

FINAL ACT

The Plenipotentiaries of

His Majesty the King of the Belgians,

Her Majesty the Queen of Denmark,

The President of the Federal Republic of Germany,

The President of the French Republic,

The President of Ireland,

The President of the Italian Republic,

His Royal Highness the Grand Duke of Luxembourg,

Her Majesty the Queen of the Netherlands,

Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland

and the Council of the European Communities,

of the one part, and of

the President of the Council of the Revolution, President of the Council of Ministers of the People's Democratic Republic of Algeria,

of the other part,

meeting at Algiers this twenty-sixth day of April in the year one thousand nine hundred and seventy-six for the purpose of signing the Cooperation Agreement between the European Economic Community and the People's Democratic Republic of Algeria, and the Agreement between the Member States of the European Coal and Steel Community and the People's Democratic Republic of Algeria,

have, on signing these Agreements,

— adopted the following joint declarations by the Contracting Parties:

1. Joint declaration by the Contracting Parties on Article 12 (1) of the Agreement,
2. Joint declaration by the Contracting Parties on Article 15 of the Agreement,
3. Joint declaration by the Contracting Parties on the provisions of Article 15 of the Agreement in respect of products falling within subheadings 08.02 ex A, ex B, ex C and D of the Common Customs Tariff,
4. Joint declaration by the Contracting Parties on Annex B concerning olive oil, other than olive oil having undergone a refining process, falling within subheadings 15.07 A II of the Common Customs Tariff,

5. Joint declaration by the Contracting Parties on olive oil,
6. Joint declaration by the Contracting Parties on agricultural products,
7. Joint declaration by the Contracting Parties on the presentation of the Agreement to GATT by the Community,
8. Declaration by the Contracting Parties on the interpretation of the term 'Contracting Parties' as used in the Agreement;

— taken note of the following declarations:

1. Declaration by the European Economic Community on the regional application of certain provisions of the Agreement,
2. Declaration by the European Economic Community on the unit of account referred to in Article 2 of Protocol 1,
3. Declaration by the representative of the Federal Republic of Germany on the definition of German nationality,
4. Declaration by the representative of the Federal Republic of Germany on the application of the Agreement to Berlin;

— and taken note of the following exchanges of letters:

1. Exchange of letters on scientific and technological cooperation and the protection of the environment,
2. Exchange of letters on Articles 15 and 48 of the Agreement,
3. Exchange of letters on Algerian labour employed in the Community,
4. Exchange of letters on implementation of the Agreement before its entry into force in respect of economic, technical and financial cooperation,
5. Exchange of letters concerning the special arrangements under which certain products originating in Algeria are imported into France,
6. Exchange of letters on Articles 33 and 52 of the Agreement.

The declarations and exchanges of letters listed above are annexed to this Final Act.

The Plenipotentiaries have agreed that the declarations and exchanges of letters shall be subjected, in the same manner as the Cooperation Agreement, to any procedures that may be necessary to ensure their validity.

Til bekræftelse heraf har undertegnede befuldmægtigede underskrevet denne slutakt.

Zu Urkund dessen haben die unterzeichneten Bevollmächtigten ihre Unterschriften unter diese Schlußakte gesetzt.

In witness whereof, the undersigned Plenipotentiaries have affixed their signatures below this Final Act.

En foi de quoi, les plénipotentiaires soussignés ont apposé leurs signatures au bas du présent acte final.

In fede di che, i plenipotenziari sottoscritti hanno apposto le loro firme in calce al presente atto finale.

Ten blijke waarvan de ondergetekende gevolmachtigden hun handtekening onder deze Slotakte hebben gesteld.

واثباتا لذلك، وقع المفوضون في خبايه هذا الاتفاق النهائي

Udfærdiget i Algier, den seksogtyvende april nitten hundrede og seksoghalvfjerds.

Geschehen zu Algier am sechszwanzigsten April neunzehnhundertsechundsiebzig.

