



**COUNCIL OF  
THE EUROPEAN UNION**

**Brussels, 23 June 2009**

**10588/09**

**CRS CRP 23**

**SUMMARY RECORD**

---

**Subject : 2277th meeting of the PERMANENT REPRESENTATIVES COMMITTEE  
held in Brussels on 3, 4 and 9 June 2009**

---

## SUMMARY

Page

1. Adoption of the provisional agenda and items "I" ..... 9

### Coreper Part 2

#### I

2. Case before the Court of First Instance  
= Case T-122/09 (Zhejiang Xinshiji Foods Co. Ltd. and Hubei Xinshiji Foods Co. Ltd. v. Council)
3. Case before the Court of First Instance  
= Case T-121/09 before the Court of First Instance, Thamer AL SHANFARI v. Council of the European Union and Commission of European Communities
4. Draft amendment to the Rules of Procedure of the Court of First Instance of the European Communities
5. Proposal for a Council framework Decision on prevention and settlement of conflicts of exercise of jurisdiction in criminal proceedings
6. Committee of the Regions  
= Appointments of one member (NL)
7. Committee of the Regions  
= Appointment of one member (UK)
8. Committee of the Regions  
= Appointment of one alternate member (UK)
9. Common system of value added tax, as regards the treatment of insurance and financial services
10. Proposal for a Council Directive amending Directive 2006/112/EC on the common system of value added tax as regards tax evasion linked to import
11. Proposal for a Council Directive amending the Directive 2003/48/EC on Taxation on savings income on the form of interest payments
12. Draft Commission Regulation (EC) No .../.. of [...] amending Regulation (EC) No 1126/2008 adopting certain international accounting standards in accordance with Regulation (EC) No 1606/2002 of the European Parliament and of the Council as regards International Accounting Standard (IAS) 39 and International Financial Reporting Standard (IFRS) 7
13. Proposal for a Directive of the European Parliament and of the Council on Alternative Investment Fund managers and amending Directives 2004/39/EC and 2009/.../EC
14. Packaged retail Investment Products

15. Draft Commission Directive amending certain annexes to Directive 2006/48/EC of the European Parliament and of the Council as regards technical provisions concerning risk management
17. Draft Commission Regulation (EC) No .../.. of [...] amending Regulation (EC) No 184/2005 of the European Parliament and of the Council on Community statistics concerning balance of payments, international trade in services and foreign direct investment, as regards the update of data requirements
18. Special Report No 4/2009 concerning the Commission's management of Non-State Actor's involvement in EC Development Cooperation together with the Commission's replies
19. Proposal to a Council Regulation extending the definitive anti-dumping duty imposed by Regulation (EC) No 1174/2005 on imports of hand pallet trucks and their essential parts originating in the People's Republic of China to imports of the same product consigned from Thailand, whether declared as originating in Thailand or not
20. Proposal for a Council Regulation amending Regulation (EC) No 1212/2005 imposing a definitive anti-dumping duty on imports of certain castings originating in the People's Republic of China
21. Draft Decision of the EEA Joint Committee amending Protocol 30 to the EEA Agreement, on specific provisions on the organization of cooperation in the field of statistics
22. Opening of consultations with Madagascar under Article 96 of the ACP-EC Cotonou Agreement
23. Equatorial Guinea: ratification of the revised Cotonou Agreement
25. Council Joint Action 2009/... CFSP amending and extending Joint Action 2007/405/CFSP on the European Union police mission undertaken in the framework of reform of the security sector (SSR) and its interface with the system of justice in the Democratic Republic of the Congo (EUPOL RD Congo)
26. Common approach on the use of political clauses
27. Council Joint Action amending Joint Action 2008/124/CFSP on the European Union Rule of Law Mission in Kosovo, EULEX KOSOVO
28. Annual Report on the implementation of the EU Programme on the Prevention of Violent Conflict 2009
29. Adoption of a Council Decision concerning the signing of the Agreement between the European Community and Pakistan on readmission
30. Evaluation of the Police and Customs Cooperation Centre (PCCC) : model questionnaire
31. Proposal for a Council regulation on protection against subsidised imports from countries not members of the European Community (codified version)

