

# COMMISSION OF THE EUROPEAN COMMUNITIES

COM(89) 390 final - SYN 213

Brussels, 27 July 1989

Proposal for a

## COUNCIL DECISION

concerning the conclusion of a Cooperation Agreement between the  
European Economic Community and the Kingdom of Sweden in the  
field of medical and health research

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(presented by the Commission)

EXPLANATORY MEMORANDUM

Subject: Proposal for a Council Decision concerning the conclusion of a Cooperation Agreement between the European Economic Community and the Kingdom of Sweden in the field of medical and health research.

1. By its Decision of 17 November 1987, the Council adopted a research and development programme of the Community in the field of medical and health research (1987 to 1991). Article 7 of this Decision authorises the Commission to negotiate agreements with the non-member States participating in European cooperation in the field of scientific and technical research (COST) with a view to associate them wholly or partly with the programme.
2. In the context of the implementation of the Framework Agreement for scientific and technical cooperation between the European Communities and the Kingdom of Sweden, the conclusion of which on behalf of the EEC was approved by the Council Decision of 9 February 1987, Sweden has expressed an interest in cooperating in some of the research targets of the above-mentioned programme.
3. Comprehensive research and development activities in the field of medicine and health are carried out in Sweden. Bearing in mind the scientific and technical importance of these activities and considering that cooperation with Sweden in the field of medical and health research is likely to contribute effectively to the attainment of an optimum level of individual and public health, the Commission has negotiated a draft cooperation agreement with Sweden.
4. The draft agreement, which is annexed to the attached proposal for a Council decision, provides for:
  - cooperation for a period from 1 January 1988 to 31 December 1991 in the following research targets of the Community programme:
    - Cancer (Target I.1),
    - AIDS (Target I.2),
    - Age-related health problems (Target I.3),
    - Environment and life-style related problems (Target I.4),
    - Medical technology development (Target II.1).

The cooperation consists of the coordination of the activities which form part of the research programmes of Sweden and of the Community.

- a financial contribution from Sweden for the implementation of the coordination activities. This financial contribution is proportional to Sweden's gross domestic product and covers coordination costs, management and operating expenditure and fellowships.
  - the enlargement of the Management and Coordination Advisory Committee on medical and health research (CGC) and of the relevant Concerted Action Committees (COMACs) to include Swedish representatives.
5. In view of the nature of the cooperation, any additional expenditure paid from the Community budget (relevant budget heading 7311) resulting from the implementation of this draft agreement will be covered by Sweden's financial contribution.

The funds paid by Sweden will be credited to the Community budget (relevant budget article 602).

Proposal for a

COUNCIL DECISION

concerning the conclusion of a Cooperation Agreement between the European Economic Community and the Kingdom of Sweden in the field of medical and health research.

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THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Article 130 Q (2) thereof,

Having regard to the proposal from the Commission (1),

In cooperation with the European Parliament (2),

Having regard to the opinion of the Economic and Social Committee (3),

WHEREAS by Decision 87/551/EEC (4), the Council adopted a research and development coordination programme of the European Economic Community in the field of medical and health research (1987 to 1991); whereas Article 7 of this Decision authorises the Commission to negotiate agreements with the non-member States participating in European cooperation in the field of scientific and technical research (COST) with a view to associate them wholly or partly with this programme.

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(1) O.J. N° C .....

(2) O.J. N° C .....

(3) O.J. N° C .....

(4) O.J. N° L 334, 24.11.1987, p. 20

WHEREAS by Decision 87/177/EEC (1), the Council approved the conclusion on behalf of the European Economic Community of the the Framework Agreement for scientific and technical cooperation between the European Communities and, among others, the Kingdom of Sweden,

WHEREAS the cooperation Agreement between the European Economic Community and the Kingdom of Sweden in the field of medical and health research should be approved,

HAS DECIDED AS FOLLOWS:

Article 1

The Cooperation Agreement between the European Economic Community and the Kingdom of Sweden in the field of medical and health research, is hereby approved on behalf of the Community.

