



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 27 July 2008

12272/08

PUBLIC 97

NOTE

Subject: MONTHLY SUMMARY OF COUNCIL ACTS
JANUARY 2008

This document consists of the following:

- ANNEX I containing a list of acts adopted by the Council in January 2008.^{1 2}
- ANNEX II containing further details on the adoption of these acts. PART I provides information on the adoption of legislative acts, such as the date of adoption, the relevant Council session, the number of the document adopted, and where appropriate, applicable voting rules, voting results, explanations of vote and statements published in the minutes of the Council. PART II provides information that the Council has decided to make public on the adoption of other acts.

This document is also available via the Internet (<http://consilium.europa.eu>); see under "Documents", "Legislative Transparency", "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 (available via the Internet: <http://consilium.europa.eu>, see under "Documents", "Legislative Transparency", "Council Minutes")

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.

² In the case of legislative acts adopted in co decision, there may be a difference between the date of the Council's meeting where the legislative act is adopted and the actual date of the act in question, since legislative acts in co decision are only considered to have been adopted after signature by both the President of the Council and the President of the European Parliament and the Secretaries-General of the two Institutions.

**LIST OF ACTS ADOPTED BY THE COUNCIL
IN JANUARY 2008****Written procedure completed on 11 January 2008**

Regulation (EC) No 107/2008 of the European Parliament and of the Council of 15 January 2008 amending Regulation (EC) No 1924/2006 on nutrition and health claims made on foods as regards the implementing powers conferred on the Commission
OJ L 39, 13.2.2008, p. 8–10

Written procedure completed on 14 January 2008

Council Regulation (EC) No 435/2008 of 19 May 2008 amending Regulation (EC) No 1371/2005 imposing a definitive anti-dumping duty on imports of grain oriented flat-rolled products of silicon-electrical steel originating in the United States of America and Russia and repealing the anti-dumping duties imposed by Regulation (EC) No 1371/2005 on imports of grain-oriented flat-rolled products of silicon-electrical steel origination in Russia
OJ L 132, 22.5.2008, p. 1–4

Written procedure completed on 16 January 2008

Council Regulation (EC) No 40/2008 of 16 January 2008 fixing for 2008 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required
OJ L 19, 23.1.2008, p. 1–203

Corrigendum to Council Regulation (EC) No 40/2008 of 16 January 2008 fixing for 2008 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required (OJ L 19, 23.1.2008)
OJ L 176, 4.7.2008, p. 25–29

**2843rd meeting of the Council of the European Union (AGRICULTURE and FISHERIES),
held in Brussels on 21 January 2008**

Council Decision adapting Annex VIII to the Act of Accession of Bulgaria and Romania
16360/07

Council Regulation (EC) No 78/2008 of 21 January 2008 on the measures to be undertaken by the Commission in 2008-2013 making use of the remote-sensing applications developed within the framework of the common agricultural policy
OJ L 25, 30.1.2008, p. 1–2

Common Position (EC) No 2/2008 of January 2008 adopted by the Council with a view to the adoption of a Regulation of the European Parliament and of the Council establishing the European Institute of Innovation and Technology

OJ C 52E, 26.2.2008, p. 7 – 20

OJ C 52E, 26.2.2008, p. 6–19 (GA)

Regulation (EC) No 176/2008 of the European Parliament and of the Council of 20 February 2008 amending Regulation (EC) No 1059/2003 on the establishment of a common classification of territorial units for statistics (NUTS) by reason of the accession of Bulgaria and Romania to the European Union

OJ L 61, 5.3.2008, p. 1–5

Regulation (EC) No 177/2008 of the European Parliament and of the Council of 20 February 2008 establishing a common framework for business registers for statistical purposes and repealing Council Regulation (EEC) No 2186/93

OJ L 61, 5.3.2008, p. 6–16

Council Decision approving the conclusion, by the Commission, of the Agreement between the European Atomic Energy Community and the Government of the People's Republic of China for R&D Cooperation in the Peaceful Uses of Nuclear Energy

14423/07 + REV 1 (mt) + REV 2 (lv)

Special Report No 4/2007 on physical and substitution checks on export refund consignments together with the Commission's replies

OJ C 252, 26.10.2007, p. 1–26

Council Regulation (EC) No 55/2008 of 21 January 2008 introducing autonomous trade preferences for the Republic of Moldova and amending Regulation (EC) No 980/2005 and Commission Decision 2005/924/EC

OJ L 20, 24.1.2008, p. 1–8

Council Regulation (EC) No 63/2008 of 21 January imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of dihydromyrcenol originating in India

OJ L 23, 26.1.2008, p. 1–6

Council Regulation (EC) No 83/2008 of 21 January 2008 repealing the antidumping duty on imports of ferro molybdenum originating in the People's Republic of China and terminating the proceeding in respect of such imports, following review pursuant to Article 11(3) of Regulation (EC) No 384/96

