



AGREEMENTS CONTAINING A SUSPENSION-HUMAN RIGHTS CLAUSE

Treaties Office
Database

SG2 Legal Affairs Division

FOREWORD

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Official Title	OJ Reference	Article Reference(s)	Combined Text
<p>Interregional Framework Cooperation Agreement between the European Community and its Member States, of the one part, and the Southern Common Market and its Party States, of the other part - Joint Declaration on political dialogue between the European Union and Mercosur</p>	<p>19/03/1996, L69, 4</p>	<p>Article 35 of Agreement</p>	<p>"1. The Parties shall adopt any general or specific measure required for them to fulfil their obligations under this Agreement and shall ensure that they attain the objectives laid down in that Agreement. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before doing so, except in cases of special urgency, it shall supply the Joint Committee with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Committee and shall be the subject of consultations within that Committee if the other Party so requests. 2. The Parties agree that the term 'cases of special urgency' in paragraph 1 of this Article shall mean a case of material breach of the Agreement by one of the Parties. A material breach of the Agreement shall consist in: (a) repudiation of the Agreement not sanctioned by the general rules of international law, or (b) violation of the essential elements of the Agreement, as referred to in Article 1. 3. The Parties agree that the 'appropriate measures' referred to in this Article are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under this Article, the other Party may ask that an urgent meeting be called to bring both Parties together within days. "</p>
<p>Euro-Mediterranean Interim Association Agreement on trade and cooperation between the European Community, of the one part, and the Palestine Liberation Organization (PLO) for the benefit of the Palestinian Authority of the West Bank and the Gaza Strip, of the other part - Protocol 1 on the arrangements applying to imports into the Community of agricultural products originating in the West Bank and the Gaza Strip - Protocol 2 on the arrangements applying to imports into the West Bank and the Gaza Strip of agricultural products originating in the Community - Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation - Final Act - Joint Declarations - Declaration by the European Community</p>	<p>16/07/1997, L187, 3</p>	<p>Article 70 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Joint Committee with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Joint Committee and shall be the subject of consultations within the Joint Committee if the other Party so requests. Joint Declaration on Article 70 of the Agreement 1. The Parties agree, for the purposes of the interpretation and the application of the Agreement, that the cases of special urgency referred to in Article 70 of the Agreement mean cases of substantial violation of the Agreement by one of the two Parties. A substantial violation of the Agreement consists of: - the rejection of the Agreement when such rejection is not authorized by the general rules of international law, - the violation of the essential elements of the Agreement set out in Article 2 thereof. 2. The Parties agree that the appropriate measures referred to in Article 70 are measures taken in accordance with international law. If one Party takes a measure in a case of special urgency in application of Article 70 the other Party may invoke the dispute settlement procedure."</p>

<p>Cooperation Agreement between the European Community and the Lao People's Democratic Republic</p>	<p>05/12/1997, L334, 15</p>	<p>Article 19 of Agreement</p>	<p>"If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Joint Committee with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Committee and shall be the subject of consultations within the Joint Committee if the other Party so requests.</p> <p>Joint Declaration on Article 19 - Non-Execution of the Agreement (a) The Parties agree, for the purposes of the interpretation and practical application of this Agreement, that the term 'cases of special urgency in Article 19 of the Agreement means cases of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law; - violation of essential elements of the Agreement set out in Article 1. (b) The Parties agree that the 'appropriate measures referred to in Article 19 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 19, the other Party may avail itself of the procedure relating to settlement of disputes. "</p>
<p>Cooperation Agreement between the European Community and the Republic of Yemen</p>	<p>11/03/1998, L72, 18</p>	<p>Article 18 of Agreement</p>	<p>"If either Party considers that the other Party has failed to fulfil any of its obligations under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the other Party with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. Such measures shall be notified immediately to the other Party and consultation shall be held on them if the other Party so requests.</p> <p>Declaration on Article 18 - Non-execution of the Agreement (a) The Parties agree, for the purposes of the interpretation and practical application of this Agreement, that the term 'cases of special urgency in Article 18 of the Agreement means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of essential elements of the Agreement set out in Article 1. (b) The Parties agree that the 'appropriate measures referred to in Article 18 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 18 the other Party may avail itself of the procedure relating to settlement of disputes. "</p>
<p>Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Republic of Tunisia, of the other part - Protocol No 1 on the arrangements applying to imports into the Community of agricultural products originating in Tunisia - Protocol No 2 on the arrangement applying to imports into the Community of fishery products originating in Tunisia - Protocol No 3 on the arrangements applying to imports into Tunisia of agricultural products originating in the Community - Protocol No 4 concerning the definition of</p>	<p>30/03/1998, L97, 2</p>	<p>Article 90 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Association Council with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests."</p>

