



Council of the  
European Union

Brussels, 4 July 2017  
(OR. en)

10620/17

CRS/CRP 22

## SUMMARY RECORD

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Subject: 2632nd meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 12, 14 and 15 June and in Luxembourg on  
19 June 2017

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### I. Adoption of the agenda

10204/17 OJ CRP1 22 + ADD 1

10178/2/17 REV 2 OJ CRP2 22 + CM 3278/1/17 REV 1

The Committee adopted the agenda.

### II. Approval of the "I" items

The Committee approved the "I" items as set out in the Annex.

### **III. Discussion items**

#### **COREPER (PART 2)**

**MONDAY 12 JUNE 2017 (15.00)**

## **II**

2. **Blue Card:** Proposal for a Directive of the European Parliament and of the Council on the conditions of entry and residence of third-country nationals for the purposes of highly skilled employment (**First reading**)

= Mandate for negotiations with the European Parliament  
9570/17 MIGR 81 SOC 423 CODEC 900

The Committee discussed the main outstanding issues. With regards to Recital 32 and Article 15(2) of the Proposal, the Council Legal Service indicates that the clarification introduced in the operative part of the text cannot be understood as changing the meaning of the other legal migration acts, and in particular Recital 24 of Directive 2011/98, Recital 46 of Directive 2014/36 and Recital 55 of Directive 2016/801. Such a clarification is merely a technical improvement of the text of the Proposal but it cannot be read as creating an *a contrario* interpretation with the above-mentioned legal acts.

3. **Preparation** of the Council meeting (**Economic and Financial Affairs**) on 16 June 2017

- a) Reduced VAT rate for electronically supplied publications (e-Publications)  
Proposal for a Council Directive amending Directive 2006/112/EC, as regards rates of value added tax applied to books, newspapers and periodicals  
= General approach  
8076/17 FISC 76 ECOFIN 272  
10040/17 FISC 127 ECOFIN 501 CULT 84 DIGIT 159

The Committee held an exchange of views. It was decided to submit the file to Ecofin Council.

- b) General Reverse Charge Mechanism  
Proposal for a Council Directive amending Directive 2006/112/EC on the common system of value added tax as regards the temporary application of a generalised reverse charge mechanism in relation to supplies of goods and services above a certain threshold  
= General approach  
10041/17 FISC 128 ECOFIN 502  
10042/17 FISC 129 ECOFIN 503

The Committee held an exchange of views. It was decided to submit the file to Ecofin Council.

- c) Non-Performing Loans  
 Report of the FSC Sub-group  
 = Exchange of views  
 = Draft Council conclusions  
 9854/17 EF 113 ECOFIN 481  
 9899/17 EF 115 ECOFIN 489

The Presidency announced that the Council will be informed under this item on the latest state of play and that the draft conclusions and report will be postponed to another meeting of the Council.

- d) Contribution to the European Council meeting on 22-23 June 2017:  
 European Semester 2017  
 Draft Council Recommendations on the National Reform Programmes 2017 to each Member State and draft Council Opinions on the updated Stability or Convergence Programmes  
 = Approval  
 9261/17 ECOFIN 389 UEM 138 SOC 368 EMPL 283 COMPET 384 ENV 484  
 EDUC 212 RECH 168 ENER 208 JAI 461  
 9281/17 ECOFIN 390 UEM 139 SOC 369 EMPL 284 COMPET 387 ENV 486  
 EDUC 214 RECH 170 ENER 209 JAI 467  
 9564/17 ECOFIN 446 UEM 174 SOC 422 EMPL 329 COMPET 437 ENV 535  
 EDUC 254 RECH 206 ENER 248 JAI 528  
 9953/17 ECOFIN 493 UEM 186

The Committee agreed to amend the Recommendation to Poland as set out in 9307/1/17 REV 1 and to submit the Country-Specific Recommendations to the Council for approval.

- e) Implementation of the Stability and Growth Pact  
 Draft Council Decisions / Recommendations  
 = Adoption  
 9999/17 ECOFIN 495 UEM 187  
 10000/17 ECOFIN 496 UEM 188  
 10001/17 ECOFIN 497 UEM 189

The Committee agreed to submit the Decisions and the Recommendation to the Council for adoption.

- f) Other items in connection with the Council meeting

The Committee took note of changes to the progress report under Strengthening of the Banking Union/Risk-reduction measures proposed by the Presidency. The Presidency also provided further information about various organisational and procedural aspects.

4. **Presentation of the agenda** of the Council meeting (**Economic and Financial Affairs**) on 11 July 2017

The Committee took note of the main items of the Council and that an item on the conclusions and report on non-performing loans (postponed from June) would be added to the agenda. The Commission requested an AOB on intermediaries in the field of taxation.

5. **EU-China Summit (Brussels, 1-2 June 2017)**  
= Debriefing

The EEAS and the Commission debriefed the Committee on the above-mentioned summit.

8. **Eurodac:** Proposal for a Regulation of the European Parliament and of the Council on the establishment of 'Eurodac' for the comparison of fingerprints for the effective application of [Regulation (EU) No 604/2013 establishing the criteria and mechanisms for determining the Member State responsible for examining an application for international protection lodged in one of the Member States by a third-country national or a stateless person], for identifying an illegally staying third-country national or stateless person and on requests for the comparison with Eurodac data by Member States' law enforcement authorities and Europol for law enforcement purposes (recast) **(First reading)**  
= Mandate for negotiations with the European Parliament  
10079/17 ASILE 42 EURODAC 19 ENFOPOL 293 CODEC 1000

The Committee agreed to include new items in the mandate given to the Presidency last December, allowing it to start negotiations with the European Parliament on the basis of the Presidency compromise set out in 10079/17.

