



Brussels, 31 July 2017  
(OR. en)

11398/17

CRS/CRP 27

## SUMMARY RECORD

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Subject: 2637th meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 19 July 2017

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### I. Adoption of the agenda

11325/17 OJ CRP1 27 + COR 1

11361/17 OJ CRP2 27

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 1)

2. Proposal for a Directive of the European Parliament and of the Council amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of **audiovisual media services** in view of changing market realities (**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 10 July 2017.

3. Proposal for a Regulation of the European Parliament and of the Council on the sustainable management of **external fishing fleets**, repealing Council Regulation (EC) No 1006/2008  
**(First reading) (Legislative deliberation)**  
= Confirmation of the final compromise text with a view to agreement  
10550/17 PECHE 263 CODEC 1108  
10549/17 PECHE 262 CODEC 1107

Further to the European Parliament's letter dated 14 July which confirmed that should the Council transmit formally to the EP its position as agreed, subject to legal-linguistic finalisation, the Council's position would be accepted without amendments at Parliament's second reading, the Committee confirmed the final compromise text.

10. Proposal for a Council Regulation amending Regulation (EU) 2017/127 as regards certain fishing opportunities  
= Approval of the final compromise  
= Decision to use the written procedure for the adoption  
10994/1/17 REV 1 PECHE 280  
11090/1/17 REV 1 PECHE 283  
+ ADD 1 REV 2

(transferred from section I)

The Committee took note of the concerns expressed by the Italian delegation, confirmed the broad support for the Presidency compromise and agreed on the use of the written procedure for adoption.

#### Statement by Italy

"With reference to the strong complexity of all the technical, political and socio-economic grounds related to the current EU Commission proposal on the "swordfish allocation scheme", first of all, We would like to point out that our main concern is to defend and assure the historical catch level of our fishery traditionally involved in targeting Med swordfish stock, without undermining the "principle of relative stability", as the main point of the Common Fisheries Policy.

Taking into account the great socio-economic impact of such fishing opportunities for all our fleets concerned, we must reiterate our strong critical approach towards the above allocation scheme, by further highlighting the following issues.

Firstly, the proposed allocation criterion, confirming the unacceptable penalties for all the Italian fisheries concerned, is not based on a proper consistence with the fundamental "principle of proportionality" as set in the current EU Treaties. No consultation process has ever been implemented against all the real stakeholders and only one moment of technical confrontation occurred with the Member States concerned, without even considering the possibility of reopening the above technical table in order to better evaluate our legitimate observations.

The most controversial exclusion from the calculation basis of the annual catching levels reached in 2010 and 2011 is justified by considering the definitive reference period (2012 - 2015) as the only one deemed "reliable". This motivation is in clear contradiction not only with the fact that the above excluded data were never challenged by the competent EU and ICCAT Services, but, above all, with the pattern previously adopted in ICCAT, which included the recalled period 2010-2011, even penalizing the Union itself with the unexpected full approval of the Commission. Indeed, the same ICCAT criterion provokes a significant reduction (almost 5%) of the historical EU catch level.

In the light of the above reiterated strong perplexities, at the this stage, our official position, consists of proposing two alternative scenarios, with the hope of a new and further moment of confrontation with the Commission and with the other Member States concerned.

Specifically, the first scenario merely applies the allocation scheme adopted at ICCAT level, that, without any doubt, seems to be the most logical and legal one, ensuring, by the way, full compliance with the recalled principle of relative stability. Obviously, at the current state, We are perfectly aware that the tacit application of the ICCAT criterion may encounter several challenges in terms of possible sharing between the Member States concerned. The second alternative therefore is based on a scenario that, in retrieving the catch level performed in 2011 and ensuring the so-called "small catches", proposes a more balanced compromise on the allocation of fishing opportunities in question, by attenuating the apparent nature of iniquity that characterizes the Commission's current proposal, which, as already pointed out above, damages Italy, in an entirely illegitimate and disproportionate way."

## **COREPER (PART 2)**

11. **Migration** - Situation on the Central Mediterranean route  
= Exchange of views

The Committee was debriefed on the last IPCR High Level Roundtable and held an exchange of views and will revert to this item at its next session.

12. **Follow-up** to the Council meeting (**Foreign Affairs**) on 17 July 2017

The Committee took note of the main outcomes of the Council meeting.

13. **EU-CELAC Summit** (San Salvador, 26-27 October 2017)  
= Orientation debate

10509/17 COLAC 49 CFSP/PESC 564

**EU RESTRICTED**

The EEAS and the Commission provided information on the main priorities for the summit and the draft political statement. The Committee will revert closer to the date of the summit to be updated on the state of play in preparations.

14. **EU-Ukraine Summit** (Kyiv, 12-13 July 2017)  
= Debriefing

The Committee received a debrief from the EEAS and the Commission on the EU-Ukraine Summit.

