

COMMISSION OF THE EUROPEAN COMMUNITIES

COM(83) 32 final

Brussels, 1 February 1983

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Draft for a

COUNCIL DECISION

on the conclusion of an agreement between the European Economic Community and the Swiss Confederation amending the agreement on a concerted action project in the field of registration of congenital abnormalities (Medical Research and Public Health)

(submitted to the Council by the Commission)

COM(83) 32 final

COMMUNICATION FROM THE COMMISSION TO THE COUNCIL

SUBJECT : Proposal for a Council decision on the conclusion of an agreement between the EEC and the Swiss Confederation amending the Agreement on a concerted-action project in the field of registration of congenital abnormalities.

A concerted-action project in the field of registration of congenital abnormalities (medical research and public health) was adopted by the Council on 13 February 1978 (1).

An Agreement between the European Economic Community and the Hellenic Republic extending the coordination which is the subject of the relevant Decision to corresponding research undertaken in that State was concluded by the Council on 24 July 1979 (2), was signed by the two parties on 14 December 1979 and entered into force on 1 August 1980.

On 1 August 1980, the Swiss Confederation acceded to the above mentioned Agreement in accordance with Article 6 (3) thereof.

This Agreement expired on 31 December 1981.

By its Decision 82/616/EEC (3) of 17 August 1982, the Council adopted a sectoral research and development programme in the field of medical and public health research - concerted action (1982 to 1986), including the continuation of the concerted-action project relating to the registration of congenital abnormalities.

Since the Contracting Parties, namely the Community (the Hellenic Republic is no longer a contracting party, having been a member of the Community since 1 January 1981) and the Swiss Confederation, have a common interest in continuing their cooperation in the field of registration of congenital abnormalities, it is desirable that the above mentioned Agreement be renewed for the period from 1 January 1982 to 31 December 1986.

As provided for in Article 7 (2) of Decision 82/616/EEC, the Commission has negotiated the said renewal with the Swiss Confederation. The negotiations have led to the following results :

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- (1) OJ N° L 52 of 23 February 1978, p. 20
(2) OJ N° L 205 of 13 August 1979, p. 27
(3) OJ N° L 248 of 24 August 1982, p. 12

- the Agreement relating to the concerted-action project in the field of registration of congenital abnormalities will consequently be amended.
- the financial contribution of the Parties to the Agreement will be
 - 600 000 ECU by the Community
 - 55 000 ECU by the Swiss Confederation.

The Commission requests the Council to adopt the draft decision annexed hereto.

DRAFT FOR A COUNCIL DECISION

THE CONCLUSION OF AN AGREEMENT BETWEEN THE EUROPEAN
ECONOMIC COMMUNITY AND THE SWISS CONFEDERATION
AMENDING THE AGREEMENT ON A CONCERTED ACTION PROJECT
IN THE FIELD OF REGISTRATION OF CONGENITAL ABNORMALITIES
(MEDICAL RESEARCH AND PUBLIC HEALTH)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,
Having regard to Council Decision 82/616/EEC of 17 August 1982 adopting a
sectoral research and development programme of the European Economic
Community in the field of medical and public health research - concerted
action - (1982 to 1986)(1), and in particular Article 7(1) thereof,

Having regard to Council Decision 79/696/EEC of 24 July 1979 on the conclusion
of the Agreement between the European Economic Community and the Hellenic
Republic on a concerted-action project in the field of registration of
congenital abnormalities (medical and public health research) (2),

Having regard to the draft decision submitted by the Commission,

Whereas on 1 August 1980 the Swiss Confederation acceded to the Agreement on
a concerted-action project in the field of registration of congenital
abnormalities (medical research and public health);

Whereas, in accordance with Article 7 (2) of Decision 82/616/EEC, the
Commission has negotiated an Agreement with the Swiss Confederation amending
the above mentioned Agreement;

Whereas it is necessary to approve that Agreement,

HAS DECIDED AS FOLLOWS :

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(1) OJ N° L 248, 24. 8. 1982, p. 12

(1) OJ N° L 205, 13. 8. 1979, p. 27

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Article 1

The Agreement amending the Agreement on a concerted-action project in the field of congenital abnormalities is hereby approved on behalf of the Community.