originating products and methods of administrative cooperation - Protocol No 5 on mutual assistance in customs matters between the administrative authorities - Joint Declarations - Declarations			
Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Moldova, of the other part	24/06/1998, L181, 3	Article 99 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take the appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. Joint Declaration concerning Article 99 The Parties agree, for the purpose of its correct interpretation and its practical application, that the term 'cases of special urgency' included in Article 99 of the Agreement mean cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: (a) repudiation of the Agreement not sanctioned by the general rules of international law, or (b) violation of the essential elements of the Agreement set out in Article 2."
Partnership and Cooperation Agreement between the European Communities and their Member States and the Republic of Kazakhstan - Protocol on mutual assistance between authorities in customs matters - Final Act - Joint Declarations - Exchange of Letters in relation to the establishment of companies - Declaration of the French Government	28/07/1999, L196, 3	Article 93 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. Joint Declaration concerning Article 93 The Parties agree, for the purpose of its correct interpretation and its practical application, that the term "cases of special urgency" included in Article 93 of the Agreement means cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in (a) repudiation of the Agreement not sanctioned by the general rules of international law, or (b) violation of the essential elements of the Agreement set out in Article 2."
Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, of the one part, and the Kyrgyz Republic, of the other part - Protocol on mutual assistance between authorities in customs matters - Final Act - Joint Declarations - Exchange of Letters in relation to the establishment of companies - Declaration of the French Government	28/07/1999, L196, 48	Article 92 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. Joint Declaration concerning Article 92 The Parties agree, for the purpose of its correct interpretation and its practical application, that the term "cases of special urgency" included in Article 92 of the Agreement means cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in (a) repudiation of the Agreement not sanctioned by the general rules of international law, or (b) violation of the essential elements of the Agreement set out in Article 2"
Partnership and Cooperation Agreement between the European	04/08/1999, L205, 3	Article 98 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained.

<p>Communities and their Member States, of the one part, and Georgia, of the other part - Protocol on mutual assistance between authorities in customs matters - Final Act - Joint Declarations - Exchange of Letters in relation to the establishment of companies - Declaration of the French Government</p>			<p>2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests.</p> <p>Joint Declaration concerning Article 98</p> <p>1. The Parties agree, for the purpose of its correct interpretation and its practical application, that the term "cases of special urgency" included in Article 98 of the Agreement means cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in</p> <p>(a) repudiation of the Agreement not sanctioned by the general rules of international law,</p> <p>or</p> <p>(b) violation of the essential elements of the Agreement set out in Article 2.</p> <p>2. The Parties agree that the "appropriate measures" referred to in Article 98 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 98, the other Party may avail itself of the procedure relating to settlement of disputes."</p>
<p>Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, of the one part, and the Republic of Uzbekistan, of the other part - Protocol on mutual assistance between authorities in customs matters - Final Act - Joint Declarations - Exchange of Letters in relation to the establishment of companies - Declaration of the French Government</p>	<p>31/08/1999, L229, 3</p>	<p>Article 95 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. - Joint declaration concerning Article 95 -</p> <p>1. The Parties agree, for the purpose of its correct interpretation and its practical application, that the term "cases of special urgency" included in Article 95 of this Agreement means cases of material breach of this Agreement by one of the Parties. A material breach of this Agreement consists in: (a) repudiation of this Agreement not sanctioned by the general rules of international law or (b) violation of the essential elements of this Agreement set out in Article 2. 2. The Parties agree that the "appropriate measures" referred to in Article 95 are measures taken in accordance with international law. If a party takes a measure in a case of special urgency as provided for under Article 95, the other party may avail itself of the procedure relating to settlement of disputes."</p>
<p>Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Armenia, of the other part - Protocol on mutual assistance between authorities in customs matters - Final Act - Joint Declarations - Exchange of Letters in relation to the establishment of companies - Declaration of the French Government</p>	<p>09/09/1999, L239, 3</p>	<p>Article 95 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. - Joint Declaration concerning Article 95 -</p> <p>1. The Parties agree, for the purpose of its correct interpretation and its practical application, that the term "cases of special urgency" included in Article 95 of this Agreement means cases of material breach of this Agreement by one of the Parties. A material breach of this Agreement consists in (a) repudiation of this Agreement not sanctioned by the general rules of international law, or (b) violation of the essential elements of this Agreement set out in Article 2. 2. The Parties agree that the "appropriate measures" referred to in Article 95 are measures taken in accordance with international law. If a party takes a measure in a case of special urgency as provided for under Article 95, the other party may avail itself of the procedure relating to settlement of disputes."</p>

