



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 27 August 2001 (03.09)
(OR. fr)**

11450/01

PUBLIC 6

TRANSPARENCY

Subject: MONTHLY SUMMARY OF COUNCIL ACTS
JUNE 2001

This document contains:

- in **Annex I**, a summary of definitive legislative acts adopted by the Council in June 2001. This is accompanied by statements in the minutes which the Council decided to make public (**Annex II**). The summary also mentions any votes against and abstentions, explanations of voting, and the voting rule applicable.
- in **Annex III**, a list of the other acts¹ adopted by the Council in June 2001, with a reference, where appropriate, to voting results, explanations of voting and statements which the Council has decided to make public.

This document is also available via the Internet ("<http://ue.eu.int>"), see "Transparency", "Summary of Council Acts".

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 service ("transparency@consilium.eu.int").

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.

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
2353rd Council (Economic and Financial Questions) on 5 June 2001 Council Decision authorising the Kingdom of Belgium, in accordance with Article 8(4) of Directive 92/81/EEC, to apply a differentiated rate of excise duty to low-sulphur diesel and unleaded petrol	8954/01		Unanimity	
2354th Council (Health) on 5 June 2001) Council Regulation amending Regulation (EEC) No 3677/90 laying down measures to be taken to discourage the diversion of certain substances to the illicit manufacture of narcotic drugs and psychotropic substances	7520/01 + COR 1 (el)		Qualified majority	
Directive of the European Parliament and of the Council amending Council Directive 92/23/EEC relating to tyres for motor vehicles and their trailers and to their fitting	PE-CONS 3623/01	56/01	Qualified majority	
Directive of the European Parliament and of the Council on the assessment of the effects of certain plans and programmes on the environment	PE-CONS 3619/01 + REV 1 (de) + REV 2 (fr,nl,da,es,fi,sv) + COR 1 (el)		Qualified majority	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
2355th Council (Environment) on 7 June 2001 Council Regulation amending Regulation (EC) No 2505/96 opening and providing for the administration of autonomous Community tariff quotas for certain agricultural and industrial products	8580/01		I: against Qualified majority	
2357th Council (Employment and Social Policy) on 11 June 2001 Council Regulation amending Regulation (EC) No 1255/96 temporarily suspending the autonomous common customs tariff duties on certain industrial, agricultural and fishery products	8718/01		Qualified majority	
Council Regulation on procedures to facilitate the issue of movement certificates EUR.1, the making-out of invoice declarations and forms EUR.2 and the issue of certain approved exporter authorisations under the provisions governing preferential trade between the European Community and certain countries and repealing Regulation No 3351/83	8682/01 + COR 1 (fi)	57/01	E: abstention Qualified majority	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
Legislative acts adopted after second reading by the European Parliament in the framework of the codecision procedure				
Regulation of the European Parliament and of the Council amending Council Regulation (EEC) No 3528/86 on the protection of the Community's forests against atmospheric pollution (13.06.2001)	9781/01 PE-CONS 3635/01		Qualified majority	
Directive of the European Parliament and of the Council amending Council Directive 89/655/EEC concerning the minimum safety and health requirements for the use of work equipment by workers at work (14.06.2001)	9790/01 PE-CONS 3643/01		Qualified majority	
2358th Council (Economic and Financial Questions) on 15 June 2001				
Council Directive amending Directive 76/308/EEC on mutual assistance for the recovery of claims resulting from operations forming part of the system of financing the European Agricultural Guidance and Guarantee Fund, and of agricultural levies and customs duties and in respect of value added tax and certain excise duties	5013/01 + COR 1 (el) + COR 2 (es) + COR 3 (pt) + COR 4 (el) + REV 1 (sv)	58/01, 59/01	Unanimity	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
2359th Council (Fisheries) on 18 June 2001				
Decision of the European Parliament and of the Council on a Community Framework for cooperation to promote sustainable urban development	PE-CONS 3608/01	60/01	D: abstention Qualified majority	
Council Regulation derogating from certain provisions of Regulation (EC) No 2792/1999 laying down the detailed rules and arrangements regarding Community structural assistance in the fisheries sector.	5890/01		Qualified majority	
2360th Council (Agriculture) on 19 June 2001				
