



**COUNCIL OF
THE EUROPEAN UNION**

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LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject : Final Act to the Euro-Mediterranean Agreement establishing an association between the European Community and its Member States, on the one part, and the Syrian Arab Republic, on the other part

FINAL ACT

The Plenipotentiaries of:

THE KINGDOM OF BELGIUM,

THE REPUBLIC OF BULGARIA,

THE CZECH REPUBLIC,

THE KINGDOM OF DENMARK,

THE FEDERAL REPUBLIC OF GERMANY,

THE REPUBLIC OF ESTONIA,

IRELAND,

THE HELLENIC REPUBLIC,

THE KINGDOM OF SPAIN,

THE FRENCH REPUBLIC,

THE ITALIAN REPUBLIC,

THE REPUBLIC OF CYPRUS,

THE REPUBLIC OF LATVIA,

THE REPUBLIC OF LITHUANIA,

THE GRAND DUCHY OF LUXEMBOURG,

THE REPUBLIC OF HUNGARY,

MALTA,

THE KINGDOM OF THE NETHERLANDS,

THE REPUBLIC OF AUSTRIA,

THE REPUBLIC OF POLAND,

THE PORTUGUESE REPUBLIC,

ROMANIA,

THE REPUBLIC OF SLOVENIA,

THE SLOVAK REPUBLIC,

THE REPUBLIC OF FINLAND,

THE KINGDOM OF SWEDEN,

THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND,

Contracting Parties to the Treaty establishing the EUROPEAN COMMUNITY, hereinafter referred to as the "Member States", and

THE EUROPEAN COMMUNITY, hereinafter referred to as "the Community",

on the one part, and

the plenipotentiary of the SYRIAN ARAB REPUBLIC, hereinafter referred to as "Syria",

on the other part,

meeting at [...] on the [day] of [month] 2009 for the signature of the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, on the one part, and the Syrian Arab Republic, on the other part, adopted the following texts:

- the Agreement, the Annexes and the Protocols thereto:

- Protocol 1: Concerning the arrangements applicable to imports into the Community of agricultural products originating in Syria (referred to in Article 18(1))
- Protocol 2: Concerning the arrangements applicable to imports into Syria of agricultural products originating in the Community (referred to in Article 18(2))
- Protocol 3: On trade in fish and fisheries products originating in Syria (referred to in article 18(3))
- Protocol 4: On trade in fish and fisheries products originating in the Community (referred to in Article 18(4))
- Protocol 5: Arrangements applicable to processed agricultural products (referred to in Article 19)
- Protocol 6: Concerning the definition of the concept of "originating products" and methods of administrative cooperation
- Protocol 7: Mutual administrative assistance in customs matters
- Protocol 8: List of products covered by Article 13(7)

- Annex I: Syrian Customs Tariff (referred to in Article 9(3))
- Annex II: List of agricultural and processed agricultural products falling under the harmonised system (HS), Chapters 25 to 97 (referred to in Articles 11 and 16)
- Annex III: Community reservations list (referred to in Article 44 (1)(b))
- Annex IV: Syrian reservations to national treatment and third country treatment (referred to in Article 44 (2)(a))
- Annex V: Competition cooperation mechanism
- Annex VI: Intellectual, industrial and commercial property rights (referred to in Article 73)
- Annex VII: Government procurement: rules of procedure, lists of entities and other documents
- Annex VIII: Rules of procedure for arbitration; Code of conduct for members of arbitration panels

The plenipotentiaries of the Member States and of the Community and the plenipotentiary of Syria have adopted the texts of the Joint Declarations listed below and annexed to this Final Act:

Joint declaration concerning the Agreement as a whole

Joint declaration on Article 65

Joint declaration on Article 114

Joint declaration on Article 116 (2)(f)

Joint declaration on the Community's Generalised System of Preferences

Joint Declaration concerning the Principality of Andorra

Joint Declaration concerning the Republic of San Marino

The plenipotentiaries of the Member States and the plenipotentiary of Syria take note of the following Unilateral Declaration by the European Community:

Declaration by the European Community on Article 65(1)

IN WITNESS WHEREOF, the undersigned Plenipotentiaries have signed this Final Act.

Done at [...] on the [...] day of [month] in the year two thousand and nine.

JOINT DECLARATION
CONCERNING THE AGREEMENT AS A WHOLE

The Parties, while developing their relations on the basis of this Agreement, reiterate their full commitment to respecting the principles and purposes of the Charter of the United Nations, and agree to work together in order to achieve a just and comprehensive peace in the Middle East in accordance with the Madrid Terms of Reference and United Nations Security Council resolutions 242 and 338, and to pursue the creation in the region of a zone free of all weapons of mass destruction - nuclear, biological and chemical - and turn it into a region of stability and prosperity.

JOINT DECLARATION
ON ARTICLE 65

The implementation of the administrative methods of cooperation mentioned in Article 65(2) is subject to the taking up of the duties of the Syrian Commission for the Protection of Competition and Prevention of Monopoly.

JOINT DECLARATION
ON ARTICLE 114

The Parties declare that special attention shall be given to the protection, conservation and restoration of archeological sites and monuments. The Parties agree to cooperate in seeking to ensure the return of archeological artifacts related to the Syrian cultural heritage unlawfully removed from the country in line with the International Convention on the Means of Prohibition and Prevention of the Illicit Import, Export and Transfer of Ownership of Cultural Property (UNESCO 1970).

JOINT DECLARATION
ON ARTICLE 116 (2)(f)

The Parties agree that while implementing Article 116 (2)(f), they shall ensure the respect of the principle of "non-refoulement" without prejudice to the provisions of United Nations General Assembly Resolution 194 (1948).

JOINT DECLARATION
ON THE COMMUNITY GENERALISED SYSTEM OF PREFERENCES

The preferences granted under this Agreement include the preferences granted under the Community Generalised System of Preferences (GSP) as laid down in Council Regulation (EC) No 980/2005 of 27 June 2005 applying a scheme of generalised tariff preferences¹ until 31 December 2008, as extended for the period from 1 January 2009 to 31 December 2011 by Regulation (EC) No 732/2008 of 22 July 2008 applying a scheme of generalised tariff preferences for the period from 1 January 2009 to 31 December 2011².

JOINT DECLARATION
CONCERNING THE PRINCIPALITY OF ANDORRA

1. Products originating in the Principality of Andorra falling within Chapters 25 to 97 of the Harmonised System shall be accepted by Syria as originating in the Community within the meaning of this Agreement.
2. Protocol 6 shall apply *mutatis mutandis* for the purpose of defining the originating status of the abovementioned products.

¹ OJ L 169, 30.6.2005, p. 1.

² OJ L 211, 6.8.2008, p. 1.

JOINT DECLARATION
CONCERNING THE REPUBLIC OF SAN MARINO

1. Products originating in the Republic of San Marino shall be accepted by Syria as originating in the Community within the meaning of this Agreement.

2. Protocol 6 shall apply *mutatis mutandis* for the purpose of defining the originating status of the above-mentioned products.

DECLARATION BY THE EUROPEAN COMMUNITY
ON ARTICLE 65(1)

The Community declares that, in the context of the interpretation of Article 65(1), it shall assess any practice contrary to that Article on the basis of the criteria resulting from the rules contained in Articles 81 and 82 of the Treaty establishing the European Community, including secondary legislation.
