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NOTE

Subject: MONTHLY SUMMARY OF COUNCIL ACTS - OCTOBER 2017

This document lists the acts adopted by the Council in October 2017.^{1 2}

It provides information on the adoption of legislative acts, including:

- the date of adoption,
- the relevant Council session,
- the number of the document adopted,
- the Official Journal reference,
- applicable voting rules, voting results and, where appropriate, explanations of vote and statements published in the minutes of the Council.

¹ With the exception of certain acts of limited scope such as procedural decisions, appointments, decisions of bodies set up by international agreements, specific budgetary decisions, etc.

² In the case of legislative acts adopted in the ordinary legislative procedure, there may be a difference between the date of the Council's meeting where the legislative act is adopted and the actual date of the act in question, since legislative acts adopted in the ordinary legislative procedure are only considered to have been adopted after signature by both the President of the Council and the President of the European Parliament and the Secretaries-General of the two institutions.

This document also contains information on the adoption of non-legislative acts that the Council has decided to make public.

This document is also available on the Council's website at:

[Monthly summaries of Council acts \(acts\) - Consilium](#)

Documents listed in the summary may be obtained from the public register of Council documents at: [Documents and publications - Consilium](#)

It should be noted that this document is exclusively for information purposes - only Council minutes are authentic. These are available on the Council's website at: [Council Minutes - Consilium](#)

INFORMATION ON THE ACTS ADOPTED BY THE COUNCIL IN OCTOBER 2017

3562nd meeting of the Council of the European Union (AGRICULTURE AND FISHERIES) held in Luxembourg on 9 October 2017

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
Regulation (EU) 2017/1938 of the European Parliament and of the Council of 25 October 2017 concerning measures to safeguard the security of gas supply and repealing Regulation (EU) No 994/2010 (Text with EEA relevance.) OJ L 280, 28.10.2017, p. 1–56	22/17	Qualified majority	All Member States in favour, except: Against: HU
Regulation (EU) 2017/1953 of the European Parliament and of the Council of 25 October 2017 amending Regulations (EU) No 1316/2013 and (EU) No 283/2014 as regards the promotion of internet connectivity in local communities (Text with EEA relevance.) OJ L 286, 1.11.2017, p. 1–8	28/17	Qualified majority	All Member States in favour, except: Against: ES, NL, SE

Joint statement by the European Parliament, the Council and the Commission

The European Parliament, the Council and the Commission agree that the WiFi4EU initiative should have meaningful impact and scalability. To this end, they note that if an increase of EUR 25 000 000 to EUR 50 000 000 of the financial envelope for the implementation of CEF in the telecommunications sector cannot be secured in full, the Commission might propose reallocations within that envelope in order to facilitate overall funding for the promotion of internet connectivity in local communities of EUR 120 000 000.

Joint statement by Sweden, Spain and the Netherlands

Sweden, Spain and The Netherlands consider access to electronic communication to be important, but the lack of an impact assessment of the long-term effects of the proposal on competition and willingness to invest is problematic. In particular considering the substantial investments needed to create conditions for future 5G-coverage in Europe. Sweden, Spain and The Netherlands are also of the opinion that this type of regulation and financing should be handled at a national level and can therefore not support the proposal.

Statement by the Czech Republic

The Czech Republic supports the overall objective of the WiFi4EU initiative and in this respect invites the Commission to avoid any duplication with other private or public offers provided on commercial bases while implementing the promotion of internet connectivity in local communities.