Council Regulation on the common organisation of the markets in the sugar sector	9566/01	61/01, 62/01, 63/01, 64/01	Qualified majority	
Council Regulation amending Regulation (EC) No 2201/96 on the common organisation of the markets in processed fruit and vegetable products	9182/01		Qualified majority	
Council Decision on the granting of exceptional national aid by the Government of the French Republic for the distillation of certain wine sector products	9850/01 + COR 1 (fr,de,nl,da,el,es,pt,fi,sv) + COR 2 (fi)	65/01	Unanimity	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
Directive of the European Parliament and of the Council amending Council Directive 95/53/EC fixing the principles governing the organisation of official inspections in the field of animal nutrition and Directives 70/524/EEC, 96/25/EC and 1999/29/EC on animal nutrition	PE-CONS 3639/01	66/01, 67/01	Qualified majority	
Proposal for a Council Regulation amending Regulation (EC) No 1259/1999 establishing common rules for direct support schemes under the common agricultural policy	9856/01	68/01, 69/01	Qualified majority	
2363rd Council (Research) 26 June 2001				
Directive of the European Parliament and of the Council relating to heating systems for motor vehicles and their trailers, amending Council Directive 70/176/EEC and repealing Council Directive 78/548/EEC	PE-CONS 3647/01		Qualified majority	
Council Framework Decision on money laundering, the identification, tracing, freezing, seizing and confiscation of instrumentalities and the proceeds of crime	5531/01 + COR 1 (fr,it,da,el,es,pt,fi,sv) + COR 2 (fi)	70/01, 71/01	Unanimity	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
2364th Council (Transport/Telecommunications) on 28 June 2001				
Council Regulation supplementing the Annex to Commission Regulation (EC) No 1107/96 on the registration of geographical indications and designations of origin under the procedure laid down in Article 17 of Council Regulation (EEC) No 2081/92	9888/1/01 REV 1	72/01	DK, FIN, S: against A: abstention Qualified majority	
Council Decisions		73/01, 74/01		
1. establishing a second phase of the programme of incentives and exchanges, training and cooperation for legal practitioners (Grotius II - Criminal)	8939/01 + COR 1 (es)		Unanimity	
2. establishing a second phase of the programme of incentives, exchanges, training and cooperation for law enforcement authorities (Oisin II)	9080/01 + COR 1 (es) + COR 2		Unanimity	
3. establishing a second phase of the programme of incentives, exchanges, training and cooperation for persons responsible for combating trade in human beings and the sexual exploitation of children (Stop II)	9081/01 + COR 1 (es) + COR 2		Unanimity	
4. establishing a programme of incentives and exchanges, training and cooperation for the prevention of crime (Hippocrates)	9082/01 + COR 1 (es) + COR 2		Unanimity	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
Outermost regions: agricultural measures		83/01, 84/01, 85/01, 86/01, 87/01, 88/01, 89/01, 90/01, 91/01		
• Council Regulation introducing specific measures for certain agricultural products for the French overseas departments, amending Directive 72/462/EEC and repealing Regulations (EEC) No 525/77 and (EEC) No 3763/91 (POSEIDOM)	9822/01 + COR 1		Qualified majority	
• Council Regulation introducing specific measures for certain agricultural products for the Azores and Madeira and repealing Regulation (EC) No 1600/92 (POSEIMA)	9823/01 + COR 1 (dk,es,fr,nl)		Qualified majority	
• Council Regulation introducing specific measures for certain agricultural products for the Canary Islands and repealing Regulation (EEC) No 1601/92 (POSEICAN)	9824/01 + COR 1		Qualified majority	
• Council Regulation amending Regulation (EC) No 1254/1999 on the common organisation of the market in beef and veal	9825/01		Qualified majority	
Council Regulation laying down measures necessary for the protection of the euro against counterfeiting	10131/01 + COR 1		Unanimity	

JUNE 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
Council Regulation extending the effects of the Regulation laying down measures necessary for the protection of the euro against counterfeiting to those Member States which have not adopted the euro as their single currency	10132/01 + COR 1		Unanimity	

STATEMENT 56/01**Statement by the Portuguese delegation**

"The Portuguese delegation considers that, as part of the compromise reached, account must be taken of the resulting implications for the competitiveness and viability of medium-sized Portuguese tyre manufacturers, particularly in the context of the evaluation of technical progress which, in accordance with Article 3(2), the Commission will undertake for the purpose of drawing up the report to be submitted to the European Parliament and the Council 36 months after the entry into force of the Directive."