Done at Algiers this twenty-sixth day of April in the year one thousand nine hundred and seventy-six.

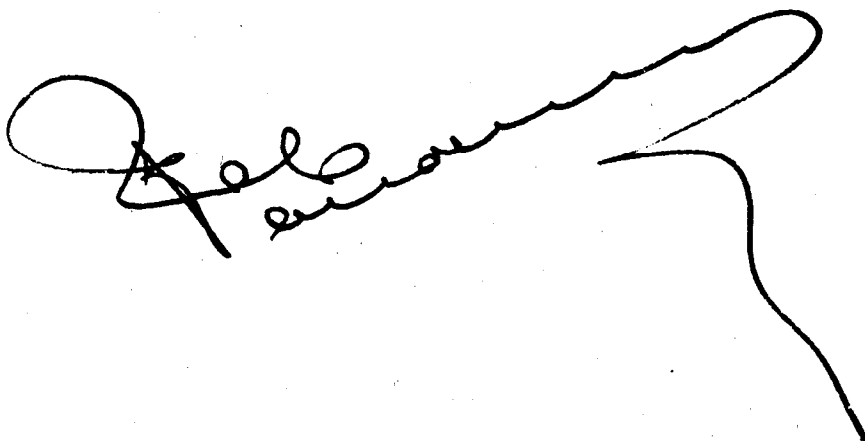
Fait à Alger, le vingt-six avril mil neuf cent soixante-seize.

Fatto a Algeri, addì ventisei aprile millenovecentosettantasei.

Gedaan te Algiers, de zesentwintigste april negentienhonderdzesenzeventig.

تم تحريره بالجزائر العاصمة، في السادس والعشرين من شهر ابريل سنة الف وتسعمائة وستة وسبعين

Pour Sa Majesté le roi des Belges
Voor Zijne Majesteit de Koning der Belgen



For Hendes Majestæt dronningen af Danmark

By kants. Henry

Für den Präsidenten der Bundesrepublik Deutschland

Walter Jochen

Pour le président de la République française

Jean François-Lucat

For the President of Ireland

Seamus Mac Gearailt

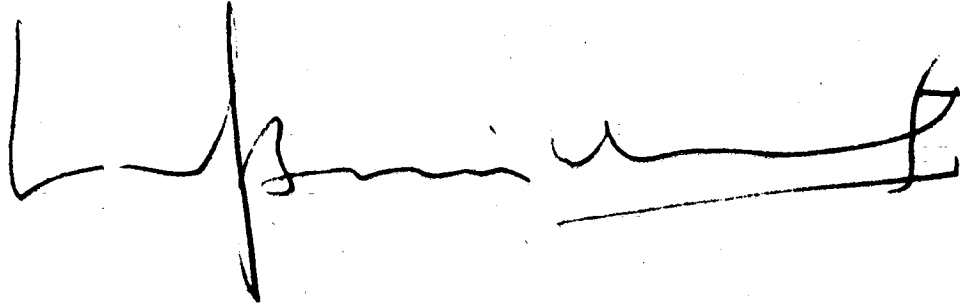
Per il presidente della Repubblica italiana

Jean-Marie

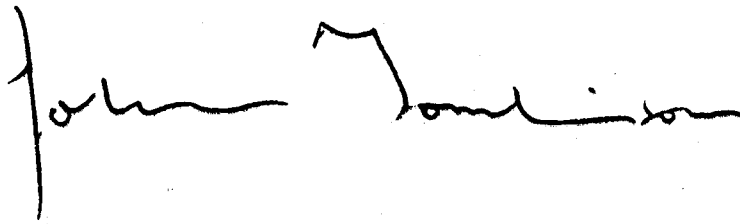
Pour Son Altesse Royale le grand-duc de Luxembourg