Partnership and Cooperation Agreement between the European Communities and their Member States, of the one part, and the Republic of Azerbaijan, of the other part	17/09/1999, L246, 3	Article 98 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. - Joint Declaration concerning Article 98 - 1. The Parties agree, for the purpose of its correct interpretation and its practical application, that the term "cases of special urgency" included in Article 98 of the Agreement means cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: (a) repudiation of the Agreement not sanctioned by the general rules of international law; or (b) violation of the essential elements of the Agreement set out in Article 2. 2. The Parties agree that the "appropriate measures" referred to in Article 98 are measures taken in accordance with international law. If a party takes a measure in a case of special urgency as provided for under Article 98, the other party may avail itself of the procedure relating to settlement of disputes."
Cooperation Agreement between the European Community and the Kingdom of Cambodia - Joint Declarations - Exchange of letters on maritime transport	19/10/1999, L269, 18	Article 19 of Agreement	"If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Joint Committee with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. - ANNEX I - Joint Declaration on Article 19 - Non-execution of the Agreement (a) The Parties agree, for the purposes of the interpretation and practical application of this Agreement, that the term "cases of special urgency" in Article 19 of the Agreement means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of essential elements of the Agreement set out in Article 1. (b) The Parties agree that the "appropriate measures" referred to in Article 19 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 19, the other Party may avail itself of the procedure relating to settlement of disputes."
Agreement on Trade, Development and Cooperation between the European Community and its Member States, of the one part, and the Republic of South Africa, of the other part - Protocol 1 concerning the definition of the concept of 'originating products' and methods of administrative cooperation - Protocol 2 on mutual administrative assistance in customs matters - Final Act - Declarations	04/12/1999, L311, 3	Article 3 of Agreement	"1. If either Party considers that the other has failed to fulfil an obligation under this Agreement, it may take appropriate measures. 2. Before doing so it shall supply the other Party, within 30 days, with all relevant information required for a thorough examination of the situation, with a view to seeking a solution acceptable to the Parties. 3. In circumstances of particular urgency, appropriate measures may be taken without prior consultations. These measures shall be immediately notified to the other Party and shall be a subject of consultations, if the other Party so requests. These consultations shall be convened within 30 days from the notification of the measures. If no satisfactory solution is found, the Party concerned may avail itself of the procedure relating to the settlement of disputes. 4. The Parties agree, for the purpose of the correct interpretation and practical application of this Agreement, that the term "circumstances of particular urgency" in paragraph 3 means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: (i) repudiation of the Agreement not sanctioned by the general rules of international law, or (ii) violation of the essential element of the Agreement, as described in Article 2. 5. The Parties agree that the appropriate measures referred to in paragraph 1 of this Article are those taken in accordance with international law and in the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement."
Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the Kingdom of Morocco, of the other part - Protocol 1 on the arrangements applying to imports into the Community of agricultural products originating in Morocco - Protocol 2 on the arrangements applying to imports into the Community of fishery products originating in Morocco - Protocol 3 on the arrangements applying to imports into Morocco of agricultural products originating in the	18/03/2000, L70, 2	Article 90 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Association Council with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests. Joint Declaration relating to Article 90 of the Agreement - 1. The Parties agree, for the purpose of the correct interpretation and practical application of this Agreement, that the term 'cases of special urgency' in Article 90 means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of the essential elements of the Agreement agreed to in Article 2. 2. The Parties agree that the 'appropriate measures' referred to in Article 90 of the Agreement are measures taken in accordance with international law. If a Party takes measure in a case of special urgency as provided for under Article 90, the other Party may avail itself of the procedure relating to settlement of disputes."

<p>Community - Protocol 4 concerning the definition of originating products and methods of administrative cooperation - Protocol 5 on mutual assistance in customs matters between the administrative authorities - Final Act - Joint Declarations - Agreements in the form of an Exchange of Letters - Declaration by the Community - Declarations by Morocco</p>			
<p>Euro-Mediterranean Agreement establishing an association between the European Communities and their Member States, of the one part, and the State of Israel, of the other part</p>	<p>21/06/2000, L147, 3</p>	<p>Article 79 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Association Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority shall be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests."</p>
<p>Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part - Final Act - Declarations</p>	<p>28/10/2000, L276, 45</p>	<p>Article 58 of Agreement</p>	<p>"1. The Parties shall adopt any general or specific measure required for them to fulfil their obligations under this Agreement and shall ensure that they comply with the objectives laid down in the Agreement. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before doing so, except in cases of special urgency, it must supply the Joint Council with all the relevant information required for a thorough examination of the situation, within 30 days, with a view to seeking a solution acceptable to the Parties. In this selection of measures, priority must be given to those measures which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Council and shall be the subject of consultations in that Council, if the other Party so requests. 2. The Parties agree that the term "cases of special urgency" in paragraph 1 of this Article means a case of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists of: (a) repudiation of the Agreement not sanctioned by the general rules of international law; (b) breach of the essential elements of the Agreement referred to in Article 1. 3. The Parties agree that the "appropriate measures" referred to in this Article are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under this Article, the other Party may ask that an urgent meeting be called to bring the Parties together within 15 days."</p>
<p>Partnership agreement between the members of the African, Caribbean and Pacific Group of States of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 - Protocols - Final Act - Declarations</p>	<p>15/12/2000, L317, 3</p>	<p>Article 96 of Agreement</p>	<p>"2. (a) If, despite the political dialogue conducted regularly between the Parties, a Party considers that the other Party has failed to fulfil an obligation stemming from respect for human rights, democratic principles and the rule of law referred to in paragraph 2 of Article 9, it shall, except in cases of special urgency, supply the other Party and the Council of Ministers with the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. To this end, it shall invite the other Party to hold consultations that focus on the measures taken or to be taken by the party concerned to remedy the situation. The consultations shall be conducted at the level and in the form considered most appropriate for finding a solution. The consultations shall begin no later than 15 days after the invitation and shall continue for a period established by mutual agreement, depending on the nature and gravity of the violation. In any case, the consultations shall last no longer than 60 days. If the consultations do not lead to a solution acceptable to both Parties, if consultation is refused, or in cases of special urgency, appropriate measures may be taken. These measures shall be revoked as soon as the reasons for taking them have disappeared. (b) The term "cases of special urgency" shall refer to exceptional cases of particularly serious and flagrant violation of one of the essential elements referred to in paragraph 2 of Article 9, that require an immediate reaction. The Party resorting to the special urgency procedure shall inform the other Party and the Council of Ministers separately of the fact unless it does not have time to do so. (c) The "appropriate measures" referred to in this Article are measures taken in accordance with international law, and proportional to the violation. In the selection of these measures, priority must be given to those which least disrupt the application of this agreement. It is understood that suspension would be a measure of last resort. If measures are taken in cases of special urgency, they shall be immediately notified to the other Party and the Council of Ministers. At the request of the Party concerned, consultations may then be called in order to examine the situation thoroughly and, if possible, find solutions. These consultations shall be conducted according to the arrangements set out in the second and third subparagraphs of paragraph (a)."</p>