STATEMENT 57/01

Statement by the Spanish delegation concerning Article 8

"The Kingdom of Spain considers that the wording of Article 8 amends the provisions of Article 22 contained in the various preferential agreements on approved exporters.

It therefore considers that this could pose problems in terms of indirect taxation, as was highlighted by the Working Party on Taxation/Customs Consistency."

STATEMENT 58/01

Council statement

"Taking into account the abolition, as regards VAT, of the compulsory nature of fiscal representation in relation in particular to the strengthening of mutual assistance on recovery and in the light of the extension of the scope of the "assistance in the recovery" Directive to tax on insurance premiums, the Council invites the Commission to study, and report back to the Council, the fiscal representation procedures with regard to indirect taxes and parafiscal charges on insurance premiums, taking into account the need of maintaining the actual level of recovery in this matter."

STATEMENT 59/01

Commission statement

"The Commission notes the unanimous adoption by the Council of a text on administrative cooperation based on Article 93 and 94 of the Treaty. The Commission reaffirms its position, in line with its original proposal and its proposal amended in the wake of the European Parliament's Opinion (COM(1998) 364 final and COM(1999) 183 final), that the legal basis for the text should be Article 95 only of the Treaty. The Commission would serve a reminder that the objective of this Directive is to ensure the proper functioning of the internal market by establishing common rules for mutual assistance between the Member States for the recovery of claims and not to harmonise fiscal provisions."

STATEMENT 60/01

Commission statement

"The Commission considers that, normally, an increase in the budget for a proposal could not be accepted without additional financial and staff resources being transferred by the Council and Parliament to the relevant budget lines.

In this specific instance, however, and on the basis that it will facilitate adoption at first reading, the Commission has exceptionally agreed to accept an increase of the financial scope of the proposal, from € 12.4 million to € 14 million, insofar as this will not result in the need for additional human resources."

STATEMENT 61/01

Council statement

RE ARTICLE 2(4):

"The Council notes that, for fixing derived intervention prices, where paragraph 1(b) is applied, and without prejudice to the deficit or surplus situation in the various regions of the Community and the Commission decision, the Commission intends to continue consolidated practice for fixing transport costs: these are currently estimated at a flat rate and have been so for several marketing years."

STATEMENT 62/01

Commission statement

RE ARTICLE 39:

"The Commission will present to the Council a mandate for negotiation for the arrangements for the import of Special Preferential Sugar from the ACP countries and the Republic of India with the objective of having these arrangements in place by 1 July 2001."

STATEMENT 63/01

Commission statement

RE ARTICLE 50:

"The Commission states its intention to take the necessary provisions, including transitional measures, to ensure a smooth transition to the new sugar regime under which the storage equalisation scheme is abolished. In this respect, it will ensure that the sugar that has paid the storage levy up to 30 June 2001, and been marketed after that date, is not penalised as a result of the removal of all storage cost-based elements taken into account at present in the market management instruments.

For the carried-over C sugar, from the marketing year 2000/2001 the storage equalisation scheme shall be maintained only until the end of the corresponding compulsory storage period, as a transitional measure and in principle on a degressive basis. The cost of this measure will be covered by the levies paid by the sector under the self-financing mechanism."

STATEMENT 64/01

Statement by the Portuguese delegation:

RE ARTICLE 50(2):

"Portugal supports the proposal from the Presidency and the Commission, on the understanding that, in the context of applying point 5 of the Presidency compromise (SN 2897/01) regarding "studies on all the aspects of the quota system", the Commission will bear in mind the specific situation of beet sugar production in Portugal."

STATEMENT 65/01

Commission statement

"The Commission in general has a negative attitude towards operating aids. Unilateral state aid measures which are simply intended to improve the financial situation of producers but which in no way contribute to the development of the sector, and in particular aids which are granted solely on the basis of price, quantity or unit of production are considered to constitute operating aids which are incompatible with the common market. Furthermore, by their very nature, such aids are also likely to interfere with the mechanisms of the common organisations of the market.

The new wine market organisation has only been in force since 1 August 2000. It reflects the common position of Member States to what kind of financial support is sufficient and necessary for the wine market to function. It is worrying that already now three Member States resort to granting additional national aids of a type which can usually not be authorised by the Commission, because they are pure operating aids which do not bring about any structural improvement in the sector.

There is a serious risk of distortion of competition between Member States if such state aid is authorised without any check or obligation whether these aids are linked to structural measures. There will be pressure on the other Member States to follow suit, and also grant aids. The incentive for farmers to undertake structural reform under the wine market organisation will decrease."

