

COUNCIL OF THE EUROPEAN UNION

Brussels, 12 September 2007

11961/07

CRS/CRP 29

SUMMARY RECORD

Subject: 2193rd meeting of the PERMANENT REPRESENTATIVES COMMITTEE

held in Brussels on 18, 19 and 23 July 2007

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SUMMARY

1.	Ado	ption of the provisional agenda and items "I"
Cor	eper l	Part 1
		I
2.	Rep	lies to written questions put to the Council by Members of the European Parliament
	(a)	n° E-1989/07 put by David Martin - "War crime suspects in Serbia"
	(b)	n° P-2495/07 put by Erik Meijer "Death penalty in the US and appeal court hearing on 17 May 2007 on the death sentence imposed 25 years ago on American journalist Mumia Abu-Jamal"
	(c)	n° E-2776/07 put by Justas Vincas Paleckis "Environmental protection issues at the G8 summit"
	(d)	n° E-2799/07 put by Antonio Tajani, Giuseppe Gargani
		"Red coral: protection for workers in the sector"
	(e)	n° E-2874/07 put by Jens Holm and n° E-2893/07 put by Pasqualina Napoletano, Carlos Carnero González, Iratxe García-Pérez, Ignasi Guardans Cambó, Willy Meyer Pleite, Raûl Romeva i Rueda and Karin Scheele "Repression of students in Morocco" and "Moroccan Government's repressive action against pro-Saharawi students"
	(f)	n° P-2876/07 put by Marco Pannella "European campaign for a moratorium on the death penalty and consistency of the Council's statements"
	(g)	n° E-2920/07 put by Sophie In 't Veld, Jeanine Hennis-Plasschaert, Marco Cappato - "Events in Russia"
	(h)	n° E-2943/07, n° E-2944/07 and n° E-2945/07 put by Agustín Díaz de Mera García Consuegra - "Solidarity", "Hera III" and "New arrivals of canoes"
	(i)	n° P-2959/07 put by José Ribeiro e Castro "European world languages - Council action"
	(j)	n° E-2967/07 put by Marco Cappato and Maria Carlshamre "Recent homophobic decisions and initiatives by Lithuanian and Polish authorities and Latvian LGBT pride"
	(k)	n° E-2987/07 put by Marek Siwiec "Poverty of children in the EU Member States"
	(1)	n° E-3010/07 put by James Allister "Persecution of the Christian community in Charsadda, Pakistan"
	(m)	n° P-3024/07 put by Kyriacos Triantaphyllides "Tourism in the Palestinian territories"
	(n)	n° E-3034/07 put by Bart Staes, Kathalijne Buitenweg, David Hammerstein-Mintz, Paulo Casaca, Karin Scheele, John Bowis, Neil Parish "Castration of piglets"
	(0)	n° E-3109/07 and n° E-3111/07 put by James Allister "Death sentence of Younis Masih in Pakistan" and "Suspension of Christians from medical school in Pakistan"

