



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 2 July 2008

11005/08

CRS/CRP 24

SUMMARY RECORD

**Subject : 2233rd meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 18 June 2008**

SUMMARY

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 - (c) n° P-2988/08 put by José Ribeiro E Castro
"Cuba – Council decision of 18 June 2007"
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15. Proposal for a Regulation of the European Parliament and of the Council on type-approval of hydrogen powered motor vehicles and amending Directive 2007/46/EC (First reading)
16. Proposal for a Regulation of the European Parliament and of the Council amending Council Regulation (EC) No 515/97 on mutual assistance between the administrative authorities of the Member States and cooperation between the latter and the Commission to ensure the correct application of the law on customs and agricultural matters (First reading)
17. Proposal for a Regulation of the European Parliament and of the Council on population and housing censuses (First reading)
18. Proposal for a Regulation of the European Parliament and of the Council laying down procedures relating to the application of certain national technical rules to products lawfully marketed in another Member State and repealing Decision 3052/95/EC (First reading)

19. Proposal for a Regulation of the European Parliament and of the Council setting out the requirements for accreditation and market surveillance relating to the marketing of products (First reading)
20. Proposal for a Decision of the European Parliament and of the Council on a common framework for the marketing of products (First reading)
21. Proposal for a Decision of the European Parliament and of the Council on the participation by the Community in a research and development programme aimed at supporting research and development performing SMEs undertaken by several Member States (First reading)
22. Proposal for a Decision of the European Parliament and of the Council on the participation by the Community in a research and development programme aimed at enhancing the quality of life of older people through the use of new Information and Communication Technologies (ICT), undertaken by several Member States (First reading)
23. Proposal for a Decision of the European Parliament and of the Council on the selection and authorisation of systems providing mobile satellite services (MSS) (First reading)
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 - (a) of the common position
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32. Draft Council Decision amending the Rules of Procedure of the Court of Justice to specify the language rules which are to apply to the review procedure

II

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

doc. 10774/08 OJ/CRP1 23 + CM 2293/08

The above mentioned agenda is approved with the following changes :

The following items are **added** :

(Coreper Part 1, under I)

39. Arbitration Convention:

- **Recommendation for a Council decision concerning the accession of Bulgaria and Romania to the Convention of 23 July 1990 on the elimination of double taxation in connection with the adjustment of profits of associated enterprises**
- **Proposal for a Council decision amending Annex I to the Act of Accession of Bulgaria and Romania**
10060/08 FISC 74
10061/08 FISC 75
10645/08 FISC 79 + ADD 1 + ADD 2

(Coreper Part 1, under II)

40. Food improvement agents package (European Parliament second reading)

- (a) **Proposal for a Regulation of the European Parliament and of the Council establishing a common authorisation procedure for food additives, food enzymes and food flavourings**
- (b) **Proposal for a Regulation of the European Parliament and of the Council on food additives**
- (c) **Proposal for a Regulation of the European Parliament and of the Council on food enzymes and amending Council Directive 83/417/EEC, Council Regulation (EC) No 1493/1999, Directive 2000/13/EC, Council Directive 2001/112/EC and Regulation (EC) No 258/97 of the European Parliament and of the Council**
- (d) **Proposal for a Regulation of the European Parliament and of the Council on flavourings and certain food ingredients with flavouring properties for use in and on foods and amending Council Regulation (EEC) No 1576/89, Council Regulation (EEC) No 1601/91, Regulation (EC) No 2232/96 and Directive 2000/13/EC**
 - **Presidency briefing on the outcome of the informal trilogue**

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

33. Proposal for a Regulation of the European Parliament and of the Council on classification, labelling and packaging of substances and mixtures, and amending Directive 67/548/EEC and Regulation (EC) No 1907/2006 (First reading)

– **Analysis of outstanding issues**

10610/08 COMPET 230 ENV 367 CHIMIE 27 MI 206 ENT 123 CODEC 766

10743/08 COMPET 235 ENV 377 CHIMIE 29 MI 210 ENT 128 CODEC 780

The Committee examined four key issues on the basis of document 10610/08 and marked its agreement with the compromise suggestions from the Presidency contained therein. It took note of the progress achieved in the Working Party and instructed it to pursue its efforts to find solutions to still open issues as a matter of urgency. The Committee mandated the Presidency to meet with the Rapporteur of the European Parliament in an informal trialogue on 19 June 2008 with the aim to prepare the ground for an agreement at first reading.