STATEMENT 66/01

Joint statement by the Council and the Commission concerning Article 1(5) (amendment 3):

"The Council and the Commission agree that the reference to undesirable substances made by the present Directive does not imply a limitation of its application to substances listed under Directive 1999/29/EC on undesirable substances and may include, amongst others, microbial contamination and other materials rendering the feed of non-merchantable quality."

STATEMENT 67/01

Commission statement concerning Article 1(6a) (amendment 6):

"The Commission confirms that on-the-spot checks are intended to verify the uniform application of this Directive by the Member States. Detailed rules, including those laid down by Directive 2000/77/EC, will be established on the basis of Article 17a(2) of the present Directive before the date of transposition."

STATEMENT 68/01

Commission statement

"In the framework of the implementing rules the Commission's departments intend to propose a measure for simplifying the work of the Member States. This measure consists in applying a reduced level of monitoring (3%) to the statistical population of small producers."

STATEMENT 69/01

Statement by the Luxembourg delegation

"The Luxembourg delegation is able to give its agreement to the proposal for a Council Regulation amending Regulation (EC) No 1259/1999 establishing common rules for direct support schemes under the common agricultural policy, but notes that, in many regions of the Union, the measure adopted does not result in simplification of the rules of the common agricultural policy.

For this reason the Luxembourg delegation urges that discussions with a view to more substantial simplification of the common agricultural policy should continue along the lines mapped out by the Council's conclusions on this subject at its meeting on 23 October 2000."

STATEMENT 70/01

Council statement

"The Council recognises that the coherence of national penalty systems must be preserved when lowest maximum penalties are prescribed.

The Council further takes the view that when joint action is undertaken against specific criminal offences, there shall be an examination, in every individual case, of the question of whether prescription of a lowest maximum penalty is imperative for establishing an area of security, freedom and justice."

STATEMENT 71/01

Statement by the German delegation in respect of Article 2 of the Framework Decision

"Consent is given to the prescription in Article 2 of a lowest maximum penalty on the understanding that the evaluation of national mechanisms for siphoning off profits, for which provision was already made in the Joint Action of 3 December 1998, will be submitted by the end of 2001 at the latest, so that a decision can be taken on whether joint action by Member States is imperative, in addition to national improvements, for the purpose of being better able to combat financial crime."

STATEMENT 72/01

Commission statement

"On the basis of the information available, the Commission departments believe that the Dutch brand Bavaria formally fulfils the conditions laid down in Article 14(2) of Council Regulation (EEC) No 2081/92. However, the final decision on the application of that Article is a matter for the national courts, in the light of the case-law of the Court of Justice".

STATEMENT 73/01

Council statement

"The Council declares that the procedure concerning the arrangements for the exercise of the implementing powers conferred on the Commission, laid down in Article 6 of the Decision was adopted without prejudice to future implementing Decisions under the Treaty on European Union, and those to be established in future for a consolidated framework covering all incentive and exchange programmes under Title VI. The Council invites the Commission to present, before the end of 2001, a proposal covering such a consolidated framework to replace existing programmes when they expire, including provisions on the exercise of implementing powers."

STATEMENT 74/01

Council statement

"The Council declares that the time required under Article 6, paragraph 4 of the Decision should in principle be at least two weeks. The rules of procedure of the Committee mentioned in Article 7 should specify the appropriate time for transmission of draft measures to be taken to implement projects."

STATEMENT 75/01

Council statement

"For the purpose of applying this Directive, the Council has agreed that using an obvious forgery or obvious usurpation is equivalent to the absence of a travel document.

Each Member State shall determine, in accordance with its procedures, to what extent forgeries or usurpations of travel documents are detectable."

STATEMENT 76/01

With regard to the legal basis

Commission statement

"The Commission regrets the use of the dual legal basis for the proposals on the outermost regions. It would point out that, in accordance with the case law of the Court of Justice, recourse may be had to a dual legal basis only insofar as the measures under consideration have a two-fold purpose or a two-fold component, both of which are equally essential. According to the Commission, this is not the case with some of these proposals, which are intended merely to adopt certain common policies in favour of the outermost regions.

The Commission accordingly reserves the rights conferred on it by the Treaty."