## II

|     |                                                                                                                                                                                                     |    |
|-----|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| 32. | European Union Civil Service Tribunal .....                                                                                                                                                         | 10 |
| 33. | Preparation of the Council meeting (Economic and Financial Affairs) on 9 June 2009                                                                                                                  |    |
| 1.  | Preparation of the meeting of the European Council (18-19 June 2009)                                                                                                                                |    |
| a)  | European supervisory framework .....                                                                                                                                                                | 10 |
| b)  | Implementation of the EERP .....                                                                                                                                                                    | 10 |
| c)  | Bank support schemes .....                                                                                                                                                                          | 11 |
| d)  | International financing of climate change .....                                                                                                                                                     | 11 |
| 2.  | Taxation                                                                                                                                                                                            |    |
| a)  | Good Governance in the Tax Area .....                                                                                                                                                               | 11 |
| b)  | Proposal for a Council Directive amending various provisions of Directive 2006/112/EC of 28 November 2006 on the common system of value added tax .....                                             | 11 |
| 3.  | Other items in connection with the Council meeting .....                                                                                                                                            | 12 |
| 34. | Preparation of the Council meeting (General Affairs and External Relations) on 15-16 June 2009                                                                                                      |    |
| A.  | General Affairs                                                                                                                                                                                     |    |
| a)  | Preparation of the European Council, Brussels (18-19 June 2009) .....                                                                                                                               | 12 |
| b)  | Other items in connection with the Council meeting .....                                                                                                                                            | 12 |
| B.  | External Relations                                                                                                                                                                                  |    |
| -   | Other items in connection with the Council meeting .....                                                                                                                                            | 12 |
| 35. | Preparation of the Council meeting (Justice and Home Affairs) on 4-5 June 2009                                                                                                                      |    |
| 36. | Draft Conclusion of the Council and of the representatives of the Governments of the Member States on the closure of the Guantanamo Bay Detention Centre .....                                      | 12 |
| -   | Draft Council Conclusions on the further direction of SIS II .....                                                                                                                                  | 13 |
| -   | Other items in connection with the Council meeting .....                                                                                                                                            | 13 |
| 37. | Annual report from the Council to the European Parliament on the main aspects and basis choices of the CFSP (point G, paragraph 43 of the Interinstitutional Agreement of 17 May 2006) - 2008 ..... | 13 |

## Coreper Part 1

### I

#### 38. Replies to written questions put to the Council by Members of the European Parliament

- (a) n° E-1845/09 put by Emilio Menéndez del Valle  
"Afghanistan's deplorable justice system"
- (b) n° E-2290/09 put by Catherine Stihler  
"Autism"
- (c) n° E-2301/09 put by Catherine Stihler  
"Article 19 of public procurement Directive 2004/18 and reserved contracts"
- (d) n° E-2671/09 put by Geoffrey Van Orden  
"Zimbabwe sanctions"
- (e) n° E-2710/09 put by Jean-Claude Martinez  
"Wind energy as an economic sector"
- (f) n° E-2719/09 put by Glenis Willmott  
"Exposure of the public to electromagnetic fields"
- (g) n° E-2750/09 put by Hélène Goudin  
"Human rights violations in Gambia"
- (h) n° E-2765/09 put by Simon Busuttil  
"Action on misleading directory companies"
- (i) n° E-2980/09 put by Marco Cappato, Marco Pannella, Hélène Flautre and Marie Anne Isler Béguin  
"Ban on the display of anti-NATO flags in Strasbourg"
- (j) n° E-3083/09 put by Brigitte Fouré  
"Cross-border application of road safety law"
- (k) n° E-3120/09 put by Nikolaos Vakalis  
"Late payment to SMEs by public authorities"
- (l) n° E-3139/09 put by Catherine Stihler  
"Access to broadband"
- (m) n° P-3146/09 put by Zdzisław Kazimierz Chmielewski  
"Community control system for ensuring compliance with the rules of the Common Fisheries Policy - COM(2008)0721"
- (n) n° E-3175/09 put by Marco Cappato and Marco Pannella  
"Levels of uranium in the air over the territory of the European Union"
- (o) n° E-3243/09 put by Mary Lou McDonald  
"Ending street homelessness"