Henri

Voor Hare Majesteit de Koningin der Nederlanden

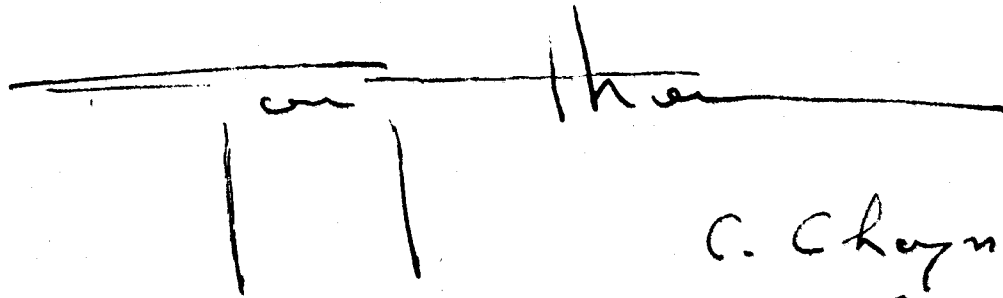


For Her Majesty the Queen of the United Kingdom of Great Britain and Northern Ireland



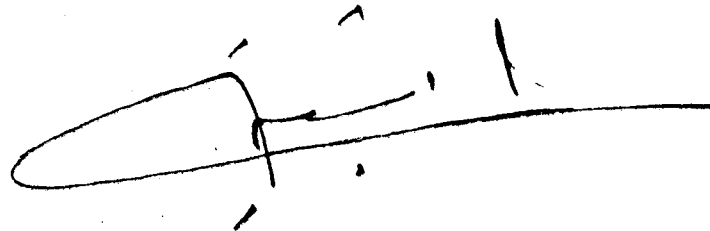
På Rådet for De europæiske Fællesskabers vegne
 Im Namen des Rates der Europäischen Gemeinschaften
 In the name of the Council of the European Communities
 Au nom du Conseil des Communautés européennes
 A nome del Consiglio delle Comunità europee
 Namens de Raad van de Europese Gemeenschappen

باسم مجلس المجموعات الأوروبية



C. Chyngon

عن رئيس مجلس الثورة ،
 ورئيس مجلس الوزراء للجمهورية الجزائرية
 الديمقراطية الشعبية



Joint declaration by the Contracting Parties on Article 12 (1) of the Agreement

The Contracting Parties agree that, should the date of entry into force of the Agreement not coincide with the beginning of the calendar year, the ceilings referred to in Article 12 (1) of the Agreement will be applied *pro rata*.

Joint declaration by the Contracting Parties on Article 15 of the Agreement

The Contracting Parties agree that, without prejudice to the implementation of the first subparagraph of Article 22 (2) of Regulation (EEC) No 1035/72, the products listed in Article 15 of the Agreement and set out in Annex III to that Regulation shall be admitted into the Community during the period for which the reductions in duty are applicable free of quantitative restrictions and measures having equivalent effect.

Furthermore, the Contracting Parties agree that, where reference is made in the Agreement to the provisions of Articles 23 to 28 of Regulation (EEC) No 1035/72, the Community is referring to the arrangements applicable to third countries at the time of importation of the products in question.

Joint declaration by the Contracting Parties on the provisions of Article 15 of the Agreement in respect of products falling within subheadings 08.02 ex A, ex B, ex C and D of the Common Customs Tariff

The Contracting Parties agree that if, in the light of the results of the Agreement and taking into account the trend of trade flows between the Community and the Mediterranean countries, the advantages accruing from the provisions of Article 15 in respect of products falling within subheadings 08.02 ex A, ex B, ex C and D of the Common Customs Tariff are or are likely to be jeopardized by abnormal conditions of competition, the situation shall be examined within the Cooperation Council in order to identify the problems and seek appropriate solutions.

Joint declaration by the Contracting Parties on Annex B concerning olive oil, other than olive oil having undergone a refining process, falling within subheading 15.07 A II of the Common Customs Tariff

The Contracting Parties agree that the additional amount, if any, to be applied for the 1977/78 marketing year could be maintained at its previous level should the exceptional situation, because of which the additional amount of 10 units of account per 100 kilograms was fixed for the period ending 31 October 1977, still exist at that time.