STATEMENT 77/01

With regard to the legal basis

Statement by the Spanish, French and Portuguese delegations

"In accordance with what is expressly enshrined in the Treaty and in the light of the case law of the Court of Justice of the European Communities concerning the legal basis for Community acts, Article 299(2) of the TEC is the necessary, appropriate and sufficient legal basis for the adoption of any acts whose aim and purpose is the approval of specific measures for the outermost regions.

This provision, which is of limited geographical scope and has the precise objective of compensating for the disadvantageous situation of the outermost regions, must be used, taking precedence over any other Treaty provisions, wherever the aim is to adopt specific measures intended to establish the conditions for application of Community law to those regions, including common policies, as is the case here."

STATEMENT 78/01

With regard to Article 29(4)(b) of Regulation (EC) No 1260/1999

Commission statement

"In the second report on economic and social cohesion adopted on 31 January 2001, the Commission identified "zones suffering from serious geographical or natural handicaps", among them the islands, as one of the ten economic, social or territorial priorities for the future cohesion policy.

Many islands already receive regional aid from the Union, since 95% of them are covered by objectives 1 and 2 of the Structural Funds, which ensue from the provisions of Articles 158 to 160 of the Treaty.

Taking account of paragraph 57 of the conclusions of the Nice European Council, the Commission also initiated a study in order to obtain in-depth knowledge of the situation of the islands of the Union. Its results will be available towards the end of 2001. They will be communicated to the other Institutions. Moreover, the Commission will continue the discussion with those responsible in the Member States, including at regional level, on each of the ten priority themes of the second report on cohesion, including that concerning the zones suffering from serious geographical or natural handicaps."

STATEMENT 79/01

With regard to Article 29(4)(b) of Regulation (EC) No 1260/1999

Statement by the Italian delegation

"Italy takes note of the Commission statement regarding Article 29(4).

Italy emphasises that while many islands already receive regional aid from the Union under objectives 1 or 2 of the Structural Funds, the islands as such and without distinction have not yet been the subject of a specific measure based on Article 158 TEC and Declaration³⁰ annexed to the Amsterdam Treaty.

Italy therefore expects the Commission to act on the conclusions of the Nice European Council and to submit as soon as possible proposals for introducing specific measures to deal with the structural handicaps which hamper the economic and social development of the islands of the Union."

STATEMENT 80/01

With regard to the rules and conditions for structural measures in the fisheries sector

Statement by the French delegation

"The fisheries sector is of special importance in the economic development of the outermost regions and in particular the French Overseas Departments, where the structure and non-industrial nature of fleets and the availability of resources give this activity a very specific character.

This specific character justifies the adaptation of the regulatory framework applicable to structural operations in the fisheries and aquaculture sector to ensure the building of vessels and their modernisation under satisfactory safety conditions.

In this connection, the French delegation considers that the adaptations authorised only for vessels of less than 12 metres by the amendment to Regulation (EC) No 2792/99 do not make it possible to meet the specific requirements of Réunion's non-industrial long-liner fishing, consisting of vessels of less than 16 metres.

The French delegation therefore asks the Commission to examine all the measures that could support the dynamism of that fleet, whose activity is essential for the island's economic development."

STATEMENT 81/01

With regard to the rules and conditions for structural measures in the fisheries sector

Statement by the Spanish delegation

"As regards the percentages of the financial contribution for Group 2 (renovation and modernisation of fishing fleets) Spain supports the statement by France and considers that the 12-metre limit laid down should be extended to 16-metre vessels so that this measure can cover the majority of the Canary Island artisanal fishing fleet.

The Canary Island artisanal fleet even contains some vessels longer than 16 metres. This can be seen by examining the Spanish register of vessels for the Canary Island ports.

Canary Island artisanal fishing activities involve fishing activities grouped under the heading of small-scale flexible activities, since our vessels can operate in both seasonal and non-seasonal fisheries throughout the Canary Islands.

The insular nature of the Canary Islands, the length of the coastlines and their geographical situation mean that the artisanal vessels vary in size depending on the type of fishing they engage in.

In this connection, it is clear that this amendment is intended to alleviate the negative effects suffered by fishing activities in the outermost regions (remoteness, scarcity of trading centres, higher production costs etc.). Exclusion would therefore mean that some vessels, most of them old (we should not forget that the average age of the Canary Island fleet is high), could not carry out specific projects which would guarantee adequate working conditions, improved security for those working on the vessels, renewal of fishing equipment, use of more appropriate and more environmentally-friendly fishing techniques, and, in short, could guarantee that the Canary Island artisanal fleet would comply with Community and national regulations on public health and safety."