15. **Qualification**

Proposal for a Regulation of the European Parliament and of the Council on standards for the qualification of third-country nationals or stateless persons as beneficiaries of international protection, for a uniform status for refugees or for persons eligible for subsidiary protection and for the content of the protection granted and amending Council Directive 2003/109/EC of 25 November 2003 concerning the status of third-country nationals who are long-term residents (**First reading**)

= Mandate for negotiations with the European Parliament  
10475/17 ASILE 44 CODEC 1089

The Presidency outlined the main elements of the compromise and concluded that there is a broad agreement for a partial general approach allowing to start the negotiations with the European Parliament.

**IV. Any other business**

**COREPER (PART 1)**

None.

**COREPER (PART 2)**

None.

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**"I" items approved****COREPER (PART 1)**

4. Replies to written questions put to the Council by Members of the European Parliament  
= Adoption by silence procedure
  - a) E-001854/2017 - Pascal Arimont (PPE)  
Humanitarian aid for the Horn of Africa  
10604/17 PE-QE 151
  - b) P-003566/2017 - Ádám Kósa (PPE)  
Disabled access to all the buildings of the European Council and their surroundings  
10603/17 PE-QE 150
5. Case before the Court of Justice of the European Union  
Case C-220/17 (Planta Tabak-Manufaktur Dr. Manfred Obermann GmbH & Co.)  
Request for preliminary ruling  
= Information note for the Permanent Representatives Committee (Part 1)  
11082/17 JUR 342 SAN 290
6. Case before the Court of Justice of the European Union  
Case C-288/17 (Fédération des fabricants de cigares et autres)  
Request for preliminary ruling  
= Information note for the Permanent Representatives Committee (Part 1)  
11081/17 JUR 341 SAN 289
7. Advisory Committee for the Coordination of Social Security Systems  
Appointment of Ms Caroline RIETBERGEN, member for Netherlands, in place of  
Mr G. VELDHUIS, who has resigned  
= Adoption  
11172/17 SOC 534 EMPL 407
8. Preparation of the Second ICAO Conference on Aviation and Alternative Fuels  
(Mexico City, 11–13 October 2017)  
EU working paper to be submitted  
= Endorsement  
10626/17 AVIATION 98 RELEX 644 CLIMA 214 ENV 686
9. Commission delegated Regulation (EU) .../... of 12.6.2017 amending Regulation (EU)  
No 508/2014 of the European Parliament and of the Council as regards the distribution of  
funds under direct management among objectives of the Integrated Maritime Policy and the  
Common Fisheries Policy  
= Approval of a letter  
11221/17 PECHE 290

## **COREPER (PART 2)**

16. European Court of Auditors' Special Report No 10/2017: EU support to young farmers should be better targeted to foster effective generational renewal  
= Designation of Working Party  
11167/17 FIN 473 AGRI 388 AGRIFIN 71 AGRISTR 64
17. Draft joint statement on the Entry-Exit System to be managed by the European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice (eu-LISA)  
= Approval  
11255/17 FIN 480 FRONT 326 VISA 276 INST 308
18. Draft Council Implementing Decision approving the conclusion by Eurojust of the Memorandum of Understanding between the European Agency for the operational management of large-scale IT systems in the area of freedom, security and justice and Eurojust  
= Adoption  
11115/17 COPEN 234 EUROJUST 115 DAPIX 254 SIRIS 122 FRONT 318  
VISA 267 EURODAC 22 CSC 172  
7536/17 COPEN 88 EUROJUST 46 DAPIX 104 SIRIS 50 FRONT 133  
VISA 108 EURODAC 9 CSC 68
19. Political and Security Committee Decision extending the mandate of the Head of the European Union Integrated Border Management Assistance Mission in Libya (EUBAM Libya) (EUBAM Libya/1/2017)  
= Authorisation for publication in the Official Journal  
11079/17 CFSP/PESC 655 CSDP/PSDC 411 CIVCOM 129 MOG 57  
RELEX 631 JAI 676 EUBAM LIBYA 28 PSC DEC 28  
11229/17 CFSP/PESC 679 CSDP/PSDC 425 CIVCOM 133 MOG 61  
RELEX 651 JAI 689 EUBAM LIBYA 30 PSC DEC 31
20. Exercise Specifications for the EU Parallel and Coordinated Crisis Management Exercise 2017 - EU PACE17  
= Decision to use the written procedure  
11319/17 CSDP/PSDC 436 COPS 249 POLMIL 87 EUMC 99 CIVCOM 137  
CSC 179  
11320/17 CSDP/PSDC 437 COPS 250 POLMIL 88 EUMC 100 CIVCOM 138  
CSC 180
21. Enlargement  
- Accession negotiations with Montenegro  
= Chapter 3 : Right of establishment and freedom to provide services  
11294/17 ELARG 56
22. Enlargement  
- Accession negotiations with Montenegro  
= Fulfilment of opening benchmarks on Chapter 17: Economic and monetary policy  
11295/17 ELARG 57