Joint declaration by the Contracting Parties on olive oil

The Contracting Parties agree to cooperate closely in order to identify any difficulties which might arise in respect of olive oil and to seek appropriate solutions.

To this end, the Contracting Parties will hold periodic consultations to follow the trend of the olive-oil market.

Joint declaration by the Contracting Parties on agricultural products

1. The Contracting Parties declare their readiness to foster, so far as their agricultural policies allow, the harmonious development of trade in agricultural products to which the Agreement does not apply.

As regards veterinary, health and plant health matters the Contracting Parties shall apply their rules in a non-discriminatory fashion and shall refrain from introducing any new measures that have the effect of unduly obstructing trade.

2. They shall examine within the Cooperation Council any difficulties that might arise in their trade in agricultural products and shall endeavour to seek appropriate solutions.

Joint declaration by the Contracting Parties on the presentation of the Agreement to GATT by the Community

The Contracting Parties to the Agreement will consult when the provisions of the Agreement that relate to trade are presented and examined under GATT.

Declaration by the Contracting Parties on the interpretation of the term 'Contracting Parties' as used in the Agreement

The Contracting Parties agree to interpret the Agreement to the effect that the expression 'Contracting Parties' appearing therein means on the one hand the Community and the Member States, or either the Member States or the Community alone, and on the other hand the People's Democratic Republic of Algeria. The meaning to be attributed to this expression in each case is to be deduced from the provisions in question of the Agreement and from the corresponding provisions of the Treaty establishing the Community.

Declaration by the European Economic Community on the regional application of certain provisions of the Agreement

The European Economic Community declares that the application of any measures it may take under Articles 34 and 35 of the Agreement, in accordance with the procedure and under the arrangements set out in Article 36, or under Article 37, may be limited to one of its regions by virtue of Community rules.

Declaration by the European Economic Community on the unit of account referred to in Article 2 of Protocol 1

The unit of account used to express the amounts specified in Article 2 of Protocol 1 is defined as the sum of the following amounts in the currencies of the Member States of the Community:

German mark	0.828
Pound sterling	0.0885
French franc	1.15
Italian lira	109
Dutch guilder	0.286
Belgian franc	3.66
Luxembourg franc	0.14
Danish krone	0.217
Irish pound	0.00759

The value of the unit of account in any given currency is equal to the equivalent in that currency of the sum of the amounts of currency referred to in the first paragraph. It is calculated by the Commission using daily market exchange rates.

The daily values of the unit of account in the various national currencies are made available every day and are published periodically in the *Official Journal of the European Communities*.

Declaration by the representative of the Federal Republic of Germany on the definition of German nationality

Every German person, within the meaning of the basic constitutional law applying in the Federal Republic of Germany, is considered as a national of the Federal Republic of Germany.

Declaration by the representative of the Federal Republic of Germany on the application of the Agreement to Berlin

The Agreement shall also apply to Land Berlin provided that no statement to the contrary by the Government of the Federal Republic of Germany is addressed to the other Contracting Parties within three months of the entry into force of the Agreement.

Exchange of letters on scientific and technological cooperation and the protection of the environment

Algiers, 26 April 1976.

Sir,

Further to the wishes expressed by the Algerian delegation at the negotiations which have ended today in the conclusion of an Agreement between the Community and Algeria, I have the honour to inform you, on behalf of the Member States of the Community, that the latter are ready to examine on a case-by-case basis whether and on what terms Algeria may have access to the results of the programmes undertaken jointly by the Member States of the Community or by the Member States in collaboration with other countries in the fields of science, technology and the protection of the environment.

I should be grateful if you would acknowledge receipt of this letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Jean DURIEUX
*Head of the delegation of
the European Economic Community*

Algiers, 26 April 1976.