STATEMENT 82/01

With regard to the rules and conditions for structural measures in the fisheries sector

Statement by the Portuguese delegation

"Portugal supports the statements by France and Spain concerning the detailed rules and arrangements regarding Community structural assistance in the fisheries sector and considers that, bearing in mind the special characteristics specific to fishing activities in Portugal's outermost regions, the Azores and Madeira, the maximum percentages of the aid proposed for Group 2 (Table 3 in Annex IV to Regulation No 2792/1999) should include fishing vessels of up to 16 metres in length.

This measure would give a clear political signal for the improvement of safety conditions for a considerable proportion of fishing vessels and crews from those outermost regions and would ensure the viability of the diversification of fishing efforts in those regions' traditional fishing grounds.

In this context, Portugal asks the Commission to analyse the situation and to propose, in due time, suitable measures to support the harmonious development of the fisheries sector in the Azores and Madeira, a sector which is fundamental to the economy of Portugal's outermost regions."

STATEMENT 83/01

A. POSEICAN REGULATION

Concerning the aid for Canary Islands tomatoes

Statement by the Spanish delegation

"In accordance with Coreper's conclusions of 8 May 2001 concerning the financing of additional measures with financial implications, the budgetary cost of marketing aid for tomatoes, estimated at a maximum of EUR 2,28 million per year, will have to be offset by equivalent savings in the specific supply arrangements (SSA).

In this context, the Spanish delegation states that the forecast supply balances and any amendments to them will in any case comply with the overall SSA financial statement, as amended in accordance with the preceding paragraph."

STATEMENT 84/01

Concerning the aid for Canary Islands tomatoes

Statement by the Council

"The Council considers that the annual aid of EUR 2,28 million for tomatoes produced on the Canary Islands should be financed within the POSEICAN package and should strictly follow the principle of budget neutrality for the POSEI package, as agreed by Coreper at its meeting on 8 May 2001.

The Council notes that on 27 June 2001 the Spanish delegation submitted a list of equivalent savings in the total amount available for the supply arrangements."

STATEMENT 85/01

Concerning the aid for Canary Islands tomatoes

Statement by the Italian delegation

"Italy expresses concern about the planned aid for tomato production in the Canary Islands (aid granted to buyers rather than producers), which could lead to problems of competition on Community markets to the detriment of Italian production.

Italy nevertheless agrees to such aid, interpreting the measure as renewed attention paid by the Council and the Commission to the difficult situation of Community fruit and vegetable producers in marginal areas of the Union."

STATEMENT 86/01

Concerning re-dispatching and re-exportation of products covered by the SSA

Statement by the Spanish delegation

"As regards re-dispatching and re-exportation of products covered by the SSA, Spain continues to consider that the possibilities for repayment of the aid or the payment of CCT duties should cover all products, whether for direct consumption or for industrial use, as in the initial Commission proposal and as applied in any Community preferential arrangements.

Spain has repeatedly asked for export refunds to be granted for products processed from SSA raw materials in the context of traditional trade flows. Spain regrets the failure to adopt this principle, which would not involve any cost increase in the financial statement and would have provided new opportunities for the Canary Islands agri-food industry."

STATEMENT 87/01

B. POSEIMA REGULATION

Concerning the livestock and milk products sector

Statement by the Commission

"In connection with the amendments concerning the rules applicable to milk quotas for producers in the Azores, the Commission confirms that these measures are designed in such a way as not to have any effect on the calculation of the additional levy payable by other Portuguese producers or on the payment of that levy."

STATEMENT 88/01

Concerning the livestock and milk products sector

Statement by the Portuguese delegation

"In a spirit of compromise, Portugal can agree to the wording of Article 15(3), provided that the setting of a limit of 4 000 tonnes for Madeira's exemption from the additional levy in the milk and milk products sector can be revised whenever warranted by regional production development requirements, taking account of the principles of equality and parallelism of legal forms and also of the relevant regulations applicable to the other outermost regions."

STATEMENT 89/01

Concerning the livestock and milk products sector

Statement by the Council

"As regards the exemption from the levy in the milk sector for Madeira, the Council requests the Commission to submit, as soon as possible, a proposal for the amendment of Regulation (EEC) No 3950/92 establishing an additional levy in the milk and milk products sector."