#### 39. Draft minutes of Council meetings

- (a) 2913th meeting (Transport, Telecommunications and Energy), held in Brussels on 8 and 9 December 2008
- (b) Extraordinary meeting (Transport, Telecommunications and ENERGY), held in Brussels on 12 January 2009
- (c) 2924th meeting (Transport, Telecommunications and Energy), held in Brussels on 19 February 2009
- (d) 2929th meeting (Competitiveness), held in Brussels on 5 and 6 March 2009

40. Draft Commission Directive ../.../EC of amending Directive 2006/126/EC on driving licences
41. Towards a comprehensive EU adaptation strategy
42. Proposal for a Council regulation on protection against subsidised imports from countries not members of the European Community (codified version)
43. Proposal for a Regulation of the European Parliament and of the Council on type-approval of motor vehicles and engines with respect to emissions from heavy duty vehicles (Euro VI) and on access to vehicle repair and maintenance information (First reading)
44. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 717/2007 on roaming on public mobile telephone networks within the Community and Directive 2002/21/EC on a common regulatory framework for electronic communications networks and services (First reading)
45. Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EEC) No 95/93 on common rules for the allocation of slots at Community airports (First reading)

## II

46. Preparation of the Council meeting (Environment) on 25 June 2009
  1. Setting of the provisional agenda .....14
  2. A mid-term assessment of implementing the EU Biodiversity Action Plan and Towards an EU Strategy on Invasive Alien Species .....14
  3. Green Paper on the management of bio-waste in the European Union .....14
47. Climate change
  - Adoption of conclusions of the Council and the Representatives of the Governments of the Member States meeting within the Council on the submission of an amendment to the Kyoto Protocol pursuant to its Article 20 .....14
48. Preparation of the Council meeting (Agriculture and Fisheries) on 22 and 23 June 2009
  1. Setting of the provisional agenda (For the items within the remit of the Permanent Representatives Committee) .....15
  2. Proposal for a Regulation of the European Parliament and of the Council on novel foods and amending Regulation (EC) No XXX/XXXX (common procedure) (First reading) .....15

49. Preparation of the Council meeting (Employment, Social Policy, Health and Consumer Affairs) on 8 and 9 June 2009
  1. Proposal for a Directive of the European Parliament and of the Council on the application of patients' rights in cross-border healthcare .....15
  2. (poss.) Proposal for a Council Regulation extending the provisions of Regulation (EC) No 883/2004 and Regulation (EC) No [...] to nationals of third countries who are not already covered by these provisions solely on the ground of their nationality .....16
50. Preparation of the Council meeting (Transport, Telecommunications and Energy) on 11 and 12 June 2009
  1. Proposal for a Directive of the European Parliament and of the Council laying down the framework for the deployment of Intelligent Transport Systems in the field of road transport and for interfaces with other transport modes .....16
  2. Green paper TEN-T: A policy review towards a better integrated trans-European Transport Network at the service of the common transport policy .....16
  3. Draft Council Decision on the complementary negotiating directives in the framework of the negotiations of the Transport Community Treaty between the European Community and Albania, Bosnia & Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro and Serbia as well as Kosovo, under Resolution 1244(1999) of the United Nations Security Council .....16
  4. Proposal for a Regulation of the European Parliament and of the Council on the rights of passengers in bus and coach transport and amending Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws .....17
  5. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1321/2004 on the establishment of structures for the management of the European satellite radio-navigation programmes .....17
  6. European Network and Information Security Policy .....17
  7. Oil Stocks legislation  
Proposal for a Council Directive imposing an obligation on Member States to maintain minimum stocks of crude oil and/or petroleum products .....17
  8. Energy Efficiency
    - (a) Proposal for a Directive of the European Parliament and of the Council on the indication by labelling and standard product information of energy and other resources by energy-related products .....18
    - (b) Proposal for a recast of Directive 2002/91/EC of the European Parliament and of the Council on the Energy performance of buildings .....18
    - (c) Proposal for a Directive of the European Parliament and of the Council on labelling of tyres with respect to fuel efficiency and other essential parameters .....18