Regulation (EU) 2017/1952 of the European Parliament and of the Council of 25 October 2017 repealing Regulations (EC) No 2888/2000 and (EC) No 685/2001 of the European Parliament and of the Council and Council Regulation (EEC) No 1101/89 (Text with EEA relevance.) OJ L 284, 31.10.2017, p. 12–13	44/17	Qualified majority	All Member States in favour
Regulation (EU) 2017/1954 of the European Parliament and of the Council of 25 October 2017 amending Council Regulation (EC) No 1030/2002 laying down a uniform format for residence permits for third-country nationals OJ L 286, 1.11.2017, p. 9–14	30/17	Qualified majority	All Member States in favour, except: Not participating: DK, IE, UK
Regulation (EU) 2017/1951 of the European Parliament and of the Council of 25 October 2017 amending Regulation (EU) No 99/2013 on the European statistical programme 2013-17, by extending it to 2020 (Text with relevance for the EEA and for Switzerland.) OJ L 284, 31.10.2017, p. 1–11	29/17	Qualified majority	All Member States in favour, except: Abstention: UK
Regulation (EU) 2017/1991 of the European Parliament and of the Council of 25 October 2017 amending Regulation (EU) No 345/2013 on European venture capital funds and Regulation (EU) No 346/2013 on European social entrepreneurship funds (Text with EEA relevance) OJ L 293, 10.11.2017, p. 1–18	37/17	Qualified majority	All Member States in favour

NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision on the position to be adopted, on behalf of the European Union, in the International Organisation for Vine and Wine	12221/17
Council Decision (EU) 2017/2307 of 9 October 2017 on the conclusion of the Agreement between the European Union and the Republic of Chile on trade in organic products OJ L 331, 14.12.2017, p. 1–3	5530/17
Council Conclusions with a view to the seventh session of the Governing Body of the International Treaty on Plant Genetic Resources for Food and Agriculture (ITPGRFA)	12950/17
Council Decision on the conclusion, on behalf of the Union, of the Multilateral Agreement between the European Community and its Member States, the Republic of Albania, Bosnia and Herzegovina, the Republic of Bulgaria, the Republic of Croatia, the former Yugoslav Republic of Macedonia, the Republic of Iceland, the Republic of Montenegro, the Kingdom of Norway, Romania, the Republic of Serbia and the United Nations Interim Administration Mission in Kosovo* on the establishment of a European Common Aviation Area (ECAA)	15654/16
Council Decision (EU) 2017/1842 of 9 October 2017 on the open data policy of the Council and the reuse of Council documents OJ L 262, 12.10.2017, p. 1–4	11563/17
Council Decision (EU) 2017/2270 of 9 October 2017 on the conclusion of the Framework Agreement on Partnership and Cooperation between the European Union and its Member States, of the one part, and Mongolia, of the other part OJ L 326, 9.12.2017, p. 5–6	8919/16

Council Decision authorising the European Commission and the High Representative of the Union for Foreign Affairs and Security Policy to open negotiations and negotiate a comprehensive Agreement with the Kyrgyz Republic	11436/1/17 REV 1 12357/17
Decision of the Representatives of the Governments of the Member States, meeting within the Council authorising the European Commission to open negotiations on and negotiate, on behalf of the Member States, the provisions that fall within the competences of the Member States of a Comprehensive Agreement between the European Union and its Member States, of the one part, and the Kyrgyz Republic, of the other part	11438/1/17 REV 1
Council Decision (EU) 2017/1912 of 9 October 2017 on the conclusion of the Agreement between the European Union and Iceland on the protection of geographical indications for agricultural products and foodstuffs OJ L 274, 24.10.2017, p. 1–2	11782/16
Agreement between the European Union and Iceland on the protection of geographical indications for agricultural products and foodstuffs OJ L 274, 24.10.2017, p. 3–56	12124/16
Council Decision (EU) 2017/1913 of 9 October 2017 on the conclusion of the Agreement in the form of an Exchange of Letters between the European Union and Iceland concerning additional trade preferences in agricultural products OJ L 274, 24.10.2017, p. 57–57	12146/16
Agreement in the form of an Exchange of Letters between the European Union and Iceland concerning additional trade preferences in agricultural products OJ L 274, 24.10.2017, p. 58–201	12147/16