The text of the Agreement is attached to this Decision.

Article 2

The President of the Council shall carry out the notification as provided for in Article 7 of the Agreement.

Article 3

The present Decision shall enter into force on the day following its publication in the Official Journal of the European Communities.

Done at ....

For the Council

The President

**COOPERATION AGREEMENT**

**BETWEEN**

**THE EUROPEAN ECONOMIC COMMUNITY**

**AND**

**THE KINGDOM OF SWEDEN**

**IN THE FIELD OF**

**MEDICAL AND HEALTH RESEARCH**

**COOPERATION AGREEMENT**  
**BETWEEN**  
**THE EUROPEAN ECONOMIC COMMUNITY**  
**AND**  
**THE KINGDOM OF SWEDEN**  
**IN THE FIELD OF**  
**MEDICAL AND HEALTH RESEARCH**

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

and

THE KINGDOM OF SWEDEN, hereinafter referred to as "Sweden",

both hereinafter referred to as "the Contracting Parties",

WHEREAS the Contracting Parties concluded a Framework Agreement for Scientific and Technical Cooperation which entered into force on 27 August 1987;

WHEREAS by its Decision of 17 November 1987, the Council of the European Communities, hereinafter referred to as "the Council", adopted a research and development coordination programme of the Community in the field of medical and health research (1987 to 1991);

WHEREAS comprehensive research and development activities in the field of medical and health research are carried out in Sweden;

WHEREAS cooperation in the field of medical and health research is likely to contribute effectively to the attainment of an optimum level of individual and public health;

WHEREAS the Member States of the Community and Sweden intend, in accordance with the rules and procedures applicable to their national programmes, to carry out the research described in Annex A and are prepared to integrate such research into a process of coordination which they consider will be of mutual benefit;

HAVE AGREED AS FOLLOWS:

### Article 1

The Contracting Parties shall cooperate for a period from 1 January 1988 to 31 December 1991 in the research targets and areas of the Community programme outlined in Annex A.

The cooperation shall consist of the coordination of those activities which form part of the research programmes of Sweden and of the Community.

Sweden and the Member States of the Community shall remain entirely responsible for the research carried out by their national institutions or bodies.

### Article 2

The Commission of the European Communities, hereinafter referred to as "the Commission", shall be responsible for the implementation of the coordination activities.

It shall be assisted in its task by the Management and Coordination Advisory Committee on Medical and Health Research, hereinafter referred to as the "CGC", set up by Council Decision 84/338 (1). This CGC may be assisted by Concerted Action Committees (COMACs) composed of experts designated by the competent authorities of Member States of the Community.

The CGC, together with those COMACs relevant to the research targets and areas referred to in Article 1, shall be enlarged to include two representatives designated by Sweden who may be assisted or replaced by one Swedish expert. These representatives and/or experts shall attend meetings of the CGC and those COMACs for all items relevant to those research targets and areas.

### Article 3

The estimated financial contribution from the Community for the implementation of the coordination activities covered by this Agreement shall be set according to the amount available each year in the general budget of the European Communities for appropriations covering commitments to meet financial obligations of the Commission relating to coordination costs, management and operating expenditure and fellowships.

The estimated financial contribution from Sweden for the same costs and expenditures shall be proportional to the Community's contribution. The proportionality factor shall be given by the ratio between Sweden's gross domestic product (GDP), at market prices, and the sum of gross domestic products, at market prices, of the Member States of the Community and Sweden. This ratio shall be calculated on the basis of the latest available OECD statistical data.

The total financial contributions from the Contracting Parties for the period referred to in Article 1 are estimated to amount to:

- 40,570,000 Ecu from the Community
- 1,488,919 Ecu from Sweden

The Ecu is that defined by the Council Regulation (EEC) No 3180/78 of 18 December 1978 changing the value of the unit of account used by the European Monetary Cooperation Fund (1), as amended by Regulation (EEC) No 2626/84 (2).

