



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 9 July 2010

11475/10

CRS/CRP 28

SUMMARY RECORD

**Subject : 2325th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 23 and 25 June 2010**

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- Décision du Conseil relative à la conclusion d'un protocole à l'accord de partenariat et de coopération entre les Communautés européennes et leurs États membres, d'une part, et la République de Moldavie, d'autre part, concernant un accord-cadre entre l'Union européenne et la République de Moldavie relatif aux principes généraux de la participation de la République de Moldavie aux programmes de l'Union

52. Relations avec la République des Philippines

- Accord-cadre global de partenariat et de coopération entre l'Union européenne et ses États membres, d'une part, et la République des Philippines, d'autre part

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

doc. 11323/10 OJ/CRP1 24 + ADD 1 + ADD 2

11259/1/10 REV 1 OJ/CRP2 24

The above-mentioned agendas are approved with the following changes :

The following items are **added** :

(Coreper Part 1, under I)

64. Proposal for a Council Decision on the signature of the regional Convention on pan-Euro-Mediterranean preferential rules of origin

- Adoption

9124/10 UD 118

11205/10 UD 193 + ADD 1

65. Proposal for a Council Decision on the conclusion of the regional Convention on pan-Euro-Mediterranean preferential rules of origin

- Request by the Council for the consent of the European Parliament

11209/10 UD 194

11343/10 UD 195

66. Enlargement

(a) Accession negotiations with Croatia

- Chapter 5: Public procurement

11249/1/10 ELARG 47 REV 1

(b) Accession negotiations with Croatia

- Chapter 8: Competition policy

11265/1/10 ELARG 48 REV 1

(c) Accession negotiations with Croatia

- Chapter 23: Judiciary and fundamental rights

11266/1/10 ELARG 49 REV 1

(d) Accession negotiations with Croatia

- Chapter 31: Foreign, Security and Defence Policy

11276/1/10 ELARG 51 REV 1

- Adoption

The SI delegation made declarations on the above-mentioned item, which can be found in 11475/10 ADD 1 LIMITE.

(Coreper Part 1, under II)

- 67. Proposal for a Directive of the European Parliament and of the Council on combating late payment in commercial transactions (Recast) (First reading)**
- **Preparation for the next informal trialogue**
9434/10 MI 132 COMPET 141 IND 62 ECO 31 FIN 177 CODEC 392

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

A unilateral declaration is made by the DK delegation on the following item :

13. Proposal for a Council Regulation adjusting the correction coefficients applicable to the remuneration and pensions of officials and other servants of the European Union

- Adoption

11182/10 STAT 11 FIN 264

11189/10 STAT 12 FIN 265

"Denmark considers it essential for EU officials to be able to enjoy equality of treatment across borders. Since the adjustment method adopted is based on freedom of choice and therefore does not embody full equality of treatment, Denmark is voting against the proposal. Denmark would also note its opposition in principle to the method of adjusting the remuneration and pensions of EU officials, given the high level of salaries in the EU institutions."

Coreper Part 1

II

- 19. Setting of the provisional agenda of the Council meeting (Agriculture and Fisheries) on 12 July 2010**
(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 12 July 2010 as set out in 11778/10.

- 20. Proposal for a Directive of the European Parliament and of the Council on reporting formalities for ships arriving in and/or departing from ports of the Member States of the Community and repealing Directive 2002/6/EC (First reading)**
- Analysis of the final compromise text with a view to agreement
11153/10 MAR 54 CODEC 578 + COR 1

The Committee

- examined the final compromise text and endorsed the agreed text of the draft Directive;
- gave the Presidency a mandate for concluding an agreement with the European Parliament at first reading;
- allowed the President to send a letter to the European Parliament stating that if the European Parliament plenary were to adopt the amendment in the form as set out in the Annex to the Report, the Council would adopt the Directive in the form of the Commission proposal as thus amended by the European Parliament, subject to previous revision of the text by legal-linguists.

- 21. Proposal for a Regulation of the European Parliament and of the Council concerning the rights of passengers when travelling by sea and inland waterway and amending Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws (Second reading)**
- **Analysis of the final compromise text with a view to agreement**
11154/10 MAR 55 TRANS 167 CODEC 579

The Committee

- examined the final compromise text and endorsed the agreed text of the draft Regulation;
- gave the Presidency a mandate for concluding an agreement with the European Parliament at second reading;
- allowed the President to send a letter to the European Parliament stating that if the European Parliament plenary were to adopt the amendments in the form as set out in the Annex to the Report, the Council would adopt the Regulation in the form of the Council position at first reading as thus amended by the European Parliament, subject to previous revision of the text by legal-linguists.