The text of the Agreement is annexed to this Decision.

Article 2

The President of the Council is hereby authorized to designate the persons empowered to sign the Agreement in order to bind the Community.

Done at Brussels,

For the Council
The President

DRAFT AGREEMENT BETWEEN THE EUROPEAN ECONOMIC
COMMUNITY AND THE SWISS CONFEDERATION AMENDING
THE AGREEMENT ON A CONCERTED ACTION PROJECT IN
THE FIELD OF REGISTRATION OF CONGENITAL
ABNORMALITIES

THE EUROPEAN ECONOMIC COMMUNITY,

and

THE SWISS CONFEDERATION, hereinafter referred to as "the contracting parties" :

Whereas on 1 August 1980 the Swiss Confederation acceded to the Agreement on a concerted-action project in the field of registration of congenital abnormalities, hereinafter referred to as "the Agreement", signed by the European Economic Community and the Hellenic Republic on 14 December 1979;

Whereas this Agreement expired on 31 December 1981;

Whereas, by its Decision of 17 August 1982, the Council of the European Communities adopted a sectoral research and development programme in the field of medical and public health research - concerted action (1982 to 1986), which included the continuation of the project relating to registration of congenital abnormalities;

Whereas it is in the common interest of the contracting parties to continue the research covered by the Agreement;

Whereas the renewal of the above mentioned Agreement necessitates supplementary financial contributions by the contracting parties,

HAVE AGREED AS FOLLOWS :

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ARTICLE 1

The Agreement shall be renewed for the period from 1 January 1982 to 31 December 1986.

ARTICLE 2

The provisions of the Agreement are hereby amended as follows :

1) The following text shall be added to Annex A :

"2 bis. Improvement of intra-uterine diagnosis and studies on early foetal loss, death in early childhood and foetal growth disturbances".

2) Annex B shall be replaced by Annex A to this Agreement.

3) Article 3 shall be replaced by the following text :

"Article 3

In order to facilitate the execution of the project, the General Committee and the Concerted Action Committee for that project, set up by the decision of the Council of the European Communities dated 17 August 1982, shall be enlarged to include the Swiss Confederation for the purposes of all activities arising from the concerted-action project covered by this agreement.

The terms of reference of these enlarged Committees are set out in Annex A.

The secretarial services for the enlarged Committees shall be provided by the Commission."

4) In Article 5 (1), the word "Committee" shall be replaced by the words "enlarged General Committee".

5) Paragraph 2 of Article 5 shall be deleted.

6) Paragraph 3 of Article 5 shall be replaced by the following paragraph :

"On completion of the project, the Commission, in agreement with the enlarged General Committee, shall send to the States a summary report on the implementation and results of the project particularly so that the results obtained may be accessible as rapidly as possible to the enterprises, institutions and other parties concerned, especially in the social areas."

7) In Annex C, paragraph III shall be replaced by the following paragraph :

"The funds paid by the Swiss Confederation shall be credited to the concerted-action project as budget receipts allocated to a chapter in the statement of revenue of the budget of the European Communities (Commission section)".

8) The Appendix to Annex C shall be replaced by Annex B to this Agreement.

ARTICLE 3

The estimated financial contribution by the contracting parties to the coordination costs for the period 1 January 1982 - 31 December 1986 shall be :

- 600 000 ECU from the European Economic Community
- 55 000 ECU from the Swiss Confederation.

The ECU shall be that defined in the Financial Regulation in force applicable to the general budget of the European Communities and in the financial provisions adopted pursuant to that Regulation.