<p>Cooperation Agreement between the European Community and the People's Republic of Bangladesh on partnership and development</p>	<p>27/04/2001, L118, 48</p>	<p>Article 16 of Agreement</p>	<p>"1. If either Party considers that the other Party has failed to fulfil any of its obligations under the Agreement, it may take appropriate measures. 2. Before doing so, except in cases of special urgency, it shall supply the other Party with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 3. In the selection of measures, priority shall be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the other Party and shall be the subject of consultations if the other Party so requests. - ANNEX III - Interpretative declaration on Article 16: non-execution of the Agreement (a) For the purposes of the interpretation and practical application of this Agreement, the Parties agree that the cases of special urgency referred to in Article 16 of the Agreement mean cases of material breach of the Agreement by one of the two Parties. A material breach of the Agreement consists of: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of the essential elements of the Agreement set out in Article 1. (b) The Parties agree that the "appropriate measures" referred to in Article 16 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency pursuant to Article 16, the other Party may avail itself of the dispute settlement procedure."</p>
<p>Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Hashemite Kingdom of Jordan, of the other part - Protocol 1 concerning the arrangements applicable to the importation into the Community of agricultural products originating in Jordan - Protocol 2 concerning the arrangements applicable to the importation into Jordan of agricultural products originating in the Community - Protocol 3 concerning the definition of the concept of 'originating products' and methods of administrative cooperation - Protocol 4 on mutual assistance between administrative authorities in customs matters - Joint Declarations - Final Act</p>	<p>15/05/2002, L129, 3</p>	<p>Article 101 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Association Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests. - JOINT DECLARATION RELATING TO ARTICLE 101 - 1. The Parties agree, for the purposes of the correct interpretation and practical application of the Agreement, that the cases of special urgency referred to in Article 101 of the Agreement mean cases of substantial violation of the Agreement by one of the Parties. A substantial violation of the Agreement consists of: - the repudiation of the Agreement not authorised by the general rules of international law, - the violation of the essential elements of the Agreement set out in Article 2. 2. The Parties agree that the appropriate measures referred to in Article 101 are measures taken in accordance with international law. If one Party takes a measure in a case of special urgency in application of Article 101, the other Party may invoke the dispute settlement procedure."</p>
<p>Interim Agreement on trade and trade-related matters between the European Community, of the one part, and the Republic of Lebanon, of the other part - Final act</p>	<p>30/09/2002, L262, 2</p>	<p>Article 37 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 3. In the selection of the appropriate measures referred to in paragraph 2, priority must be given to those which least disturb the functioning of this Agreement. The Parties also agree that these measures shall be taken in accordance with international law and shall be proportional to the violation. These measures shall be notified immediately to the Cooperation Council and shall be the subject of consultations within the Cooperation Council if the other Party so requests. Joint Declaration relating to Article 37 of the Interim Agreement (aa86) - (a) The Parties agree, for the purposes of the correct interpretation and practical application of this Agreement, that the term 'cases of special urgency' in Article 37 means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of the essential element of the Agreement, namely its Article 1. (b) The Parties agree that the 'appropriate measures' referred to in Article 37 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 37, the other Party may avail itself of the procedure relating to settlement of disputes."</p>
<p>Stabilisation and Association Agreement between the European</p>	<p>20/03/2004, L84, 13</p>	<p>Article 118 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under</p>