Statement by Belgium

"Concernant la possibilité offerte aux autorités répressives d'effectuer des recherches alphanumériques dans la base de données Eurodac, la Belgique désire rappeler ses préoccupations légales, déjà avancées lors des négociations, et relatives au fait que cette fonctionnalité est uniquement proposée à des fins répressives, lesquelles sont définies dans le règlement comme étant un objectif secondaire, sans pour autant être prévue, sous conditions strictes conformément aux exigences de protection des données, pour la finalité migratoire qui constitue pourtant l'objectif principal du règlement Eurodac.

La Belgique considère que prévoir un accès alphanumérique pour les autorités migratoires aurait constitué une valeur-ajoutée dans le contexte du maintien de l'équilibre entre les finalités du règlement.

Néanmoins, en vue de parvenir à un accord sur cette partie importante de la réforme du Régime d'Asile Européen Commun, la Belgique peut soutenir le compromis de la Présidence tel qu'il est présenté dans le document 10079/17 du 12 juin 2017 et marque son accord pour que les trilogues commencent aussi tôt que possible."

9. **Follow-up** to the Council meeting (**Justice and Home Affairs**) on 8-9 June 2017

The Committee took note of the proceedings of this Council meeting.

6. **Preparation of the Council meeting (Foreign Affairs) on 19 June 2017**

- Implementation of EU Global Strategy
  - = Draft Council conclusions on Global Maritime Security  
10218/17 CFSP/PESC 518 CSDP/PSDC 317 POLMAR 20 COPS 190  
POLMIL 68 TRANS 268

The Committee confirmed agreement on the draft Council conclusions on Global Maritime Security and agreed to forward them to the Council for adoption, as set out in 10221/17.

- Counterterrorism
  - = Draft Council conclusions on EU External Action on Counter-terrorism  
10360/17 COTER 50 COPS 203 ENFOPOL 319 COSI 144

The Committee confirmed agreement on the draft Council conclusions on EU External Action on Counter-terrorism and agreed to forward them to the Council for adoption, as set out in 10383/17.

- EU-NATO Cooperation
  - = Draft Council conclusions on Progress report on the implementation of the common set of proposals endorsed by EU and NATO Ministers on 6 December 2016  
10215/17 CFSP/PESC 516 CSDP/PSDC 315 COPS 188 POLMIL 66  
+ COR 1

The Committee confirmed agreement on the draft Council conclusions on Progress report on the implementation of the common set of proposals endorsed by EU and NATO Ministers on 6 December 2016, and agreed to forward them to the Council for adoption, as set out in 10220/17.

- Iraq
  - = Draft Council conclusions  
10195/17 MOG 40 CFSP/PESC 512 IRAQ 3

The Committee confirmed agreement on the draft Council conclusions on Iraq and agreed to forward them to the Council for adoption, as set out in 10196/17.

- Other items in connection with the Council meeting

The Committee took note of the Council agenda presented by the EEAS as well as latest changes to the agenda and handling of this Council meeting.

7. **Preparation of the Council meeting (General Affairs) on 20 June 2017**

- a) Preparation of the European Council on 22-23 June 2017
  - = Draft conclusions
  - 8795/17 CO EUR-PREP 22

The Committee discussed the draft conclusions.

- b) Eighteen-month programme of the Council (1 July 2017 - 31 December 2018)
  - = Endorsement
  - 9934/17 POLGEN 83

The Presidency noted that the discussion on Trio programme will be in public session.

- c) European Semester
  - = Approval of integrated Country-specific recommendations and transmission to the European Council
  - 10174/17 CO EUR-PREP 28 POLGEN 91 AG 20 ECOFIN 526 UEM 197
  - SOC 473 COMPET 489 ENV 600 EDUC 289 RECH 230 ENER 282
  - JAI 594 EMPL 364

The Committee agreed to submit the integrated recommendations to the General Affairs Council following approval in the EPSCO and ECOFIN Council meetings.

- d) IIA
  - Legislative Programming
    - = Exchange of views - input ahead of the Commission's Letter of Intent
    - 10003/17 INST 243 POLGEN 84 AG 19 CODEC 986
  - Implementation
    - = Information from the Presidency
    - 10006/17 INST 244 POLGEN 85 JUR 284 IA 101 CODEC 988

The Committee was informed by the Presidency on the state of play of this file and intended handling of the item during the Council.

- e) Other items in connection with the Council meeting

The Presidency provided further information with regards to the upcoming Council on the timing and the lunch topic.

- 10. **Restrictive measures** targeting sectoral cooperation and exchanges with the **Russian Federation**: review of impact (*restricted session*)
  - = Information from the Commission

This item was discussed in a restricted session.

52. Proposal for a Regulation of the European Parliament and of the Council on the European Fund for Sustainable Development (EFSD) and establishing the EFSD Guarantee and the EFSD Guarantee Fund **(First reading)**

= Preparation for the trilogue

10240/17 DEVGEN 133 ACP 58 RELEX 532 ECOFIN 532 CODEC 1035

CADREFIN 71 ASIM 73 MAMA 102 COEST 136 COAFR 177

+ COR 1

+ COR 2

The Committee held an exchange of views.

