COMMISSION DECISION

of 8 February 2016

on the conclusion, on behalf of the European Atomic Energy Community, of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, on the one part, and the Republic of Montenegro of the other part, to take account of the accession of the Republic of Croatia to the European Union

(2016/C 52/04)

THE EUROPEAN COMMISSION,

Having regard to the Treaty Establishing the European Atomic Energy Community and in particular Article 101(2) thereof,

Having regard to the Council decision approving the conclusion by the Commission, on behalf of the European Atomic Energy Community, of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, on the one part, and the Republic of Montenegro of the other part, to take account of the accession of the Republic of Croatia to the European Union ('the Protocol'),

Whereas:

(1) The conclusion of the Protocol is subject to separate procedures as regards matters falling under the Treaty on European Union and the Treaty on the Functioning of the European Union on the one hand and as regards matters falling under the Treaty establishing the European Atomic Energy Community on the other hand.

(2) On 13 May 2014, the Council adopted Decision 2014/321/EU [1] on the conclusion of the Protocol on behalf of the European Union and its Member States pursuant to Article 218(6) of the Treaty of on the Functioning of the European Union and Article 6(2) of the Act of Accession of Croatia.

(3) On 22 October 2013, the Council adopted Decision 2014/315/Euratom [2] approving the conclusion of the Protocol by the Commission on behalf of the European Atomic Energy Community.

(4) The Protocol should also be concluded on behalf of the European Atomic Energy Community, as regards matters falling under the Treaty establishing the European Atomic Energy Community.

HAS DECIDED AS FOLLOWS:

Article 1

The conclusion on behalf of the European Atomic Energy Community of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, on the one part, and the Republic of Montenegro, of the other part, to take account of the accession of the Republic of Croatia to the European Union ('the Protocol') [3] is hereby approved.

Article 2

The President of the Commission is hereby authorised to carry out all necessary steps on behalf of the European Atomic Energy Community, in order to express the consent of the European Atomic Energy Community to be bound by the Protocol, in particular to deposit the notification provided for in Article 11 of the Protocol.

---

[1] Council Decision 2014/321/EU of 13 May 2014 on the conclusion on behalf of the European Union and its Member States of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part, to take account of the accession of the Republic of Croatia to the European Union (OJ L 165, 4.6.2014, p. 30).

[2] Council Decision 2014/315/Euratom of 22 October 2013 approving the conclusion, by the European Commission, on behalf of the European Atomic Energy Community, of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Montenegro, of the other part, to take account of the accession of the Republic of Croatia to the European Union (OJ L 165, 4.6.2014, p. 1).

[3] OJ L 93, 28.3.2014, p. 2.

Article 3

The Decision shall enter into force on the date of its adoption.

Done at Brussels, 8 February 2016.

For the Commission

The President

Jean-Claude JUNCKER