|     |                                                                                                                                                                                                                                                                |    |
|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----|
| 9.  | International relations in the field of energy                                                                                                                                                                                                                 |    |
| (a) | Russia .....                                                                                                                                                                                                                                                   | 18 |
| (b) | Ukraine .....                                                                                                                                                                                                                                                  | 18 |
| (c) | Southern Corridor .....                                                                                                                                                                                                                                        | 18 |
| (d) | Energy Community .....                                                                                                                                                                                                                                         | 18 |
| (e) | OPEC .....                                                                                                                                                                                                                                                     | 18 |
| (f) | Others .....                                                                                                                                                                                                                                                   | 18 |
| 10. | External relations                                                                                                                                                                                                                                             |    |
|     | Draft Decision by the Council and the Representatives of the Governments of the Member States of the European Union, meeting within the Council, authorising the Commission to open negotiations with Georgia on a comprehensive air transport agreement ..... | 19 |
| 11. | Proposal for a Regulation of the European Parliament and of the Council concerning a European rail network for competitive freight .....                                                                                                                       | 19 |
| -   | Any other business .....                                                                                                                                                                                                                                       | 19 |

**1. Adoption of the provisional agenda and items "I"**

doc. 10508/09 OJ/CRP1 21 + AMD 1

10495/09 OJ/CRP2 21 COMIX 463 + CM 2495/09

The above mentioned agenda is approved with the following changes:

The following items are **withdrawn** :

(Coreper Part 2, under I)

**16. Council Recommendation on the 2009 update of the broad guidelines for the economic policies of the Member States and the Community and on the implementation of Member States' employment policies**

10490/09 ECOFIN 415 SOC 378 COMPET 306 ENV 400 EDUC 108 RECH 186  
ENER 200

8250/09 ECOFIN 257 SOC 218 COMPET 182 ENV 273 EDUC 57 RECH 93  
ENER 112

**24. Concept of Operations (CONOPS) for the extended ESDP SSR Police Mission and its interface with justice in the Democratic Republic of Congo (DRC) 2009/2010**

9475/09 COPS 246 PESC 577 CIVCOM 297 RELEX 414 COSDP 401

JAI 258 COAFR 147 EUPOL RDC 15 RESTREINT UE

9585/09 COPS 252 PESC 590 CIVCOM 309 RELEX 427 COSDP 413

JAI 265 COAFR 149 RESTREINT UE

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

## Coreper Part 2

### II

#### 32. European Union Civil Service Tribunal

= **Draft Council Decision appointing a Judge to the European Union Civil Service Tribunal**

10390/09 JUR 255 COUR 41

10391/09 JUR 256 COUR 42

Taking into account the opinion of the consultative Selection Committee, the Committee agreed to recommend to the Council to appoint Ms Maria Isabel ROFES i PUJOL (ES) - subject to the lifting of a reservation by the Italian delegation - to replace Mr Kanninen, who was recently appointed judge to the Court of First Instance. It also agreed to address a letter to the Chair of the Selection Committee, as set out in 10393/09 + COR 1(fr) + COR 2 (de,el,es,pt,fi,lv,lt,sk,sl,bg,ro).