ARTICLE 4

The project shall be evaluated before the end of the third year. In the light of this evaluation the Commission may, after consulting the enlarged General Committee, submit a proposal for revision of the project in accordance with the appropriate procedures.

ARTICLE 5

1. This Agreement shall enter into force on 1 January 1982.
2. It shall apply, on the one hand, to the territories in which the Treaty establishing the European Economic Community is applied under the conditions laid down in that Treaty and, on the other, to the territory of the Swiss Confederation.

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ARTICLE 6

This Agreement, drawn up in a single original in the Danish, Dutch, English, French, German, Greek and Italian languages, each text being equally authentic, shall be deposited in the archives of the General Secretariat of the Council of the European Communities, which shall transmit a certified copy to each of the contracting parties.

TERMS OF REFERENCE OF THE ENLARGED COMMITTEES

I. Enlarged General Concerted Action Committee

1. The General Committee shall :

- contribute to the best possible implementation of the programme by giving its opinion on all its aspects ;
- endeavour to integrate those parts of national research activities covered by this Agreement into a process of coordination between the contracting parties ;
- coordinate, within the programme as defined in Annex A to the Agreement, the activities, duration and, possibly, early termination of the projects forming the research areas of this programme, according to emerging needs or results of periodical evaluations ;
- indicate guidelines to the enlarged Concerted Action Committee ;
- advise the Commission on allocation of funds for coordination purposes, supporting centralised facilities, meeting urgent needs in critical areas, and undertaking exploratory activities in view to the preparation of future programmes.

2. The reports and opinions of the enlarged General Committee shall be forwarded to the contracting parties. The Commission shall forward these opinions to CREST.

II. Enlarged Concerted Action Committee

1. The Committee shall :

- assist the enlarged General Committee in its management tasks by ensuring the scientific and technical execution of all those projects allocated to it in accordance with its competence ;
- evaluate the results and draw conclusions as regards their application ;
- be responsible for the exchange of information referred to in the first sub-paragraph of Article 5 ;
- keep abreast of national research being done in the field of the projects and, more especially of scientific and technical developments likely to affect their execution ;
- suggest guidelines to the Project Leaders.

2. The Committee's reports and opinions shall be forwarded to the enlarged General Committee and to the Commission.

3. The project leaders shall attend the meetings of the Committee but shall not have the right to vote.

"REGISTRATION OF CONGENITAL ABNORMALITIES"

Budget item 7367 "Medical Research"

PROJECT : I.1.4.

(in ECU)

	1982		1983 to 1986		TOTAL	
	Commitments	Payments	Annual Commitments	Annual Payments	Commitments	Payments
I. Initial estimate of overall requirements (figures appearing in the timetable of commitments and payments and in the table of equivalence shown in Annex II to the Commission budget) :						
- Staff	--	--	--	--	--	--
- Administrative operating expenditure	20.000	20.000	20.000	20.000	100.000	100.000
- Contracts	100.000	100.000	100.000	100.000	500.000	500.000
Total (to be covered by appropriations entered under Item 7367)	120.000	120.000	120.000	120.000	600.000	600.000
II. Revised estimate of expenditure taking into account additional requirements arising from the accession of the Swiss Confederation :						
- Staff	--	--	--	--	--	--
- Administrative operating expenditure	20.000 + 5.000	20.000 + 5.000	20.000 + 5.000	20.000 + 5.000	100.000 + 25.000	100.000 + 25.000
- Contracts	100.000 + 6.000	100.000 + 6.000	100.000 + 6.000	100.000 + 6.000	500.000 + 30.000	500.000 + 30.000
New total	120.000 + 11.000	120.000 + 11.000	120.000 + 11.000	120.000 + 11.000	600.000 + 55.000	600.000 + 55.000
III. Difference between I. and II. to be covered by contributions from the Swiss Confederation	11.000	11.000	11.000	11.000	55.000	55.000
IV. Total expenditure 1979-1981	--	--	--	--	352.000	352.000

ANNEX B