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NOTE

Subject: MONTHLY SUMMARY OF COUNCIL ACTS - OCTOBER 2016

This document lists the acts adopted by the Council in October 2016.^{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.

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

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 is also available on the Council's website at:

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INFORMATION ON THE ACTS ADOPTED BY THE COUNCIL IN OCTOBER 2016

Written procedure completed on 5 October 2016

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
Council Decision (EU) 2016/1841 of 5 October 2016 on the conclusion, on behalf of the European Union, of the Paris Agreement adopted under the United Nations Framework Convention on Climate Change OJ L 282, 19.10.2016, p. 1–3	12256/16
Paris Agreement OJ L 282, 19.10.2016, p. 4–18	12256/16 ADD 1

Declaration by the Union made in accordance with Article 20(3) of the Paris Agreement

The following States are at present Members of the European Union: the Kingdom of Belgium, the Republic of Bulgaria, the Czech Republic, the Kingdom of Denmark, the Federal Republic of Germany, the Republic of Estonia, Ireland, the Hellenic Republic, the Kingdom of Spain, the French Republic, the Republic of Croatia, the Italian Republic, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Grand Duchy of Luxembourg, Hungary, the Republic of Malta, the Kingdom of the Netherlands, the Republic of Austria, the Republic of Poland, the Portuguese Republic, Romania, the Republic of Slovenia, the Slovak Republic, the Republic of Finland, the Kingdom of Sweden, the United Kingdom of Great Britain and Northern Ireland.

The European Union declares that, in accordance with the Treaty on the Functioning of the European Union, and in particular Article 191 and Article 192(1) thereof, it is competent to enter into international agreements, and to implement the obligations resulting therefrom, which contribute to the pursuit of the following objectives:

- preserving, protecting and improving the quality of the environment;
- protecting human health;
- prudent and rational utilisation of natural resources;
- promoting measures at international level to deal with regional or worldwide environmental problems, and in particular combating climate change.

The European Union declares that the commitment contained in its intended nationally determined contribution submitted on 6 March 2015 will be fulfilled through joint action by the Union and its Member States within the respective competence of each.

The European Union will continue to provide information, on a regular basis on any substantial modifications in the extent of its competence, in accordance with Article 20(3) of the Agreement.

3487th meeting of the Council of the European Union (AGRICULTURE AND FISHERIES) held in Luxembourg on 10 October 2016

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (EU) 2016/1818 of 10 October 2016 amending Implementing Decision 2014/170/EU to remove the Republic of Guinea from the list of non-cooperating third countries in fighting illegal, unreported and unregulated fishing OJ L 278, 14.10.2016, p. 46–47	11831/16
Council Decision on the signing, on behalf of the European Union, of the Agreement between the European Union and New Zealand on cooperation and mutual administrative assistance in customs matters	7661/16
Agreement between the European Union and New Zealand on cooperation and mutual administrative assistance in customs matters	7682/16
Council Decision on establishing the European Union position within the Ministerial Council of the Energy Community (Sarajevo, 14th October 2016)	12991/16

Council Decision authorising the opening of negotiations on amending the Treaty establishing the Energy Community	12657/16		
Council Conclusions on Special Report No 16/2016 by the European Court of Auditors entitled "EU education objectives: programmes aligned but shortcomings in performance measurement"	13103/16		
Council Decision (EU) 2016/1892 of 10 October 2016 on the signing, on behalf of the European Union, and provisional application of the International Agreement on Olive Oil and Table Olives, 2015 OJ L 293, 28.10.2016, p. 2–3	11178/16		
International Agreement on Olive Oil and Table Olives, 2015 OJ L 293, 28.10.2016, p. 4–24	11178/16		
Council Decision (EU) 2016/1873 of 10 October 2016 on the signing, on behalf of the European Union, of the Agreement establishing the EU-LAC International Foundation OJ L 288, 22.10.2016, p. 1–2	11329/16		
Agreement establishing the EU-LAC International Foundation OJ L 288, 22.10.2016, p. 3–11	11356/16		
3488th meeting of the Council of the European Union (ECONOMIC AND FINANCIAL AFFAIRS) held in Luxembourg on 11 October 2016			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Council Decision of 11 October 2016 adopting the Council's position on draft amending budget No 3 of the European Union for the financial year 2016 OJ C 378, 14.10.2016, p. 1–1	12563/16	Qualified majority	All Member States in favour, except: Abstention: AT, SE, UK
Statement by Austria			
AT fully supports the Commission's approach to enhance security in the EU institutions and in European Schools. The therefore foreseen sum of 15,8 Mio. EUR in the draft amending budget 3/2016 should however be generated by redeployment from non-implemented sectors. That's why AT abstains from the vote on this item.			

NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Implementing Decision (EU) 2016/1837 of 11 October 2016 authorising the Republic of Poland to continue to apply measures derogating from point (a) of Article 26(1) and Article 168 of Directive 2006/112/EC on the common system of value added tax OJ L 280, 18.10.2016, p. 28–29	12215/16
Council Conclusions on the Commission Communication on further measures to enhance transparency and the fight against tax evasion and avoidance	13139/16
Council Decision (EU) 2016/1830 of 11 October 2016 on the conclusion, on behalf of the European Union, of the Amending Protocol to the Agreement between the European Community and the Principality of Monaco providing for measures equivalent to those laid down in Council Directive 2003/48/EC OJ L 280, 18.10.2016, p. 1–2	8388/16
Council Conclusions on Climate Finance	13157/16
3489th meeting of the Council of the European Union (EMPLOYMENT, SOCIAL POLICY, HEALTH AND CONSUMER AFFAIRS - EMPLOYMENT AND SOCIAL POLICY ISSUES) held in Luxembourg on 13 October 2016	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision (EU) 2016/1838 of 13 October 2016 on guidelines for the employment policies of the Member States for 2016 OJ L 280, 18.10.2016, p. 30–31	12163/16
Council Decision (EU) 2016/1859 of 13 October 2016 on the Tripartite Social Summit for Growth and Employment and repealing Decision 2003/174/EC OJ L 284, 20.10.2016, p. 27–30	5820/14

Council Conclusions on Special Report No 14/2016 by the European Court of Auditors entitled "EU policy initiatives and financial support for Roma integration: significant progress made over the last decade, but additional efforts needed on the ground"	13226/16
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3490th meeting of the Council of the European Union (JUSTICE AND HOME AFFAIRS - HOME AFFAIRS ISSUES) held in Luxembourg on 13 October 2016

LEGISLATIVE ACTS

ACT	DOCUMENT	VOTING RULE	VOTES
Regulation (EU) 2016/1952 of the European Parliament and of the Council of 26 October 2016 on European statistics on natural gas and electricity prices and repealing Directive 2008/92/EC (Text with EEA relevance) OJ L 311, 17.11.2016, p. 1–12	28/16	Qualified majority	All Member States in favour, except: Abstention: AT
Regulation (EU) 2016/1953 of the European Parliament and of the Council of 26 October 2016 on the establishment of a European travel document for the return of illegally staying third-country nationals, and repealing the Council Recommendation of 30 November 1994 OJ L 311, 17.11.2016, p. 13–19	30/16	Qualified majority	All Member States in favour, except: Not participating: DK, IE, UK

Statement by France

France welcomes the objective of harmonising and providing legal safeguards for the European travel document for the return of illegally staying third-country nationals. As regards the application of Article 4 of the Regulation, France takes note of the assurance it has been given by the Commission that it can continue to send the individual information and the signature and stamp of the competent authority electronically to the authorities responsible for implementing the return measures, to be printed locally on the blank pages in accordance with the new technical security specifications.

Directive (EU) 2016/1919 of the European Parliament and of the Council of 26 October 2016 on legal aid for suspects and accused persons in criminal proceedings and for requested persons in European arrest warrant proceedings OJ L 297, 4.11.2016, p. 1–8	33/16	Qualified majority	All Member States in favour, except: Against: PL Not participating: DK, IE, UK
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Statement by Poland

Poland does not support the so-called “compromise” presented for adoption at the Council meeting on 13 October 2016. We feel that an appropriate compromise taking due account of the interests of both Member States and suspected and accused persons was expressed in the general approach text adopted by the Council in February 2015. The present draft is in fact an unwarranted concession to the European Parliament and made by it without regard to the overall impact of this document and its internal consistency. Poland cannot in particular support the extension of the draft directive beyond its intended scope of temporary legal aid, the exclusion of specific provisions relating to less serious offences and the obligation to provide legal aid in the state issuing an EAW.