Sir,

In your letter of today's date you inform me as follows:

'Further to the wishes expressed by the Algerian delegation at the negotiations which have ended today in the conclusion of an Agreement between the Community and Algeria, I have the honour to inform you, on behalf of the Member States of the Community, that the latter are ready to examine on a case-by-case basis whether and on what terms Algeria may have access to the results of the programmes undertaken jointly by the Member States of the Community or by the Member States in collaboration with other countries in the fields of science, technology and the protection of the environment.

I should be grateful if you would acknowledge receipt of this letter.'

I have the honour to acknowledge receipt of your letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Dr Messaoud AIT CHAALAL
Head of the Algerian delegation

Exchange of letters on Articles 15 and 48 of the Agreement

Algiers, 26 April 1976.

Sir,

Because of the importance of citrus fruits for the Algerian economy, Algeria considers that in the event of the Community being enlarged to include other Mediterranean countries there will be a re-examination, in accordance with Article 48 of the Agreement between the Community and the People's Democratic Republic of Algeria, of the arrangements provided for in Article 15 of that Agreement in order to safeguard the advantages resulting from its implementation.

I should be grateful if you would acknowledge receipt of this letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Dr Messaoud AIT CHAALAL

Head of the Algerian delegation

Algiers, 26 April 1976.

Sir,

In your letter of today's date you inform me as follows:

'Because of the importance of citrus fruits for the Algerian economy, Algeria considers that in the event of the Community being enlarged to include other Mediterranean countries there will be a re-examination, in accordance with Article 48 of the Agreement between the Community and the People's Democratic Republic of Algeria, of the arrangements provided for in Article 15 of that Agreement in order to safeguard the advantages resulting from its implementation.

I should be grateful if you would acknowledge receipt of this letter.'

I have the honour to acknowledge receipt of your letter and to assure you that in the event of the accession of another State to the Community appropriate consultations will be held in the Cooperation Council in accordance with Article 48 (2) of the Agreement.

Please accept, Sir, the assurance of my highest consideration.

(s.) Jean DURIEUX

*Head of the delegation of
the European Economic Community*

Exchange of letters on Algerian labour employed in the Community

Algiers, 26 April 1976.

Sir,

I have the honour to inform you on behalf of the Member States of the Community that the latter are ready to hold exchanges of views, in the context of talks to be arranged for that purpose, on Algerian labour employed in the Community.

The purpose of these exchanges of views would be to examine the possibilities of making progress towards the attainment of equality of treatment for Community and non-Community workers and the members of their families in respect of living and working conditions, having regard to the Community provisions in force.

Such exchanges of views, which would not be concerned with matters covered by the Agreement, would deal in particular with social and cultural questions.

I should be grateful if you would acknowledge receipt of this letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Jean DURIEUX

*Head of the delegation of
the European Economic Community*

Algiers, 26 April 1976.

Sir,

In your letter of today's date you inform me as follows:

'I have the honour to inform you on behalf of the Member States of the Community that the latter are ready to hold exchanges of views, in the context of talks to be arranged for that purpose, on Algerian labour employed in the Community.

The purpose of these exchanges of views would be to examine the possibilities of making progress towards the attainment of equality of treatment for Community and non-Community workers and the members of their families in respect of living and working conditions, having regard to the Community provisions in force.

Such exchanges of views, which would not be concerned with matters covered by the Agreement, would deal in particular with social and cultural questions.

I should be grateful if you would acknowledge receipt of this letter.'

I have the honour to acknowledge receipt of your letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Dr Messaoud AIT CHAALAL
Head of the Algerian delegation

Exchange of letters on implementation of the Agreement before its entry into force in respect of economic, technical and financial cooperation

Algiers, 26 April 1976.

Sir,

I have the honour to inform you that once the Agreement and the internal Community texts relating thereto have been signed, the Community will be prepared, in conjunction with your Government, to:

- undertake preparatory work on setting cooperation in train so that concrete measures may be taken upon the entry into force of the Agreement;
- appraise, under the provisions relating to technical and financial cooperation, projects submitted by Algeria or, with Algeria's agreement, by other aid recipients, it being understood that final approval for such projects cannot be given until after the entry into force of the Agreement.