3563rd meeting of the Council of the European Union (ECONOMIC AND FINANCIAL AFFAIRS) held in Luxembourg on 10 October 2017

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
Council Directive (EU) 2017/1852 of 10 October 2017 on tax dispute resolution mechanisms in the European Union OJ L 265, 14.10.2017, p. 1–14	9806/17	Unanimity	All Member States in favour
Council Decision of 10 October 2017 adopting the Council's position on draft amending budget No 5 of the European Union for the financial year 2017 OJ C 348, 17.10.2017, p. 4–4	12439/17	Qualified majority	All Member States in favour, except: Abstention: UK

Common statement on the technical adjustment for 2018 by Austria, Denmark, Finland, France, Germany, the Netherlands and Sweden ⁽¹⁾

In light of the publication on 18 September 2017 ⁽²⁾ of the technical adjustment of the financial framework for 2018 and with regard to the current annual budgetary procedure, Austria, Denmark, Finland, France, Germany, the Netherlands and Sweden wish to again register their interpretation of council regulation No 1311/2013 of 2 December 2013 that payments for special instruments must be accounted for within the payment ceilings established under the 2014-2020 multiannual financial framework (MFF).

In the technical adjustment exercise, the Commission, when calculating the global margin for payments (GMP), has on the contrary of the above maintained that payments associated with special instruments are not accounted for within the payment ceilings established under the 2014-2020 MFF.

Taking into account this difference of interpretation and its significant implications for the calculation of the Global Margin for Payments, Austria, Denmark, Finland, France, Germany, the Netherlands and Sweden consider that the GMP for 2014, 2015 and 2016 requires recalculation and call on the Commission to amend the technical adjustment as soon as possible in order that payments under the special instruments are accounted for within the ceilings of the MFF.

Austria, Denmark, Finland, France, Germany, the Netherlands and Sweden will take positions on any budgetary proposal on the basis of the correct interpretation as outlined above.

⁽¹⁾ Draft amending budget No 5 to the general budget for 2017, submitted on 28 July 2017, suggests increasing the Emergency Aid Reserve (EAR) in respect to the revision of the multiannual financial framework for the years 2014-2020. With regard to the payments for special instruments, Austria, Denmark, Finland, France, Germany, the Netherlands and Sweden wish to make a common statement.

⁽²⁾ Communication from the Commission to the Council and the European Parliament: Technical adjustment of the financial framework for 2018 in line with movements in GNI (ESA 2010) (Article 6 of Council Regulation No 1311/2013 laying down the multiannual financial framework for the years 2014-2020) updating and replacing Communication COM(2017) 220 final of 24 May 2018.

Common statement on the technical adjustment for 2018 by Bulgaria, Croatia, Cyprus, Greece, Hungary, Italy, Latvia, Lithuania, Malta, Poland, Portugal, Romania, Slovakia and Slovenia

In the context of the publication of the technical adjustment of the financial framework for 2018, Bulgaria, Croatia, Cyprus, Greece, Hungary, Italy, Latvia, Lithuania, Malta, Poland, Portugal, Romania, Slovakia and Slovenia would like to recall that in accordance with Council Regulation (EU, Euratom) No 1311/2013 of 2 December 2013 both commitment and payment appropriations of the special instruments shall be counted over and above the ceilings of the multiannual financial framework (MFF). This is fully in line with the European Council Conclusions of 7/8 February 2013 on the 2014-2020 multiannual financial framework ⁽¹⁾, which requested specific and maximum possible flexibility to allow the Union to fulfil its obligations in compliance with Article 323 of the Treaty on the Functioning of the European Union (TFEU).

Therefore the above mentioned Member States reiterate their support to the Commission's way of calculating the global margin for payments as part of the annual technical adjustments to the MFF. We believe that any other approach would fundamentally contradict the commitment established in the Article 323 of the TFEU, and hinder the capacity of the MFF to react to unforeseen circumstances.

