



**COUNCIL OF
THE EUROPEAN UNION**

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NOTE

Subject: MONTHLY SUMMARY OF COUNCIL ACTS
MAY 2006

This document contains:

- in **Annex I**, a summary of definitive legislative acts adopted by the Council in May 2006. This is accompanied by statements in the minutes which may be released to the public (**Annex II**). The summary also mentions any votes against and abstentions, explanations of vote, and the voting rules applicable;
- in **Annex III**, a list of the other acts¹ adopted by the Council in May 2006, with a reference, where appropriate, to voting results, explanations of vote and statements which the Council has decided to make public.

This document is also available via the Internet (<http://consilium.europa.eu>); see under "Documents", then "Summary of Council Acts". Documents listed in the summary may be obtained from the public register of Council documents (<http://register.consilium.europa.eu>).

It should be noted that only the minutes concerning the definitive adoption of legislative acts are authentic. Extracts from the minutes in question may also be obtained from the Transparency Department (transparency@consilium.europa.eu).

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.

MAY 2006				
TITLES OF DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTING RULE	VOTES
2727th Council meeting (General Affairs and External Relations) on 15 May 2006 Council Decision authorising the Kingdom of Spain to apply a measure derogating from Article 11 and Article 28e of the Sixth Directive 77/388/EEC on the harmonisation of the laws of the Member States relating to turnover taxes	8170/06 + COR 1 (sv) + COR 2 (cs) + COR 3 (sv) + COR 4 (da) + COR 5 (fr) + COR 6 (el) + COR 7 (es) + COR 8 (pt) + REV 1 (fi) + REV 2 (lt) + REV 3 (de)		Unanimity	All Member States in favour

MAY 2006

TITLES OF DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTING RULE	VOTES
Council Decision authorising the Republic of Lithuania to apply a measure derogating from Article 11 and Article 28e of the Sixth Directive 77/388/EEC on the harmonisation of the laws of the Member States relating to turnover taxes	8172/06 + COR 1 (cs) + COR 2 (sv) + COR 3 (da) + COR 4 (fr) + COR 5 (el) + COR 6 (es) + COR 7 (pt) + REV 1 (fi) + REV 2 (lt) + REV 3 (de)		Unanimity	All Member States in favour
Council Decision authorising the Republic of Lithuania to apply a measure derogating from Article 21 of the Sixth Directive 77/388/EEC on the harmonisation of the laws of the Member States relating to turnover taxes	8171/06 + COR 1 (en) + COR 2 (cs) + REV 1 (lt)		Unanimity	All Member States in favour

MAY 2006				
TITLES OF DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTING RULE	VOTES
2730th Council meeting (Agriculture and Fisheries) on 22 May 2006				
Council Regulation amending Regulation (EC) No 1785/2003 as regards the arrangements for importing rice	8697/06 + COR 1 (en)	79/06	Qualified majority	All Member States in favour
Council Regulation establishing Community financial measures for the implementation of the Common Fisheries Policy and in the area of the Law of the Sea	8529/06 + REV 1 (en)	80/06	Qualified majority	All Member States in favour
Directive of the European Parliament and of the Council amending Council Directives 78/660/EEC on the annual accounts of certain types of companies, 83/349/EEC on consolidated accounts, 86/635/EEC on the annual accounts and consolidated accounts of banks and other financial institutions and 91/674/EEC on the annual accounts and consolidated accounts of insurance undertakings	PE-CONS 3675/05 + COR 1 (de) + COR 2 (fr) + COR 3 (cs) + REV 2 (hu) + REV 3 (lt)	81/06	Qualified majority	All Member States in favour

MAY 2006				
TITLES OF DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTING RULE	VOTES
2731st Council meeting (COMPETITIVENESS: Internal Market, Industry and Research) on 29 and 30 May 2006 Regulation of the European Parliament and of the Council on shipments of waste	PE-CONS 3662/4/05 REV 4 + REV 4 COR 1 (hu) + REV 5 (lv) + REV 6 (da) + REV 7 (sv)	82/06, 83/06, 84/06, 85/06, 86/06	Qualified majority	All Member States in favour

STATEMENT 79/06

Statement by the Commission

"The Commission undertakes to limit the derogation provided for in Article 10(1a) of Regulation (EC) No 1785/2003 to the management of imports having no significant impact on the market.

The Commission will also ensure that the market is monitored continuously so that, if necessary, safeguard clauses can be triggered in good time."

