

TREATY

BETWEEN

THE KINGDOM OF BELGIUM, THE KINGDOM OF DENMARK,
THE FEDERAL REPUBLIC OF GERMANY, THE HELLENIC REPUBLIC,
THE KINGDOM OF SPAIN, THE FRENCH REPUBLIC, IRELAND,
THE ITALIAN REPUBLIC, THE GRAND DUCHY OF LUXEMBOURG,
THE KINGDOM OF THE NETHERLANDS, THE REPUBLIC OF AUSTRIA,
THE PORTUGUESE REPUBLIC, THE REPUBLIC OF FINLAND, THE KINGDOM OF
SWEDEN, THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND
(MEMBER STATES OF THE EUROPEAN UNION)

AND

THE CZECH REPUBLIC, THE REPUBLIC OF ESTONIA, THE REPUBLIC OF CYPRUS,
THE REPUBLIC OF LATVIA, THE REPUBLIC OF LITHUANIA, THE REPUBLIC
OF HUNGARY, THE REPUBLIC OF MALTA, THE REPUBLIC OF POLAND,
THE REPUBLIC OF SLOVENIA, THE SLOVAK REPUBLIC

CONCERNING THE ACCESSION OF THE CZECH REPUBLIC,
THE REPUBLIC OF ESTONIA, THE REPUBLIC OF CYPRUS, THE REPUBLIC
OF LATVIA, THE REPUBLIC OF LITHUANIA, THE REPUBLIC OF HUNGARY,
THE REPUBLIC OF MALTA, THE REPUBLIC OF POLAND,
THE REPUBLIC OF SLOVENIA AND THE SLOVAK REPUBLIC
TO THE EUROPEAN UNION

HIS MAJESTY THE KING OF THE BELGIANS,
THE PRESIDENT OF THE CZECH REPUBLIC,
HER MAJESTY THE QUEEN OF DENMARK,
THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,
THE PRESIDENT OF THE REPUBLIC OF ESTONIA,
THE PRESIDENT OF THE HELLENIC REPUBLIC,
HIS MAJESTY THE KING OF SPAIN,
THE PRESIDENT OF THE FRENCH REPUBLIC,
THE PRESIDENT OF IRELAND,
THE PRESIDENT OF THE ITALIAN REPUBLIC,
THE PRESIDENT OF THE REPUBLIC OF CYPRUS,
THE PRESIDENT OF THE REPUBLIC OF LATVIA,
THE PRESIDENT OF THE REPUBLIC OF LITHUANIA,
HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,
THE PRESIDENT OF THE REPUBLIC OF HUNGARY,
THE PRESIDENT OF MALTA,
HER MAJESTY THE QUEEN OF THE NETHERLANDS,
THE FEDERAL PRESIDENT OF THE REPUBLIC OF AUSTRIA,
THE PRESIDENT OF THE REPUBLIC OF POLAND,
THE PRESIDENT OF THE PORTUGUESE REPUBLIC,
THE PRESIDENT OF THE REPUBLIC OF SLOVENIA,
THE PRESIDENT OF THE SLOVAK REPUBLIC,
THE PRESIDENT OF THE REPUBLIC OF FINLAND,
THE GOVERNMENT OF THE KINGDOM OF SWEDEN,
HER MAJESTY THE QUEEN OF THE UNITED KINGDOM OF GREAT BRITAIN AND
NORTHERN IRELAND,

UNITED in their desire to pursue the attainment of the objectives of the Treaties on which the European Union is founded,

DETERMINED in the spirit of those Treaties to continue the process of creating an ever closer union among the peoples of Europe on the foundations already laid,

CONSIDERING that Article 49 of the Treaty on European Union affords European States the opportunity of becoming members of the Union,

CONSIDERING that the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic have applied to become members of the Union,

CONSIDERING that the Council of the European Union, after having obtained the opinion of the Commission and the assent of the European Parliament, has declared itself in favour of the admission of these States,

HAVE DECIDED to establish by common agreement the conditions of admission and the adjustments to be made to the Treaties on which the European Union is founded, and to this end have designated as their Plenipotentiaries:

HIS MAJESTY THE KING OF THE BELGIANS,

Guy VERHOFSTADT

Prime Minister

Louis MICHEL

Deputy Prime Minister and Minister for Foreign Affairs

THE PRESIDENT OF THE CZECH REPUBLIC,

Václav KLAUS

President

Vladimír ŠPIDLA

Prime Minister

Cyril SVOBODA

Deputy Prime Minister and Minister for Foreign Affairs

Pavel TELIČKA

Head of the delegation of the Czech Republic for the negotiations on the accession to the European Union and Ambassador and Head of the Mission of the Czech Republic to the European Communities

HER MAJESTY THE QUEEN OF DENMARK,

Anders Fogh RASMUSSEN

Prime Minister

Dr Per Stig MØLLER

Minister for Foreign Affairs

THE PRESIDENT OF THE FEDERAL REPUBLIC OF GERMANY,

Gerhard SCHRÖDER

Federal Chancellor

Joseph FISCHER

Federal Minister for Foreign Affairs and Deputy Federal Chancellor

THE PRESIDENT OF THE REPUBLIC OF ESTONIA,

Arnold RÜÜTEL

President

Kristiina OJULAND

Minister for Foreign Affairs

THE PRESIDENT OF THE HELLENIC REPUBLIC,

Konstantinos SIMITIS

Prime Minister

Giorgos PAPANDREOU

Minister for Foreign Affairs

Tassos GIANNITSIS

Deputy Minister for Foreign Affairs

HIS MAJESTY THE KING OF SPAIN,

José Maria AZNAR LÓPEZ

President of the Government

Ana PALACIO VALLELERSUNDI

Minister for Foreign Affairs

THE PRESIDENT OF THE FRENCH REPUBLIC,

Jean-Pierre RAFFARIN

Prime Minister

Dominique GALOUZEAU DE VILLEPIN

Minister for Foreign Affairs

Noëlle LENOIR

Minister attached to the Minister for Foreign Affairs, with responsibility for European Affairs

THE PRESIDENT OF IRELAND,

Bertie AHERN

Taoiseach

Brian COWEN

Minister for Foreign Affairs

THE PRESIDENT OF THE ITALIAN REPUBLIC,

Silvio BERLUSCONI

Prime Minister

Franco FRATTINI

Minister for Foreign Affairs

THE PRESIDENT OF THE REPUBLIC OF CYPRUS,

Tassos PAPADOPOULOS

President

George IACOVOU

Minister for Foreign Affairs

THE PRESIDENT OF THE REPUBLIC OF LATVIA,

Vaira VĪĶE –FREIBERGA

President

Einars REPŠE

Prime Minister

Sandra KALNIETE

Minister for Foreign Affairs

Andris KĒSTERIS

Chief Negotiator for the Accession of the Republic of Latvia to the European Union,
Undersecretary of State of the Ministry of Foreign Affairs

THE PRESIDENT OF THE REPUBLIC OF LITHUANIA,

Algirdas Mykolas BRAZAUSKAS

Prime Minister

Antanas VALIONIS

Minister for Foreign Affairs

HIS ROYAL HIGHNESS THE GRAND DUKE OF LUXEMBOURG,

Jean-Claude JUNCKER

Prime Minister, Ministre d'Etat

Lydie POLFER

Minister for Foreign Affairs and Foreign Trade

THE PRESIDENT OF THE REPUBLIC OF HUNGARY,

Dr Péter MEDGYESSY

Prime Minister

László KOVÁCS

Minister for Foreign Affairs

Dr Endre JUHÁSZ

Ambassador of the Republic of Hungary to the European Union,

Chief Negotiator for the Accession of the Republic of Hungary to the European Union