Moreover we would like to recall that according to Article 6(4) of Council Regulation (EU, Euratom) No 1311/2013 of 2 December 2013 no ex-post corrections shall be made to the technical adjustments of previous years.

⁽¹⁾ Paragraph 101 of the Conclusions: "The MFF will include, as a rule, all items for which EU financing is foreseen, as a means of ensuring transparency and appropriate budget discipline. However, given their specificities, the Flexibility Instrument, the Solidarity Fund, the European Globalisation Adjustment Fund, the Emergency Aid Reserve and the European Development Fund will be placed outside the MFF."

NON-LEGISLATIVE ACTS

ACT

DOCUMENT / STATEMENTS

Council Implementing Decision (EU) 2017/1853 of 10 October 2017 amending Implementing Decision 2011/335/EU authorising the Republic of Lithuania to apply a measure derogating from Article 287 of Directive 2006/112/EC on the common system of value added tax
OJ L 265, 14.10.2017, p. 15–16

11977/17

Council Implementing Decision (EU) 2017/1854 of 10 October 2017 amending Implementing Decision 2014/797/EU authorising the Republic of Estonia to apply a measure derogating from point (a) of Article 26(1) and Articles 168 and 168a of Directive 2006/112/EC on the common system of value added tax OJ L 265, 14.10.2017, p. 17–18	11978/17
Council Implementing Decision (EU) 2017/1855 of 10 October 2017 authorising Romania to apply a special measure derogating from Article 287 of Directive 2006/112/EC on the common system of value added tax OJ L 265, 14.10.2017, p. 19–20	11979/17
Council Implementing Decision (EU) 2017/1856 of 10 October 2017 authorising the Republic of Poland to introduce a special measure derogating from Article 193 of Directive 2006/112/EC on the common system of value added tax OJ L 265, 14.10.2017, p. 21–22	11980/17
Council Decision (EU) 2017/1849 of 10 October 2017 amending Decision 1999/70/EC concerning the external auditors of the national central banks, as regards the external auditors of Národná banka Slovenska OJ L 264, 13.10.2017, p. 5–6	12446/17
Council Decision (CFSP) 2017/1838 of 10 October 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 261, 11.10.2017, p. 17–21	12250/17
Council Regulation (EU) 2017/1836 of 10 October 2017 amending Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 261, 11.10.2017, p. 1–15	12252/17
Council Conclusions on Climate finance	13101/17

3564th meeting of the Council of the European Union (JUSTICE AND HOME AFFAIRS) held in Luxembourg on 12 and 13 October 2017

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') OJ L 283, 31.10.2017, p. 1–71	9941/17	Unanimity (enhanced cooperation)	All Member States in favour; Not participating: DK, IE, HU, MT, NL, PL, SE, UK

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (EU) 2017/1867 of 12 October 2017 on the launch of automated data exchange with regard to dactyloscopic data in Portugal OJ L 266, 17.10.2017, p. 8–9	9898/17
Council Implementing Decision (EU) 2017/1866 of 12 October 2017 on the launch of automated data exchange with regard to vehicle registration data in the Czech Republic OJ L 266, 17.10.2017, p. 6–7	9893/17
Council Implementing Decision (EU) 2017/1868 of 12 October 2017 on the launch of automated data exchange with regard to dactyloscopic data in Greece OJ L 266, 17.10.2017, p. 10–11	10476/17
Council Conclusions on the implementation of the general provisions on data protection of Chapter 6 of Council Decision 2008/615/JHA - Evaluation of Portugal with regard to automated exchange of vehicle registration data	13196/17