#### 33. Preparation of the Council meeting (Economic and Financial Affairs) on 9 June 2009

##### 1. Preparation of the meeting of the European Council (18-19 June 2009)

###### a) European supervisory framework

###### - Draft Council conclusions

10513/09 ECOFIN 421 EF 86 SURE 19 + REV 1

10511/09 ECOFIN 420 EF 85 SURE 18

The Committee examined the draft Council conclusions elaborated by the EFC set out in 10513/09, and agreed to meet again on 9 June before the meeting of the Council, to finalise the examination of the conclusions on the basis of a revised draft to be prepared by the EFC during its meeting on 8 June.

###### b) Implementation of the EERP

###### - Draft Report to the European Council

10349/09 ECOFIN 404 UEM 154 EF 79 COMPET 301 SOC 373  
ENER 196 AG 45

10583/09 ECOFIN 424 UEM 156 EF 87 COMPET 310 SOC 388  
ENER 207 AG 47

The Committee approved the draft report and invited the Council to adopt it.

- c) **Bank support schemes**  
- **Draft report to the European Council**  
10351/09 ECOFIN 405 UEM 155 EF 80 RC 8 + ADD 1

The Committee approved the draft report and invited the Council to adopt it.

- d) **International financing of climate change**  
- **Draft Council conclusions**  
10352/09 ECOFIN 406 ENV 389 POLGEN 94  
10466/09 ECOFIN 414 ENV 398 POLGEN 95  
10584/09 ECOFIN 424 ENV 410 POLGEN 99

Most delegations confirmed their agreement to the draft Council Conclusions prepared by the Economic Policy Committee and the Economic and Financial Committee, as set out in 10352/09. The Polish delegation could not accept the draft conclusions. The Presidency decided to submit the draft Conclusions without modification to the Council (Ecofin) for discussion.

2. **Taxation**  
a) **Good Governance in the Tax Area**  
- **Draft Council conclusions**  
10252/1/09 REV 1 FISC 72

After an exchange of views on the draft Conclusions the Presidency indicated it would draw up a revised compromise text to be transmitted to the Council.

- b) **Proposal for a Council Directive amending various provisions of Directive 2006/112/EC of 28 November 2006 on the common system of value added tax**  
- **Political agreement**  
10327/09 FISC 75

The Committee:

- confirmed the agreement on the above mentioned proposed directive and statements for the minutes and suggested to forward the compromise to the Council to agree a general approach, under item A of its agenda;
- decided to re-consult the European Parliament on the above mentioned proposed directive.

### **3. Other items in connection with the Council meeting**

The Committee finalised the provisional agenda for this Council meeting and reviewed the state of readiness of the agenda items listed.

## **34. Preparation of the Council meeting (General Affairs and External Relations) on 15-16 June 2009**

### **A. General Affairs**

#### **a) Preparation of the European Council, Brussels (18-19 June 2009)** 10563/09 POLGEN 98 ECOFIN423 ENV 406

The Committee had an exchange of views on a Presidency note on the preparations of the Copenhagen Conference. Presidency also provided additional information on the running of the European Council.

#### **b) Other items in connection with the Council meeting**

Le Comité fait le point de l'état de préparation des autres points figurant à l'ordre du jour provisoire de la session Affaires générales.

### **B. External Relations**

#### **- Other items in connection with the Council meeting**

Le Comité fait le point de l'état de préparation des autres points figurant à l'ordre du jour provisoire de la session Relations extérieures.

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

### **36. Draft Conclusion of the Council and of the representatives of the Governments of the Member States on the closure of the Guantanamo Bay Detention Centre** 10523/09 JAI 346 COMIX 469 COTER 60 ENFOPOL 159 USA 39 ASIM 57 COHOM 126 COJUR 15 POLGEN 97

Presidency and EU CTC de-briefed on the video-conferences held with the US last week to discuss the draft EU-US joint statement on the closure of Guantanamo.

There would be a further round of discussions following the JHA Council Conclusions on 4 June, and a revised draft statement would be discussed at the next Committee. Presidency also mentioned that a revised draft letter to the Detention Policy Task Force would be circulated shortly.