THE PRESIDENT OF MALTA,

The Hon Edward FENECH ADAMI
Prime Minister

The Hon Joe BORG
Minister for Foreign Affairs

Richard CACHIA CARUANA
Head of the Delegation entrusted with the negotiations

HER MAJESTY THE QUEEN OF THE NETHERLANDS,

Jan Pieter BALKENENDE
Prime Minister

Jakob Gijsbert de HOOP SCHEFFER
Minister for Foreign Affairs

THE FEDERAL PRESIDENT OF THE REPUBLIC OF AUSTRIA,

Dr Wolfgang SCHÜSSEL
Federal Chancellor

Dr Benita FERRERO-WALDNER
Federal Minister for Foreign Affairs

THE PRESIDENT OF THE REPUBLIC OF POLAND,

Leszek MILLER

Prime Minister

Włodzimierz CIMOSZEWICZ

Minister for Foreign Affairs

Dr. Danuta HÜBNER

Secretary of State of the Ministry of Foreign Affairs

THE PRESIDENT OF THE PORTUGUESE REPUBLIC,

José Manuel DURÃO BARROSO

Prime Minister

António MARTINS DA CRUZ

Minister for Foreign Affairs

THE PRESIDENT OF THE REPUBLIC OF SLOVENIA,

Dr Janez DRNOVŠEK

President

Anton ROP

Prime Minister

Dr Dimitrij RUPEL

Minister of Foreign Affairs

THE PRESIDENT OF THE SLOVAK REPUBLIC,

Rudolf SCHUSTER

President

Mikuláš DZURINDA

Prime Minister

Eduard KUKAN

Minister for Foreign Affairs

Ján FIGEL

Chief Negotiator for the Accession of the Slovak Republic to the European Union

THE PRESIDENT OF THE REPUBLIC OF FINLAND,

Paavo LIPPONEN

Prime Minister

Jari VILÉN

Minister of Foreign Trade

THE GOVERNMENT OF THE KINGDOM OF SWEDEN,

Göran PERSSON

Prime Minister

Anna LINDH

Minister for Foreign Affairs

HER MAJESTY THE QUEEN OF THE UNITED KINGDOM OF GREAT BRITAIN AND
NORTHERN IRELAND,

The Rt. Hon Tony BLAIR
Prime Minister

The Rt. Hon Jack STRAW
Secretary of State for Foreign and Commonwealth Affairs

WHO, having exchanged their full powers found in good and due form,

HAVE AGREED AS FOLLOWS:

ARTICLE 1

1. The Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic hereby become members of the European Union and Parties to the Treaties on which the Union is founded as amended or supplemented.

2. The conditions of admission and the adjustments to the Treaties on which the Union is founded, entailed by such admission, are set out in the Act annexed to this Treaty. The provisions of that Act shall form an integral part of this Treaty.

3. The provisions concerning the rights and obligations of the Member States and the powers and jurisdiction of the institutions of the Union as set out in the Treaties referred to in paragraph 1 shall apply in respect of this Treaty.

ARTICLE 2

1. This Treaty shall be ratified by the High Contracting Parties in accordance with their respective constitutional requirements. The instruments of ratification shall be deposited with the Government of the Italian Republic by 30 April 2004 at the latest.

2. This Treaty shall enter into force on 1 May 2004 provided that all the instruments of ratification have been deposited before that date.

If, however, the States referred to in Article 1(1) have not all deposited their instruments of ratification in due time, the Treaty shall enter into force for those States which have deposited their instruments. In this case, the Council of the European Union, acting unanimously, shall decide immediately upon such adjustments as have become indispensable to Article 3 of this Treaty, to Articles 1, 6(6), 11 to 15, 18, 19, 25, 26, 29 to 31, 33 to 35, 46 to 49, 58 and 61 of the Act of Accession, to Annexes II to XV and their Appendices to that Act and to Protocols 1 to 10 annexed thereto; acting unanimously, it may also declare that those provisions of the aforementioned Act, including its Annexes, Appendices and Protocols, which refer expressly to a State which has not deposited its instrument of ratification have lapsed, or it may adjust them.

3. Notwithstanding paragraph 2, the institutions of the Union may adopt before accession the measures referred to in Articles 6(2) second subparagraph, 6(6) second subparagraph, 6(7) second and third subparagraphs, 6(8) second and third subparagraphs, 6(9) third subparagraph, 21, 23, 28(1), 32(5), 33(1), 33(4), 33(5), 38, 39, 41, 42 and 55 to 57 of the Act of Accession, Annexes III to XIV to that Act, and Protocol 2, Article 6 of Protocol 3, Article 2(2) of Protocol 4, Protocol 8 and Articles 1, 2 and 4 of Protocol 10 annexed thereto. These measures shall enter into force only subject to and on the date of the entry into force of this Treaty.

ARTICLE 3

This Treaty, drawn up in a single original in the Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Irish, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Slovak, Slovenian, Spanish and Swedish languages, the texts in each of these languages being equally authentic, shall be deposited in the archives of the Government of the Italian Republic, which will remit a certified copy to each of the Governments of the other Signatory States.