53. (poss.) **EIB External Lending Mandate and Guarantee Fund**

– Proposal for a Decision of the European Parliament and of the Council amending Decision No 466/2014/EU granting an EU guarantee to the European Investment Bank against losses under financing operations supporting investment projects outside the Union **(First reading)**

– Proposal for a Regulation of the European Parliament and of the Council amending Regulation No 480/2009 establishing a Guarantee Fund for external actions **(First reading)**

= Preparation for the trilogue

10235/17 ECOFIN 531 CODEC 1034 RELEX 522 IA 107

The above-mentioned item was withdrawn.



**MONDAY 19 JUNE 2017 (08.30)**

39. Renewed Impetus for the Africa-EU Partnership (transferred from part I)  
= Draft Council conclusions  
10097/17 COAFR 171 CFSP/PESC 496 MAMA 106 DEVGEN 143 MIGR 109  
RELEX 544 ACP 64

The Committee examined the draft Council conclusions on the basis of document 10097/17 and agreed to forward them to the Council for adoption, as set out in 10135/17.

## **COREPER (PART 1)**

55. **Preparation** for the Council meeting (**Employment, Social Policy, Health** and Consumers) on 15 and 16 June 2017

1. Proposal for a Directive of the European Parliament and of the Council amending Directive 96/71/EC of the European Parliament and of the Council of 16 December 1996 concerning the **posting of workers** in the framework of the provision of services (**First reading**) (*Legislative deliberation*)
  - = Progress report
  - 9882/17 SOC 456 EMPL 352 MI 472 COMPET 472 CODEC 966 JUSTCIV 136

The Committee agreed to submit the progress report to Council.

2. **European Semester 2017** (*Non-legislative activity*)
  - = Policy debate  
(Public debate in accordance with Article 8(2) of the Council's Rules of Procedure [proposed by the Presidency])  
9589/17 SOC 426 EMPL 331 ECOFIN 448 EDUC 256
  - a) Draft Council Recommendations on the National Reform Programmes 2017 to each Member State and Draft explanatory note
    - = Approval
    - 9261/17 ECOFIN 389 UEM 138 SOC 368 EMPL 283 COMPET 384 ENV 484  
EDUC 212 RECH 168 ENER 208 JAI 461
    - 9281/17 ECOFIN 390 UEM 139 SOC 369 EMPL 284 COMPET 387 ENV 486  
EDUC 214 RECH 170 ENER 209 JAI 467
    - 9574/17 ECOFIN 447 UEM 175 SOC 424 EMPL 330 COMPET 438 ENV 536  
EDUC 255 RECH 207 ENER 249 JAI 532
    - + ADD 1
    - 9564/17 ECOFIN 446 UEM 174 SOC 422 EMPL 329 COMPET 437 ENV 535  
EDUC 254 RECH 206 ENER 248 JAI 528
  - b) Assessment of the 2017 Country-specific Recommendations (CSRs) and the implementation of the 2016 CSRs
    - = Endorsement of the opinions of the Employment Committee (EMCO) and the Social Protection Committee (SPC)
    - 9653/17 SOC 437 EMPL 341 EDUC 268
  - c) EMCO opinion on labour-market integration of refugees
    - = Endorsement
    - 9258/17 SOC 365 EMPL 280 JAI 458

The Committee agreed to submit the draft Council Recommendations on the National Reform Programmes 2017 to Council for approval of the employment and social policy related items. The Committee also agreed to submit the EMCO and SPC opinions on the assessment of the 2017 CSRs and the implementation of the 2016 CSRs as well as EMCO opinion on the labour market integration of refugees to Council for endorsement. The Committee also forwarded the background note to Council in view of the policy debate on the European semester.

56. Proposal for a Regulation of the European Parliament and of the Council on cooperation between national authorities responsible for the enforcement of **consumer protection laws (First reading) (Legislative deliberation)**

= Preparation for the trilogue

10133/17 CONSUM 251 MI 484 COMPET 483 TELECOM 159 JUSTCIV 141  
DIGIT 161 IND 155 CODEC 1009

10206 CONSUM 255 MI 493 COMPET 494 TELECOM 162 JUSTCIV 147  
DIGIT 164 IND 161 CODEC 1027

The Committee agreed on a revised mandate for the forthcoming trilogue.

57. Proposal for a Regulation of the European Parliament and of the Council on addressing unjustified **geo-blocking** and other forms of discrimination based on customers' nationality, place of residence or place of establishment within the internal market and amending Regulation (EC) No 2006/2004 and Directive 2009/22/EC **(First reading) (Legislative deliberation)**

= Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 13 June 2017.

58. Proposal for a Directive of the European Parliament and of the Council amending Directive 2011/65/EU on the restriction of the use of certain hazardous substances in electrical and electronic equipment **(RoHS) (First reading) (Legislative deliberation)**

= Preparation for the trilogue

10143/17 ENV 597 MI 485 CODEC 1012

The Committee agreed on a mandate for the forthcoming trilogue.

59. **Preparation** for the Council meeting **(Environment)** on 19 June 2017

1. Draft Council conclusions on the EU Action Plan for nature, people and the economy *(Non-legislative activity)*

= Adoption

10073/17 ENV 589 AGRI 317 PECHE 240 FC 52 RECH 225

The Committee slightly revised the text and agreed to submit it to Council for adoption.