<p>Communities and their Member States, of the one part, and the former Yugoslav Republic of Macedonia, of the other part - Protocol 1 on textile and clothing products - Protocol 2 on steel products - Protocol 3 on trade between the former Yugoslav Republic of Macedonia and the Community in processed agricultural products - Protocol 4 concerning the definition of the concept of "originating products" and methods of administrative cooperation - Protocol 5 on mutual administrative assistance in customs matters - Final Act</p>			<p>this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Stabilisation and Association Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Stabilisation and Association Council and shall be the subject of consultations within the Stabilisation and Association Council if the other Party so requests. JOINT DECLARATION CONCERNING ARTICLE 118 (a) For the purposes of the interpretation and practical application of the Agreement, the Parties agree that the cases of special urgency referred to in Article 118 of the Agreement mean cases of material breach of the Agreement by one of the two parties. A material breach of the Agreement consists of: - repudiation of the Agreement not sanctioned by the general rules of international law; - violation of the essential elements of the Agreement set out in Article 2. (b) The Parties agree that the "appropriate measures" referred to in Article 118 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency pursuant to Article 118, the other Party may avail itself of the dispute settlement procedure."</p>
<p>Interim Agreement on trade and trade-related matters between the European community and the European Atomic Energy Community, of the one part, and the Republic of Tajikistan, of the other part</p>	<p>16/11/2004, L340, 2</p>	<p>Article 33 of Convention</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Joint Committee with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Committee if the other Party so requests."</p>
<p>Cooperation agreement between the European Community and the Islamic Republic of Pakistan, relating to the partnership and to development</p>	<p>23/12/2004, L378, 23</p>	<p>Article 19 of Agreement</p>	<p>"1. If either Party considers that the other Party has failed to fulfil any of its obligations under this Agreement, it may take appropriate measures. 2. Before doing so, except in cases of special urgency, it shall supply the other Party with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 3. In the selection of measures, priority shall be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the other Party and shall be the subject of consultations if the other Party so requests. ANNEX I INTERPRETATIVE DECLARATIONS ON ARTICLE 19 – NON-EXECUTION OF THE AGREEMENT (a) For the purposes of the interpretation and practical application of the Agreement, the Parties agree that the cases of special urgency referred to in Article 19 of the Agreement mean cases of material breach of the Agreement by one of the two parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of the essential elements of the Agreement set out in Article 1. (b) The Parties agree that the "appropriate measures" referred to in Article 19 are measures taken in accordance with international law. If a Party takes a measure in case of special urgency pursuant to Article 19, the other Party may avail itself of the dispute settlement procedure."</p>
<p>Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Croatia, of the other part</p>	<p>28/01/2005, L 26, 3</p>	<p>Article 120 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Stabilisation and Association Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 3. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Stabilisation and Association Council and shall be the subject of consultations within the Stabilisation and Association Council if the other Party so requests."</p>

<p>Agreement amending the Partnership Agreement between the members of the African, Caribbean and Pacific Group of States, of the one part, and the European Community and its Member States, of the other part, signed in Cotonou on 23 June 2000 - Final Act</p>	<p>11/08/2005, L 209, 27</p>	<p>Article B.16 of Agreement</p>	<p>"Article 96 shall be amended as follows: (a) The following paragraph shall be inserted: '1a. Both Parties agree to exhaust all possible options for dialogue under Article 8, except in cases of special urgency, prior to commencement of the consultations referred to in paragraph 2(a) of this Article.'; (b) In paragraph 2, point (a) shall be replaced by the following: '(a) If, despite the political dialogue on the essential elements as provided for under Article 8 and paragraph 1a of this Article, a Party considers that the other Party fails to fulfil an obligation stemming from respect for human rights, democratic principles and the rule of law referred to in Article 9(2), it shall, except in cases of special urgency, supply the other Party and the Council of Ministers with the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. To this end, it shall invite the other Party to hold consultations that focus on the measures taken or to be taken by the Party concerned to remedy the situation in accordance with Annex VII. The consultations shall be conducted at the level and in the form considered most appropriate for finding a solution. The consultations shall begin no later than 30 days after the invitation and shall continue for a period established by mutual agreement, depending on the nature and gravity of the violation. In no case shall the dialogue under the consultations procedure last longer than 120 days. If the consultations do not lead to a solution acceptable to both Parties, if consultation is refused or in cases of special urgency, appropriate measures may be taken. These measures shall be revoked as soon as the reasons for taking them no longer prevail.'"</p>
<p>Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the People's Democratic Republic of Algeria, of the other part - Annexes - Protocols - Final Act - Declarations</p>	<p>10/10/2005, L 265, 2</p>	<p>Article 104 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Association Council with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests. JOINT DECLARATION RELATING TO ARTICLE 104 OF THE AGREEMENT - 1. The Parties agree, for the purpose of the correct interpretation and practical application of this Agreement, that the term 'cases of special urgency' in Article 104 means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law, - violation of the essential elements of the agreement agreed to in Article 2. 2. The Parties agree that the 'appropriate measures' referred to in Article 104 of the Agreement are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 104, the other Party may avail itself of the procedure relating to settlement of disputes."</p>
<p>Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Lebanon, of the other part</p>	<p>30/05/2006, L143, 2</p>	<p>Article 86 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Association Council with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 3. In the selection of the appropriate measures referred to in paragraph 2, priority must be given to those which least disturb the functioning of this Agreement. The Parties also agree that these measures shall be taken in accordance with international law and shall be proportional to the violation. These measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests. Joint Declaration relating to Article 86 of the Agreement (a) The Parties agree, for the purpose of the correct interpretation and practical application of the Agreement, that the term 'cases of special urgency' in Article 86 means a case of the material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: — repudiation of the Agreement not sanctioned by the general rules of international law, — violation of the essential element of the Agreement, namely its Article 2. (b) The Parties agree that the 'appropriate measures' referred to in Article 86 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 86, the other Party may avail itself of the procedure relating to settlement of disputes. "</p>