STATEMENT 80/06

Statement by the Commission re Article 8

"The Commission wishes to remind the Member States that they shall submit each year a fisheries control programme specifying the projects for which they request a Community contribution. The programme may also include control items designed to carry out joint deployment plans established by the Community Fisheries Control Agency. The Commission wishes to restate that running costs, such as salaries, fuel, communication fees, insurance premiums, are not eligible for Community aid under this scheme."

STATEMENT 81/06

Statement by the Commission

"The Commission, when examining the next ordinary revision of the thresholds defining small and medium-sized companies, according to Article 53 of the 4th Company Law Directive, intends to take full account of the period elapsed since this extraordinary revision when conducting the overall assessment of the economic and monetary trends in the European Union. The current thresholds, now being modified by this extraordinary revision, will constitute the basis for the examination."

STATEMENT 82/06

Statement by the Council

"The Member States will use their best endeavours to increase capacity for ship dismantling in the EU. Furthermore, the Member States will do their utmost to ensure that good progress is made in the international negotiations to establish mandatory requirements at global level on ship dismantling."

STATEMENT 83/06

Statement by the Council and the Commission

"The Council and the Commission consider that, by applying procedures provided for in Title IV Chapters 1 and 2, of the Regulation, the Commission should take into account the particular situation of Monaco."

STATEMENT 84/06

Statement by the Commission

"The Commission notes that the joint legal base it had proposed, namely Articles 133 and 175(1) of the Treaty, has been replaced by a single legal basis including only Article 175(1) of the Treaty. The Commission considers that its proposal included the correct legal basis and reserves its right to make use of the legal means at its disposal."

STATEMENT 85/06

Statement by the Commission

"The Commission also notes that Article 12(1)(c) allows Member States to raise objections and block shipments of waste destined for recovery on the grounds of "lower treatment standards" in the country of destination. The Commission considers that this provision will create barriers in the European waste recycling and recovery market while not improving the environmental standards of waste management in the EU. The Commission recalls that it proposed solutions to the potential problem of standards dumping in its communication COM(2003) 301 final "Towards a thematic strategy on the prevention and recycling of waste", focusing on the development of European waste management standards. Furthermore, the Commission warns that Article 12(1)(c) is both vague and complex, may lead to an increase in illegal shipping of waste and is likely to result in a number of court cases."

STATEMENT 86/06

Statement by the Commission

"Finally, the Commission notes that "shipments which are subject to the approval requirements of Regulation (EC) No 1774/2002 laying down health rules concerning animal by-products not intended for human consumption" are excluded from the scope of the Regulation. In light of the differences between these two Regulations with regard to procedural provisions the Commission considers it to be preferable to bring forward its review of the relationship between the Regulations so that the results of this review are made public before the entry into force of the Waste Shipment Regulation. This would take care of the concerns expressed by some Member States in terms of risks for procedural duplication and allow the Commission to maintain its proposal."

MAY 2006	
OTHER ACTS	Votes made public
2726th Council meeting (Economic and Financial Affairs) on 5 May 2006	
Council Regulation amending Regulation (EC) No 397/2004 imposing a definitive anti-dumping duty on imports of cotton-type bed linen originating in Pakistan 8270/06	Against: Czech Republic, Greece, Spain, Lithuania, Poland, Portugal
Council Regulation imposing a definitive anti-dumping duty on imports of dead-burned (sintered) magnesia originating in the People's Republic of China 8411/06	Against: Denmark, Estonia, Finland, Latvia, Netherlands, Sweden
• Council Decision on the signing and provisional application of the Agreement between the European Community and the Government of the Republic of Singapore on certain aspects of air services 5788/06 + COR 1 (fi) + COR 2 • Council Decision on the signing and provisional application of the Agreement between the European Community and New Zealand on certain aspects of air services 5791/06 + COR 1 (en) + COR 2 (el) + COR 3 (sv) + COR 4 (hu) + COR 5 (fr) + COR 6 (fi)	
2727th Council meeting (General Affairs and External Relations) on 15 May 2006	
Interinstitutional Agreement between the European Parliament, the Council and the Commission on budgetary discipline and sound financial management 8594/06 + COR 1 + COR 2 (de) + COR 3 (de) + REV 1 (hu) + REV 2 (es) + REV 3 (sv) + REV 4 (lt), 9050/1/06 REV 1	
Council Decision on the position of the European Community in relation to the draft Regulation of the United Nations Economic Commission for Europe on wheels for passenger cars and their trailers 14451/05 + REV 1 (lt)	