- 22. 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 (Second reading)**
- **Analysis of the final compromise text with a view to agreement**
11155/10 TRANS 168 CODEC 580

On 23 June, the Committee

- examined the draft Council's position on the European Parliament amendments as set out in the fourth column ("Presidency compromise proposal") of the Annex to document 11155/10;
- gave the Presidency a mandate for concluding an agreement with the European Parliament at second reading.

On 25 June, the Committee took note of the European Parliament's position rejecting the Council suggestions for an agreement and concluded that no agreement could be reached at this stage.

23. **(poss.) Proposal for a Regulation of the European Parliament and of the Council on investigation and prevention of accidents and incidents in civil aviation (First reading)**
- **Presidency briefing on the outcome of the informal trialogue**
 - **(poss.) Analysis of the compromise text with a view to agreement**
11287/10 AVIATION 91 CODEC 592

The Committee

- confirmed the draft Council's positions on the European Parliament's amendments as set out in the fourth column ("Presidency suggestions") of the Annex to the Report (doc. 11287/10);
- gave the Presidency a mandate to conclude an agreement at first reading with the European Parliament.

24. **Proposal for a Regulation of the European Parliament and of the Council concerning measures to safeguard security of gas supply and repealing Directive 2004/67/EC (First reading)**
- **Presidency briefing on the outcome of the informal trialogue**
 - **Analysis of the final compromise text with a view to agreement**
11136/10 ENER 200 CODEC 574

The Committee confirmed the agreement reached with the European Parliament at the trialogue on 22 June on the basis of the text set out in 11136/1/10 REV 1, thus allowing the Chairman of the Committee to send the usual letter on the conclusion of the negotiations for a first reading agreement to the Chairman of the ITRE committee.

67. **Proposal for a Directive of the European Parliament and of the Council on combating late payment in commercial transactions (Recast) (First reading)**
- **Preparation for the next informal trialogue**
9434/10 MI 132 COMPET 141 IND 62 ECO 31 FIN 177 CODEC 392

The Committee discussed extensively the compromise proposals presented by the Presidency in view of the forthcoming negotiations with the European Parliament. Although many delegations showed willingness to give a mandate to the Presidency to negotiate with the European Parliament on the basis of the compromise proposals presented, some delegations, while showing interest in an agreement at first reading, felt that on certain issues more discussions were needed. As a conclusion, the Presidency decided that it would be best to examine further the contentious points before entering into negotiations with the European Parliament.

Coreper Part 2

II

53. Suivi de la session du Conseil "Affaires étrangères" du 14 juin 2010

Le Comité est informé du suivi que la HR a l'intention de donner à la session du Conseil susvisé.

54. Suivi de la session du Conseil " Affaires générales" du 14 juin 2010

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

55. Suivi du Conseil européen du 17 juin 2010

The Presidency and the Secretary general of the Council informed the Committee on the follow-up to the European Council meeting, outlining in particular the lunch discussion on the calendar and the orientations for the coming EC meetings.

56. Présentation de l'ordre du jour de la session du Conseil "Affaires économiques et financières" du 13 juillet 2010

Le Comité marque son accord sur l'ordre du jour provisoire de la session du Conseil susvisée.

57. L'accord entre l'Union européenne et les États-Unis d'Amérique sur le traitement et le transfert de données de messagerie financière de l'Union européenne aux États-Unis aux fins du programme de surveillance du financement du terrorisme

- **Discussion sur les recommandations de la Commission pour les décisions du Conseil sur le signature et conclusion de l'accord par l'Union européenne**
11222/10 JAI 556 USA 86 RELEX 561 DATAPROTECT 49
11223/10 JAI 557 USA 87 RELEX 562 DATAPROTECT 50
11350/10 JAI 570 USA 92 RELEX 576 DATAPROTECT 54

Le président du Comité a présenté le compromis sur l'article 2 du projet de la décision concernant la conclusion qu'avait été négocié entre la présidence et le rapporteur du Parlement européen.