Interim Agreement on trade and trade-related matters between the European Community, of the one part, and the Republic of Montenegro, of the other part - Protocols - Final Act – Declarations	28/12/2007, L345, 2	Article 55 of Agreement	"This Agreement shall be applicable until the entry into force of the Stabilisation and Association Agreement signed in Luxembourg on the fifteenth day of October in the year 2007. Either Party may denounce this Agreement by notifying the other Party. This Agreement shall terminate six months after the date of such notification. Either Party may suspend this Agreement, with immediate effect, in the event of the non-compliance by the other Party of one of the essential elements of this Agreement."
Partnership and Cooperation Agreement between the European Communities and their Member States, and Ukraine	19/02/1998, L49, 3	Article 102 of Agreement	"1. The Parties shall take any general or specific measures required to fulfil their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under the Agreement, it may take the appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. Joint Declaration concerning Article 102 - The Parties agree, for the purpose of its correct interpretation and its practical application, that the term 'cases of special urgency' included in Article 102 of the Agreement mean cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in (a) repudiation of the Agreement not sanctioned by the general rules of international law or (b) violation of the essential elements of the Agreement set out in Article 2."
Agreement on partnership and cooperation establishing a partnership between the European Communities and their Member States, of one part, and the Russian Federation, of the other part - Protocol 1 on the establishment of a coal and steel contact group - Protocol 2 on mutual administrative assistance for the correct application of customs legislation - Final Act - Exchanges of letters - Minutes of signing	28/11/1997, L327, 3	Article 107 of Agreement	"1. The Parties shall take any general or specific measures required to fulfill their obligations under the Agreement. They shall see to it that the objectives set out in the Agreement are attained. 2. If either Party considers that the other Party has failed to fulfill an obligation under the Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of the Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. Joint Declaration in relation to Article 107 - The Parties agree, by common consent, for the purpose of its correct interpretation and its practical application that the terms 'cases of special urgency' included in Article 107 of the Agreement mean cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: (a) repudiation of the Agreement not sanctioned by the general rules of international law; or (b) violation of the essential element of the Agreement set out in Article 2. Joint Declaration in relation to Article 107 (2) - The Parties agree that 'appropriate measures referred to in Article 107 (2) are measures taken in accordance with international law. If a Party takes a measure in a case of 'special urgency as provided for pursuant to Article 107 (2), the other Party may avail itself of the procedures provided for in Article 101."

<p>Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Arab Republic of Egypt, of the other part</p>	<p>30/09/2004, L304, 39</p>	<p>Article 86 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of a material breach of this Agreement by the other Party, it shall supply the Association Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. A material breach of this Agreement shall consist of the repudiation of this Agreement not sanctioned by the general rules of international law or a grave violation of an essential element of this Agreement, creating an environment not conducive for consultations or where a delay would be detrimental to the objectives of this Agreement. 3. In the selection of the appropriate measures referred to in paragraph 2, priority must be given to those which least disturb the functioning of this Agreement. The Parties also agree that these measures shall be taken in accordance with international law and shall be proportional to the violation. The measures shall be notified immediately to the Association Council and shall be the subject of consultations within the Association Council if the other Party so requests. If one Party takes a measure as a result of a material breach of this Agreement referred to in paragraph 2, the other Party may invoke the dispute settlement procedure."</p>
<p>Political dialogue and Cooperation Agreement between the European Community and its Member States, of the one part, and the Andean Community and its Member Countries (Bolivia, Colombia, Ecuador, Peru and Venezuela), of the other part</p>	<p>01/12/1945, N/A, N/A</p>	<p>Article 56 (3) of Agreement</p>	<p>"3. By way of derogation from paragraph 2, any Party may immediately take appropriate measures in accordance with international law in the event of: (a) termination of this Agreement not sanctioned by the general rules of international law; (b) violation by the other Party of the essential elements of this Agreement referred to in Article 1(1). The other Party may ask for an urgent meeting to be called to bring the Parties together within 15 days for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties." "</p>
<p>Framework Cooperation Agreement leading ultimately to the establishment of a political and economic association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part - Joint Declaration on political dialogue between the European Union and Chile</p>	<p>16/02/1999, L 42, 47</p>	<p>Article 43 of Agreement</p>	<p>"1. The Parties shall adopt any general or specific measure required for them to fulfil their obligations under this Agreement and shall ensure that they comply with the objectives laid down in this Agreement. If one of the Parties considers that the other Party has failed to fulfil an obligation under this Agreement it may take appropriate measures. Before doing so, except in cases of special urgency, it must supply the Joint Committee with all the relevant information required for the thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In this selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Committee and shall be the subject of consultation in the Committee if the other Party so requests. 2. The Parties agree that the term 'cases of special urgency in paragraph 1 of this Article means a case of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists of: (a) denunciation of the Agreement not sanctioned by the general rules of international law; (b) violation of the essential elements of the Agreement referred to in Article 1. 3. The Parties agree that the 'appropriate measures referred to in this Article are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under this Article, another Party may ask that an urgent meeting be called to bring the Parties together within 15 days."</p>