MAY 2006	
OTHER ACTS	Votes made public
Council Decision on the position of the European Community in relation to the draft Regulation of the United Nations Economic Commission for Europe concerning the approval of adaptive front-lighting systems (AFS) for motor vehicles 14454/05 + REV 1 (lt) Decision of the Council and of the Commission on the conclusion on behalf of the European Community and of the European Atomic Energy Community of the Agreement on Scientific and Technological Cooperation between the European Community and the European Atomic Energy Community, of the one part, and the Swiss Confederation, of the other part 7911/06 Written procedure completed on 15 May 2005 Council Regulation suspending and conditionally repealing Regulation (EC) No 2193/2003 establishing additional customs duties on imports of certain products originating in the United States of America 9328/06 + REV 1 (cs) 2729th Council meeting (Education, Youth and Culture) on 18 and 19 May 2006 • Council Common Position amending Common Position 2006/276/CFSP concerning restrictive measures against certain officials of Belarus 8818/06 + REV 1 (sv) • Council Regulation concerning restrictive measures against President Lukashenko and certain officials of Belarus 8847/06 + COR 1 + REV 1 (sv) + REV 2 (lv)	

MAY 2006	
OTHER ACTS	Votes made public
• Council Decision on the conclusion of the UNESCO Convention on the Protection and Promotion of the Diversity of Cultural Expressions 8953/06 + REV 1 (en) • Council Decision on the conclusion of the Convention on the Protection and Promotion of the Diversity of Cultural Expressions 8668/06 + REV 1 (en) 2730th Council meeting (Agriculture and Fisheries) on 22 May 2006 Council Regulation on the conclusion of the Fisheries Partnership Agreement between the European Community and the Kingdom of Morocco 7587/1/06 REV 1 + REV 1 COR 1 (en) + REV 1 COR 2 (fr) + REV 1 COR 3 (nl) + REV 1 COR 4 (sl), 9344/06 + ADD 1 Council Decision on the conclusion, on behalf of the European Community of the Convention for the Strengthening of the Inter-American Tropical Tuna Commission established by the 1949 Convention between the United States of America and the Republic of Costa Rica 13439/05 + COR 1 (en) Council Regulation on the conclusion of the Agreement in the form of an Exchange of Letters concerning the provisional application of the Protocol amending the Protocol setting out the fishing opportunities and the financial contribution provided for in the Agreement on cooperation in the sea fisheries sector between the European Community and the Islamic Republic of Mauritania for the period 1 August 2001 to 31 July 2006 8851/06, 9302/06 + REV 1 (en) + ADD 1	Abstentions: Finland, Sweden

MAY 2006	
OTHER ACTS	Votes made public
• Council Decision on the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and Malaysia 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 schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of their accession to the European Union 8127/06 • Council Regulation concerning the implementation of the Agreement in the form of an Exchange of Letters between the European Community and Malaysia 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 schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of their accession to the European Union and amending Annex I to Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff 8132/06 Council Decision on the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the Separate Customs Territory of Taiwan, Penghu, Kinmen and Matsu 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 schedules of the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, the Republic of Slovenia and the Slovak Republic in the course of their accession to the European Union 8131/06 + COR 1 (fi)	

MAY 2006	
OTHER ACTS	Votes made public
Council Decision on the position to be adopted by the Community within the ACP-EC Council of Ministers concerning the multi-annual financial framework for the period 2008-2013 and the modifications to be inserted in the revised ACP-EC Partnership Agreement 8938/06 + COR 1 (fi) + COR 2 (da) + REV 1 (hu) Council Decision concerning the signing of the Agreement between the European Community and the Russian Federation on readmission 8859/06 + COR 1 (fi) Council Decision on the signing of the Agreement between the European Community and the Russian Federation on the facilitation of the issuance of visas to the citizens of the European Union and the Russian Federation 8860/06 2731st Council meeting (COMPETITIVENESS: Internal Market, Industry and Research) on 29 and 30 May 2006 Council Decision on the conclusion by the European Community of the Energy Community Treaty 13886/1/05 REV 1 Council Decision concerning the conclusion of consultations with the Islamic Republic of Mauritania under Article 96 of the revised Cotonou Agreement 8902/06 - Common Position updating Common Position 2001/931/CFSP on the application of specific measures to combat terrorism and repealing Common Position 2006/231/CFSP 9482/06 - Council Decision implementing Article 2(3) of Regulation (EC) No 2580/2001 on specific restrictive measures directed against certain persons and entities with a view to combating terrorism and repealing Decision 2005/930/EC 9483/06	

MAY 2006	
OTHER ACTS	Votes made public
Council Regulation renewing the restrictive measures in respect of Burma/Myanmar and repealing Regulation (EC) No 798/2004 8804/06 + COR 1 (en) + COR 2 + REV 1 (fr) + REV 2 (sv)	
