



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 19 March 2014  
(OR. en)**

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From:	Secretary-General of the European Commission, signed by Mr Jordi AYET PUIGARNAU, Director
date of receipt:	11 March 2014
To:	Mr Uwe CORSEPIUS, Secretary-General of the Council of the European Union
No. Cion doc.:	COM(2014) 157 final - Annex X
Subject:	Proposal for a COUNCIL DECISION on the signing, on behalf of the European Union, and provisional application of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part - Annex X

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Delegations will find attached document COM(2014) 157 final - Annex X.

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Encl.: COM(2014) 157 final - Annex X



Brussels, 10.3.2014  
COM(2014) 157 final

ANNEX 10

**ANNEX**

**ANNEX X**

**Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part**

*to the*

**Proposal for a Council Decision**

**on the signing, on behalf of the European Union, and provisional application of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other part**

## ANNEX XXXV

### CHAPTER 2 (FINANCIAL ASSISTANCE) OF TITLE VI

The Republic of Moldova undertakes to gradually approximate its legislation to the following EU legislation and international instruments within the stipulated timeframes.

Convention of 26 July 1995, drawn up on the basis of Article K.3 of the Treaty on European Union, on the protection of the European Communities' financial interests

The following provisions of that Convention shall apply:

- Article 1 – General provisions, definitions
- Article 2(1) – The Republic of Moldova shall take the necessary measures to ensure that the conduct referred to in Article 1, and participating in, instigating, or attempting the conduct referred to in Article 1(1), are punishable by effective, proportionate and dissuasive criminal penalties.
- Article 3 – Criminal liability of heads of businesses

Timetable: those provisions of that Convention shall be implemented within 3 years of the entry into force of this Agreement.

Protocol drawn up on the basis of Article K.3 of the Treaty on European Union to the Convention on the protection of the European Communities' financial interests

The following provisions of that Protocol shall apply:

- Article 1(1)(c) and Article 1(2) – Relevant definitions
- Article 2 – Passive corruption
- Article 3 – Active corruption
- Article 5(1) – The Republic of Moldova shall take the necessary measures to ensure that the conduct referred to in Articles 2 and 3, and participating in and instigating the conduct in question, are punishable by effective, proportionate and dissuasive criminal penalties.
- Article 7 insofar as it refers to Article 3 of the Convention

Timetable: those provisions of that Protocol shall be implemented within 3 years of the entry into force of this Agreement.

Second Protocol, drawn up on the basis of Article K.3 of the Treaty on European Union, to the Convention on the protection of the European Communities' financial interests

The following provisions of that Protocol shall apply:

- Article 1 – Definition
- Article 2 – Money laundering
- Article 3 – Liability of legal persons
- Article 4 – Sanctions for legal persons
- Article 12 insofar as it refers to Article 3 of the Convention

Timetable: those provisions of that Protocol shall be implemented within 3 years of the entry into force of this Agreement.

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