The rules governing the financial contribution from Sweden are set out in Annex B.

#### Article 4

During the course of its third year, the Commission shall evaluate the programme, having regard to the objectives of the research targets referred to in Article 1. As a result of this evaluation, the Commission may, after the CGC has been consulted, submit to the Council a proposal for a revision affecting some or all of these research targets. Sweden shall be informed of the results of this evaluation and of any possible revision.

#### Article 5

The Member States of the Community, Sweden and the Commission shall regularly exchange all useful information concerning the execution of the research subjects covered by this Agreement. The Member States of the Community and Sweden shall provide the Commission with all information necessary for coordination purposes. They shall also endeavour to provide the Commission with information on similar research planned or carried out by bodies which are not under their authority. Any information shall be treated as confidential if so requested by the party which provides it.

On completion of the coordination activities covered by this Agreement, the Commission, in agreement with the CGC, shall send to the Member States of the Community, the European Parliament and Sweden a summary report on the implementation and results of the research.

#### Article 6

This Agreement shall apply, on the one hand, to the territories in which the Treaty establishing the European Economic Community is applied and under the conditions laid down in that Treaty and, on the other hand, to the territory of the Kingdom of Sweden.

#### Article 7

This agreement shall be approved by the Contracting Parties in accordance with their existing procedures. Subject to the Contracting Parties having notified each other of the completion of the procedures necessary for this purpose, it shall enter into force on 1st January 1988.

(1) OJ N° L 379 of 30.12.1978, p. 1

Article 8

1. This Agreement is concluded for the period referred to in Article 1.

Should the Community revise the Community programme, the Agreement may be terminated in the month following the Community decision. The Contracting Party wishing to terminate the Agreement shall give written notice to the other Contracting Party of its decision. The Agreement shall terminate on the date of receipt of the written notice by the other Contracting Party.

2. Whenever a decision on the Community programme is taken by the Community, Annexes A and B shall be amended in accordance with the Community's decision, unless otherwise agreed upon by the Contracting Parties.
3. Excepted as provided in paragraph 1 of this Article, either Contracting Party may at any time give written notice to the other Contracting Party of its decision to terminate this Agreement. The Agreement shall terminate six months after the date of receipt of the written notice by the other Contracting Party.

Article 9

The Annexes A and B to this Agreement shall be an integral part thereof.

Article 10

This Agreement shall be drawn up in duplicate in the Danish, Dutch, English, French, German, Greek, Italian, Portuguese and Spanish languages, each of these texts being equally authentic.

Done at .....

For the Council  
of the European Communities

For the Kingdom of Sweden

ANNEX A

RESEARCH TOPICS COVERED BY THE AGREEMENT

Target I.1 - CANCER:

- Area I.1.2: Clinical Treatment Research
- Area I.1.3: Epidemiological Research
- Area I.1.4: Early Detection and Diagnosis
- Area I.1.5: Drug Development

Target I.2 - AIDS:

- Area I.2.1: Disease Control and Prevention
- Area I.2.2: Viro-immunological Research
- Area I.2.3: Clinical Research

Target I.3 - AGE-RELATED HEALTH PROBLEMS:

- Area I.3.2: Ageing and Diseases
- Area I.3.3: Disabilities

Target I.4 - ENVIRONMENT AND LIFE-STYLE RELATED HEALTH PROBLEMS:

- Area I.4.2: Nutrition

Target II.1 - MEDICAL TECHNOLOGY DEVELOPMENT

- Area II.1.1: Diagnostic Methods and Monitoring
- Area II.1.2: Treatment and Rehabilitation
- Area II.1.3: Technical and Clinical Evaluation

ANNEX B

**FINANCING RULES**

Article 1

These provisions lay down the financing rules for Sweden referred to in Article 3 of the Agreement.

Article 2

At the beginning of each year, or - in accordance with Article 8 of the Agreement - whenever the Community programme is revised so as to involve an increase in the amount estimated to be necessary for its implementation, the Commission shall send to Sweden a call for funds corresponding to its share of the annual costs under the Agreement.

This contribution shall be expressed both in Ecu and in the Swedish currency. The value in Swedish currency of the contribution in Ecu shall be determined on the date of the call for funds.

The travel costs of Swedish representatives and experts deriving from their participation in the work of the CGC and COMACs referred to in Article 2 of the Agreement, shall be reimbursed by the Commission in accordance with the procedures currently in force for the representatives and experts of the Member States of the Community and, in particular, in accordance with Council Decision 84/338.

Sweden shall pay its contribution to the annual costs under the Agreement at the beginning of each year and at the latest three months after the call for funds is sent. Any delay in the payment of the contribution shall give rise to the payment of interest by Sweden at a rate equal to the highest discount rate in force in the Member States of the Community on the due date. The rate shall be increased by 0.25 of a percentage point for each month of delay.

The increased rate shall be applied to the entire period of delay. However, this interest shall be payable only if the contribution is paid more than three months after a call for funds has been made by the Commission.

Article 3

The funds paid by Sweden shall be credited to the five research targets as budget receipts allocated to an appropriate heading in the statement of revenue of the general budget of the European Communities.

Article 4

The provisional timetable for the costs referred to in Article 3 of the Agreement are appended hereto.

Article 5

The Financial Regulations in force applicable to the general budget of the European Communities shall apply to the management of the appropriations.

Article 6

At the end of each year, a statement of appropriations for the five research targets shall be prepared and transmitted to Sweden for information.

PROVISIONAL TIMETABLE FOR THE COSTS RELATING TO THE RESEARCH TARGETS (ECU)

Budget heading 7311 "Medical and Health research" (appropriations for commitments)

	1987	1988	1989	1990	1991	TOTAL
I. Initial estimate of expenditure						
- Target I.1 (Areas 2,3,4,5)	750,000	1,450,000	2,750,000	2,950,000	3,400,000	11,300,000
- Target I.2 (Areas 1,2,3)	2,160,000	3,500,000	4,000,000	3,340,000	1,000,000	14,000,000*
- Target I.3 (Areas 2,3)	400,000	1,150,000	1,510,000	1,660,000	1,480,000	6,200,000
- Target I.4 (Area 2)	65,000	340,000	420,000	360,000	215,000	1,400,000
- Target II.1 (Areas 1,2,3)	455,000	3,555,000	3,390,000	2,850,000	1,250,000	11,500,000
Total	3,830,000	9,995,000	12,070,000	11,160,000	7,345,000	44,400,000
II. Revised estimate of expenditure taking into account Cooperation Agreement with Sweden						
- Target I.1 (Areas 2,3,4,5)	750,000	1,503,215	2,850,925	3,058,265	3,524,780	11,687,185
- Target I.2 (Areas 1,2,3)	2,160,000	3,628,450	4,146,800	3,462,578	1,036,700	14,434,528*
- Target I.3 (Areas 2,3)	400,000	1,192,205	1,565,417	1,720,922	1,534,316	6,412,860
- Target I.4 (Area 2)	65,000	352,478	435,414	373,212	222,890	1,448,994
- Target II.1 (Areas 1,2,3)	455,000	3,685,468	3,514,413	2,954,595	1,295,876	11,905,352
Total	3,830,000	10,361,816	12,512,969	11,569,572	7,614,562	45,888,919
III. Difference between II and I to be covered by Sweden's contribution	0	366,816	442,969	409,572	269,562	1,488,919

\* Including support for "centralized facilities" for primates.

FICHE D'IMPACT SUR LA COMPETITIVITE ET L'EMPLOI

Ce projet a trait à une décision du Conseil concernant la conclusion d'un accord de coopération entre la CEE et la Suède dans le domaine de la recherche médicale et sanitaire.

En tant que tel, ce projet peut avoir un impact positif sur les PME, dans la mesure où il constitue un instrument facilitant l'accès à la connaissance et à l'échange d'expériences.



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# DOCUMENTS

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