<p>Agreement establishing an association between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part - Final act</p>	<p>30/12/2002, L352, 3</p>	<p>Article 200 of Agreement</p>	<p>"1. The Parties shall adopt any general or specific measures required for them to fulfil their obligations under this Agreement and shall ensure that they comply with the objectives laid down in this Agreement. 2. If one of the Parties considers that the other Party has failed to fulfil an obligation under this Agreement it may take appropriate measures. Before doing so, it must supply the Association Council within 30 days with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In this selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Association Committee and shall be the subject of consultations in the Committee if the other Party so requests. 3. By way of derogation from paragraph 2, any Party may immediately take appropriate measures in accordance with international law in case of: (a) denunciation of this Agreement not sanctioned by the general rules of international law; (b) violation by the other Party of the essential elements of this Agreement referred to in Article 1, paragraph 1. The other Party may ask that an urgent meeting be called to bring the Parties together within 15 days for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 4. By way of derogation from paragraph 2, if one of the Parties considers that the other Party has failed to fulfil an obligation under Part IV, it shall exclusively have recourse to, and abide by, the dispute settlement procedures established under Title VIII of Part IV."</p>
<p>Political Dialogue and Cooperation Agreement between the European Community and its Member States, of the one part, and the Republics of Costa Rica, El Salvador, Guatemala, Honduras, Nicaragua and Panama</p>	<p>01/03/1945, N/A, N/A</p>	<p>Article 56 of Agreement</p>	<p>"1. The Parties shall adopt any general or specific measures required for them to fulfill their obligations under this Agreement and shall ensure that they comply with the objectives laid down in this Agreement. 2. If one of the Parties considers that the other Party has failed to fulfill an obligation under this Agreement it may take appropriate measures. Before doing so, it must supply the Joint Committee within 30 days with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In this selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Joint Committee and shall be the subject of consultations in the Committee if the other Party so requests. 3. By way of derogation from paragraph 2, any Party may immediately take appropriate measures in accordance with international law in case of: (a) denunciation of this Agreement not sanctioned by the general rules of international law; (b) violation by the other Party of the essential elements of this Agreement referred to in Article 1(1). The other Party may ask that an urgent meeting be called to bring the Parties together within 15 days for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties."</p>
<p>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</p>	<p>29/04/2010, L 108, 3</p>	<p>Article 133 of Agreement</p>	<p>"This Agreement is concluded for an unlimited period. Either Party may denounce this Agreement by notifying the other Party. This Agreement shall terminate six months after the date of such notification. Either Party may suspend this Agreement, with immediate effect, in the event of the non-compliance by the other Party of one of the essential elements of this Agreement."</p>
<p>Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, of the one part, and the Republic of Tajikistan, of the other part</p>	<p>29/12/2009, L 350, 3</p>	<p>Article 94 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Cooperation Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. In the selection of these measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Cooperation Council if the other Party so requests. - JOINT DECLARATION CONCERNING ARTICLE 94 The Parties agree, for the purpose of its correct interpretation and its practical application, that the term 'cases of special urgency' included in Article 94 of the Agreement means cases of material breach of the Agreement by one of the Parties. A material breach of the Agreement consists in: (a) repudiation of the Agreement not sanctioned by the general rules of international law; or (b) violation of the essential elements of the Agreement set out in Article 2. The Parties agree that the 'appropriate measures' referred to in Article 94 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency as provided for under Article 94, the other Party may avail itself of the procedure relating to settlement of dispute."</p>

