COUNCIL DECISION

of 12 May 2014

on the conclusion of the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part, as regards matters related to readmission

(2014/279/EU)

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Article 79(3), in conjunction with Article 218(6)(a) thereof,

Having regard to the proposal from the European Commission,

Having regard to the consent of the European Parliament [1],

Whereas:

(1) In accordance with the Council Decision 2013/40/EU [2], the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part (the 'Agreement'), was signed on 10 May 2010, subject to its conclusion at a later date.

(2) In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of Freedom, Security and Justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and without prejudice to Article 4 of that Protocol, those Member States are not taking part in the adoption of this Decision and are not bound by it or subject to its application.

(3) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, Denmark is not taking part in the adoption of this Decision and is not bound by it or subject to its application.

(4) The provisions of the Agreement, other than Article 33(2), related to readmission, will be the subject of a separate Decision [3] adopted in parallel to this Decision.

(5) The Agreement should be approved on behalf of the Union,

HAS ADOPTED THIS DECISION:

Article 1

The Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part, as regards Article 33(2) thereof, is hereby approved on behalf of the Union [4].

Article 2

The High Representative of the Union for Foreign Affairs and Security Policy shall chair the Joint Committee provided for in Article 44 of the Agreement. The Union or, as the case may be, the Union and the Member States, shall be represented in the Joint Committee depending on the subject matter.

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[1] Consent given on 16 April 2014 (not yet published in the Official Journal).

[2] Council Decision 2013/40/EU of 10 May 2010 on the signing, on behalf of the European Union, and provisional application of the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part (OJ L 20, 23.1.2013, p. 1).

[3] Council Decision 2014/278/EU of 12 May 2014 on the conclusion of the Framework Agreement between the European Union and its Member States, on the one part, and the Republic of Korea, on the other part, with the exception of matters related to readmission (see page 1 of this Official Journal).

[4] The Agreement has been published in OJ L 20, 23.1.2013, p. 2, together with the decision on signature.

Article 3

The President of the Council shall designate the person(s) empowered to proceed, on behalf of the Union, to the notification provided for in Article 49(1) of the Agreement [1].

Article 4

This Decision shall enter into force on the day of its adoption.

Done at Brussels, 12 May 2014.

For the Council
The President
C. ASHTON

[1] The date of entry into force of the Agreement will be published in the *Official Journal of the European Union* by the General Secretariat of the Council.