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
Council Conclusions on organised domestic burglary	13268/16
Council Conclusions on the implementation of the general provisions on data protection of Chapter 6 of Council Decision 2008/615/JHA - Evaluation of Denmark with regard to automated exchange of vehicle registration data (VRD)	13269/16
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 data exchange of DNA data	13270/16
Council Resolution concerning an updated handbook with recommendations for international police cooperation and measures to prevent and control violence and disturbances in connection with football matches with an international dimension, in which at least one Member State is involved (‘EU Football Handbook’) OJ C 444, 29.11.2016, p. 1–36	12795/16
Council Resolution concerning a handbook with recommendations for preventing and managing violence and disturbances in connection with football matches with an international dimension, in which at least one Member State is involved, through the adoption of good practice in respect of police liaison with supporters	12792/16

Council Resolution concerning the costs of hosting and deploying visiting police delegations in connection with football matches (and other sports events) with an international dimension, in which at least one Member State is involved	12791/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2015 evaluation of the Netherlands on the application of the Schengen acquis in the field of data protection	12608/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2015 evaluation on the application of the Schengen acquis in the field of police cooperation by the Netherlands	12610/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2015 evaluation of the application of the Schengen acquis in the field of the Schengen Information System by Liechtenstein	12613/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2016 evaluation of Luxembourg on the application of the Schengen acquis in the field of management of the external border	12615/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2016 evaluation of Luxembourg on the application of the Schengen acquis in the field of the common visa policy	12617/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies in the 2015 evaluation on the application of the Schengen acquis in the field of absence of border control at the internal border by Switzerland	12620/16
Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2016 evaluation of Denmark on the application of the Schengen acquis in the field of the management of the external border (Copenhagen Kastrup Airport)	12625/16

Council Implementing Decision setting out a Recommendation on addressing the deficiencies identified in the 2015 evaluation on the application of the Schengen acquis in the field of police cooperation in Liechtenstein	12627/16		
Council Implementing Decision approving the conclusion by the European Police Office (Europol) of the Agreement on Strategic Cooperation between the Ministry of Public Security of the People's Republic of China and Europol	8364/16		
Council Decision (EU) 2016/1876 of 13 October 2016 on the position to be adopted on behalf of the European Union within the Association Committee in Trade configuration established by the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and the Republic of Moldova, of the other OJ L 288, 22.10.2016, p. 16–48	12031/16		
Council Decision establishing the position to be adopted on behalf of the European Union with regard to certain resolutions to be voted in the framework of the International Organisation for Vine and Wine (OIV)	13041/16		
3491st meeting of the Council of the European Union (ENVIRONMENT) held in Luxembourg on 17 October 2016			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Position of the Council at first reading with a view to the adoption of a Regulation of the European Parliament and of the Council repealing Regulation (EEC) No 1192/69 of the Council on common rules for the normalisation of the accounts of railway undertakings	11197/16 11197/16 ADD 1	Qualified majority	All Member States in favour
Position of the Council at first reading with a view to the adoption of a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1370/2007 concerning the opening of the market for domestic passenger transport services by rail	11198/16 11198/16 ADD 1	Qualified majority	All Member States in favour

Statement by Germany

Germany welcomes the agreement reached on the proposal for an amendment to Regulation (EC) No 1370/2007 on public passenger transport services by rail and by road. Regarding the social provisions contained in the aforementioned Regulation (see recitals 16 and 17 of Regulation (EC) No 1370/2007 and Article 4(5) and (6) in the current version and in the version amended by the proposal including the new recital), Germany believes that in the future, after the Regulation has been amended, Member States will – as has been the case so far under existing law – be at liberty to adopt more extensive rules under national law to flesh out the European standards. This also explicitly comprises the right to make more binding rules in national law than in the Regulation governing the transfer of staff in the event of a change of operator. Germany believes that its legal opinion is vindicated by remarks made by the European Commission and the Presidency (for instance, at the 2581st meeting of Coreper, Part 1, on 13 April 2016).