- **Draft Council Conclusions on the further direction of SIS II**  
9787/2/09 REV 2 SIRIS 66 COMIX 390 CATS 49 JAI 332

This item was discussed during the meeting of the Mixed Committee.

On the basis of the discussions, the Presidency would submit a compromise to the JHA Council meeting on 4/5 June 2009.

- **Other items in connection with the Council meeting**

Le Comité n'a pas abordé une discussion de fond sous ce point.

37. **Annual report from the Council to the European Parliament on the main aspects and basis choices of the CFSP (point G, paragraph 43 of the Interinstitutional Agreement of 17 May 2006) - 2008**  
10477/09 PESC 716 FIN 201 PE 213 ELARG 29

The Committee agreed on the first outstanding issue in the draft report and had a discussion on the second one, namely Romania's request to insert a footnote under UNCR 1244 (1999) for the reference to the ESDP mission to EULEX Kosovo. This request was not supported by other delegations and RO entered a reserve on this item.

After the Committee's deliberations, RO was able to lift its reserve, under the condition that the following statement be inserted in the Committee's minutes:

"Romania reiterates that the EU Rule of Law Mission in Kosovo (EULEX Kosovo) was created and is implementing its current mandate in the framework of the UNSCR 1244."

Further to this, the report will be submitted to Council for its approval.

# Coreper Part 1

## II

### 46. Preparation of the Council meeting (Environment) on 25 June 2009

#### 1. Setting of the provisional agenda

The Committee approved the provisional agenda as set out in 10984/09 CONS 38 ENV 435.

#### 2. A mid-term assessment of implementing the EU Biodiversity Action Plan and Towards an EU Strategy on Invasive Alien Species

##### - Adoption of Council conclusions

10256/09 ENV 385 AGRI 234 DEVGEM 154 PI 48 FORETS 57 ONU 36  
PECHE 140 MAR 88 RECH 171 DENLEG 36

The Committee discusses the draft Council conclusions as set out in 10256/09 and decides to forward them to the Council for adoption as amended during the meeting.

#### 3. Green Paper on the management of bio-waste in the European Union

##### - Adoption of Council conclusions

10355/09 ENV 390 AGRI 236

The Committee agreed to transmit the draft conclusions, with some modifications, to the (Environment) Council for further examination and adoption.

### 47. Climate change

#### - Adoption of conclusions of the Council and the Representatives of the Governments of the Member States meeting within the Council on the submission of an amendment to the Kyoto Protocol pursuant to its Article 20

10474/09 ENV 399 JUR 260 ONU 38  
10188/1/09 ENV 381 JUR 244 ONU 35 REV 1

The Committee considered the latest compromise text of the Presidency and agreed to forward this text, with some slight modifications, to the Council for adoption as an "A" point.

**48. Preparation of the Council meeting (Agriculture and Fisheries) on 22 and 23 June 2009**

**1. Setting of the provisional agenda  
(For the items within the remit of the Permanent Representatives Committee)**

The Committee agrees the provisional agenda for the forthcoming Council meeting (Agriculture and Fisheries) on 22 and 23 June 2009 as set out in 10983/09.

**2. Proposal for a Regulation of the European Parliament and of the Council on novel foods and amending Regulation (EC) No XXX/XXXX (common procedure) (First reading)**

- **Political agreement**  
(Public deliberation, pursuant to Article 8(1)(b) CRP)  
10384/09 DENLEG 37 CODEC 781

The Committee discussed the above document, in particular outstanding reservations and draft Council Statement in Annex II. Some delegations could not agree to the Council statement and the Committee agreed to come back to this subject at its next meeting.

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

**1. Proposal for a Directive of the European Parliament and of the Council on the application of patients' rights in cross-border healthcare**

- **Progress report / Policy debate**  
(Public deliberation, pursuant to Article 8(1)(c) CRP)  
10344/09 SAN 154 SOC 371 MI 229 CODEC 777  
10345/09 SAN 155 SOC 372 MI 230 CODEC 778

The Presidency presented the progress report, agreed by the Working Party on Public Health on 29 May and contained in 10344/09, which will be addressed to the Council to take note of it at its meeting on 8 and 9 June.