Council Decision (EU) 2017/1908 of 12 October 2017 on the putting into effect of certain provisions of the Schengen acquis relating to the Visa Information System in the Republic of Bulgaria and Romania OJ L 269, 19.10.2017, p. 39–43	10161/17
Council Conclusions on the mid-term review of the Renewed European Union Internal Security Strategy 2015-2020	13319/17
Council Decision of 12 October 2017 amending Decision 1999/70/EC concerning the external auditors of the national central banks, as regards the external auditors of the Banco de Portugal OJ C 350, 18.10.2017, p. 2–3	11876/17
Council Conclusions on the application of the EU Charter of Fundamental Rights in 2016	13200/17
3565th meeting of the Council of the European Union (ENVIRONMENT) held in Luxembourg on 13 October 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Conclusions on the European Union priorities for the third meeting of the United Nations Environment Assembly (UNEA-3) (Nairobi, 4-6 December 2017)	13070/17
Council Conclusions on the Paris Agreement and preparations for the UNFCCC meetings (Bonn, 6-17 November 2017)	13198/17

3566th meeting of the Council of the European Union (FOREIGN AFFAIRS) held in Luxembourg on 16 October 2017

NON-LEGISLATIVE ACTS

ACT

DOCUMENT / STATEMENTS

Council Decision authorising the opening of negotiations with Bosnia and Herzegovina for an agreement between the European Union and Bosnia and Herzegovina on actions carried out by the European Border and Coast Guard Agency in the territory of Bosnia and Herzegovina

12060/17

Statement by the Council and the Commission

Insofar as rapid border interventions can be considered as a specific type of joint operations, the Commission and the Council understand the reference to the voluntary participation of Member States in joint operations on the territory of third countries as set out in Article 54(3) of Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard, as applying also to rapid border interventions on the territory of third countries. Therefore, the participation of Member States in any actions on the territory of Albania and/or Bosnia and Herzegovina and/or Montenegro, pursuant to the Status Agreements as eventually concluded, will be on a voluntary basis.

Council Decision authorising the opening of negotiations with the Republic of Albania for an agreement between the European Union and the Republic of Albania on actions carried out by the European Border and Coast Guard Agency in the territory of the Republic of Albania

12061/17

Statement by the Council and the Commission

Insofar as rapid border interventions can be considered as a specific type of joint operations, the Commission and the Council understand the reference to the voluntary participation of Member States in joint operations on the territory of third countries as set out in Article 54(3) of Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard, as applying also to rapid border interventions on the territory of third countries. Therefore, the participation of Member States in any actions on the territory of Albania and/or Bosnia and Herzegovina and/or Montenegro, pursuant to the Status Agreements as eventually concluded, will be on a voluntary basis.

Council Decision authorising the opening of negotiations with Montenegro for an agreement between the European Union and Montenegro on actions carried out by the European Border and Coast Guard Agency in the territory of Montenegro	12066/17
Statement by the Council and the Commission	
Insofar as rapid border interventions can be considered as a specific type of joint operations, the Commission and the Council understand the reference to the voluntary participation of Member States in joint operations on the territory of third countries as set out in Article 54(3) of Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard, as applying also to rapid border interventions on the territory of third countries. Therefore, the participation of Member States in any actions on the territory of Albania and/or Bosnia and Herzegovina and/or Montenegro, pursuant to the Status Agreements as eventually concluded, will be on a voluntary basis.	
Council Conclusions on the Mid-Term Review of the Action Plan on Human Rights and Democracy	12815/17
Council Conclusions on Afghanistan	13098/17
Council Conclusions on Myanmar/Burma	13099/17
Council Decision on the signing, on behalf of the Union and of the Member States, and provisional application of the Protocol to the Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, of the one part, and the Kyrgyz Republic, of the other part, to take account of the accession of the Republic of Croatia to the European Union	12562/17
Protocol to the Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, of the one part, and the Kyrgyz Republic, of the other part, to take account of the accession of the Republic of Croatia to the European Union	12659/17