STATEMENT 90/01

Concerning the livestock and milk products sector

Statement by the Portuguese delegation

"The production of milk and milk products and cattle farming form the mainstays of agricultural activity in the Azores, which is therefore highly dependent upon that sector. Such dependence, combined with other limitations resulting from an extremely remote location, as well as the lack of viable alternatives for agriculture in the Azores, greatly handicaps economic development.

The specific character of this situation amply justifies the measures to adapt the regulatory framework, as part of the revision of POSEIMA, which have now been approved for the livestock and milk products sector in the Azores.

However, the Portuguese delegation considers that the measures now approved should be accompanied by further measures for gradual conversion in an appropriate manner away from the dairy sector, including through the development of beef production, for which the Azores enjoy very favourable natural conditions.

The Portuguese delegation requests the Commission to consider and, in due course, propose measures to support milk and beef production in the Azores, so as to continue the process of harmonious development of the farming economy of that Portuguese outermost region."

STATEMENT 91/01

Concerning re-dispatching and re-exportation of products covered by the SSA

Statement by the Portuguese delegation

"Portugal reiterates the need for specific treatment for the Azores and Madeira, within the framework of the specific supply arrangements, that takes due account of the economic reality and trade patterns of those two regions.

In this context, Portugal deems insufficient the changes to the specific supply arrangements with regard to the possibility of dispatching processed products made from raw materials covered by those arrangements.

The characteristics of the trade patterns of the Azores and Madeira could in fact prevent those regions from benefiting in practice from the exception to the ban on dispatch of processed products to the rest of the Community that is provided for in the Regulation.

Portugal therefore asks the Commission to submit, in due time, a suitable proposal to resolve this problem."

JUNE 2001	
OTHER ACTS	Votes made public
2353rd Council (Economic and Financial Questions) on 5 June 2001 Common Position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council amending Council Directive 85/611/EEC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS) with a view to regulating management companies and simplified prospectuses 7550/01 + COR 1 (el) + ADD 1 + ADD 1 COR 1 (en) Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council amending Council Directive 85/611/EEC on the coordination of laws, regulations and administrative provisions relating to undertakings for collective investment in transferable securities (UCITS), with regard to investments of UCITS 7551/01 + ADD 1 2355th Council (Environment) on 7 June 2001 Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council relating to the assessment and management of environmental noise 6660/01 + COR 1 (nl) + COR 2 (fi) + COR 3 (de) + ADD 1 + ADD 1 COR 1 (de) 2356th Council (General Affairs) on 11 June 2001) Council Regulation concerning certain restrictive measures in respect of Liberia 9360/01 + COR 1 Council Common Position on the International Criminal Court 9362/01 + COR 1 (en)	

JUNE 2001	
OTHER ACTS	Votes made public
2358th Council (Economic and Financial Questions) on 15 June 2001 Council Recommendation of 15 June 2001 on the broad guidelines of the economic policies of the Member States and the Community 9326/01 2359th Council (Fisheries) on 18 June 2001 Council Decision concerning the conclusion of an Agreement in the form of an Exchange of Letters between the European Community and the Republic of Cyprus adding a Protocol on mutual administrative assistance in customs matters to the Association Agreement between the European Economic Community and the Republic of Cyprus 8720/01 Relations with the associated CCEE • Council Decision on the conclusion of Agreements with the ten associated countries of Central and Eastern Europe concerning their participation in the European Environment Agency and the European Environment Information and Observation Network 7433/01, 7434/01, 7435/01, 7436/01, 7437/01, 7438/01, 7439/01, 7440/01, 7441/01, 7442/01 Council Decision on the conclusion of the Agreement between the European Community and the Republic of Cyprus concerning the participation of the Republic of Cyprus in the European Environment Agency and the European Environment Information and Observation Network 8093/01 Agreement between the European Community and the Republic of Malta concerning the participation of the Republic of Malta in the European Environment Agency and the European Environment Information and Observation Network 8095/01	