2. Latest developments on Paris Agreement *(Non-legislative activity)*

= Exchange of views

(Public debate in accordance with Article 8(2) of the Council's Rules of Procedure  
[proposed by the Presidency])

The Committee agreed to add this point to the agenda of the Council and took note of the intentions of the Presidency concerning the exchange of views.

60. Proposal for a Regulation of the European Parliament and of the Council laying down management, conservation and control measures applicable in the Convention Area of the International Commission for the Conservation of Atlantic Tunas (ICCAT) and amending Council Regulations (EC) No 1936/2001, (EC) No 1984/2003 and (EC) No 520/2007  
**(First reading) (Legislative deliberation)**

= Analysis of the final compromise text with a view to agreement  
10026/17 PECHÉ 235 CODEC 993  
10027/17 PECHÉ 236 CODEC 994

The Committee endorsed the text of the final compromise and mandated the Presidency to inform the European Parliament that, should the European Parliament adopt its position at first reading in accordance with this compromise (subject to revision by the legal linguists), the Council would approve the European Parliament's position and the act shall be adopted.

61. Proposal for a Directive of the European Parliament and of the Council on the recognition of **professional qualifications in inland navigation** and repealing Council Directive 96/50/EC and Council Directive 91/672/EEC **(First reading) (Legislative deliberation)**

= Presidency debriefing on the outcome of the trilogue

The Committee took note of the information provided by the Presidency on the outcome of the trilogue of 7 June 2017.

62. **Preparation** for the Council meeting (Transport, Telecommunications and **Energy**) on 26 June 2017

1. Proposal for a Directive of the European Parliament and of the Council amending Directive 2012/27/EU on **energy efficiency (First reading) (Legislative deliberation)**

= General approach  
9401/17 ENER 242 ENV 522 TRANS 189 ECOFIN 428 RECH 198 CODEC 847  
+ COR 1

The Committee discussed the text and agreed to submit a revised text to Council in view of a general approach.

2. Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/31/EU on the **energy performance of buildings (First reading) (Legislative deliberation)**

= General approach  
9988/17 ENER 271 ENV 580 TRANS 251 ECOFIN 494 RECH 222 CODEC 984  
+ COR 1

The Committee agreed to submit a slightly revised text to Council in view of a general approach.

3. **Clean energy package (First reading)** (*Legislative deliberation*)

- a) Proposal for a Regulation of the European Parliament and of the Council on the internal market for electricity (recast)
  - b) Proposal for a Directive of the European Parliament and of the Council on common rules for the internal market in electricity (recast)
  - c) Proposal for a Regulation of the European Parliament and of the Council on risk-preparedness in the electricity sector and repealing Directive 2005/89/EC
  - d) Proposal for a Regulation of the European Parliament and of the Council establishing a European Union Agency for the Cooperation of Energy Regulators (recast)
  - e) Proposal for a Directive of the European Parliament and of the Council on the promotion of the use of energy from renewable sources (recast)
  - f) Proposal for a Regulation of the European Parliament and of the Council on the Governance of the Energy Union, amending Directive 94/22/EC, Directive 98/70/EC, Directive 2009/31/EC, Regulation (EC) No 663/2009, Regulation (EC) No 715/2009, Directive 2009/73/EC, Council Directive 2009/119/EC, Directive 2010/31/EU, Directive 2012/27/EU, Directive 2013/30/EU and Council Directive (EU) 2015/652 and repealing Regulation (EU) No 525/2013
- = Progress report  
9578/17 ENER 250 CLIMA 145 COMPET 439 CONSOM 230 FISC 113  
TRANS 205 AGRI 283 IND 137 ENV 537 CODEC 902

The Committee agreed to submit the progress report to Council.

4. **Interconnections:** Status update and their treatment in the Clean energy package (*Legislative deliberation*)

- = Exchange of views  
10089/1/17 ENER 276 CLIMA 174 COMPET 480 CONSOM 249 FISC 135  
TRANS 254 AGRI 319 IND 154 ENV 591 REV 1

Further to the request made by the ES and PT delegations, Ministers will be invited to hold an exchange of views.

#### **IV. Any other business**

##### **COREPER (PART 1)**

- Social summit in Gothenburg (17 November 2017)

The Committee took note of the information provided by the Swedish delegation.

##### **COREPER (PART 2)**

- Social summit in Gothenburg (17 November 2017)

The Committee took note of the information provided by the Swedish delegation.

- Nord Stream

DE requested that this issue be discussed by the Committee.

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**"I" items approved****COREPER (PART 2)****THURSDAY 15 JUNE 2017**

11. Draft minutes of the following Council meetings  
= Approval
  - a) 3530th meeting of the Council of the European Union (Foreign Affairs), held in Luxembourg on 3 April 2017  
8071/17 PV CONS 18 RELEX 301  
+ COR 1 (lv)
  - b) 3531st meeting of the Council of the European Union (General Affairs), held in Luxembourg on 25 April 2017  
8449/17 PV CONS 19  
+ COR 1 (bg)  
+ ADD 1  
+ ADD 1 COR 1
12. Case before the EU General Court  
Case T-247/17, Mykola Yanovych Azarov v. Council  
9961/17 JUR 278 RELEX 490 CFSP/PESC 483 COEST 123
13. Transparency - Public access to documents  
Confirmatory application No 06/c/01/17  
7609/17 INF 44 API 31
14. Draft Council Decision appointing a member, proposed by the Republic of Austria, of the Committee of the Regions  
= Adoption  
8660/17 CDR 72  
8659/17 CDR 71
15. Draft Council Decision appointing a member, proposed by the Kingdom of Spain, of the Committee of the Regions  
= Adoption  
9944/17 CDR 94  
9943/17 CDR 93
16. Draft Council Decision appointing a member, proposed by the French Republic, of the European Economic and Social Committee  
= Adoption  
9860/17 CES 16  
9859/17 CES 15