Council Decision approving the conclusion, by the European Commission, on behalf of the European Atomic Energy Community, of the Protocol to the Partnership and Cooperation Agreement establishing a partnership between the European Communities and their Member States, of the one part, and the Kyrgyz Republic, of the other part, to take account of the accession of the Republic of Croatia to the European Union	12565/17
Council Conclusions on Bosnia and Herzegovina	13109/17
Council Decision (EU) 2017/1922 of 16 October 2017 on the position to be adopted on behalf of the European Union within the Joint CARIFORUM-EU Council of the Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part, as regards the amendment of Annex IX to Protocol I OJ L 271, 20.10.2017, p. 41–43	12578/17
Council Decision (EU) 2017/1921 of 16 October 2017 on the position to be adopted on behalf of the European Union within the Joint CARIFORUM-EU Council of the Economic Partnership Agreement between the CARIFORUM States, of the one part, and the European Community and its Member States, of the other part, as regards the establishment of a list of arbitrators OJ L 271, 20.10.2017, p. 38–40	12581/17
Council Decision (CFSP) 2017/1869 of 16 October 2017 on the European Union Advisory Mission in support of Security Sector Reform in Iraq (EUAM Iraq) OJ L 266, 17.10.2017, p. 12–18	12188/17
Council Decision authorising the opening of negotiations with Iraq in order to conclude an Agreement between the European Union and Iraq on the status of the European Union Advisory Mission in Iraq (EUAM Iraq)	12196/17

Council Decision (CFSP) 2017/1860 of 16 October 2017 amending Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 265I , 16.10.2017, p. 8–12	12637/1/17 REV1		
Council Regulation (EU) 2017/1858 of 16 October 2017 amending Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 265I , 16.10.2017, p. 1–4	12641/17		
Council Implementing Regulation (EU) 2017/1859 of 16 October 2017 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 265I , 16.10.2017, p. 5–7	12942/1/17 REV 1		
3567th meeting of the Council of the European Union (GENERAL AFFAIRS) held in Luxembourg on 17 October 2017			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Position (EU) No 6/2017 of the Council at first reading with a view to the adoption of a Regulation of the European Parliament and of the Council on the sustainable management of external fishing fleets, and repealing Council Regulation (EC) No 1006/2008 Adopted by the Council on 17 October 2017 OJ C 390, 17.11.2017, p. 1–24	11382/17 11382/17 ADD 1	Qualified majority	All Member States in favour
Non-approval of the amendments of the European Parliament to the Council's position on draft general budget of the European Union for the financial year 2018	12910/10	Qualified majority	All Member States in favour; except: Abstention: UK

NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Conclusions on Special Report No 8/2017 from the European Court of Auditors entitled: "EU Fisheries Controls: more efforts needed"	13323/17
Council Decision on the position to be adopted, on behalf of the European Union, with regard to proposals from various Parties to the Convention on the conservation of migratory species of wild animals for amendments to the Appendices to the Convention at the twelfth meeting of the Conference of the Parties	12766/17
<p>Statement by Spain and Portugal on the inclusion of the blue shark (<i>prionace glauca</i>) in Annex II to the Convention on Migratory Species (CMS)</p> <p>Spain and Portugal support the proposal for a Decision to include new species in Annex II to the Convention on Migratory Species, which guarantees the protection of unique species which are a priority for Spain and Portugal, such as the lesser grey shrike, as well as other species whose conservation may be under threat. However, Spain and Portugal do not consider it necessary to include the blue shark within this group of species, given the good conservation status of this resource and the good work done by the Regional Fisheries Management Organisations in support of it. As an example, the International Commission for the Conservation of Atlantic Tunas (ICCAT) has adopted management measures, including catch limits, data collection and research commitments, which ensure that this resource continues to be exploited responsibly, and therefore its inclusion in Annex II will not lead to a significant improvement in the management of its populations. Moreover, in Spain and Portugal's opinion the inclusion of this species could send a contradictory message as regards other shark populations with different management needs.</p>	