JUNE 2001	
OTHER ACTS	Votes made public
Council Decision on the conclusion of the Agreement between the European Community and the Republic of Turkey concerning the participation of the Republic of Turkey in the European Environment Agency and the European Environment Information and Observation Network 8094/01 2360th Council (Agriculture) on 19 June 2001 Council Decision on the conclusion of the Agreement in the form of an Exchange of Letters concerning the provisional application of the Protocol setting out the fishing opportunities and financial contribution provided for in the Agreement between the European Economic Community and the Islamic Federal Republic of the Comoros on fishing off the Comoros for the period from 28 February 2001 to 27 February 2004 8525/01 2362nd Council (General Affairs) on 25 June 2001 Council Decision on the rules applicable to national military staff on secondment to the General Secretariat of the Council in order to form the European Union Military Staff 9732/01 Council Resolution on the exchange of DNA analysis results 9192/01 Council Recommendation on contact points maintaining a 24-hour service for combating high-tech crime 9193/01 Council Decision concluding consultations with Côte d'Ivoire under Article 96 of the ACP-EC Partnership Agreement 9976/01	

JUNE 2001	
OTHER ACTS	Votes made public
Council Decision implementing Joint Action 1999/878/CFSP with a view to contributing to the European Union Cooperation Programme for Non-proliferation and Disarmament in the Russian Federation 9434/01 + COR 1 (fi) Common position adopted by the Council with a view to the adoption of the Decision of the European Parliament and of the Council on Community incentive measures in the field of employment 8432/01 + ADD 1 Council Regulation on the conclusion of the Fourth Protocol laying down the conditions relating to fishing provided for in the Agreement on fisheries between the European Economic Community, on the one hand, and the Government of Denmark and the local Government of Greenland, on the other 9347/01 Common Position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council on the minimum health and safety requirements regarding the exposure of workers to the risks arising from physical agents (vibration) (sixteenth individual Directive within the meaning of Article 16(1) of Directive 89/391/EEC) 7914/01 + COR 1 (nl) + COR 2 (da) + ADD 1 + ADD 1 COR 1 (fi) 2363rd Council (Research) on 26 June 2001 Council Decision on the accession of the European Community to Regulation 108 of the United Nations Economic Commission for Europe concerning the approval for the production of retreaded pneumatic tyres for motor vehicles and their trailers 10147/00 Council Decision on the accession of the European Community to Regulation 109 of the United Nations Economic Commission for Europe concerning the approval for the production of retreaded pneumatic tyres for commercial vehicles and their trailers 10146/00	

JUNE 2001	
OTHER ACTS	Votes made public
Council Decision on the accession of the European Community to United Nations Economic Commission for Europe Regulation No 104 on the approval of retro-reflecting markings for heavy and long vehicles and their trailers 10145/00 Council Decision on the accession of the European Community to United Nations Economic Commission for Europe Regulation No 105 on the approval of vehicles intended for the carriage of dangerous goods with regard to their specific constructional features 10144/00 Council Decision on the accession of the European Community to United Nations Economic Commission for Europe Regulation No 106 concerning the approval of pneumatic tyres for agricultural vehicles and their trailers 10149/00 Recommendation of the European Parliament and of the Council on mobility within the Community for students, persons undergoing training, volunteers, teachers and trainers PE-CONS 3627/01 + COR 1 (fi) + REV 1 (da) Council Resolution on science and society and on women in science 10357/01 2364th Council (Transport/Telecommunications) on 28 June 2001 Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council establishing harmonised requirements and procedures for the safe loading and unloading of bulk carriers 7193/01 + COR 1 (sv) + COR 2 (fi) + REV 1 (pt) + ADD 1 Council Decision on further exceptional financial assistance to Kosovo 9939/01	

JUNE 2001	
OTHER ACTS	Votes made public
Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council amending for the twentieth time Council Directive 76/769/EEC relating to restrictions on the marketing and use of certain dangerous substances and preparations (short-chain chlorinated paraffins) 9461/01 + COR 1 + ADD 1 + ADD 1 COR 1 (de) + ADD 1 COR 2 Declaration by the Council and the Representatives of the Governments of the Member States, meeting within the Council on combating racism and xenophobia on the Internet by intensifying work with young people 9330/01 + COR 1 (fr) + COR 2 (fi) + COR 3 (de) Resolution of the Council and of the Representatives of the Governments of the Member States, meeting within the Council, on promoting young people's initiative, enterprise and creativity: from exclusion to empowerment 9332/01 + COR 1 (el) + COR 2 (fr) Written procedures completed on 29 June 2001 Council Joint Action concerning the appointment of the Special Representative of the European Union in FYROM 10199/01 + COR 1 (fr) + COR 2 (de) + COR 3 (da) + COR 4 (fi) + COR 5 (sv)	