<p>Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and the Republic of Albania, of the other part</p>	<p>28/04/2009, L 107, 166</p>	<p>Article 126 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement. They shall see to it that the objectives set out in this Agreement are attained. 2. If either Party considers that the other Party has failed to fulfil an obligation under this Agreement, it may take appropriate measures. Before so doing, except in cases of special urgency, it shall supply the Stabilisation and Association Council with all relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties. 3. In the selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Stabilisation and Association Council and shall be the subject of consultations within the Stabilisation and Association Council if the other Party so requests. - JOINT DECLARATION CONCERNING ARTICLE 126 OF THE AGREEMENT: 1. For the purposes of the interpretation and practical application of the Agreement, the Parties agree that the cases of special urgency referred to in Article 126 of the Agreement mean cases of material breach of the Agreement by one of the two Parties. A material breach of the Agreement consists in: - repudiation of the Agreement not sanctioned by the general rules of international law and, - violation of the essential elements of the Agreement set out in Article 2. 2. The Parties agree that the 'appropriate measures' referred to in Article 126 are measures taken in accordance with international law. If a Party takes a measure in a case of special urgency pursuant to Article 126, the other Party may avail itself of the dispute settlement procedure."</p>
<p>Interim Agreement on trade and trade-related matters between the European Community, of the one part, and the Republic of Serbia, of the other part</p>	<p>30/01/2010, L28, 2</p>	<p>Article 54 of Agreement</p>	<p>"This Agreement shall be applicable until the entry into force of the Stabilisation and Association Agreement signed in Luxembourg on 29 April 2008. Either Party may denounce this Agreement by notifying the other Party. This Agreement shall terminate six months after the date of such notification. Either Party may suspend this Agreement, with immediate effect, in the event of the non-compliance by the other Party of one of the essential elements of this Agreement."</p>
<p>Stabilisation and Association Agreement (SAA) between the European Communities and their Member States, of the one part, and Bosnia and Herzegovina, of the other part</p>	<p>01/01/2100, -, -</p>	<p>Article 129(3) of Agreement</p>	<p>"This Agreement is concluded for an unlimited period. Either Party may denounce this Agreement by notifying the other Party. This Agreement shall terminate six months after the date of such notification. Either Party may suspend this Agreement, with immediate effect, in the event of non compliance by the other party with one of the essential elements of this Agreement."</p>
<p>Framework Agreement between the European Union and its Member States, of the one part, and the Republic of Korea, of the other part</p>	<p>23/01/2013, L20, 2</p>	<p>Article 45 of Agreement</p>	<p>"1. The Parties shall take any general or specific measures required to fulfil their obligations under this Agreement and shall ensure that they comply with the objectives laid down in this Agreement. 2. Implementation is covered by consensus and dialogue. If, however, there is divergence of views in the application or interpretation of this Agreement, either Party shall refer to the Joint Committee. 3. If either Party considers that the other Party has failed to fulfil its obligations under this Agreement, it may take appropriate measures in accordance with international law. Before doing so, except in cases of special urgency, the Party shall present all the information required to the Joint Committee for a thorough examination of the situation. The Parties shall hold consultations within the Joint Committee and, if both Parties agree, these consultations may be facilitated by a mediator appointed by the Joint Committee. 4. In cases of special urgency, the measure shall be notified immediately to the other Party. At the request of the other Party, consultations shall be held for a period of up to twenty (20) days. After this period, the measure shall apply. In this case, the other Party may request arbitration according to Article 46 with a view to examining any aspect of, or the basis for, the measure.</p> <p>Joint Interpretative Declaration concerning Articles 45 and 46</p> <p>The Parties are democracies. They wish to work together to promote their shared values to the world. Their Agreement is a signal of their shared determination to promote democracy, human rights, non-proliferation, and counter-terrorism throughout the world. The implementation of this Agreement between the Parties sharing the same values shall therefore be based on the principles of dialogue, mutual respect, equal partnership, multilateralism, consensus, and respect for international law.</p> <p>The Parties agree that for the purpose of the correct interpretation and practical application of this Agreement, the term "appropriate measures" in Article 45 (3) are measures proportionate to the failure to implement obligations under this Agreement. Measures may be taken with regard to this Agreement or to a specific agreement falling under the common institutional framework. In the selection of</p>

			<p>measures priority must be given to those which least disrupt the functioning of the agreements, taking account of possible use of domestic remedies where available.</p> <p>The Parties agree that for the purpose of the correct interpretation and practical application of this Agreement, the term "cases of special urgency" in Article 45 (4) means a case of a material breach of this Agreement by one of the Parties. A material breach consists in either repudiation of this Agreement not sanctioned by the general rules of international law or a particularly serious and substantial violation of an essential element of the Agreement. The Parties shall assess a possible material breach of Article 4 (2), taking account of the official position, where available, of the relevant international agencies.</p> <p>In respect of Article 46, where measures have been taken with respect to a specific agreement falling under the common institutional framework, any relevant dispute settlement procedures of the specific agreement shall apply with regard to the procedure of implementing the decision of the arbitration panel in cases where the arbitrators decide that the measure was not justified or proportionate.</p> <p>"</p>
<p>Partnership and Cooperation Agreement between the European Union and its Member States, of the one part, and the Republic of Iraq, of the other part</p>	<p>31/07/2012, L204, 20</p>	<p>Article 122 of Agreement</p>	<p>"</p> <p>Article 122 Non-execution of agreement</p> <p>1. The Parties shall adopt any general or specific measures required for them to fulfill their obligations under this Agreement and shall ensure that they comply with the objectives laid down in this Agreement.</p> <p>2. If one of the Parties considers that the other Party has failed to fulfill an obligation under this Agreement it may take appropriate measures. Before doing so, it must supply the Cooperation Council within 30 days with all the relevant information required for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties.</p> <p>In this selection of measures, priority must be given to those which least disturb the functioning of this Agreement. These measures shall be notified immediately to the Cooperation Council and shall be the subject of consultations in the Council if the other Party so requests.</p> <p>3. By way of derogation from paragraph 2, any Party may immediately take appropriate measures in accordance with international law in case of:</p> <p>(a) denunciation of this Agreement not sanctioned by the general rules of international law;</p> <p>(b) violation by the other Party of the essential elements of this Agreement referred to in Articles 2 and 5.</p> <p>The other Party may ask that an urgent meeting be called to bring the Parties together within 15 days for a thorough examination of the situation with a view to seeking a solution acceptable to the Parties.</p> <p>4. By way of derogation from paragraph 2, if one of the Parties considers that the other Party has failed to fulfil an obligation under Title II of this agreement, it shall exclusively have recourse to, and abide by, the dispute settlement procedures established under Section VI of Title II of this agreement.</p> <p>"</p>