17. Draft Council Decision appointing two members of the committee of independent eminent persons pursuant to Article 11(1) of Regulation No 1141/2014 on the statute and funding of European political parties and European political foundations  
= Adoption  
9263/17 INST 224  
9264/17 INST 225
18. Draft Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1683/1995 laying down a uniform format for visas (**First reading**)  
= Adoption of the legislative act  
9966/17 CODEC 978 VISA 213 COMIX 413  
PE-CONS 20/17 VISA 154 COMIX 316 CODEC 719  
+ REV 1 (lv)

Statement by the United Kingdom

"The United Kingdom notes the adoption of the Draft Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1683/1995 laying down a uniform format for visas. The United Kingdom considers that this Regulation does not constitute a measure that builds on the Schengen acquis for the UK, as it amends a measure that was adopted prior to the incorporation of the Schengen acquis into Union law and that was not listed as part of the Schengen acquis. The United Kingdom considers that as the Regulation falls within the scope of Title V of Part Three of the Treaty on the Functioning of the European Union, Protocol (No. 21) to the Treaties on the position of the United Kingdom and Ireland in respect of the Area of Freedom, Security and Justice should have applied to this Regulation."

19. Network Security Incident Alert Mechanism  
9771/17 CSC 114 CSCI 10 CIS 9
20. Proposal for a Regulation of the European Parliament and of the Council adapting a number of legal acts providing for the use of the regulatory procedure with scrutiny to Articles 290 and 291 of the Treaty on the Functioning of the European Union (**First reading**)  
= Progress Report  
10170/17 CODEC 1019 CHIMIE 58 INST 250 AGRILEG 110  
JUR 291 IND 160 CLIMA 179 COMPET 488 TELECOM 161  
MAP 13 DEVGEN 130 POLARM 6 EMPL 363 COARM 153  
SOC 472 CSDP/PSDC 311 ENER 281CFSP/PESC 508  
ENV 599 CONSOM 254 STATIS 32 SAN 248  
ECOFIN 525 JUSTCIV 145 DRS 40 AVIATION 88  
EF 123 TRANS 262 MI 489 MAR 125 ENT 150 UD 150
21. Proposal for a Decision of the European Parliament and of the Council providing macro-financial assistance to the Republic of Moldova (**First reading**)  
= Confirmation of the final compromise text with a view to agreement  
10158/17 ECOFIN 521 RELEX 513 COEST 133 NIS 11 CODEC 1015 IA 102



22. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EU) No 99/2013 of the European Parliament and of the Council on the European statistical programme 2013-17, by extending it to 2018-2020 **(First reading)**  
 = Confirmation of the final compromise text with a view to agreement  
 10167/1/17 REV 1 ECOFIN 524 STATIS 31 CODEC 1018 IA 103
  
23. Special Report No 04/2017: "Protecting the EU budget from irregular spending: The Commission made increasing use of preventive measures and financial corrections in Cohesion during the 2007-2013 period"  
 = Designation of Working Party  
 9776/17 FIN 333 FSTR 44 FC 47 REGIO 64 SOC 445 CADREFIN 65
  
24. Special Report No 08/2017: "EU fisheries controls: more efforts needed"  
 = Designation of Working Party  
 9904/17 FIN 345 PECHE 231 AGRIFIN 54
  
25. Proposal for transfer of appropriations No DEC 07/2017 within Section III - Commission - of the general budget for 2017  
 10065/17 FIN 357 INST 247 PE-L 21
  
26. Draft Council conclusions on European Court of Auditors' Special Report No 02/2017 "The Commission's negotiation of 2014-2020 Partnership Agreements and programmes in Cohesion: spending more targeted on Europe 2020 priorities, but increasingly complex arrangements to measure performance"  
 = Adoption  
 10052/17 FIN 355 FSTR 45 FC 50 REGIO 68 SOC 465 CADREFIN 69
  
27. Proposal for a Council Directive amending Directive 2006/112/EC and Directive 2009/132/EC as regards certain value added tax obligations for supplies of services and distance sales of goods  
 and  
 Proposal for a Council Implementing Regulation amending Implementing Regulation (EU) No 282/2011 laying down implementing measures for Directive 2006/112/EC on the common system of value added tax  
 and  
 Proposal for a Council Regulation amending Regulation (EU) No 904/2010 on administrative cooperation and combating fraud in the field of value added tax  
 = Progress report  
 10044/17 FISC 131 ECOFIN 505 UD 146  
 10043/17 FISC 130 ECOFIN 504 UD 145
  