- (p) n° E-3114/07 put by Gay Mitchell "Mrs. Christiana Oluwatoyin Oluwasesin"
- (q) n° E-3201/07 and n° E-3203/07 put by Sajjad Karim
 "Ahmed Belbacha British resident cleared to leave Guantanamo Bay" and "Abdennour Sameur British resident and refugee imprisoned in Guantanamo Bay"
- (r) n° P-3389/07 put by Eva-Britt Svensson
 "Police brutality against demonstrators in Poland"
- 3. Monthly list of acts adopted under the written procedure
 - July 2007
- 4. European Economic and Social Committee
 - Nomination of Ms Sinne ALSING CONAN (DK)
- 5. Advisory Committee on Social Security for Migrant Workers
 - Nominations of Maltese members and alternate members
- 6. (a) Communication from the Commission concerning proposals to amend Council Regulation (EC) No 318/2006 on the common organisation of the markets in the sugar sector and Council Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry in the Community
 - (b) Proposal for a Council Regulation amending Regulation (EC) No 320/2006 establishing a temporary scheme for the restructuring of the sugar industry in the Community
 - (c) Proposal for a Council Regulation amending Regulation (EC) No 318/2006 on the common organisation of the markets in the sugar sector
- 7. Agreed principles with regard to the ratification of the 1996 WIPO Treaties
- 8. Recommendation from the Commission to the Council concerning proposals, on behalf of the European Community together with the Member States, for amendments to Annex A of the Stockholm Convention on Persistent Organic Pollutants (POPs)
- 9. Proposal for a Council Regulation on the conclusion of the Fisheries Partnership Agreement between the European Community on the one hand, and the Republic of Kiribati, on the other
- 10. Proposal for a Council Regulation on the conclusion of a Fisheries Partnership Agreement between the Democratic Republic of São Tomé and Príncipe and the European Community
- 11. Proposal for a Council Decision on the conclusion of the Agreement in the form of an exchange of letters on the provisional application of the Protocol setting out the fishing opportunities and financial contribution provided for in the Fisheries Partnership Agreement between the European Community and the Democratic Republic of São Tomé and Príncipe for the period from 1 June 2006 to 31 May 2010

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- 12. Proposal for a Decision of the European Parliament and of the Council on a paperless environment for customs and trade (First reading)
 - Adoption
 - a) of the common position
 - b) of the statement of the Council's reasons
- 13. Proposal for a Directive of the European Parliament and of the Council establishing a Framework for Community Action in the field of Marine Environmental Policy (Marine Strategy Framework Directive) (First reading)
 - Adoption
 - (a) of the common position
 - (b) of the statement of the Council's reasons
- 14. Proposal for a Directive of the European Parliament and of the Council on the assessment and management of flood risks (Second reading)
 - Adoption of the legislative act
- 15. Proposal for a Directive of the European Parliament and of the Council establishing a framework for the approval of motor vehicles and their trailers, and of systems, components and separate technical units intended for such vehicles (Second reading)
 - Adoption of the legislative act
- 16. Proposal for a Directive of the European Parliament and of the Council amending Council Directive 90/385/EEC on the approximation of the laws of the Member States relating to active implantable medical devices, Council Directive 93/42/EEC concerning medical devices and Directive 98/8/EC concerning the placing of biocidal products on the market (First reading)
 - Adoption of the legislative act

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19.	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 (First reading)
20.	Proposal for a Council Decision authorising the placing on the market of food and feed produced from genetically modified sugar beet H7-1 (KM-ØØØH71-4) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council
21.	Proposal for a Council Decision authorising the placing on the market of products containing, consisting of, or produced from genetically modified maize 59122 (DAS-59122-7) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council

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- 23. Resolutions, decisions and opinions adopted by the European Parliament at its part-sessions in
 - Brussels, 6-7 June 2007
 - Strasbourg, 18-21 June 2007
 - Strasbourg, 9-12 July 2007
- 24. Report on proceedings in the Council's other configurations
- 25. Council Decision on the signing and the provisional application of the agreement on the participation of the Republic of Bulgaria and Romania in the European Economic Area and four related agreements
- 26. Draft Decision of the EEA Joint Committee amending Protocol 31 to the EEA Agreement, on cooperation in specific fields outside the four freedoms (Civil Protection Financial Instrument)
- 27. Draft Decision of the EEA Joint Committee amending Annex XI (Telecommunication services) to the EEA Agreement and Protocol 37 to the EEA Agreement containing the list provided for in Article 101
- 28. Proposal for a Council Decision on a Community position to be adopted within the EC-Switzerland Joint Committee on a Recommendation of the said Joint Committee on the re-importation of originating products and on the acceptance by the Contracting Parties of simplified proofs of origin made out by approved exporters
- 29. Adoption of the EU position in the III EU-Chile Association Council (Brussels, 24 July 2007)
- 30. Proposal for a Council Decision on the signature and provisional application of an Additional Protocol to the Association Agreement between the European Community and its Member States, of the one part, and the Republic of Chile, of the other part, to take account of the accession of the Republic of Bulgaria and Romania to the European Union
- 31. Togolese Republic: Article 96 of the Cotonou Agreement
- 32. Accession negotiations with Croatia
 - Chapter 28: Consumer and Health Protection
- 33. Relations with Morocco
 - Adoption of the Position by the European Union for the sixth Association Council meeting (Brussels, 23 July 2007)