Position of the Council at first reading with a view to the adoption of a Directive of the European Parliament and of the Council amending Directive 2012/34/EU as regards the opening of the market for domestic passenger transport services by rail and the governance of the railway infrastructure

11199/16
11199/16 ADD 1

Qualified majority

All Member States in favour

Statement by Germany

The Federal Republic of Germany endorses the compromises on the political pillar of the Fourth Railway Package, which continue to make it possible for integrated systems to exist, while at the same time providing for strong and effective regulation and transparency of financial flows.

The Federal Republic of Germany deems it important to note that Article 7d lays down the conditions for controlling financial transfers for - for example - dividend payments and loans and that recital 17 does not introduce any additional rules.

The Federal Republic of Germany continues to interpret Article 7d and recital 18 in the sense that it is possible for infrastructure managers to pay income and dividends directly or via another legal entity within the undertaking to the owner. The term ‘owner of the company’, to which revenue may be transferred, under Article 7d, is to be understood as including not only the State as the direct owner of the infrastructure company, but also the State as the ultimate owner.

NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
<p>Council Decision (EU) 2016/1877 of 17 October 2016 on the position to be adopted, on behalf of the European Union, in the Group of Experts on the European Agreement concerning the work of crews of vehicles engaged in international road transport (AETR), and in the Working Party on Road Transport, of the United Nations Economic Commission for Europe (Text with EEA relevance) OJ L 288, 22.10.2016, p. 49–55</p>	12042/16
<p>Council Decision (EU) 2016/2077 of 17 October 2016 on the position to be adopted on behalf of the European Union at the International Maritime Organization (IMO) during the 70th session of the Marine Environment Protection Committee and the 97th session of the Maritime Safety Committee, on the adoption of amendments to MARPOL Annex VI, SOLAS Regulations II-1, SOLAS Regulations III/1.4, III/30 and III/37, SOLAS Regulations II-2/1 and II-2/10, SOLAS Regulation II-1/3-12, the STCW Convention and Code, the Fire Safety Systems Code and the 2011 Enhanced Survey Programme Code OJ L 320, 26.11.2016, p. 36–39</p>	12241/16
<p>Statement by the Commission</p> <p>In so far as the relevant amendments to SOLAS Regulations II-1/1, II-1/2, II-1/3, II-1/4, II-1/5, II-1/6, II-1/7, II-1/8-1, II-1/9, II-1/10, II-1/12, II-1/13, 15 – 17, 19, 21, 22 and 35, SOLAS Regulations II-2/1 and II-2/10 and Chapter 13 of the FSS Code are concerned, their adoption at the IMO affects existing Union legislation. Therefore, these amendments fall within the exclusive external competence of the Union. Consequently, the Union position established in respect of those amendments cannot be limited in scope and must therefore be understood as covering them in their entirety, without prejudice to Article 2(2) TFEU.</p>	
<p>Council Conclusions on Sustainable Water Management</p>	13342/16

<p>Council Conclusions on the Convention on Biological Diversity (CBD)</p> <p>a) Preparation of the 13th meeting of the Conference of the Parties (COP 13) to the CBD (Cancun, Mexico, 4-17 December 2016)</p> <p>b) Preparation of the 8th meeting of the Conference of the Parties to the CBD serving as the meeting of the Parties to the Cartagena Protocol on Biosafety (COP-MOP 8) (Cancun, Mexico, 4-17 December 2016)</p> <p>c) Preparation of the 2nd meeting of the Conference of the Parties to the CBD serving as the meeting of the Parties to the Nagoya Protocol on Access and Benefit-sharing (COPMOP 2) (Cancun, Mexico, 4-17 December 2016)</p>	13398/16
3492nd meeting of the Council of the European Union (FOREIGN AFFAIRS) held in Luxembourg on 17 October 2016	
NON-LEGISLATIVE ACTS	
ACT	DOCUMENT / STATEMENTS
Council Decision (CFSP) 2016/1839 of 17 October 2016 amending Decision 2010/638/CFSP concerning restrictive measures against the Republic of Guinea OJ L 280, 18.10.2016, p. 32–32	12443/16
Council Conclusions on Bosnia and Herzegovina	13217/16
Council Conclusions on the Democratic Republic of the Congo	12945/16
Council Decision (EU) 2016/2310 of 17 October 2016 on the position to be taken on behalf of the European Union within the Association Council set up by the Euro-Mediterranean Agreement establishing an Association between the European Communities and their Member States, of the one part, and the Hashemite Kingdom of Jordan, of the other part, as regards the adoption of EU-Jordan Partnership Priorities, including the Compact OJ L 345, 20.12.2016, p. 50–52	12431/16

Council Decision (EU) 2016/2131 of 17 October 2016 on the position to be taken on behalf of the European Union within the Association Council set up by the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the Republic of Lebanon, of the other part, as regards the adoption of EU-Lebanon Partnership Priorities, including the Compact OJ L 331, 6.12.2016, p. 6–8	12433/16		
Council Conclusions on the Global Strategy on the European Union's Foreign and Security Policy	13202/16		
Council Conclusions on Tunisia	13056/16		
Council Conclusions on Syria	13193/16		
3494th meeting of the Council of the European Union (GENERAL AFFAIRS) held in Luxembourg on 18 October 2016			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
Position (EU) No 21/2016 of the Council at first reading with a view to the adoption of a Regulation of the European Parliament and of the Council establishing specific conditions for fishing for deep-sea stocks in the North-East Atlantic and provisions for fishing in international waters of the North-East Atlantic and repealing Council Regulation (EC) No 2347/2002 Adopted by the Council on 18 October 2016 OJ C 433, 23.11.2016, p. 1–18	11625/16 11625/16 ADD 1	Qualified majority	All Member States in favour, except: Against: ES
Statement by Spain The proposal for access to deep-sea species is of great interest to the Kingdom of Spain, which has followed it particularly closely in recent years and is strongly committed to it, to the point that it will accept compromises for the sake of reaching a balanced agreement that will satisfy all parties, such as limiting fishing activity with bottom trawls below 800 metres in European Union waters and an own system of sanctions or of data collection, as well as an authorisation regime that will lead to a disproportionate administrative workload.			

Spain has been flexible, even accepting, as indicated, redundant management systems, but a situation has been arrived at as regards observer coverage which Spain cannot agree with, since the impact which this compromise would involve will cause problems in terms of security, economic costs and the operability of the fleet, since it envisages 20% observer coverage for targeted fishing, which is not covered by the mandate the Council gave to the Presidency, which was for 15%.

The Kingdom of Spain's commitment to protection of vulnerable marine ecosystems is beyond question. Spain has been working for years on mapping sea beds in order inter alia to achieve better and greater protection of ecosystems and the environment. The human and material investment made has been enormous, but has always been seen as an investment in sustainability. However, this compromise has disproportionate costs, does not comply with the principle of proportionality and its added value is not clear.

For all these reasons, the Kingdom of Spain is voting against this proposal.

NON-LEGISLATIVE ACTS

ACT	DOCUMENT / STATEMENTS
<p>Council Decision (EU) 2016/1885 of 18 October 2016 on the conclusion of the Agreement in the form of an Exchange of Letters between the European Union and the People's Republic of China pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union OJ L 291, 26.10.2016, p. 7–8</p>	15561/15
<p>Agreement in the form of an Exchange of Letters between the European Union and the People's Republic of China pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the Schedule of the Republic of Croatia in the course of its accession to the European Union OJ L 291, 26.10.2016, p. 9–12</p>	15562/15
<p>Council Decision (EU) 2016/1884 of 18 October 2016 on the conclusion of the Agreement in the form of an Exchange of Letters between the European Union and the Eastern Republic of Uruguay pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union OJ L 291, 26.10.2016, p. 1–2</p>	6870/16