28. Ecofin Report to the European Council on tax issues  
 = Endorsement  
 10046/17 FISC 132 ECOFIN 506

29. Code of Conduct (Business Taxation)
  - Report to the Council
    - = Endorsement
  - Draft Council conclusions
    - = Adoption
    - 10048/17 FISC 134 ECOFIN 508
    - 10047/17 FISC 133 ECOFIN 507
30. Commission Delegated Regulation (EU) No .../.. of 31.5.2017 supplementing Regulation (EU) No 575/2013 of the European Parliament and of the Council with regard to regulatory technical standards further specifying the additional objective criteria for the application of a preferential liquidity outflow or inflow rate for cross-border undrawn credit or liquidity facilities within a group or an institutional protection scheme
  - = Intention not to raise objections to a delegated act
  - 10063/17 EF 116 ECOFIN 510 DELACT 96
  - 9885/17 EF 114 ECOFIN 488 DELACT 90
31. ISF EU-Norway
  - Draft Council Decision on the conclusion on behalf of the Union of the Agreement between the European Union and the Kingdom of Norway on supplementary rules in relation to the instrument for financial support for external borders and visa, as part of the Internal Security Fund for the period 2014 to 2020
  - = Adoption
  - 9881/17 VISA 212 FRONT 252 CADREFIN 67 N 24
  - 13710/16 VISA 336 FRONT 404 COMIX 696
32. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1030/2002 laying down a uniform format for residence permits for third-country nationals (**First reading**)
  - = Confirmation of the final compromise text with a view to agreement
  - 10140/17 MIGR 99 CODEC 1011 VISA 225 COMIX 428
33. Draft Council conclusions on the implementation of the general provisions on data protection of Chapter 6 of Council Decision 2008/615/JHA
  - Evaluation of Greece with regard to automated exchange of dactyloscopic data
  - = Adoption
  - 9857/17 DAPIX 219 CRIMORG 114 ENFOPOL 282 ENFOCUSTOM 144
  - JAI 561
  - 9120/17 DAPIX 184 CRIMORG 101 ENFOPOL 231 ENFOCUSTOM 119
  - JAI 418
  - 9119/17 DAPIX 183 CRIMORG 100 ENFOPOL 230 ENFOCUSTOM 118
  - JAI 417
34. Draft Council conclusions on a Framework for a Joint EU Diplomatic Response to Malicious Cyber Activities ("Cyber Diplomacy Toolbox")
  - = Adoption
  - 9916/17 CYBER 91 RELEX 482 POLMIL 58 CFSP/PESC 476

35. EU Action Plan on Drugs (2017-2020)

= Adoption

9954/17 CORDROGUE 74 DROIPEN 85 CODEC 1003 JAI 582 SAN 243  
9960/17 CORDROGUE 77 SAN 233 ENFOPOL 289 RELEX 489 COSI 125  
COAFR 162 COASI 68 COEST 122 COLAC 48 COWEB 69  
CONUN 134 COHOM 73 COSCE 5 DROIPEN 82 UD 143

Statement by the Czech Republic

"The Czech Republic would like to appreciate the effort of the Maltese Presidency in the preparation of the draft Action Plan on Drugs, particularly in the field of indicators and the connection of both legal and illegal substances.

However, we think that the Action Plan should better respond to the current evidence-based policy and should be able to effectively reflect and implement effort by one of the Member States to prevent the spread of epidemics.

According to the Czech Republic, it is important to create specific tools to respond effectively to challenges, in this case a network to strengthen cooperation to tackle the rising trend of stimulant addiction, in particular methamphetamine. Regarding the effective responses, the Action Plan should include recommendations to Member State governments for budgetary measures which should be the basis for National Action Plans.

The Czech Republic understands that it is a single country with serious problem with the production and use of methamphetamine, but there is a significant risk of massive spread to the whole of Europe.

In this regard, the Czech Republic would like to express dissatisfaction with this draft Action Plan on drugs, but will not oppose the adoption of this Action Plan."

36. New Psychoactive Substances

Proposal for a Directive of the European Parliament and of the Council amending Council Framework Decision 2004/757/JHA of 25 October 2004 laying down minimum provisions on the constituent elements of criminal acts and penalties in the field of illicit drug trafficking, as regards the definition of drug **(First reading)**

= Political Agreement

9955/17 CORDROGUE 75 DROIPEN 80 CODEC 976 JAI 575 SAN 231  
9957/17 CORDROGUE 76 DROIPEN 81 CODEC 977 JAI 576 SAN 232

Statement by Austria

"We support the main goal, that is "to extend the application of the Union criminal law provisions that apply to illicit drug trafficking to new psychoactive substances posing severe public health and, where applicable, social risks" (recital 7).

However, we think that not all provisions of Framework Decision 2004/757/JHA should apply to new psychoactive substances.

Among the conduct described in sub-paragraphs (a), (c) and (d) of Art. 2 paragraph 1 of FD 2004/757, we think that Member States should be given the discretion if the conduct described under (c) – possession or purchase – should be criminalized or not. As the Directive contains minimum standards, any Member State is free to go further – but Member States should not be obliged, by virtue of Union Law, to criminalize such behaviour. Such a more limited approach of the Union legislator would be in line with the principle of subsidiarity in general and also with the conditions foreseen by the Treaties for legislating in criminal law:

"The European Parliament and the Council may, by means of directives adopted in accordance with the ordinary legislative procedure, establish minimum rules concerning the definition of criminal offences and sanctions **in the areas of particularly serious crime with a cross-border dimension resulting from the nature or impact of such offences or from a special need to combat them on a common basis.**" (Art. 83 paragraph 1 TFEU)

We think that the possession or purchase of new psychoactive substances in itself do not fulfil the cited (highlighted) criteria of the Treaty."