OJ L 26, 30.1.2008, p. 1–7

2008/76/EC: Council Decision of 21 January 2008 regarding the position to be taken by the Community within the International Cocoa Council on the extension of the International Cocoa Agreement, 2001

OJ L 23, 26.1.2008, p. 27–27

2008/75/EC: Council Decision of 21 January 2008 regarding the position to be taken by the Community within the International Coffee Council on the designation of the Depository of the International Coffee Agreement 2007

OJ L 22, 25.1.2008, p. 20–20

2844th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Brussels on 22 January 2008

2008/84/EC: Council Decision of 22 January 2008 authorising the Federal Republic of Germany and the Republic of Poland to apply measures derogating from Article 5 of Council Directive 2006/112/EC on the common system of value added tax

OJ L 27, 31.1.2008, p. 17–19

Council Conclusions on the Single Market Review: A single market for 21st century Europe
5184/2/08 REV 2

Council Conclusions on Single Euro Payments Area
5195/08

2845th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Brussels on 28 January 2008

Council Regulation (EC) No 75/2008 of 28 January 2008 amending Regulation (EC) No 1207/2001 on procedures to facilitate the issue or the making out in the Community of proofs of origin and the issue of certain approved exporter authorisations under the provisions governing preferential trade between the European Community and certain countries

OJ L 24, 29.1.2008, p. 1–3

Council regulation (EC) No 79/2007 of 28 January 2008 repealing Regulation (EC) No 152/2002 concerning the export of certain ECSC and EC steel products from the former Yugoslav Republic of Macedonia to the European Community (double-checking system)

OJ L 25, 30.1.2008, p. 3–3

Council Decision of 28 January 2008 on the conclusion on behalf of the European Union of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis

OJ L 53, 27.2.2008, p. 50–51

2008/146/EC: Council Decision of 28 January 2008 on the conclusion, on behalf of the European Community, of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis

OJ L 53, 27.2.2008, p. 1–2

2008/147/EC: Council Decision of 28 January 2008 on the conclusion on behalf of the European Community of the Agreement between the European Community and the Swiss Confederation concerning the criteria and mechanisms for establishing the State responsible for examining a request for asylum lodged in a Member State or in Switzerland

OJ L 53, 27.2.2008, p. 3–4

Council Common Position 2008/81/CFSP of 28 January 2008 amending Common Position 98/409/CFSP concerning Sierra Leone

OJ L 24, 29.1.2008, p. 54–54

2008/202/EC: Council Decision of 28 January 2008 concerning the conclusion of the Agreement between the European Community and the Government of Japan on cooperation and mutual administrative assistance in customs matters

OJ L 62, 6.3.2008, p. 23–23

2008/143/EC: Council Decision of 28 January 2008 concerning the conclusion of the Agreement on maritime transport between the European Community and its Member States, of the one part, and the Government of the People's Republic of China, of the other part

OJ L 46, 21.2.2008, p. 23–24

2008/144/EC: Council Decision of 28 January 2008 concerning the conclusion of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, on the one hand, and the People's Republic of China, on the other hand, 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

OJ L 46, 21.2.2008, p. 37–37

Council conclusions on UNFF 7 follow-up
5553/08

Council Decision 2008/266/CFSP of 28 January 2008 concerning the conclusion of the Agreement between the European Union and the Republic of Chad on the status of the European Union-led forces in the Republic of Chad

OJ L 83, 26.3.2008, p. 39–39

Council Decision 2008/178/CFSP of 28 January 2008 concerning the conclusion of the Agreement between the European Union and the Republic of Cameroon on the status of the European Union-led forces in transit within the territory of the Republic of Cameroon
OJ L 57, 1.3.2008, p. 30–30

Council Decision 2008/101/CFSP of 28 January 2008 on the launching of the European Union military operation in the Republic of Chad and in the Central African Republic (Operation EUFOR Tchad/RCA)
OJ L 34, 8.2.2008, p. 39–39

2846th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Brussels on 28 January 2008

Council Conclusions on the Middle East Peace Process
5607/1/08 REV 1

Council Conclusions on Lebanon
5610/1/08 REV 1

Council Conclusions on Kenya
5570/1/08 REV 1

Council conclusions on Sudan/Chad-CAR
5568/1/08 REV 1

Council Conclusions on the Western Balkans
5511/3/08 REV 3

Adoption of legislative acts following the European Parliament's second reading under the co-decision procedure (Brussels, 30 to 31 January 2008)

Directive 2008/6/EC of the European Parliament and of the Council of 20 February 2008 amending Directive 97/67/EC with regard to the full accomplishment of the internal market of Community postal services
OJ L 52, 27.2.2008, p. 3–20

Written procedure completed on 30 January 2008

Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC
OJ L 79, 19.3.2008, p. 1–49