The Commission expressed its concerns with regard to the approach on prior authorisation discussed in the Council which in its view does not reflect the jurisprudence of the Court of Justice and underlined that cooperation on health between the Member States has to be based on comitology procedures in order to obtain the expected results.

The Committee agreed to forward the item to the Council for a policy debate on the basis of the note from the Presidency (doc. 10345/09). The Presidency invited delegations to submit written contributions beforehand.

2. (poss.) **Proposal for a Council Regulation extending the provisions of Regulation (EC) No 883/2004 and Regulation (EC) No [...] to nationals of third countries who are not already covered by these provisions solely on the ground of their nationality**
  - (poss.) **Political agreement**

The results of the Committee's work are to be found in 10585/09 SOC 389 MIGR 72  
+ COR 1.

**50. Preparation of the Council meeting (Transport, Telecommunications and Energy)  
on 11 and 12 June 2009**

1. **Proposal for a Directive of the European Parliament and of the Council laying down the framework for the deployment of Intelligent Transport Systems in the field of road transport and for interfaces with other transport modes**
  - **Progress report**  
(Public deliberation, pursuant to Article 8(1)(c) CRP)  
17564/08 TRANS 493 TELECOM 238 IND 236 CODEC 1896  
10012/09 TRANS 206 TELECOM 113 IND 63 CODEC 734

The Committee took note of above draft progress report and submitted it for examination to the Council.

2. **Green paper TEN-T: A policy review towards a better integrated trans-European Transport Network at the service of the common transport policy**
  - **Adoption of Council conclusions / Policy debate**  
6135/09 TRANS 49 ECOFIN 98 ENV 74 RECH 31  
10126/09 TRANS 209 ECOFIN 389 ENV 378 RECH 168

The Committee agreed to submit the draft Council conclusions to the upcoming TTE Council on 11 June for further examination of the last outstanding issues and adoption.

3. **Draft Council Decision on the complementary negotiating directives in the framework of the negotiations of the Transport Community Treaty between the European Community and Albania, Bosnia & Herzegovina, Croatia, the former Yugoslav Republic of Macedonia, Montenegro and Serbia as well as Kosovo, under Resolution 1244(1999) of the United Nations Security Council**
  - **Adoption**  
10124/09 TRANS 208 COWEB 95 ALB 1 BIH 12 ELARG 28 RESTREINT UE

The Committee decided to withdraw the item from the TTE Council agenda and invited the Working Party to pursue the examination of the above draft Council Decision with a view to its adoption by the Council as soon as possible.

**4. Proposal for a Regulation of the European Parliament and of the Council on the rights of passengers in bus and coach transport and amending Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws**

**- Progress report / Policy debate**

(Public deliberation, pursuant to Article 8(1)(c) CRP)

16933/08 TRANS 460 CODEC 1759

10301/09 TRANS 216 CODEC 768

The Committee took note of the above mentioned progress report and agreed to forward it to the TTE Council of 11 June 2009.

**5. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 1321/2004 on the establishment of structures for the management of the European satellite radio-navigation programmes**

**- Progress report**

(Public deliberation, pursuant to Article 8(1)(c) CRP)

6257/09 TRANS 56 MAR 17 AVIATION 18 CAB 3 RECH 86 CODEC 426 (x)

10312/09 TRANS 218 MAR 89 AVIATION 89 CAB 20 RECH 177 CODEC 772

The Committee took note of the above mentioned progress report and agreed to forward it to the TTE Council of 11 June 2009.

**6. European Network and Information Security Policy**

**- Exchange of views**

8375/09 TELECOM 69 DATAPROTECT 24 JAI 192 PROCIV 46

10125/09 TELECOM 115 DATAPROTECT 39 JAI 319 PROCIV 78

The Committee agreed to submit the guidelines for the exchange of views to the Council as set out in 10125/09.

