



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 27.7.2009
SEC(2009) 1062 final

RECOMMENDATION FROM THE COMMISSION TO THE COUNCIL

**to authorise modifications to the negotiating directives for a Trade and Cooperation
Agreement with the Republic of Iraq**

1. EXPLANATORY MEMORANDUM

On 23 March 2006 the Council authorised the Commission to negotiate a Trade and Cooperation Agreement with Iraq and issued negotiating directives in this regard (doc. 6511/06 COMEM 23 WTO 38 RESTREINT UE).

At the seventh round of EU-Iraq negotiations, held from 25 to 26 February 2009 in Baghdad, both Iraq and the Commission agreed to enhance the status of the draft Agreement, specifically through the creation of a Cooperation Council, meeting regularly at Ministerial level, and by changing the title of the Agreement from Trade and Cooperation Agreement to “Partnership and Cooperation Agreement”.

This approach was endorsed by the Council (working group MOG) both prior to and following the seventh negotiation round. The Commission therefore recommends reflecting these changes in the negotiating directives and invites the Council to authorise the proposed modifications.

2. RECOMMENDATION

In the light of the above, the Commission recommends that the Council authorises the following modifications to the negotiating directives:

(1) Change of the title of the Agreement

- The title of the Agreement will be changed from “Trade and Cooperation Agreement” to “Partnership and Cooperation Agreement” in the negotiating directives whenever it appears.

(2) Establishment of the Cooperation Council

- A new point will be added in section D (Institutional, general and final provisions), Title III:

“A Cooperation Council will be established to supervise the implementation of this Agreement. The Cooperation Council will meet at ministerial level. It will examine any major issues arising within the framework of this Agreement.”

- The current point D.1 shall be amended in order to reflect the establishment of the Cooperation Council:

Paragraph 1 - new text

“A Cooperation Committee will be established with a view to assist the Cooperation Council in its duties.”

Paragraph 2 - remains unchanged.