Written procedure completed on 18 October 2017			
NON-LEGISLATIVE ACTS			
ACT	DOCUMENT / STATEMENTS		
Council Implementing Decision (CFSP) 2017/1909 of 18 October 2017 implementing Decision (CFSP) 2016/849 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 269, 19.10.2017, p. 44–45	13179/17		
Council Implementing Regulation (EU) 2017/1897 of 18 October 2017 implementing Regulation (EU) 2017/1509 concerning restrictive measures against the Democratic People's Republic of Korea OJ L 269, 19.10.2017, p. 1–2	13181/17		
Adoption of legislative acts following the European Parliament's Second Reading (Strasbourg, 23 to 26 October 2017)			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Directive (EU) 2017/2103 of the European Parliament and of the Council of 15 November 2017 amending Council Framework Decision 2004/757/JHA in order to include new psychoactive substances in the definition of ‘drug’ and repealing Council Decision 2005/387/JHA OJ L 305, 21.11.2017, p. 12–18	51/17 (13626/17)	Not applicable	Not applicable

3569th meeting of the Council of the European Union (EMPLOYMENT, SOCIAL POLICY, HEALTH AND CONSUMER AFFAIRS) held in Luxembourg on 23 October 2017

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
Regulation (EU) 2017/2107 of the European Parliament and of the Council of 15 November 2017 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 OJ L 315, 30.11.2017, p. 1–39	31/17	Qualified majority	All Member States in favour
Directive (EU) 2017/2102 of the European Parliament and of the Council of 15 November 2017 amending Directive 2011/65/EU on the restriction of the use of certain hazardous substances in electrical and electronic equipment (Text with EEA relevance.) OJ L 305, 21.11.2017, p. 8–11	40/17	Qualified majority	All Member States in favour
Directive (EU) 2017/2108 of the European Parliament and of the Council of 15 November 2017 amending Directive 2009/45/EC on safety rules and standards for passenger ships (Text with EEA relevance.) OJ L 315, 30.11.2017, p. 40–51	34/17	Qualified majority	All Member States in favour

Directive (EU) 2017/2109 of the European Parliament and of the Council of 15 November 2017 amending Council Directive 98/41/EC on the registration of persons sailing on board passenger ships operating to or from ports of the Member States of the Community and Directive 2010/65/EU of the European Parliament and of the Council on reporting formalities for ships arriving in and/or departing from ports of the Member States OJ L 315, 30.11.2017, p. 52–60	35/17	Qualified majority	All Member States in favour, except: Against: DE
Directive (EU) 2017/2110 of the European Parliament and of the Council of 15 November 2017 on a system of inspections for the safe operation of ro-ro passenger ships and high-speed passenger craft in regular service and amending Directive 2009/16/EC and repealing Council Directive 1999/35/EC (Text with EEA relevance.) OJ L 315, 30.11.2017, p. 61–77	36/17	Qualified majority	All Member States in favour
NON-LEGISLATIVE ACTS			
ACT		DOCUMENT / STATEMENTS	
Council Decision (EU) 2017/1967 of 23 October 2017 on the position to be adopted, on behalf of the European Union, within the EEA Joint Committee concerning an amendment to Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms (The Union's preparatory action on defence research) OJ L 279, 28.10.2017, p. 50–54		12934/17	

<p>Council Decision (EU) 2017/1960 of 23 October 2017 on the signing, on behalf of the Union, and provisional application of the Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Mauritius OJ L 279, 28.10.2017, p. 1–2</p>	<p>12475/17</p>
<p>Statement by the Commission</p> <p>By its judgement in joined cases C-103/12 and C-165/12 (European Parliament and the Commission v. Council) the Court of Justice clearly confirmed that decisions relating to the conclusion of external fisheries agreements fall fully within the scope of Article 43(2) TFEU (in conjunction with the applicable procedure of Article 218 TFEU, i.e. Article 218(6)a(v) for the decisions on the conclusion of the agreements) and rejected the position that such decisions could fall within the scope of Article 43(3) TFEU.</p> <p>In relation to the decision on the signature and conclusion of the new Sustainable Fisheries Partnership Agreement between the European Union and the Government of the Republic of Mauritius and the Implementation Protocol thereto, the Commission regrets the Council's amendment replacing the legal basis of Article 43(2) in conjunction with Article 218(5), 218(6)a and Article 218(7) TFEU with Article 43 (without mentioning the paragraph) in conjunction with article 218(5), 218(6)a and 218(7) TFEU, and therefore maintains its initial proposal.</p>	
<p>Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Mauritius OJ L 279, 28.10.2017, p. 3–24</p>	<p>12479/17</p>