Le texte des déclarations à adopter au moment de l'adoption de la décision relative à la signature de l'accord a également été discuté.

Le Comité a suivi la proposition de son président de lancer la procédure écrite pour l'adoption de la décision relative à la signature de l'accord.

58. Proposition de règlement du Parlement européen et du Conseil établissant les règles et principes généraux relatifs aux modalités de contrôle par les États membres de l'exercice des compétences d'exécution par la Commission

- **Approche générale**
7386/10 INST 79 CODEC 191
10063/10 INST 170 CODEC 466
11274/10 INST 218 CODEC 589

Le Comité a discuté sur la base d'un document de la Présidence, qui tient compte des discussions au Comité du 27 mai 2010 et des trois réunions successives du groupe "Amis de la Présidence". Etant donné le blocage constaté pour ce qui est des procédures applicables aux mesures de mise en oeuvre dans la domaine de la politique commerciale commune, le dossier a été renvoyé au groupe de travail.

59. SEAE (session restreinte)

The Committee agreed the results of the Quadriologue meeting between the European Parliament, the Presidency of the Council, the Commission and the High Representative which took place on 21 June 2010.

60. Élargissement

- a) **Négociations d'adhésion avec la Croatie**
= **Chapitre 5: Marchés publics**
11249/10 ELARG 47
- b) **Négociations d'adhésion avec la Croatie**
= **Chapitre 8: Politique de la concurrence**
11265/10 ELARG 48
- c) **Négociations d'adhésion avec la Croatie**
= **Chapitre 23: Pouvoir judiciaire et droits fondamentaux**
11266/10 ELARG 49
- d) **Négociations d'adhésion avec la Croatie**
= **Chapitre 31: Politique extérieure de sécurité et de défense**
11276/10 ELARG 51

With a view to the IGC at ministerial level with Croatia planned for 30 June, the Committee confirms at its level technical agreement on the four documents above, noting that one delegation (SI) still maintains a parliamentary scrutiny reservation.

Provided that this reservation can be lifted tomorrow (24 June), the item will be submitted for approval as an I-point to COREPER (Part 1) on Friday 25 June.

The German delegation, on Chapter 23 (point (c) above) expresses its understanding that the Commission (as per point 4 of doc. 11266/10 ELARG 49) will report to Member States in writing every fourth month.

The Commission replies that it takes note of this position, noting, however, that the text in question remains as it is.

61. Élargissement

- **Négociations d'adhésion avec la Turquie**
 - = **Satisfaction des critères d'ouverture pour le chapitre 12: Sécurité sanitaire des aliments, politique vétérinaire et phytosanitaire**
11267/10 ELARG 50

The Committee examines the above mentioned file and takes note of the interventions made by delegations.

Following a successfully concluded silent procedure ending on Friday 25 June, the Committee approves the letter which appears in annex to the document 11267/10 on the fulfilment of the opening benchmarks for Chapter 12, inviting Turkey to submit its Negotiating position for this Chapter.

62. Débat d'orientation Sommet UE - Brésil

11381/1/10 REV 1 AMLAT 85 PESC 822

The Chair presented the orientation note (doc. 11381/1/10), which outlines the key issues of interest for the EU for EU-Brazil Summit of 14 July in Brasilia, underlining the agenda and draft Joint Communiqué were still expected from the Brazilian side. The Commission highlighted the deliverables from the Summit and warned that the procedures for the signature of a visa waiver agreement will not be completed for the Summit. Delegations briefly commented on some of the issues (Mercosur, Iran, triangular cooperation, visa waiver).

63. Projet d'arrangement administratif entre l'EDA et l'OCCAR

- **Projet d'accord entre l'Union européenne et l'OCCAR sur la sécurité des informations**

10566/10 CSC 27 PESC 722 COSDP 485 + ADD 1 + ADD 2

Le Comité reviendra sur ce point à la lumière des contacts bilatéraux que la présidence entreprendra avec les délégations.

- **Any other business**

(a) ITER: Taskforce

- **Information from the Presidency**

The Committee took note of the information given by the Chair on the ongoing work by the ITER Task Force.

(b) Executive director post at the AIE

- **Information from the Belgian delegation**

The Belgian delegation reminded the Committee that, in October, the procedure for the election of the next Executive Director of the IEA will be launched and that it was important to facilitate the election of a European candidate. This topic will be considered again in the margins of the informal Energy Council in September.

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