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- Relations with Algeria 34.
 - Proposal for a Council Decision on the conclusin of a Protocol to the Euro-Mediterranean Agreement establishing an Association between the European Community and its Member States, of the one part, and the People's Democratic Republic of Algeria, of the other part, to take account of the accession 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 to the European Union
- 35. EU Best Practices for the effective implementation of restrictive measures
- 36. Council Decision implementing Common Position 2004/293/CFSP renewing measures in support of the effective implementation of the mandate of the International Criminal Tribunal for the former Yugoslavia (ICTY)
- 37. Draft Council Joint Action amending and extending Joint Action 2006/304/CFSP on the establishment of an EU Planning Team (EUPT Kosovo) regarding a possible EU crisis management operation in the field of rule of law and possible other areas in Kosovo
- 38. Council Regulation amending Regulation (EC) No 234/2004 concerning certain restrictive measures in respect of Liberia
- 40. Draft Council Joint Action in support of the convention on prohibitions or restrictions on the use of certain conventional weapons (CCW) which may be deemed to be excessively injurious or to have indiscriminate effects, in the framework of the European Security Strategy
- Council Decision on the financial rules of the European Defence Agency and on the 41. procurement rules and rules on financial contributions from the operational budget of the European Defence Agency
- 42. Recommendation for a Council Decision concerning the accession of Bulgaria and Romania to the Convention of 26 July 1995, based on Article K.3 of the Treaty on European Union, on the establishment of a European Police Office (Europol Convention)
- Agreement between the European Union and the United States of America on the processing 43. and transfer of passenger name record (PNR) data by air carriers to the United States Department of Homeland Security (DHS)
- Draft rules of procedure of the Civil Service Tribunal of the European Union 44.
 - Approval by the Council of the Romanian and Bulgarian version
- 45. Case before the Court of First Instance
 - Case T-167/07 (Far Eastern Textile Ltd against Council of the European Union)
- Coherence screening of indicative Council agendas, based on the 18-month programme -Identification of items with a development dimension on the indicative agendas for Council meetings

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- 47. Proposal for transfer of appropriations No DEC29/2007 in Section III Commission of the general budget for 2007 (NCE)
- 48. Proposal for transfer of appropriations No DEC28/2007 in Section III Commission of the general budget for 2007 (NCE)
- 49. Proposal for transfer of appropriations No DEC26/2007 in Section III Commission of the general budget for 2007 (NCE)
- 50. Proposal for transfer of appropriations No DEC25/2007 in Section III Commission of the general budget for 2007 (CE)
- 51. Special report n° 1/2007 concerning the implementation of the mid-term processes
- 52. Proposal for a Council Regulation terminating the interim review of anti-dumping measures imposed by Council Regulation (EC) No 1910/2006 on imports of television camera systems originating in Japan and repealing the anti-dumping measures imposed by Regulation (EC) No 1910/2006
- 53. Proposal for a Council Regulation repealing the anti-dumping duty on imports of urea originating in Russia, following an expiry review pursuant to Article 11(2) of Council Regulation (EC) No 384/96, and terminating the partial interim reviews pursuant to Article 11(3) of such imports originating in Russia
- 54. Proposal for a Council Regulation amending Regulation (EC) No 397/2004 imposing a definitive anti-dumping duty on imports of cotton-type bed linen originating in Pakistan
- 55. Amended proposal for a Decision of the European Parliament and of the Council establishing for the period 2007-2013 the Specific Programme "Drug prevention and information" as part of the General Programme "Fundamental Rights and Justice" (First Reading)
 - Adoption
 - a) of the common position
 - b) of the statement of the Council's reasons
- 56. Special Report No 3/2007 concerning the management of the European Refugee Fund (2000-2004)
- 57. Draft Council Decision on the release of information under administrative arrangements with international organisations on security procedures for the exchange of classified information
- 58. United Nations Convention to Combat Desertification (UNCCD)
 - Preparation of the 8th Conference of the Parties (COP 8) in Madrid on 3-14 September 2007