Council Regulation on the allocation of fishing opportunities under the Protocol setting out the fishing opportunities and the financial contribution provided for by the Fisheries Partnership Agreement between the European Union and the Republic of Mauritius	12477/17
<p>Statement by the Commission</p> <p>By its judgement in joined cases C-103/12 and C-165/12 (European Parliament and the Commission v. Council) the Court of Justice clearly confirmed that decisions relating to the conclusion of external fisheries agreements fall fully within the scope of Article 43(2) TFEU (in conjunction with the applicable procedure of Article 218 TFEU, i.e. Article 218(6)a(v) for the decisions on the conclusion of the agreements) and rejected the position that such decisions could fall within the scope of Article 43(3) TFEU.</p> <p>In relation to the decision on the signature and conclusion of the new Sustainable Fisheries Partnership Agreement between the European Union and the Government of the Republic of Mauritius and the Implementation Protocol thereto, the Commission regrets the Council's amendment replacing the legal basis of Article 43(2) in conjunction with Article 218(5), 218(6)a and Article 218(7) TFEU with Article 43 (without mentioning the paragraph) in conjunction with article 218(5), 218(6)a and 218(7) TFEU, and therefore maintains its initial proposal.</p>	
Council Decision (EU) 2017/1947 of 23 October 2017 establishing the position to be taken on behalf of the European Union within the Joint Committee set up under the Agreement between the European Union and the Republic of Armenia on the facilitation of the issuance of visas, with regard to the adoption of common guidelines for the implementation of that Agreement OJ L 276, 26.10.2017, p. 44–59	12376/17
Council Decision (CFSP) 2017/1934 of 23 October 2017 amending Decision 2010/638/CFSP concerning restrictive measures against the Republic of Guinea OJ L 273, 24.10.2017, p. 10–10	12445/17
Council Decision (CFSP) 2017/1935 of 23 October 2017 amending Decision 2010/573/CFSP concerning restrictive measures against the leadership of the Transnistrian region of the Republic of Moldova OJ L 273, 24.10.2017, p. 11–11	12869/17
Council Decision (CFSP) 2017/1933 of 23 October 2017 amending Decision (CFSP) 2015/1763 concerning restrictive measures in view of the situation in Burundi OJ L 273, 24.10.2017, p. 9–9	12260/17

Written procedure completed on 25 October 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (CFSP) 2017/1948 of 25 October 2017 implementing Decision 2014/450/CFSP concerning restrictive measures in view of the situation in Sudan OJ L 276, 26.10.2017, p. 60–61	13441/17
Council Implementing Regulation (EU) 2017/1942 of 25 October 2017 implementing Article 15(3) of Regulation (EU) No 747/2014 concerning restrictive measures in view of the situation in Sudan OJ L 276, 26.10.2017, p. 1–3	13443/17
Written procedure completed on 27 October 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Regulation (EU) 2017/1970 of 27 October 2017 fixing for 2018 the fishing opportunities for certain fish stocks and groups of fish stocks applicable in the Baltic Sea and amending Regulation (EU) 2017/127 OJ L 281, 31.10.2017, p. 1–10	13111/17
Written procedure completed on 30 October 2017	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (CFSP) 2017/1976 of 30 October 2017 implementing Decision (CFSP) 2015/1333 concerning restrictive measures in view of the situation in Libya OJ L 281, 31.10.2017, p. 32–33	13630/17