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Agreement between EU and Norway establishing a Framework for the Participation of Norway in the EU Crisis Management Operations

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Agreement
between The European Union
and
The Kingdom of Norway
establishing a Framework for the
Participation of
The Kingdom of Norway
in The European Union Crisis
Management Operations

THE EUROPEAN UNION,

of the one part, and

THE KINGDOM OF NORWAY,

of the other part,

hereinafter referred to as the "Parties",

Whereas:

(1) The European Union (EU) may decide to take action in the field of crisis management.

(2) The European Union will decide whether third states will be invited to participate in an EU crisis management operation. The Kingdom of Norway may accept the invitation by the European Union and offer its contribution. In such case, the European Union will decide on the acceptance of the proposed contribution of the Kingdom of Norway.

(3) If the European Union decides to undertake a military crisis management operation with recourse to NATO assets and capabilities, the Kingdom of Norway may express its intention in principle of taking part in the operation.

(4) The European Council at Brussels on 24 and 25 October 2002 has agreed modalities for implementation of the provisions agreed by the Nice European Council on 7-9 December 2000 on the involvement of the non-EU European NATO members in EU-led crisis management.

(5) Conditions regarding the participation of the Kingdom of Norway in EU crisis management operations should be laid down in an Agreement establishing a framework for such possible future participation, rather than defining these conditions on a case-by-case basis for each operation concerned.

(6) Such an Agreement should be without prejudice to the decision-making autonomy of the European Union, and should not prejudice the case-by-case nature of the decisions of the Kingdom of Norway to participate in an EU crisis management operation.

(7) Such an Agreement should only address future EU crisis management operations and should be without prejudice to possible existing agreements regulating the participation of the Kingdom of Norway in an already deployed EU crisis management operation,

Have agreed as follows:

SECTION I

General provisions

Article 1

Decisions relating to the participation

1. Following the decision of the European Union to invite the Kingdom of Norway to participate in an EU crisis management operation, and once the Kingdom of Norway has decided to participate, the Kingdom of Norway shall provide information on its proposed contribution to the European Union.
2. Where the European Union has decided to undertake a military crisis management operation with recourse to NATO assets and capabilities, the Kingdom of Norway will inform the European Union of any intention to participate in the operation, and subsequently provide information on any proposed contribution.
3. The assessment by the European Union of the Kingdom of Norway's contribution shall be conducted in consultation with the Kingdom of Norway .
4. The European Union will provide the Kingdom of Norway with an early indication of likely contribution to the common costs of the operation as soon as possible with a view to assisting the Kingdom of Norway in the formulation of its offer .
5. The European Union shall communicate the outcome of the assessment to the Kingdom of Norway by letter with a view to securing the participation of the Kingdom of Norway in accordance with the provisions of this Agreement.

Article 2

Framework

1. The Kingdom of Norway shall associate itself with the Joint Action by which the Council of the European Union decides that the EU will conduct the crisis management operation, and with any Joint Action or Decision by which the Council of the European Union decides to extend the EU crisis management operation, in accordance with the provisions of this Agreement and any required implementing arrangements.

2. The contribution of the Kingdom of Norway to an EU crisis management operation is without prejudice to the decision-making autonomy of the European Union.

Article 3

Status of personnel and forces

1. The status of personnel seconded to an EU civilian crisis management operation and/or of the forces contributed to an EU military crisis management operation by the Kingdom of Norway shall be governed by the agreement on the status of forces/mission, if available, concluded between the European Union and the State(s) in which the operation is conducted.

2. The status of personnel contributed to headquarters or command elements located outside the State(s) in which the EU crisis management operation takes place, shall be governed by arrangements between the headquarters and command elements concerned and the Kingdom of Norway .

3. Without prejudice to the agreement on the status of forces/mission referred to in paragraph 1, the Kingdom of Norway shall exercise jurisdiction over its personnel participating in the EU crisis management operation.

4. The Kingdom of Norway shall be responsible for answering any claims linked to participation in an EU crisis management operation, from or concerning any of its personnel. The Kingdom of Norway shall be responsible for bringing any action, in particular legal or disciplinary, against any of its personnel in accordance with its laws and regulations.

5. The Kingdom of Norway undertakes to make a declaration as regards the waiver of claims against any State participating in an EU crisis management operation in which the Kingdom of Norway participates, and to do so when signing this Agreement. A model for such a declaration is annexed to this Agreement.

6. European Union Member States undertake to make a declaration as regards the waiver of claims, for any future participation of the Kingdom of Norway in an EU crisis management operation, and to do so upon signature of this Agreement. A model for such a declaration is annexed to this Agreement.

Article 4

Classified information

1. The Kingdom of Norway shall take appropriate measures to ensure that EU classified information is protected in accordance with the European Union Council's security regulations, contained in the Council Decision 2001/264/EC of 19 March 2001 [1](#)OJ L 101, 11.4.2001, p. 1., and in accordance with further guidance issued by competent authorities, including the EU Operation Commander concerning an EU military crisis management operation or by the EU Head of Mission concerning an EU civilian crisis management operation.

2. Where the EU and the Kingdom of Norway have concluded an agreement on security procedures for the exchange of classified information, the provisions of such an agreement shall apply in the context of an EU crisis management operation.

SECTION II

Provisions on participation in civilian crisis management operations

Article 5

Personnel seconded to an EU civilian crisis management operation

1. The Kingdom of Norway shall ensure that its personnel seconded to the EU civilian crisis management operation undertake their mission in conformity with: