



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 11 June 2009

10123/09

CRS CRP 21

SUMMARY RECORD

**Subject : 2275th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 20 May 2009**

SUMMARY

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Coreper Part 1

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- n° E-3237/09 put by Eva-Britt Svensson
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4. European Economic and Social Committee
- Appointment of a member (EE)
5. Renewal of the Advisory Committee on Freedom of Movement for Workers
- Appointment of Maltese members and one alternate member in the category of government representatives
6. Advisory Committee on Safety and Health at Work
- Appointment of Mr Mikael SJÖBERG as a Swedish alternate member in place of Ms Barbro KÖHLER KRANTZ, who has resigned
7. Advisory Committee on Safety and Health at Work
- Appointment of Mr Giuseppe MASTROPIETRO as an Italian member in place of Ms Lea BATTISTONI, who has resigned
8. Advisory Committee on Safety and Health at Work
- Appointment of Ms Fabiola LEUZZI as an Italian member in place of Mr Luigi CASANO, who has resigned
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27. Draft Council Decision on the conclusion of the Agreement between the European Community and the Swiss Confederation amending the Agreement between the European Community and the Swiss Confederation on trade in agricultural products
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31. Committee of the Regions
 - Appointment of four members and two alternate members (FI)
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 - Confirmatory application made by Mr Peter Craddock (10/c/01/09)
 - Confirmatory application 11/c/01/09
 - Complaint 523/2009/TS made by Mr Martin OTTMANN to the European Ombudsman
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1. Adoption of the provisional agenda and items "I"

doc. 9701/09 OJ/CRP1 19

10086/09 OJ/CRP2 19 COMIX 416

The above mentioned agenda is approved with the following changes:

The following item is **added** :

(Coreper Part 2, under II)

35. Preparation of the Council meeting (Justice and Home Affairs) on 4/5 June 2009

**i) Outcome of the EU - Russian Federation Permanent Partnership Council
(Kaliningrad, 14/15 May 2009**

- Information by the Presidency

The following items are **withdrawn** :

(Coreper Part 2, under I)

28. (poss.) Draft Joint ACP-EU Declaration on Climate Change and Development

9326/09 ACP 105 DEVGEN 129 ENV 350 RELEX 406 ONU 27

33. Proposal for a Regulation of the European Parliament and of the Council adapting a number of instruments subject to the procedure referred to in Article 251 of the Treaty to Council Decision 1999/468/EC, as amended by Decision 2006/512/EC, with regard to the regulatory procedure with scrutiny - Part Four (First reading)

- Adoption of the legislative act

PE-CONS 3734/08 JUR 582 INST 195 AG 51 AGRI 473 AGRILEG 236

AVIATION 307 CONSOM 230 DENLEG 167 ECO 199

ECOFIN 641 EDUC 294 EEE 54 ENT 336 ENV 1040 FIN 572

IND 237 INF 297 MAP 74 MAR 268 MI 575 ONU 114 SAN 357

SOC 816 STATIS 177 TOUR 15 TRANS 494 CODEC 1903

9970/09 CODEC 731 JUR 230 INST 76 AG 38 AGRI 223 AGRILEG 70

AVIATION 85 CONSOM 115 DENLEG 35 ECO 77 ECOFIN 377 EDUC

93 EEE 25 ENT 110 ENV 372 FIN 186 IND 62 INF 136 MAP 5 MAR 84

MI 207 ONU 32 SAN 125 SOC 335 STATIS 62 TOUR 3 TRANS 205

+ ADD 1

The Committee approves the "I" items as set out in the summary. Details are contained in the document quoted under item 1.

Coreper Part 1

II

16. Setting of the provisional agenda of the Council meeting (Transports, Telecommunication and Energy) on 11 and 12 June 2009

The Committee agreed on the provisional agenda for the next TTE Council meeting as set out in 10506/09.

17. Preparation of the Council meeting (Employment, Social Policy, Health and Consumer Affairs) on 8 and 9 June 2009

1. Proposal for a Council Recommendation on patient safety, including the prevention and control of healthcare associated infections

- Adoption

(Public debate, pursuant to Article 8(3) CRP (proposed by the Presidency))
17427/08 SAN 346
9880/09 SAN 121 + COR 1

The Committee agreed to transmit the draft recommendation for adoption during the Council (EPSCO) session on 9 June 2009.

2. Proposal for a Council Recommendation on a European action in the field of rare diseases

- Adoption

(Public debate, pursuant to Article 8(3) CRP (proposed by the Presidency))
15775/08 SAN 265 RECH 368 MI 449
9834/09 SAN 118 RECH 145 MI 201

The Committee agreed to transmit the draft recommendation for adoption during the Council (EPSCO) session on 9 June 2009.

The Commission gave details on the draft Commission Decision establishing a European Union Committee of Experts on Rare Diseases on what it relates to the calendar for adoption, composition of the committee and mandate. This committee is foreseen in the Commission Communication "Rare Diseases: Europe's challenges" (doc. 15775/08).

18. Preparation of the Council meeting "Competitiveness" (Internal Market, Industry and Research) on 28 and 29 May 2009

1. European Space Policy

(a) Preparation of the Sixth "Space Council" of 29 May 2009

(b) Adoption of conclusions on the outcome of the "Space Council"

9849/09 RECH 46 COMPET 267 IND 56 TRANS 194 POLARM 5

ECOFIN 364 TELECOM 105 ENER 180

9888/09 RECH 151 COMPET 276 IND 60 TRANS 198 POLARM 9

ECOFIN 368 TELECOM 109 ENER 184

The Committee agreed on the text as set out in 10228/09 RECH 169 COMPET 290 IND 66 TRANS 214 POLARM 12 ECOFIN 394 TELECOM 118 ENER 192.

2. Evaluation and impact assessment of European research framework programmes (FPs)

- Adoption of the Council conclusions and exchange of views

- Presentation by the Commission of the progress report on FP7

9992/09 RECH 160

The Committee took note of the guidelines by the Presidency for the exchange of views as set out in 9992/09 RECH 160.

Coreper Part 2

II

35. Preparation of the Council meeting (Justice and Home Affairs) on 4/5 June 2009

a) Counter-terrorism: report by the Counter-Terrorism Coordinator

9715/09 JAI 280 ECOFIN 357 TRANS 187 RELEX 441 ECO 73 PESC 620
COTER 44 ENFOPOL 132 COSDP 439 PROCIV 70 ENER 176 ATO 48
DATAPROTECT 37 TELECOM 101 + ADD 1
9717/09 JAI 281 ECOFIN 358 TRANS 188 RELEX 442 ECO 74 PESC 621
COTER 45 ENFOPOL 133 COSDP 440 PROCIV 71 ENER 177 ATO 49
DATAPROTECT 38 TELECOM 102

The Counter-Terrorism Coordinator presented his recent reports highlighting the main issues covered by the Discussion Paper and making recommendations with regard to the implementation of the Counter Terrorism Strategy and Action Plan. He mentioned the recent arrests in Bari of French nationals resident in Belgium, which illustrated very well the need for a Europe wide CT strategy.

UK and FR commented positively.

The Committee took note of the reports, which will be forwarded to the Council and the European Council.

c) Conclusions of the Council on the setting up of a common frame of reference for European contract law

- **Approval**
9741/09 JUSTCIV 120 CONSOM 111

The outcome of the proceedings is set out in 9741/09 JUSTCIV 120 CONSOM 111.

d) Proposal for a Regulation of the European Parliament and of the Council establishing a procedure for the negotiation and conclusion of bilateral agreements between Member States and third countries concerning sectoral matters and covering applicable law in contractual and non-contractual obligations

- **Information on the outcome of the plenary vote in the European Parliament/First reading agreement**
9878/09 JUSTCIV 127 CODEC 723

The outcome of the proceedings is set out in 10250/09 JUSTCIV 139 CODEC 761.

- e) **Proposal for a Council Regulation establishing a procedure for the negotiation and conclusion of bilateral agreements between Member States and third countries concerning sectoral matters and covering jurisdiction, recognition and enforcement of judgments and decisions in matrimonial matters, parental responsibility and maintenance obligations, and applicable law in matters relating to maintenance obligations**
- **Political agreement**
9879/09 JUSTCIV 128 + ADD 1

The outcome of the proceedings is set out in 10251/09 JUSTCIV 140 + ADD 1.

- f) **Report by the Council Working Party on Legal Data Processing (e-Justice)**
- **Adoption of the report**
9362/09 JURINFO 57 JAI 295 JUSTCIV 113 COPEN 89
9862/09 JURINFO 75 JUSTCIV 125 JUSTPEN 17
9863/09 JURINFO 76 JUSTCIV 126 JUSTPEN 18
9365/09 JURINFO 59 JUSTCIV 115 JUSTPEN 16

The outcome of the proceedings is set out in 9362/09 JURINFO 57 JAI 295 JUSTCIV 113 COPEN 89.

- g) **Draft Conclusions of the Council and of the representatives of the Governments of the Member States on the closure of the Guantanamo Bay Detention Centre**
10094/09 JAI 314 COMIX 418 COTER 54 ENFOPOL 141 USA 36 ASIM 53
COHOM 117 COJUR 13 POLGEN 93

The Committee discussed the draft Council Conclusions on Guantanamo and the draft information exchange mechanism. Most delegations strongly supported the compromise found by Presidency. Some delegations asked for further amendments to the conclusions and the mechanism, while others cautioned against opening up the text again. At least one delegation had a reserve on the Council Conclusions. Several delegations stressed the importance to discuss all aspects of the file, including the foreign policy aspects, in the Committee and welcomed the Presidency's intention to do so the following week.

**i) Outcome of the EU - Russian Federation Permanent Partnership Council
(Kaliningrad, 14/15 May 2009
- Information by the Presidency**

The Committee took note of a presentation of the agenda for the EU-Ukraine Ministerial JHA meeting, which will review the implementation of the Action plan. There will be a substantial focus on Migration questions, as well as on Organised crime, drugs trafficking and trafficking in human beings.

At the request of France, the Chair confirmed that "Money laundering" will be dealt with under the heading "Organised crime".

h) Other items in connection with the Council meeting

- Proposed Readmission Agreement between European Community and the Kingdom of Morocco

The Committee took note of the outcome of the discussions at the Working Party. It invited the Commission to continue technical negotiations on the basis of the draft Agreement and the Protocol, with a view to reaching a timely agreement with Morocco.

36. Presentation of the agenda of the Council meeting (Economic and Financial Affairs) on 9 June 2009

The Committee agreed the provisional agenda for this Council meeting.

37. Follow-up to the Council meeting General Affairs and External Relations (18/19 May 2009)

Le Comité est informé du suivi que la présidence entend donner à la session du Conseil.

38. Presentation of the agenda of the Council meeting (General Affairs and External Relations) on 15/16 June 2009

Le Comité prend acte de la liste des points susceptibles de figurer aux ordres du jour provisoires des sessions du Conseil susvisées.

39. EU-Republic of Korea Summit preparations

9643/09 PESC 602 COASI 81 RELEX 431 POLGEN 80 ECOFIN 355 ENV 361
DEVGEN 136 COMER 67

The Committee took note of the state of preparations for the EU-Korea Summit and had a discussion on the draft Joint Press Statement to be adopted at the Summit. PCY and Commission debriefed on the still open issues in the summit outcome document (reference to FTA and FA negotiations, North Korea, climate change commitments). Although not able to announce the conclusion of the FTA and FA negotiations, the event needed to be used to boost the processes and to encourage the acceleration of negotiations. The EU would try to get as much as possible commitment from Seoul on climate change.

40. Transatlantic Economic Council (TEC): Priorities for 2009 and beyond

9993/1/09 REV 1 USA 31 ECOFIN 379 WTO 105

The Committee discussed the way ahead for the TEC with a view to feeding into discussions of the Competitiveness Council on 28/29 May 2009.

- Any other business

= **Google books (request by the DE delegation)**

The Committee noted that this item would be dealt with under "Any other Business" at the next Competitiveness Council on 28/29 May at the request of the DE delegation.

= **Commission Communication on modifications to the Kyoto Protocol (request by the FR delegation)**

At the request of FR, the Commission informed the Committee about its forthcoming communication on the submission of an amendment to the Kyoto Protocol. This communication, to be released shortly, was aimed at ensuring that an amendment to the Kyoto Protocol could be considered at the Copenhagen Conference.