**7. Oil Stocks legislation**

**Proposal for a Council Directive imposing an obligation on Member States to maintain minimum stocks of crude oil and/or petroleum products**

**- Political agreement**

15910/1/08 ENER 393 REV 1

10057/09 ENER 189

While noting the Commission's three remaining reservations in relation to the frequency for the reporting on stocks (art. 14), the rather weak procedure foreseen in case of emergency (art. 21(3)), and the percentage up to which delegations may limit the right to delegate stockholding obligations (art. 8(2)), the Committee was able to support the text set out in 10057/09. To that effect delegations agreed not to insist on their requests. On that basis, the Chair concluded that the proposal could be presented to the Council for political agreement.

## **8. Energy Efficiency**

- (a) Proposal for a Directive of the European Parliament and of the Council on the indication by labelling and standard product information of energy and other resources by energy-related products**
- (b) Proposal for a recast of Directive 2002/91/EC of the European Parliament and of the Council on the Energy performance of buildings**
- (c) Proposal for a Directive of the European Parliament and of the Council on labelling of tyres with respect to fuel efficiency and other essential parameters**
- Progress report**  
(Public deliberation, pursuant to Article 8(1)(c) CRP)  
15906/08 ENER 390 ENV 847 CONSOM 188 CODEC 1585 + REV 1 (fr,de,en)  
15929/08 ENER 398 ENV 850 CODEC 1592 + REV 1 (en)  
15920/08 ENER 395 ENV 848 TRANS 409 CONSOM 187 CODEC 1588  
8989/09 ENER 147 ENV 326 CONSOM 87 TRANS 165 CODEC 602

The Committee agreed that the progress report could be presented to the Council.

## **9. International relations in the field of energy**

- (a) Russia**
- (b) Ukraine**
- (c) Southern Corridor**
- (d) Energy Community**
- (e) OPEC**
- (f) Others**
- Information by the Presidency and Commission**

The Committee took note that, at Council, the Presidency and Commission would inform the Council on the above items.

On the occasion of the preparation of the above items the Committee did not object to adding a new AOB item on the Energy G8, at the request of the Italian delegation.

**10. External relations**

**Draft Decision by the Council and the Representatives of the Governments of the Member States of the European Union, meeting within the Council, authorising the Commission to open negotiations with Georgia on a comprehensive air transport agreement**

**- Adoption**

5986/09 AVIATION 9 COEST 40 NIS 11 RELEX 99 RESTREINT UE  
10220/09 AVIATION 88 COEST 188 NIS 41 RELEX 491 RESTREINT UE

The Committee:

- settled the remaining outstanding issues and decided to submit this file to the TTE Council on 11 June 2009 for adoption of the above draft Decision;
- took note of the commitment of the SE delegation to undertake a review of the Negotiating Directives and the Ad hoc Procedures for Comprehensive Air Services Negotiations during its Presidency.

**11. Proposal for a Regulation of the European Parliament and of the Council concerning a European rail network for competitive freight**

**- Political agreement**

(Public deliberation, pursuant to Article 8(1)(b) CRP)

17324/08 TRANS 485 CODEC 1860

10323/09 TRANS 219 CODEC 774

The Committee settled a number of issues and decided to invite the TTE Council to settle the remaining outstanding ones and to pursue the examination of the text with a view to reaching a political agreement on the proposed Regulation concerning a European rail network for competitive freight, at its meeting on 11 June 2009.

**- Any other business**

**= Information regarding the negotiations with Turkey (request by the ES delegation)**

Following a request from the Spanish delegation for information on the current state of play regarding the negotiations with Turkey, the Committee takes note of a brief overview of the situation by the Commission. The Committee takes note of the Presidency's determination to use its best efforts to facilitate progress, notably on Chapter 16 - Taxation.

=====