I should be grateful if you would acknowledge receipt of this letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Jean DURIEUX
*Head of the delegation of
the European Economic Community*

Algiers, 26 April 1976.

Sir,

In your letter of today's date you inform me as follows:

'I have the honour to inform you that once the Agreement and the internal Community texts relating thereto have been signed, the Community will be prepared, in conjunction with your Government, to:

- undertake preparatory work on setting cooperation in train so that concrete measures may be taken upon the entry into force of the Agreement;
- appraise, under the provisions relating to technical and financial cooperation, projects submitted by Algeria or with Algeria's agreement, by other aid recipients, it being understood that final approval for such projects cannot be given until after the entry into force of the Agreement.

I should be grateful if you would acknowledge receipt of this letter.'

I have the honour to acknowledge receipt of your letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Dr Messaoud AIT CHAALAL

Head of the Algerian delegation

Exchange of letters concerning the special arrangements under which certain products originating in Algeria are imported into France

Algiers, 26 April 1976.

Sir,

I have the honour to inform you that the representatives of the Governments of the Member States of the European Economic Community have asked me to inform you as follows:

'The French Government reserves the right to maintain, pending the review which is to take place in 1978 in accordance with Article 53 of the Agreement between the European Economic Community and the People's Democratic Republic of Algeria, the customs treatment which it applies at present to imports into its territory of agricultural products originating in Algeria for products which are not covered by the Agreement and for certain other products referred to in Title II (Trade) of the Agreement.'

I should be grateful if you would acknowledge receipt of this letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Jean DURIEUX

*Head of the delegation of
the European Economic Community*

Algiers, 26 April 1976.

Sir,

In your letter of today's date you inform me as follows:

“The French Government reserves the right to maintain, pending the review which is to take place in 1978 in accordance with Article 53 of the Agreement between the European Economic Community and the People's Democratic Republic of Algeria, the customs treatment which it applies at present to imports into its territory of agricultural products originating in Algeria for products which are not covered by the Agreement and for certain other products referred to in Title II (Trade) of the Agreement.”

I should be grateful if you would acknowledge receipt of this letter.’

I have the honour to acknowledge receipt of your letter.

Please accept, Sir, the assurance of my highest consideration.

(s.) Dr Messaoud AIT CHAALAL

Head of the Algerian delegation

Exchange of letters on Articles 33 and 52 of the Agreement

Algiers, 26 April 1976.

Sir,

I have the honour to inform you of the following declaration by my Government on Articles 33 and 52 of the Agreement:

‘The People's Democratic Republic of Algeria hereby declares that in applying Articles 33 and 52 of the Agreement its undertakings do not require it to repeal laws and regulations in force in so far as they remain necessary for the protection of its essential

security interests. Algeria will see to it that such laws and regulations are applied in such a way as to ensure compliance with Article 49 (1) of the Agreement.'

Please accept, Sir, the assurance of my highest consideration.

(s.) Dr Messaoud AIT CHAALAL

Head of the Algerian delegation

Algiers, 26 April 1976

Sir,

In your letter of today's date you communicate to me a declaration by your Government on Articles 33 and 52 of the Agreement.

I have the honour to inform you of the following declaration by the European Economic Community on Articles 33 and 52 of the Agreement:

- '1. The European Economic Community notes the declaration by the People's Democratic Republic of Algeria.
2. The European Economic Community expects the principles set out in the Agreement, including those in Articles 33 and 52 of the Agreement, to be put into full application.

The European Economic Community considers in particular that the application of the principle of non-discrimination should ensure the correct and smooth application of the Agreement.'

Please accept, Sir, the assurance of my highest consideration.

(s.) Jean DURIEUX

*Head of the delegation of
the European Economic Community*
