



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 16 July 2013
(OR. fr)**

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2013/0217 (NLE)**

PECHE 297

LEGISLATIVE ACTS AND OTHER INSTRUMENTS

Subject: COUNCIL DECISION on the signature, on behalf of the European Union, and on the provisional application of the Protocol setting out fishing opportunities and the financial contribution provided for in the Fisheries Partnership Agreement between the European Union and the Gabonese Republic

COUNCIL DECISION No .../2013/EU

of

**on the signature, on behalf of the European Union,
and on the provisional application of the Protocol setting out fishing opportunities
and the financial contribution provided for
in the Fisheries Partnership Agreement
between the European Union and the Gabonese Republic**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 43
in conjunction with Article 218(5) thereof,

Having regard to the proposal from the European Commission,

Whereas:

- (1) On 16 April 2007, the Council approved the Fisheries Partnership Agreement between the Gabonese Republic and the European Community by adopting Regulation (EC) No 450/2007¹.
- (2) The last Protocol to the Fisheries Partnership Agreement² expired on 2 December 2011.
- (3) The Council authorised the Commission to negotiate a new Protocol granting EU vessels fishing opportunities in waters in which the Gabonese Republic exercises its sovereignty or its jurisdiction as regards fishing. At the end of those negotiations, a New Protocol was initialled on 24 April 2013.
- (4) In order to ensure that EU vessels can resume fishing activity, the New Protocol provides for its provisional application from the date of its signature and pending completion of the procedures necessary for its conclusion.
- (5) The New Protocol should be signed,

HAS ADOPTED THIS DECISION:

¹ Council Regulation (EC) No 450/2007 of 16 April 2007 on the conclusion of the Fisheries Partnership Agreement between the Gabonese Republic and the European Community (OJ L 109, 26.4.2007, p. 1).

² OJ L 319, 18.11.2006, p. 17.

Article 1

The signature, on behalf of the Union, of the Protocol setting out fishing opportunities and the financial contribution provided for in the Fisheries Partnership Agreement between the European Union and the Gabonese Republic (hereinafter, the "Protocol") is hereby authorised, subject to its conclusion.

The text of the Protocol is attached to this Decision.

Article 2

The President of the Council is hereby authorised to designate the person or persons empowered to sign the Protocol on behalf of the Union.

Article 3

The Protocol shall be applied provisionally, in accordance with Article 14 thereof, from the date of its signature, pending the completion of the procedures necessary for its conclusion.

Article 4

This Decision shall enter into force on the day following that of its publication in the *Official Journal of the European Union*.

Done at, ...

For the Council

The President