<p>Agreement in the form of an Exchange of Letters between the European Union and the Eastern Republic of Uruguay pursuant to Article XXIV:6 and Article XXVIII of the General Agreement on Tariffs and Trade (GATT) 1994 relating to the modification of concessions in the schedule of the Republic of Croatia in the course of its accession to the European Union OJ L 291, 26.10.2016, p. 3–6</p>	6871/16		
<p>Council Decision (EU) 2016/1883 of 18 October 2016 establishing the position to be taken on behalf of the European Union within the General Council of the World Trade Organization on the United States' request for a WTO waiver to permit the US to provide preferential treatment to eligible products originating in Nepal OJ L 289, 25.10.2016, p. 20–20</p>	12560/16		
Adoption of legislative acts following the European Parliament's Second Reading (Strasbourg, 24 to 27 October 2016)			
LEGISLATIVE ACTS			
ACT	DOCUMENT	VOTING RULE	VOTES
<p>Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies (Text with EEA relevance) OJ L 327, 2.12.2016, p. 1–15</p>	38/16 (13683/16)	Not applicable	Not applicable
<p>Regulation (EU) 2016/2031 of the European Parliament and of the Council of 26 October 2016 on protective measures against pests of plants, amending Regulations (EU) No 228/2013, (EU) No 652/2014 and (EU) No 1143/2014 of the European Parliament and of the Council and repealing Council Directives 69/464/EEC, 74/647/EEC, 93/85/EEC, 98/57/EC, 2000/29/EC, 2006/91/EC and 2007/33/EC OJ L 317, 23.11.2016, p. 4–104</p>	40/16 (13691/16)	Not applicable	Not applicable

Regulation (EU) 2016/1954 of the European Parliament and of the Council of 26 October 2016 amending Regulation (EC) No 1365/2006 on statistics of goods transport by inland waterways as regards the conferral of delegated and implementing powers on the Commission for the adoption of certain measures OJ L 311, 17.11.2016, p. 20–24	42/16 (13690/16)	Not applicable	Not applicable
Regulation (EU) 2016/2032 of the European Parliament and of the Council of 26 October 2016 amending Regulation (EC) No 91/2003 on rail transport statistics, as regards the collection of data on goods, passengers and accidents OJ L 317, 23.11.2016, p. 105–111	43/16 (13685/16)	Not applicable	Not applicable
Written procedures completed on 27 October 2016			
NON-LEGISLATIVE ACTS			
ACT		DOCUMENT / STATEMENTS	
Council Implementing Decision (CFSP) 2016/1897 of 27 October 2016 implementing Decision 2013/255/CFSP concerning restrictive measures against Syria OJ L 293, 28.10.2016, p. 36–38		13350/16	
Council Implementing Regulation (EU) 2016/1893 of 27 October 2016 implementing Regulation (EU) No 36/2012 concerning restrictive measures in view of the situation in Syria OJ L 293, 28.10.2016, p. 25–27		13351/16	
Written procedures completed on 28 October 2016			
NON-LEGISLATIVE ACTS			
ACT		DOCUMENT / STATEMENTS	
Council Decision (EU) 2016/1909 of 28 October 2016 on the financial contributions to be paid by Member States to finance the European Development Fund, including the third instalment for 2016 OJ L 295, 29.10.2016, p. 79–81		13166/16	

Council Decision (CFSP) 2016/1908 of 28 October 2016 amending Decision 2010/573/CFSP concerning restrictive measures against the leadership of the Transnistrian region of the Republic of Moldova OJ L 295, 29.10.2016, p. 78–78	12750/16
Council Decision (EU) 2017/37 of 28 October 2016 on the signing on behalf of the European Union of the Comprehensive Economic and Trade Agreement (CETA) between Canada, of the one part, and the European Union and its Member States, of the other part OJ L 11, 14.1.2017, p. 1–2	10972/16
Joint Interpretative Instrument on the Comprehensive Economic and Trade Agreement (CETA) between Canada and the European Union and its Member States OJ L 11, 14.1.2017, p. 3–8	13541/16
Statements to be entered in the Council minutes OJ L 11, 14.1.2017, p. 9–22	13463/16
Comprehensive Economic and Trade Agreement (CETA) between Canada, of the one part, and the European Union and its Member States, of the other part OJ L 11, 14.1.2017, p. 23–1079	10973/16
Council Decision (EU) 2017/38 of 28 October 2016 on the provisional application of the Comprehensive Economic and Trade Agreement (CETA) between Canada, of the one part, and the European Union and its Member States, of the other part OJ L 11, 14.1.2017, p. 1080–1081	10974/16
Council Decision (EU) 2016/2118 of 28 October 2016 on the signing, on behalf of the Union, and provisional application of the Strategic Partnership Agreement between the European Union and its Member States, of the one part, and Canada, of the other part OJ L 329, 3.12.2016, p. 43–44	5367/16
Strategic Partnership Agreement between the European Union and its Member States, of the one part, and Canada, of the other part OJ L 329, 3.12.2016, p. 45–65	5368/16