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59.		ow-up to the Council meeting (Economic and Financial Affairs/Budget), on 13 July 20		
60.	EU-China Summit preparations			
61.	Relations with Ukraine			
62.	Preparation of the Council meeting (General Affairs and External Relations) on 23/24 July 2007			
	A.	General Affairs - Other items in connection with the Council meeting	15	
	В.	External Relations (a) Sudan/Darfur (b) Middle East (c) Other items in connection with the Council meeting	15	
-	Any	other business		
	=	Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1924/2006 on nutrition and health claims made on foods	16	

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

doc. 11854/07 OJ/CRP1 27 11915/07 OJ/CRP2 28

The above mentioned agenda is approved with the following changes:

The following items are **added**:

(Coreper Part 1, under I)

- 22. Preparations for the Environment for Europe Sixth Ministerial Conference (Belgrade, 10-12 October 2007)
 - Adoption of Council conclusions 11906/07 ENV 413 ONU 47 COEST 226

(Coreper Part 2, under I)

- 63. The Mechanism on Cooperation and Verification for Bulgaria and Romania
 - Adoption of Council conclusions 11904/07 COVEME 3
- 64. Possible actions for further EU engagement in and around Darfur

11963/07 CIVCOM 374 PESC 919 COSDP 617 COAFR 199 RELEX 579 11966/07 CIVCOM 375 PESC 920 COSDP 618 COAFR 251 RELEX 581

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The following items are withdrawn:

(Coreper Part 1, under I)

- 17. Proposal for a Regulation of the European Parliament and of the Council amending Regulation EC no 1925/2006 on the addition of vitamins and minerals and of certain other substances to foods (LA) (First reading)
 - Adoption of the legislative act PE-CONS 3629/07 DENLEG 48 CODEC 641 11450/07 CODEC 752 DENLEG 54
- 18. Proposal for a Regulation of the European Parliament and of the Council amending Regulation EC n° 1924/2006 on nutrition and health claims made on foods (LA) (First reading)
 - Adoption of the legislative act PE-CONS 3628/07 DENLEG 45 CODEC 640 11451/07 CODEC 753 DENLEG 55

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(Coreper Part 2, under I)

39. Guidelines on appointment, mandate and financing of EU Special Representatives revised guidelines : approval

11328/07 PESC 842 FIN 331 RELEX 522

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

H

- 19. 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 (First reading)
 - Analysis of the compromise text with a view to agreement 11829/07 DENLEG 64 CODEC 811

The Committee took note of the progress achieved as noted in document 11829/07 REV 1.

<u>The Committee</u> endorsed the Presidency's intention to achieve an agreement with the European Parliament on all 4 dossiers of the Food Improvement Agent package at the stage of a Council Common Position.

Furthermore, the Committee and the Commission recognized the need to establish maximum levels for coumarin in certain food categories for its inclusion in Annex III of the current proposal on flavourings. Therefore, on the basis of the data provided by Member States, the Commission will take as soon as possible the appropriate measures to establish such levels in order to maintain a high level of consumer protection.

