

Brussels, 27 May 2016  
(OR. en)

7908/1/16  
REV 1

CRS/CRP 12

## **SUMMARY RECORD**

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Subject: 2580th meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 6 April 2016

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### **I. Adoption of the provisional agenda**

7495/16 OJ/CRP1 12

7504/16 OJ/CRP2 12 COMIX 257

**The Committee adopted the provisional 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)**

9. Proposal for a Directive of the European Parliament and of the Council on the reduction of national emissions of certain atmospheric pollutants and amending Directive 2003/35/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 4 April 2016.**

10. Preparation for the Council meeting (Agriculture and Fisheries) on 11 April 2016
- Proposal for a Regulation of the European Parliament and of the Council on the conservation of fishery resources and the protection of marine ecosystems through technical measures, amending Council Regulations (EC) No 1967/2006, (EC) No 1098/2007, (EC) No 1224/2009 and Regulations (EU) No 1343/2011 and (EU) No 1380/2013 of the European Parliament and of the Council, and repealing Council Regulations (EC) No 894/97, (EC) No 850/98, (EC) No 2549/2000, (EC) No 254/2002, (EC) No 812/2004 and (EC) No 2187/2005 (**First reading**) (*Legislative deliberation*)
    - = Presentation by the Commission
      - 6993/16 PECHE 79 CODEC 281 IA 9
      - + ADD 1-3
      - 7289/16 PECHE 100 CODEC 337 IA 10
      - + COR 1

**The Committee took note of the Commission's intention to present the proposal at the Council.**

## **COREPER (PART 2)**

43. Proposal for a Regulation of the European Parliament and of the Council on the European Border and Coast Guard and repealing Regulation (EC) No 2007/2004, Regulation (EC) No 863/2007 and Council Decision 2005/267/EC (**First reading**)

= Mandate for negotiations with the European Parliament  
7416/16 FRONT 148 SIRIS 56 CODEC 350 COMIX 245  
+ COR 1 REV 1

**The Committee confirmed the outcome of the Mixed Committee and gave a mandate to the Presidency to start negotiations with the European Parliament.**

44. Migration

- Implementation of the EU-Turkey statement and 17-18 March 2016 European Council conclusions<sup>1</sup>  
= State of play

**The Committee was debriefed on the IPCR high level roundtable held on 5 April 2016 and took note of the information given by the Presidency and the Commission on the state of play in implementation of the EU-Turkey statement.**

45. Preparation of the Council meeting (Justice and Home Affairs) on 21 April 2016  
– Other items in connection with the Council meeting

**The Committee took note of the latest changes to the agenda, due to the recent events of the 22 March 2016. Morning session will be devoted to security aspects and migration will be discussed at the afternoon session.**

46. Return and readmission - Country fiches

= Exchange of views  
7407/16 MIGR 70 COAFR 94      **EU RESTRICTED**  
7408/16 MIGR 71 COAFR 95 TU 7      **EU RESTRICTED**

**The Committee exchanged views on the fiches on Niger and Tunisia, presented by the EEAS and the Commission.**

47. Brussels Conference on Afghanistan

= Orientation debate  
7333/16 ASIE 7 COASI 31 CSDP/PSDC 170 POLGEN 24  
RELEX 211 DEVGEN 48 FIN 194 REGIO 14 WTO 71 JAI 233  
MIGR 69 COPS 91

**The Committee held an exchange of views on the orientation paper presented by the EEAS and the Commission and will revert to the preparations in due time before the Conference in October.**

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<sup>1</sup> Exceptionally in the presence of the Schengen Associated States

48. Proposal for a Regulation of the European Parliament and of the Council on new psychoactive substances and 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  
7406/16 CORDROGUE 14 DROIPEN 62 MI 178 CODEC 349

**The Committee agreed to the approach proposed by the Presidency in its discussion paper including the change of the legal basis to Article 83 TFEU and invited the Commission to present a proposal on amending the EMCDDA Regulation. This decision triggers the start of the 3 months' opt-in deadline for the Member States concerned by Protocol 21 and has consequences under Protocol 22 annexed to the TEU. The European Parliament will be informed about this change by a letter.**

49. Relations with the European Parliament (April 2016)  
5568/16 PE 8 INST 19 POLGEN 9 CODEC 80

**On the basis of the document 5568/16, the Presidency informed the Committee about the most relevant items on the agenda of the forthcoming April plenary part-session of 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)**

2. Replies to written questions put to the Council by Members of the European Parliament  
= Adoption by silence procedure
- a) E-013762/2015 - Geoffrey Van Orden (ECR)  
Preventing the free movement of criminals  
6530/16 PE-QE 88
  - b) E-015082/2015 - Hugues Bayet (S&D)  
Exchange of information on judicial and police cooperation  
7260/16 PE-QE 116
  - c) E-015292/2015 - Kostas Chrysogonos (GUE/NGL)  
Lack of response from Member States to the problem of refugee resettlement  
7102/16 PE-QE 107
  - d) E-015494/2015 - Svetoslav Hristov Malinov (PPE)  
Access to TTIP consolidated negotiating texts  
6683/16 PE-QE 93
  - e) E-015522/2015 - Emmanuel Maurel (S&D)  
Publication of the EU-Tunisia DCFTA negotiating mandate  
6636/16 PE-QE 92
  - f) E-015561/2015 - Marietje Schaake (ALDE)  
Coherence of sanctions enforcement and export controls  
7265/16 PE-QE 117
  - g) E-015740/2015 - Julia Reda (Verts/ALE)  
Internet connectivity and internet surveillance in Syria  
6986/16 PE-QE 102
  - h) E-015826/2015 - Marijana Petir (PPE)  
"Opening negotiations with Macedonia"  
6812/1/16 PE-QE 99 REV 1
  - i) E-015870/2015 - Tomáš Zdechovský (PPE)  
Confiscation of terrorists' assets  
6550/16 PE-QE 90
  - j) E-016136/2015 - Brice Hortefeux (PPE)  
Parliamentary questions procedure - failure to comply with the deadline for responding  
7191/16 PE-QE 114
  - k) E-000246/2016 - Fabio De Masi (GUE/NGL)  
Countering the financing of terrorism  
6568/16 PE-QE 91
  - l) E-000423/2016 - Emmanuel Maurel (S&D), David Borrelli (EFDD) and Edouard Martin (S&D)  
Giving China market economy status under 'certain conditions'  
6911/16 PE-QE 100

- m) E-000430/2016 - Kazimierz Michał Ujazdowski (ECR)  
Protecting Europe against terrorism  
6467/16 PE-QE 86
  - n) E-000445/2016 - Beatriz Becerra Basterrechea (ALDE)  
2020 gender equality objective for company management in the EU  
6544/16 PE-QE 89
  - o) E-000483/2016 - Alberto Cirio (PPE) and Fulvio Martusciello (PPE)  
Appointment of the Italian Permanent Representative to the EU  
7041/16 PE-QE 105
  - p) E-000511/2016 - Marc Joulaud (PPE)  
Transparency register  
6806/16 PE-QE 98  
+ COR 1
  - q) E-000601/2016 - Hugues Bayet (S&D)  
Proposal for a directive on implementing the principle of equal treatment between persons  
6685/16 PE-QE 94
  - r) E-000973/2016 - Aymeric Chauprade (NI)  
Dutch Presidency of the Council of the European Union  
7048/16 PE-QE 106
  - s) E-001029/2016 - Vilija Blinkevičiūtė (S&D)  
Combating energy poverty  
6912/16 PE-QE 101
3. Draft minutes of the following Council meeting  
= Approval  
– 3437th meeting of the Council of the European Union (Agriculture and Fisheries),  
held in Brussels on 14 and 15 December 2015  
15337/15 PV/CONS 74 AGRI 674 PECHE 484  
+ ADD 1  
+ ADD 1 COR 1  
+ ADD 1 COR 2 (lv)
4. Governing Board of the European Foundation for the Improvement of Living and Working Conditions  
Appointment of Mr Matthew PERCIVAL, alternate member for the United Kingdom, in place of Mr Rob Wall, who has resigned  
= Adoption  
6521/16 SOC 98 EMPL 58
5. Draft Council Decision appointing the members and alternate members of the Advisory Committee on Safety and Health at Work for Greece, Hungary and Sweden  
= Adoption  
6966/16 SOC 143 EMPL 96  
6965/16 SOC 142 EMPL 95  
+ **COR 1**

6. Recommendation for a Council Decision authorising the opening of negotiations on an international agreement to prevent unregulated high seas fisheries in the Central Arctic Ocean  
= Adoption  
7275/16 PECHE 95  
+ ADD 1  
+ ADD 2  
7422/16 PECHE 105

**Statement by the UK**

**"The UK fully supports the aims and objectives of the proposed international agreement to prevent unregulated high seas fisheries in the Central Arctic Ocean. The UK affirms that the Council Decision and negotiating directives provide for the Commission to conduct negotiations on such an agreement, on behalf of the European Union, on matters falling within Union competence, in particular those falling within fisheries management within the scope of the Common Fisheries Policy, and does not affect the division of competence between the EU and its Member States."**

7. Recommendation for a Council Decision authorising the opening of negotiations by the Republic of Poland, in the interest of the European Union, to seek the status of Regional Economic Integration Organisation for the European Union to become party to the Convention on the Conservation and Management of Pollock Resources in the Central Bering Sea  
= Adoption  
7278/16 PECHE 97  
+ ADD 1  
7277/16 PECHE 96
8. Council Decision on the signing, on behalf of the European Union, of the Paris Agreement adopted under the United Nations Framework Convention on Climate change  
= Adoption  
7199/16 CLIMA 27 ENV 172 ONU 27 DEVGEN 45 ECOFIN 232 ENER 91  
FORETS 18 AGRI 140 MAR 95 AVIATION 49 COMPET 133  
+ COR 1  
7106/16 CLIMA 26 ENV 164 ONU 26 DEVGEN 43 ECOFIN 225 ENER 87  
FORETS 17 AGRI 132 MAR 90 AVIATION 48 COMPET 126

## **COREPER (PART 2)**

11. Case before the Court of Justice of the European Union  
Case C-61/16 P - Appeal brought by European Bicycle Manufacturers Association against the judgment of the General Court of 26 November 2015 in Case T-425/13  
7325/16 JUR 128 COMER 31
12. Case before the General Court of the European Union  
Case T-602/15 Liam Jenkinson V. Council of European Union, European Commission, European External Action Service and Eulex Kosovo  
7340/16 JUR 130 CORLX 126 CFSP/PESC 246
13. Transparency - Public access to documents  
Confirmatory application No 05/c/01/16  
6576/16 INF 34 API 28
14. Draft Regulation of the European Parliament and of the Council on the introduction of emergency autonomous trade measures for the Republic of Tunisia (**First reading**)  
= Adoption of the legislative act  
7155/16 CODEC 314 WTO 63 AGRI 139 MAMA 36 TU 6  
+ ADD 1  
+ ADD 1 REV 1  
PE-CONS 4/16 WTO 21 AGRI 40 MAMA 23 TU 2 CODEC 115
15. Draft Directive of the European Parliament and of the Council relating to a reduction in the sulphur content of certain liquid fuels (codification) (**First reading**)  
= Adoption of the legislative act  
7156/16 CODEC 315 CODIF 11 ECO 26 INST 102 MI 164  
PE-CONS 24/15 CODIF 49 ECO 45 INST 113 MI 234 CODEC 523
16. Draft Regulation of the European Parliament and of the Council to avoid trade diversion into the European Union of certain key medicines (codification) (**First reading**)  
= Adoption of the legislative act  
7157/16 CODEC 316 CODIF 12 ECO 27 INST 103 MI 165  
PE-CONS 5/16 CODIF 5 ECO 9 INST 29 MI 57 CODEC 120
17. Draft Directive of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data by competent authorities for the purposes of prevention, investigation, detection or prosecution of criminal offences or the execution of criminal penalties, and on the free movement of such data and repealing Council Framework Decision 2008/977/JHA (**First reading**)  
= Decision to use the written procedure for the adoption of the Council's position at first reading and of the statement of the Council's reasons  
7529/16 CODEC 368 DATAPROTECT 19 JAI 244 DAPIX 45 FREMP 52



18. Draft Regulation of the European Parliament and of the Council on the protection of natural persons with regard to the processing of personal data and on the free movement of such data (General Data Protection Regulation) and repealing Directive 95/46/EC (**First reading**)
  - = Decision to use the written procedure for the adoption of the Council's position at first reading and of the statement of the Council's reasons
    - 7530/16 CODEC 369 DATAPROTECT 20 JAI 245 MI 186 DIGIT 25
    - DAPIX 46 FREMP 53
    - + COR 1
19. = Proposal for a Decision of the European Parliament and of the Council on the mobilisation of the European Globalisation Adjustment Fund, (application from Sweden EGF/2015/009 SE/Volvo Trucks)
  - = Proposal for transfer of appropriations No DEC 02/2016 within Section III - Commission - of the general budget for 2016
    - 6580/16 FIN 132 INST 79 PE-L 10
20. = Proposal for a Decision of the European Parliament and of the Council on the mobilisation of the European Globalisation Adjustment Fund, (EGF/2016/000 TA 2016 - Technical assistance at the initiative of the Commission)
  - = Proposal for transfer of appropriations No DEC 03/2016 within Section III - Commission - of the general budget for 2016
    - 6581/16 FIN 133 INST 80 PE-L 11
21. The new draft design of the Slovak commemorative 2 euro coin to commemorate the 550th anniversary of the University Istropolitana
  - 7404/16 ECOFIN 248 UEM 95
22. Proposal for transfer of appropriations No DEC 05/2016 within Section III - Commission - of the general budget for 2016
  - 7170/16 FIN 185 INST 104 PE-L 18
23. Commission Delegated Regulation (EU) .../... of 1.3.2016 supplementing Regulation (EU) No 648/2012 of the European Parliament and of the Council with regard to regulatory technical standards on the clearing obligation
  - = Intention not to raise objections to a delegated act
    - 7307/16 EF 56 ECOFIN 238 DELACT 46
    - 6700/16 EF 37 ECOFIN 190 DELACT 29
    - + ADD 1
24. Commission Delegated Regulation (EU) .../... of 26.2.2016 supplementing Regulation (EU) No 596/2014 of the European Parliament and of the Council laying down regulatory technical standards on the criteria, the procedure and the requirements for establishing an accepted market practice and the requirements for maintaining it, terminating it or modifying the conditions for its acceptance
  - = Intention not to raise objections to a delegated act
    - 7312/16 EF 57 ECOFIN 239 DELACT 47
    - 6579/16 EF 36 ECOFIN 155 DELACT 28
    - + ADD 1

25. Commission Delegated Regulation (EU) .../... of 1.3.2016 supplementing Regulation (EU) No 596/2014 of the European Parliament and of the Council with regard to regulatory technical standards for the content of notifications to be submitted to competent authorities and the compilation, publication and maintenance of the list of notifications  
= Intention not to raise objections to a delegated act  
7318/16 EF 58 ECOFIN 241 DELACT 48  
6701/16 EF 38 ECOFIN 191 DELACT 30  
+ ADD 1
26. Commission Delegated Regulation (EU) .../... of 8.3.2016 supplementing Regulation (EU) No 596/2014 of the European Parliament and of the Council with regard to regulatory technical standards for the conditions applicable to buy-back programmes and stabilisation measures  
= Intention not to raise objections to a delegated act  
7434/16 EF 62 ECOFIN 250 DELACT 51  
6946/16 EF 47 ECOFIN 214 DELACT 38
27. Commission Delegated Regulation (EU) .../... of 9.3.2016 supplementing Regulation (EU) No 596/2014 of the European Parliament and of the Council with regard to regulatory technical standards for the appropriate arrangements, systems and procedures as well as notification templates to be used for preventing, detecting and reporting abusive practices or suspicious orders or transactions  
= Intention not to raise objections to a delegated act  
7435/16 EF 63 ECOFIN 251 DELACT 52  
6992/16 EF 48 ECOFIN 219 DELACT 40  
+ ADD 1
28. Commission Delegated Regulation (EU) .../... of 9.3.2016 supplementing Regulation (EU) No 596/2014 of the European Parliament and of the Council with regard to regulatory technical standards for the technical arrangements for objective presentation of investment recommendations or other information recommending or suggesting an investment strategy and for disclosure of particular interests or indications of conflicts of interest  
= Intention not to raise objections to a delegated act  
7436/16 EF 64 ECOFIN 252 DELACT 53  
7020/16 EF 49 ECOFIN 220 DELACT 41
29. Draft Council Decision on the conclusion, on behalf of the European Union, of an agreement in the form of the Declaration on the Expansion of Trade in Information Technology Products (ITA)  
= Request by the Council for the consent of the European Parliament  
6924/16 WTO 57  
6925/16 WTO 58  
6926/16 WTO 59  
+ REV 1 (sl)

30. Draft Council Decision on the signing, on behalf of the European Union, 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  
= Adoption  
and  
Draft Council Decision 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  
= Request for the consent of the European Parliament  
6868/16 WTO 52 AGRI 116 UD 49 COLAC 12  
6869/16 WTO 53 AGRI 117 UD 50 COLAC 13  
+ COR 1 (fi)  
6870/16 WTO 54 AGRI 118 UD 51 COLAC 14  
6871/16 WTO 55 AGRI 119 UD 52 COLAC 15
31. Commission Delegated Regulation (EU) .../... of 26.2.2016 amending Council Regulation (EC) No 673/2005 establishing additional customs duties on imports of certain products originating in the United States of America  
= Intention not to raise objections to a Delegated Act  
7369/16 COMER 33 WTO 74 DELACT 49  
6950/16 COMER 23 WTO 60 DELACT 39  
+ ADD 1  
+ COR 1
32. Council Decision concerning the temporary reception by Member States of the European Union of certain Palestinians  
7531/16 CORLX 136 CFSP/PESC 263 COMEP 13  
7173/16 CORLX 115 CFSP/PESC 226 COMEP 11
33. (poss.) Council Decision amending Joint Action 2008/851/CFSP on a European Union military operation to contribute to the deterrence, prevention and repression of acts of piracy and armed robbery off the Somali coast  
7549/16 CORLX 140 CSDP/PSDC 183 CFSP/PESC 267 COAFR 96 CONUN 54  
ATALANTA 9 CSC 85  
7063/16 CORLX 108 CSDP/PSDC 143 CFSP/PESC 213 COAFR 72 CONUN 50  
ATALANTA 7 CSC 73

34. (poss.) Council Decision amending Decision 2011/235/CFSP concerning restrictive measures directed against certain persons and entities in view of the situation in Iran  
and  
Council implementing Regulation implementing Regulation (EU) No 359/2011 concerning restrictive measures directed against certain persons, entities and bodies in view of the situation in Iran  
7527/16 CORLX 135 CFSP/PESC 262 RELEX 222 MOG 32 COHOM30  
7392/16 CORLX 129 CFSP/PESC 254 MOG 30 COHOM 28  
7393/16 CORLX 130 CFSP/PESC 255 RELEX 217 MOG 31 COHOM 29
35. Draft Council Implementing Decision approving the conclusion by Eurojust of the draft Agreement on Cooperation between Eurojust and Montenegro  
= Adoption  
7096/16 JAIEX 22 COPEN 77 EUROJUST 28 ME 1  
11596/15 JAIEX 65 COPEN 225 EUROJUST 160 ME 5
36. Draft Council Implementing Decision approving the conclusion by Eurojust of the draft Agreement on Cooperation between Eurojust and Ukraine  
= Adoption  
7098/16 JAIEX 23 COPEN 78 EUROJUST 29 COEST 71  
11592/15 JAIEX 63 COPEN 223 EUROJUST 158 COEST 256
37. Trio of Presidencies' (NL, SK, MT) paper on the Strategic coordination of the work of the Council preparatory bodies in the area of migration  
7263/16 JAI 225 ASIM 42 RELEX 207 POLGEN 22
38. Draft Council Decision authorising the opening of negotiations on an agreement between the European Union and the Hashemite Kingdom of Jordan on readmission  
= Adoption  
6171/16 MIGR 25 RHJ 3  
+ COR 1  
6963/16 MIGR 50 RHJ 9  
6970/16 MIGR 51 RHJ 10 **EU RESTRICTED**
39. Draft Council Decision on the position to be taken on behalf of the European Union within the Joint Readmission Committee set up under the Agreement between the European Community and the Russian Federation on readmission, concerning a recommendation with regard to readmission applications requiring the arrangement of interviews  
= Adoption  
7104/1/16 REV 1 MIGR 56 COEST 72  
7081/16 MIGR 55 COEST 69

40. Adoption of a Council Decision authorising the Commission to open negotiations for the conclusion of an Agreement between the European Union and the Hashemite Kingdom of Jordan on the facilitation of the issuance of short-stay visas  
7398/16 VISA 83 RHJ 12  
7072/16 VISA 73 RHJ 11
41. Draft Regulation of the European Parliament and of the Council amending Regulation (EC) No 1683/1995 of 29 May 1995 laying down a uniform format for visas (**First reading**)  
= Mandate for negotiations with the European Parliament  
7226/16 VISA 78 CODEC 327 COMIX 226

**The above-mentioned item was withdrawn.**

42. European Border Guard
- a) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1406/2002 establishing a European Maritime Safety Agency (**First reading**)
  - b) Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 768/2005 establishing a Community Fisheries Control Agency (**First reading**)
- = Mandate for negotiations with the European Parliament  
7438/16 FRONT 152 MAR 100 CODEC 352 COMIX 249  
7439/16 FRONT 153 PECHE 106 CODEC 353 COMIX 250
-