<p>Council Regulation (EU) 2016/1903 of 28 October 2016 fixing for 2017 the fishing opportunities for certain fish stocks and groups of fish stocks applicable in the Baltic Sea and amending Regulation (EU) 2016/72 OJ L 295, 29.10.2016, p. 1–10</p>	<p>13196/16</p>
<p>Joint Statement by the Commission and Germany on the option of support for the temporary cessation of fishing activities by the European Maritime and Fisheries Fund (EMFF)</p> <ol style="list-style-type: none"> 1. Point (b) of Article 5(4) of Regulation (EU) 2016/1139 of the European Parliament and of the Council of 6 July 2016 establishing a multiannual plan for the stocks of cod, herring and sprat in the Baltic Sea and the fisheries exploiting those stocks allows the Member States to adopt emergency measures in accordance with Article 13 of Regulation (EU) No 1380/2013 of the European Parliament and of the Council of 11 December 2013 on the Common Fisheries Policy. 2. According to the assessment of the International Council for the Exploration of the Sea (ICES), the cod stock in the western Baltic Sea is in a very critical state. The spawning stock biomass of cod is below the spawning stock biomass limit laid down in column B of Annex II to Regulation (EU) 2016/1139. There is an urgent need to adopt corrective measures in order to reach a level above the minimum reference point. 3. Germany therefore deems it necessary to adopt emergency measures in accordance with Article 13(1) of Regulation 1380/2013. The emergency measures consist of limitation of fishing activities by additional 30 days for German fishing vessels fishing for cod in Subdivisions 22-24 of as follows: the 30 days in the form of three 10-day blocks which fishermen are free to determine independently within the fishing periods from 1 January to 31 January and from 1 April to 30 June 2017. 4. The Commission welcomes the decision of Germany to implement this emergency measure. 5. Germany considers that this emergency measure under point (a) of Article 33(1) of Regulation (EU) No 508 /2014 of the European Parliament and of the Council of 15 May 2014 on the European Maritime and Fisheries Fund and repealing Council Regulation (EC) No 2328/2003 is eligible for funding from the EMFF. 	

Statement by Poland

The compromise text as adopted, which aims to ensure a balanced approach and protect stocks in the Baltic Sea, will demand many sacrifices of and place a heavy burden on the fishing industry.

Poland therefore takes the view that the European Fisheries Fund should accord special protection to coastal fishing, which has a low environmental impact, and which makes an essential contribution towards preserving the cultural heritage of the Baltic Sea region.

Poland would explicitly like to mention the need to adapt the operational programme in such a way as to provide fishermen with additional opportunities for conserving resources in the Baltic Sea.

Furthermore, Poland requests special control of fishing in the Baltic Sea with particular regard to industrial fisheries, which have a significant, negative impact on cod stocks.

Poland would also urge the BALTFISH Presidency to take immediate and decisive action to introduce biological recovery periods for both cod stocks and pelagic species in the Baltic Sea.

Statement by Estonia, Latvia, Lithuania and Poland**on Baltic cod**

Estonia, Latvia, Lithuania and Poland are of the opinion that the political agreement for the Baltic Sea cod stocks for 2017 is without prejudice to any future discussion on the distribution of stocks and allocation of fishing possibilities between areas. Estonia, Latvia, Lithuania and Poland underscore the importance of maintaining relative stability.