37. Relations with Bosnia and Herzegovina

Draft Council Decision on the conclusion, on behalf of the Union and its Member States, of the Protocol to the Stabilisation and Association Agreement between the European Communities and their Member States, of the one part, and Bosnia and Herzegovina, of the other part, to take account of the accession of the Republic of Croatia to the European Union

= Adoption

9730/17 COWEB 67

13824/16 COWEB 123

38. A sustainable European Future: The EU response to the 2030 Agenda for Sustainable Development

= Draft Council conclusions

10138/17 DEVGEN 129 ONU 80 ENV 596

Statement by France

"La France endosse les conclusions du Conseil de l'Union européenne «Un futur européen durable: la réponse européenne à l'Agenda 2030 pour le développement durable».

Se référant à la déclaration qu'elle a émise lors de l'adoption de la Déclaration des Nations unies sur les droits des peuples autochtones du 13 septembre 2007, la France tient à rappeler qu'en vertu des principes à valeur constitutionnelle d'indivisibilité de la République et d'unicité du peuple français, le peuple français est composé de tous les citoyens français sans aucune distinction d'origine, de race ou de religion. En vertu de ces mêmes principes et du principe d'égalité des citoyens devant la loi, seul le peuple français dans son ensemble peut se voir conférer des droits, aussi la France ne reconnaît aucun droit collectif à quelque groupe que ce soit, défini par une communauté d'origine, de culture, de langue ou de croyance."

La France reste engagée pour que la réalisation des objectifs du développement durable bénéficie à toutes les personnes, y compris celles appartenant à des populations autochtones, sans aucune discrimination."

Statement by Luxembourg, supported by Sweden

"Le Luxembourg regrette que les conclusions du Conseil sur la mise en œuvre de l'Agenda 2030, qui définiront la réponse de l'Union européenne à l'Agenda 2030 des Nations unies, ne prennent pas suffisamment en compte le volet externe de l'Agenda 2030 en matière de coopération au développement, notamment pour ce qui est de notre engagement de longue date de consacrer 0,7 pourcent du revenu national brut à l'aide publique au développement (APD), ainsi que concernant notre engagement d'accorder une importance particulière aux pays les moins avancés (PMA) en allouant entre 0,15 et 0,20 pourcent de l'APD à ce groupe de pays les plus nécessiteux.

Le Luxembourg reconnaît que les moyens de mise en œuvre financiers et non-financiers de l'Agenda 2030 et du plan d'action d'Addis Abeba sont certes multiples, mais part du point de vue que l'APD continuera à jouer un rôle important, notamment pour les PMA.

Ainsi, le Luxembourg regrette que les conclusions du Conseil ne mentionnent pas de manière précise les engagements financiers de l'Union européenne et de ses États membres en matière d'APD en général (0,7% RNB) et de priorité à donner aux PMA (0,15-0,20 RNB), tel que précisé dans l'Agenda 2030 - et notamment les objectifs du développement durable 1 et 17 - et dans le plan d'action d'Addis Abeba qui est une partie intégrante de l'Agenda 2030."

39. (poss.) Renewed Impetus for the Africa-EU Partnership  
= Draft Council conclusions  
10097/17 COAFR 171 CFSP/PESC 496

Item postponed to Monday.

40. (poss.) Mali/Sahel  
= Draft Council conclusions  
10131/17 COAFR 173 CFSP/PESC 499

Item postponed to Monday.

41. Draft Council Implementing Decision implementing Decision 2013/798/CFSP concerning restrictive measures against the Central African Republic  
and  
Draft Council Implementing Regulation implementing Article 17(1) of Regulation (EU) No 224/2014 concerning restrictive measures in view of the situation in the Central African Republic  
= Transposition of UN listings  
10078/17 CORLX 265 CFSP/PESC 492 RELEX 500 COAFR 168  
CONUN 138 COARM 152  
9888/17 CORLX 259 CFSP/PESC 471 COAFR 156 CONUN 128 COARM 147  
9890/17 CORLX 260 CFSP/PESC 472 RELEX 480 COAFR 157  
CONUN 129 COARM 148  
+ COR 1 (ro)

42. Draft Council Decision in support of the strengthening of chemical safety and security in Ukraine in line with the implementation of United Nations Security Council Resolution 1540 (2004) on the non-proliferation of weapons of mass destruction and their means of delivery  
= Adoption  
10169/17 CORLX 267 CFSP/PESC 507 CONOP 41 CODUN 24 CONUN 140  
COEST 134  
7041/1/17 REV 1 CORLX 149 CFSP/PESC 231 CONOP 17 CODUN 14  
CONUN 70 COEST 60
43. Draft Council conclusions on Central Asia  
9911/17 COEST 119 CFSP/PESC 475
44. Draft Council conclusions on the Court of Auditors' special report on 'EU Assistance to Tunisia'  
10185/17 MAMA 100 CFSP/PESC 510 RELEX 517 TU 5
45. Enlargement  
Accession negotiations with Montenegro  
= Chapter 1: Free movement of goods  
10190/17 ELARG 45
46. Enlargement  
Accession negotiations with Montenegro  
= Chapter 30: External relations  
10191/17 ELARG 46
47. Enlargement  
Accession negotiations with Serbia  
= Chapter 7: Intellectual property law  
10192/17 ELARG 47
48. Enlargement  
Accession negotiations with Serbia  
= Chapter 29: Customs union  
10193/17 ELARG 48
49. Member States' Political Commitment on Security of Supply: draft Declaration by the Representatives of the Governments of EDA participating Member States  
10217/17 CFSP/PESC 517 CSDP/PSDC 316 COPS 189 POLMIL 67
50. Draft Council conclusions on climate change following the United States Administration's decision to withdraw from the Paris Agreement  
10224/17 CLIMA 183 COPS 193 CFSP/PESC 521 ENV 607 ONU 81 USA 35