34. Proposal for a Directive of the European Parliament and of the Council amending Council Directive 80/181/EEC on the approximation of the laws of the Member States relating to units of measurement (First reading)

– **Analysis of a draft Presidency compromise text in preparation for political agreement**

10607/08 MI 205 ENT 122 CONSOM 72 CODEC 765

The Committee approved the Presidency compromise text set out in the Annex to document 10607/08 and mandated the Presidency to contact the European Parliament with a view to preparing the ground for an early second reading agreement on this basis.

35. Preparation of the Council meeting (Agriculture and Fisheries) on 23 and 24 June 2008

1. Proposal for a Regulation of the European Parliament and of the Council concerning the placing of plant protection products on the market

– **Political agreement**

9012/08 AGRILEG 67 ENV 261 CODEC 545

+ ADD 1 + ADD 1 COR 1 + ADD 1 REV 1 (cs)

10380/1/08 AGRILEG 96 ENV 353 CODEC 734 REV 1

Les résultats des délibérations du Comité sur ce dossier sont repris au doc. 10835/1/08 REV 1 + 10835/08 ADD 1.

2. **Commission Regulation (EC) n° 530/2008 establishing emergency measures as regards purse seiners fishing for bluefin tuna in the Atlantic Ocean, east of longitude 45°W, and in the Mediterranean Sea**
– **Referral pursuant to Article 7(4) of Council Regulation (EC) n° 2371/2002 10800/08 PECHE 158**

The Committee decides to place the referral requested by the French delegation as a full point for discussion on the agenda of the Council. The Italian delegation reiterates its support of the referral.

The Commission representative makes a detailed presentation of the facts upon which, by 16 June and 23 June respectively, the Community quota of bluefin tuna had been deemed exhausted. The French delegation maintains its disagreement with the emergency measures.

36. **Proposal for a Directive of the European Parliament and of the Council amending Directive 2003/87/EC so as to include aviation activities in the scheme for greenhouse gas emission allowance trading within the Community (Second reading)**
– **Presidency briefing on the outcome of the informal trilogue**

The Presidency presented to the Committee the outcome of the second informal trilogue, that was held in Strasbourg on 17 June 2008.

37. **Decision to appoint 7 members of the Management Board of the European Food Safety Authority**
– **Adoption**
7757/08 AGRILEG 43 MI 100 DENLEG 25 SAN 48 CONSOM 35 RECH 98
+ ADD 1
10076/08 AGRILEG 88 MI 176 DENLEG 59 SAN 107 CONSOM 60 RECH 188

Les résultats des délibérations du Comité sur ce dossier sont repris au doc. 10879/08.

38. **Proposal for a Directive of the European Parliament and of the Council on the protection of consumers in respect of certain aspects of timeshare, long-term holiday products, resale and exchange (First reading)**
– **Preparation for the informal trilogue**
9813/08 CONSOM 53 JUSTCIV 108 CODEC 637

The Committee discussed five main outstanding issues, as proposed by the Presidency.

The Committee did not reach a final agreement and agreed to return to this subject after further technical discussion at working party level and taking into account the outcome of the informal trialogue of 23 June 2008.

40. **Food improvement agents package (European Parliament second reading)**
- (a) **Proposal for a Regulation of the European Parliament and of the Council establishing a common authorisation procedure for food additives, food enzymes and food flavourings**
 - (b) **Proposal for a Regulation of the European Parliament and of the Council on food additives**
 - (c) **Proposal for a Regulation of the European Parliament and of the Council on food enzymes and amending Council Directive 83/417/EEC, Council Regulation (EC) No 1493/1999, Directive 2000/13/EC, Council Directive 2001/112/EC and Regulation (EC) No 258/97 of the European Parliament and of the Council**
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- **Presidency briefing on the outcome of the informal trilogue**

The Presidency informed that at the informal trilogue held on 17 June 2008 an agreement had been reached on draft amendments concerning three proposals - common authorisation procedure, additives and enzymes. The content of this agreement, which was balanced and reflected well the Council position agreed by the Committee on 11 June 2008, had been sent to attachés on Foodstuffs (doc. 10892/08, 10893/08, 10890/08). The Committee agreed to proceed to the formal approval of draft amendments at its next session.

Concerning the fourth proposal (flavourings), the Presidency informed that another trilogue would be organized soon with a view to reach an agreement also on this file and allow for the whole package to be voted in the EP Plenary on 7 July 2008.

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