the principles set out in the Charter of the United Nations, which constitute the basis for cooperation between the Parties.

Note on legal basis: the Agreement pursues objectives and has components in the areas of the common foreign and security policy, the common commercial policy and development cooperation. These aspects of the agreement are **inseparably linked** without one being incidental to the other.

Article 218(6)(a)(iii) of the Treaty on the Functioning of the European Union (TFEU) provides that, where an agreement establishes a specific institutional framework by organising cooperation procedures, the Council must adopt a decision concluding the agreement after obtaining the **consent of the European Parliament**. Moreover, the second subparagraph of Article 218(8) of the TFEU provides that the Council must act unanimously when the agreement covers a field for which unanimity is required for the adoption of a Union act. The common foreign and security policy is a field for which unanimity is required for the adoption of a Union act. Equally, the Agreement establishes an institutional framework by organising cooperation procedures between the EU and its Member States, of the one part, and New Zealand, of the other part.

Accordingly, the legal basis of the proposed decision should therefore be Article 37 of the Treaty of the European Union (TEU), Article 207 TFEU and Article 212(1) TFEU read in conjunction with Article 218(6)(a) TFEU and the second subparagraph of Article 218(8) TFEU. No additional provisions are required as legal basis

CONTENT : the Commission and of the High Representative of the Union for Foreign Affairs and Security Policy jointly propose that the Council adopt a decision approving the Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part, on behalf of the Union.

The text of the Agreement is attached to the Decision.

The purpose of the Agreement is ‘to establish a strengthened partnership between the Parties and to deepen and enhance cooperation on issues of mutual interest, reflecting shared values and common principles, including through intensifying high-level dialogue.’

The content of the Agreement covers three pillars:

- political cooperation on foreign policy and security issues of common interest, including weapons of mass destruction (WMD), small arms and light weapons (SALW), counter-terrorism, promoting international peace and security and cooperation in multilateral fora. The Agreement includes binding political clauses based on the shared values. These clauses are in line with the standard clauses found in similar agreements signed by the EU;

- cooperation on economic and trade matters, including economic policy dialogue, promoting trade and investment matters, and sectoral economic and trade issues, such as :

- agriculture,
- technical barriers to trade,
- sanitary and phytosanitary issues,
- government procurement and intellectual property.

- sectoral cooperation, including in the areas of:

- research and innovation,
- education and culture,
- migration,
- counterterrorism,
- the fight against organised crime and cybercrime and
- judicial cooperation.

- Institutional framework: the Agreement establishes a Joint Committee, the objective of which is to monitor the development of the bilateral relationship between the Parties.

Suspension mechanism: the Agreement includes a suspension mechanism. In cases of particularly serious and substantial violation of the essential elements of the Agreement, the Agreement may be suspended or terminated, and other appropriate measures affecting other agreements may be taken in accordance with the rights and obligations of the Parties under such agreements. Once in force, the Agreement will create a coherent, legally binding overall framework for the EU’s relations with New Zealand.

EU/New Zealand Partnership Agreement on Relations and Cooperation

2016/0366(NLE) - 06/01/2017 - Legislative proposal

PURPOSE: to conclude, on behalf of the Union, the Partnership Agreement on Relations and Cooperation between the European Union and its Member States, of the one part, and New Zealand, 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: the Partnership Agreement on Relations and Cooperation between the European Union and its Member States, of the one part, and New Zealand, of the other part was signed on 5 October 2016, and some of its provisions are being applied on a provisional basis in accordance with the Agreement, pending its entry into force.

It is now necessary to approve the Agreement.

CONTENT: the draft Council Decision seeks the approval, on behalf of the Union, of the Partnership Agreement on Relations and Cooperation between the European Union and its Member States, of the one part, and New Zealand, of the other part.

The objective of the Agreement is to **strengthen the cooperation across a wide spectrum of policy fields**, including:

- human rights,
- non-proliferation of weapons of mass destruction,
- the fight against terrorism,
- cooperation on economic and trade matters,
- health,
- the environment,
- climate change,
- energy,
- education,
- culture,
- labour,
- disaster risk management,
- fisheries and maritime affairs,
- transport,

- legal cooperation and the combating of money laundering, terrorist financing, organised crime and corruption.

EU/New Zealand Partnership Agreement on Relations and Cooperation

2016/0366(NLE) - 16/11/2017 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 511 votes to 57, with 40 abstentions, a legislative resolution on the draft Council decision on the conclusion on behalf of the Union of the Partnership Agreement on Relations and Cooperation between the European Union and its Member States, of the one part, and New Zealand, of the other part.

In line with the recommendation of its Committee on Foreign Affairs, Parliament gave its consent to conclusion of the agreement.

Parliament also adopted a non-legislative resolution on the draft decision.

EU/New Zealand Partnership Agreement on Relations and Cooperation

2016/0366(NLE) - 28/11/2016

PURPOSE: to conclude the Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part.

PROPOSED ACT: Council Decision.

ROLE OF THE EUROPEAN PARLIAMENT: Council may adopt the act only if Parliament has approved the latter.

BACKGROUND: on 25 June 2012, the Council adopted a decision authorising the Commission and the High Representative of the Union for Foreign Affairs and Security Policy to negotiate a Framework Agreement between the European Union and its Member States, of the one part, and New Zealand, of the other part. Negotiations began in July 2012 and the Agreement was signed on 5 October 2016. Pending its entry into force, certain parts of the Agreement, as mutually determined by the EU and New Zealand, are provisionally applied.

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EU/New Zealand Partnership Agreement on Relations and Cooperation

2016/0366(NLE) - 23/10/2017 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Foreign Affairs adopted the report by Charles TANNOCK (ECR, UK) on the draft Council decision on the conclusion on behalf of the Union of the Partnership Agreement on Relations and Cooperation between the European Union and its Member States, of the one part, and New Zealand, of the other part.

The committee recommended the European Parliament to **give its consent** to the conclusion of the agreement.