

Brussels, 26 September 2017
(OR. en)

12539/17

CRS CRP 34

SUMMARY RECORD

Subject: 2640th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 13 September 2017

I. Adoption of the agenda

12065/1/17 REV 1 OJ CRP2 30

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)

2. **Preparation** of the Council meeting (**Justice and Home Affairs**) on 14 September 2017

- Other items in connection with the Council meeting¹

The Committee was debriefed on the last IPCR High Level Roundtable held on 11 September 2017. The Presidency provided further information with regard to the Council.

3. **Preparation** of the Council meeting (**General Affairs**) on 25 September 2017

- Other items in connection with the Council meeting

The Presidency provided further information with regard to the Council.

¹ Exceptionally, in the presence of the Schengen Associated States.

IV. Any other business

COREPER (PART 2)

- EFSI

The Commission informed the Committee that an *ad referendum* provisional agreement had been reached with the Parliament at the trilogue held in Strasbourg on the evening of 12 September 2017.

"I" items approved**COREPER (PART 2)**

4. Case brought before the Court of Justice of the European Union
Case 482/17 R application for suspension of the operation of Directive (EU) 2017/853 of the European Parliament and of the Council of 17 May 2017 amending Council Directive 91/477/EEC on control of the acquisition and possession of weapons; Czech Republic v. European Parliament and Council of the European Union
12027/17 JUR 414 JAI 775 GENVAL 77 MI 615 COMPET 594
5. Draft EU-Canada PNR Agreement
Opinion 1/15 of the Court of Justice on its compatibility with Treaties
11931/17 JUR 407 JAI 761 DATAPROTECT 135 AVIATION 110 RELEX 729
CDN 5 ENFOPOL 397 EUROJUST 134 CATS 89
6. Complaint 1272/2017/ANA
- Inspection by the Ombudsman of documents held by the Council in the framework of her inquiry
11795/17 OMBUDS 10 INST 328 INF 145 API 100
7. European Statistical Governance Advisory Board - nomination of new Members and a new Chair
= Consultation by Council of the Commission and request for the approval of the European Parliament
11962/17 ECOFIN 703 UEM 252 STATIS 46
8. European Court of Auditors' Special Report No 11/2017: The Bêkou EU trust fund for the Central African Republic: a hopeful beginning despite some shortcomings
= Designation of Working Party
12029/17 FIN 526 DEVGEN 196 COAFR 237 ACP 98 COHAFA 68
9. Proposal for transfer of appropriations No DEC 18/2017 within Section III - Commission - of the general budget for 2017
11914/17 FIN 518 INST 332 PE-L 36
10. Commission Delegated Regulation (EU) .../... of 11.7.2017 supplementing Directives 2004/39/EC and 2014/65/EU of the European Parliament and of the Council with regard to regulatory technical standards for an exhaustive list of information to be included by proposed acquirers in the notification of a proposed acquisition of a qualifying holding in an investment firm
= Intention not to raise objections to a delegated act
11944/17 EF 183 ECOFIN 702 DELACT 152
11222/17 EF 165 ECOFIN 645 DELACT 128

11. Draft Council Implementing Decision authorising the United Kingdom to apply reduced levels of taxation to motor fuels consumed on the islands of the Inner and Outer Hebrides, the Northern Isles, the islands in the Clyde, and the Isles of Scilly, in accordance with Article 19 of Directive 2003/96/EC
= Adoption
10268/17 FISC 138 ENER 288 ECOFIN 536
9871/17 FISC 122 ENER 266 ECOFIN 486
12. Draft Council Implementing Decision authorising the Republic of Poland to conclude with the Republic of Ukraine an agreement that includes provisions derogating from point (d) of Article 2(1) and Article 5 of Directive 2006/112/EC on the common system of value added tax, as regards the maintenance of road bridges on the Poland-Ukraine border
= Adoption
11493/17 FISC 169 ECOFIN 665
11285/17 FISC 163 ECOFIN 651
13. Draft Council Implementing Decision authorising the Republic of Croatia to introduce a special measure derogating from Article 287 of Directive 2006/112/EC on the common system of value added tax
= Adoption
11491/17 FISC 168 ECOFIN 664
11284/17 FISC 162 ECOFIN 650
14. EEAS/Commission services non-paper:
Guidance for conducting Article 8 political dialogue with ACP countries
11888/17 ACP 95 COAFR 232 COLAC 74 COASI 118 COHOM 99
DEVGEN 190 MIGR 155 CONUN 197
COPS 274 **EU RESTRICTED**
15. Memorandum of understanding establishing an EU-China Water Policy Dialogue to be signed by the Commission on behalf of the EU
= Approval
11939/17 COASI 121 ASIE 33 ENV 730 CLIMA 228 RECH 293 DEVGEN 192
16. Draft Declaration for 2017 High-level Dialogue of China Europe Water Platform
= Approval
11940/17 COASI 122 ASIE 34 ENV 731 CLIMA 229 RECH 294 DEVGEN 193

17. Commission Regulation (EU) .../...of XXX amending Annex II to Regulation (EC) No 1107/2009 by setting out scientific criteria for the determination of endocrine disrupting properties
= Decision not to oppose adoption
11781/17 AGRILEG 161
11470/17 AGRILEG 145
+ ADD 1

Statement by Denmark

"Denmark voted against the Commission's proposal on scientific criteria for the determination of endocrine disrupting properties in the Standing Committee on Plants, Animals, Food and Feed on 4 July 2017.

As stated in the joint voting declaration by Sweden and Denmark of 4 July 2017, we expressed regret that the Commission has not listened to the major concern, voiced by Denmark and Sweden and others, that the criteria proposed require an unprecedented high level of evidence to identify endocrine disruptors compared to other problematic substances, such as CMR-substances and do not properly reflect today's scientific knowledge on endocrine disruptors. Denmark further declared that the criteria fail to meet the level of protection foreseen by the co-legislators.

The Legal Service of the European Parliament is currently preparing an opinion on the draft regulation. Further, the European Parliament is scheduled to decide on whether to oppose the Commission's proposal on 2 October 2017. We look forward to seeing the result of the European Parliament's deliberations.

Denmark will closely follow the implementation of the criteria over the coming years, hoping to ensure that the application and further development of the criteria through guidance, does not lead to a lower level of protection. Denmark looks forward to cooperating with the Commission on this matter."

18. Draft Council Decision amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea
and
Draft Council Regulation amending Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea
= Transposition of UNSCR 2371 (2017)
12003/17 CORLX 391 CFSP/PESC 759 RELEX 741 COASI 125 COARM 218
CONUN 199 FIN 524
11834/17 CORLX 388 CFSP/PESC 753 RELEX 716 COASI 117 COARM 216
CONUN 196 FIN 517
11698/17 CORLX 384 CFSP/PESC 744 COASI 115 COARM 214 CONUN 194
FIN 511