51. Draft Council Decision amending Decision 2014/219/CFSP on the European Union CSDP Mission in Mali (EUCAP Sahel Mali)  
= Regionalisation  
10111/17 CORLX 266 CSDP/PSDC 305 CFSP/PESC 497  
COAFR 172 RELEX 508 CONUN 139 CSC 130 EUCAP MALI 25  
8534/17 CORLX 205 CSDP/PSDC 212 CFSP/PESC 356 COAFR 107  
RELEX 348 CONUN 93 CSC 84 EUCAP MALI 14
72. Draft Joint Declaration between the European Union, the Federal Republic of Germany, the Kingdom of Belgium, the Kingdom of Denmark, the Republic of Finland, the Republic of France, Ireland, the Italian Republic, the Grand Duchy of Luxembourg, the Slovak Republic, the Kingdom of Spain, the United Kingdom and the Government of the Socialist Republic of Vietnam on sustainable energy  
= Approval by the Council  
9838/17 COASI 65 ASIE 18 ENER 262
73. Case before the Court of Justice of the European Union  
Case C-244/17 (European Commission v. Council of the European Union)  
10345/17 JUR 295 CORLX 275 CFSP/PESC 535

**MONDAY 19 JUNE 2017 (08.30)**

40. Mali/Sahel  
= Draft Council conclusions  
10131/1/17 REV 1 COAFR 173 CFSP/PESC 499 POLMIL 75  
CIVCOM 105 MIGR 108
74. Council Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria  
and  
Council Decision 2013/255/CFSP concerning restrictive measures against Syria  
= Pre-notifications  
10412/1/17 REV 1 CORLX 278 CFSP/PESC 543 RELEX 543 MAMA 105  
COARM 160 FIN 377

## **COREPER (PART 1)**

63. Replies to written questions put to the Council by Members of the European Parliament  
= Adoption by silence procedure
- a) E-001926/2017 - Barbara Kappel (ENF)  
Financial Transaction Tax: state of play in 2017  
9491/17 PE-QE 122
  - b) E-002474/2017 - Theodoros Zagorakis (PPE)  
Food safety and consumer protection measures  
9492/17 PE-QE 123
  - c) E-002588/2017 - Tomasz Piotr Poręba (ECR) and Davor Škrlec (Verts/ALE)  
NER 300  
9538/17 PE-QE 125
64. Case before the Court of Justice  
Case C-223/17 P: Appeal against judgment of the General Court in case T-191/14 (Lubrizol France S.A.S. v Council of the European Union)  
= Information note for the Permanent Representatives Committee (Part 1)  
10029/17 JUR 287 UD 144
65. European Union Intellectual Property Office  
Draft Council Decision appointing the chairperson of a Board of Appeal  
= Adoption  
9824/17 PI 76  
+ COR 1  
9713/17 PI 74
66. Chairing of certain Working Parties by other delegations, at the request of the Estonian Presidency  
= Approval  
9085/17 POLGEN 61 INST 216
67. Commission Regulation (EU) .../... of XXX amending Regulation (EC) No 2073/2005 as regards *Campylobacter* in broiler carcasses  
= Decision not to oppose adoption  
9714/17 AGRILEG 107 DENLEG 46 VETER 41  
8950/17 AGRILEG 92 DENLEG 41 VETER 36  
+ ADD 1



68. Draft Council conclusions on Blue Growth  
= Adoption  
9825/17 POLGEN 77 POLMAR 17 COMAR 23 AGRI 295 CLIMA 157  
ENV 560 PECHE 227 RELEX 470 TRANS 236 COMPET 459  
RECH 215 ECOFIN 475  
9826/17 POLGEN 78 POLMAR 18 COMAR 24 AGRI 296 CLIMA 158  
ENV 561 PECHE 228 RELEX 471 TRANS 237 COMPET 460  
RECH 216 ECOFIN 476  
+ COR 1
69. Draft Council Regulation amending Regulation (EU) No 1388/2013 opening and providing for the management of autonomous tariff quotas of the Union for certain agricultural and industrial products  
= Adoption  
10069/17 UD 148  
9766/17 UD 137
70. Draft Council Regulation amending Regulation (EU) No 1387/2013 suspending the autonomous Common Customs Tariff duties on certain agricultural and industrial products  
= Adoption  
10070/17 UD 149  
9794/17 UD 138
71. Draft Council Decision on the position to be adopted, on behalf of the European Union, at the first meeting of the Conference of the Parties of the Minamata Convention on Mercury with regard to the adoption of the required content of the certification referred to in Article 3(12) of the Convention and of the guidance referred to in Article 8(8) and (9) of the Convention  
= Adoption  
9982/17 ENV 579 COMER 76 MI 478 ONU 79 SAN 237 IND 151  
9666/17 ENV 544 COMER 73 MI 452 ONU 72 SAN 221 IND 138
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