



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 14 February 2003

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NOTE

from : The United Kingdom delegation
to Article 36 Committee

Subject : Draft Council Decision on the application to Gibraltar of the Convention drawn up on the basis of Article K.3(2)(c) of the Treaty on European Union on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union

Delegations will find in the Annex a suggestion for a draft Council Decision from the United Kingdom delegation relating to the application of the EU Corruption Convention (OJ C 195 of 25 June 1997).

DECISION of the Council*of*

concerning the application to Gibraltar of the Convention drawn up on the basis of Article K.3(2)(c) of the Treaty on European Union on the fight against corruption involving officials of the European Communities or officials of Member States of the European Union

THE COUNCIL OF THE EUROPEAN UNION

Having regard to the Treaty on European Union,

Having regard to the Convention drawn up on the Basis of Article K.3 (2)(c) of the Treaty on European Union on the Fight Against Corruption Involving Officials of the European Communities or Officials of Member States of the European Union¹ ("the Convention on Corruption").

Whereas:

1. The Convention on Corruption was drawn up on 26 May 1997 under Article K.3 (2)(c) of the Treaty on European Union.
2. No provision was made in the Convention on Corruption regarding its application to Gibraltar.

¹ OJ C 195 of 25 June 1997.

3. The Convention on Corruption, and several other Conventions drawn up on the same basis, were concluded under Title VI of the Treaty on European Union prior to 1 June 2000¹ and were not at the time extended to Gibraltar.
4. The United Kingdom is responsible for the international relations of Gibraltar.
5. It is desirable to have the Convention on Corruption applied to Gibraltar.

HAS DECIDED AS FOLLOWS:

Article 1

The Convention on Corruption is applicable to Gibraltar.

Article 2

This Decision shall be published in the Official Journal of the European Communities and shall enter into force on the date of its publication.

¹ The date on which the arrangements between Spain and the United Kingdom relating to Gibraltar authorities in the context of EU and EC instruments and related treaties took effect.