- 20. Proposal for a Council Decision authorising the placing on the market of food and feed produced from genetically modified sugar beet H7-1 (KM-ØØØH71-4) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council
 - Adoption 11255/07 AGRI 214 DENLEG 52 11809/07 AGRI 233 DENLEG 63
- 21. Proposal for a Council Decision authorising the placing on the market of products containing, consisting of, or produced from genetically modified maize 59122 (DAS-59122-7) pursuant to Regulation (EC) No 1829/2003 of the European Parliament and of the Council
 - **Adoption** 11744/07 AGRILEG 105 ENV 399 11810/07 AGRILEG 107 ENV 405

<u>The Committee</u> takes note of the fact that the current delegations' voting intentions would not result in a qualified majority in favour or against the proposal (see tables annexed to documents 11977/07 and 11979/07).

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<u>The Commission representative</u> calls for urgent action concerning maize 59122, explaining the difficulties of some Member States which are dependant on US corn gluten feed and for which a swift decision on authorisation would help secure supply through imports before the next harvest.

However <u>AT</u>, supported by <u>IT</u>, <u>HU</u>, <u>LUX</u>, <u>PL</u> and <u>CY</u>, rejects the suggestion to invite Council to confirm the lack of a qualified majority on this proposal as an "A" item at its meeting on 23/24 July 2007 or by written procedure.

In conclusion, <u>the Committee</u> agrees to invite the Agriculture/Fisheries Council to confirm the position of delegations at its session on 25 September 2007 as a "B" item.

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59. Follow-up to the Council meeting (Economic and Financial Affairs/Budget), on 13 July 2007

<u>The Committee</u> notes the procedural follow-up to the decisions taken by the ECOFIN (Budget) Council on 13 July 2007.

60. EU-China Summit preparations

11823/07 PESC 894 COASI 94 ASIE 54 RELEX 561 ECOFIN 324 ENER 205 TRANS 245 JAI 383 ENV 407 POLGEN 88 RESTREINT UE

<u>The Committee</u> held a first discussion on preparations for the tenth EU-China Summit and endorsed the priorities for that meeting presented by the Presidency.

61. Relations with Ukraine

- **Progress of preparations for the EU-Ukraine Summit** 11806/07 NIS 171 COEST 225 PESC 892

The Committee had an exchange of views on and took note of the preparations for the EU-Ukraine Summit, that is to take place on 14 September in Kiev, on the basis of a Presidency/Secretariat/Commission information note. The Committee underlined the particular context of the Summit, which would take place just two weeks before the early parliamentary elections scheduled for 30 September, and stressed the need to pass on strong messages in support of the stabilisation of its political system, including a constitutional reform, and the continuation of democratic reforms. It was agreed that delegations' comments would be reflected, as appropriate, in the interventions of the Presidency and Commission at the Summit

62. Preparation of the Council meeting (General Affairs and External Relations) on 23/24 July 2007

A. General Affairs

Other items in connection with the Council meeting

Le Comité met au point l'ordre du jour provisoire de la session Affaires générales.

B. External Relations

- (a) Sudan/Darfur
 - **Draft Council conclusions** 11947/07 COAFR 248 PESC 915

The work of the Committee is contained in document 11947/1/07 REV 1.

- (b) Middle East
 - **Draft Council conclusions** 11955/07 COMEP 27 PESC 917
 - **Draft Council conclusions on Lebanon** 11928/07 COMAG 26 COMEP 26 PESC 913

<u>Le Comité</u> a approuvé le projet de Conclusions du Conseil sur le Processus de Paix au Moyen-Orient (document 11955/2/07 REV 2 COMEP 27 PESC 917) et l'a transmis au Conseil pour adoption.

(c) Other items in connection with the Council meeting

Le Comité met au point l'ordre du jour provisoire de la session Relations extérieures.

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Any other business

- Proposal for a Regulation of the European Parliament and of the Council amending Regulation (EC) No 1924/2006 on nutrition and health claims made on foods
 - **Information from the Presidency**

The Presidency informs the Committee on its intention to seek a first reading agreement with the European Parliament.

Meeting taking place outside the seat of the Council

The Committee approved the following meeting:

Atomic Questions Group, Peten, the Netherlands, 11 September 2007.

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