Written procedure completed on 31 January 2008

Council Decision of establishing the Community position within the General Council of the World Trade Organization on the accession of the Republic of Ukraine to the World Trade Organization
5631/08 + REV 1 (lv)

INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS			
JANUARY 2008			
TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Written procedure completed on 11 January 2008			
Regulation (EC) No 107/2008 of the European Parliament and of the Council of 15 January 2008 amending Regulation (EC) No 1924/2006 on nutrition and health claims made on foods as regards the implementing powers conferred on the Commission	PE-CONS 3698/1/07 REV 1	Qualified majority	All Member States in favour
Written procedure completed on 16 January 2008			
Council Regulation (EC) No 40/2008 of 16 January 2008 fixing for 2008 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required	16247/07 + COR 1 + REV 1 COR 1 (ro) + REV 2 (en)	Qualified majority	All Member States in favour
Statements by the Commission			
1. on North Sea cod			
The measures adopted for North Sea cod will be reviewed at the end of 2008 in the light of the overall effects on the stock of the TAC and of the accompanying measures.			
2. on the exchange of fishing opportunities with Norway			
The Commission, in its annual negotiation with Norway in 2008 concerning the exchange of fishing opportunities, will take into account the interests of all concerned Member States, while preserving relative stability.			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p><i>3. on the allocation key for the unallocated quota of Sandeel in ICES zones IIIa and IV and in EC waters of ICES zone IIa</i> The Commission notes that when it will fix the catch limits for the fisheries on sandeel in ICES zones IIIa and IV and EC waters of ICES zone IIa in accordance with Article 5(3) of the TAC and Quota Regulation for 2008, the allocation key for the unallocated quota for this TAC will be established on the basis of what has been decided by the Council as regards the distribution of the fishing effort in relation to the exploratory fishery relating to sandeel abundance in 2008.</p> <p><i>4. on level playing field</i> The Commission notes that, in line with the Council conclusions on improving the examination of special reports drawn up by the Court of Auditors (7515/00), Coreper has instructed the Working Party on Internal and External Fisheries to examine Special Report No 7/2007 from the Court of Auditors on the control, inspection and sanction systems relating to the rules on conservation of Community fisheries resources. In the context of the need for increasing transparency in control and enforcement, the Commission welcomes the Court of Auditors Special Report and looks forward to a discussion of the report. In this same context, the Commission will take steps to improve transparency in respect of the control measures implemented in the Member States, for example through the sharing of inspection reports between the Member States. The Commission confirms that it intends in 2008, as a priority initiative, to propose a Regulation introducing amendments to the current system of control and enforcement in the Community.</p> <p><i>5. on blue ling in all ICES zones</i> The Commission will conduct further scientific analysis and consultations with stakeholders during 2008 to regulate directed fishery and by-catches in order to protect spawning aggregations of blue ling in all ICES zones. The Commission envisages to make a proposal for the protection of spawning aggregations of blue ling for implementation in 2009 based on the results of the scientific analysis and consultations with stakeholders.</p> <p><i>6. on haddock in ICES zone VII and VIIa</i> The Commission will come forward with a proposal concerning the adaptation of the TAC for haddock in VII and the special condition concerning the stock of haddock in ICES zone VIIa into two TACs that reflect the biological structure of these stocks.</p>			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>7. on the geographical extension of the prohibition to use deep sea gillnets The Commission informs the Council of its intention to consult the South Western Waters Regional Advisory Council on the extension of the prohibition to use deep sea gillnets in ICES zones VIII, IX and X and, as appropriate, STECF. Following this consultation the Commission will examine relevant elements and make proposals as appropriate.</p>			
<p>8. concerning cod in the Kattegat The Commission informs the Council of its intention to further extend, in 2008, the special monitoring programme concerning cod as established by Commission Decision 2005/429/EC.</p>			
<p>9. on cod avoidance technical measures By 30 September 2008, the Commission will request Member States to submit preliminary assessments of the effectiveness of the measures taken to reduce discards of cod to 10 % of cod catches in line with the commitments undertaken during the consultations between the European Community and Norway for 2008. These assessments shall be submitted for scrutiny to STECF, which will be requested to report to the Commission as soon as possible.</p>			
<p>10. on measures related to protected areas for corals The measures concerning the closed areas to protect deep-sea habitats to the west of Ireland in 2008 are established in order to bring early protection to the concerned areas proposed under the Natura2000 network. The measures to protect these areas will be discussed thoroughly in 2008 in the context of the Commission's proposal on technical conservation measures. The precise delimitation of the areas protected from fishing will be the subject of further scientific examination.</p>			
<p>11. on minimum size for octopus The Commission declares its intention to take appropriate initiatives within a short time in order to achieve the harmonization of minimum size for octopus in the framework of the Commission for East-Central Atlantic Fisheries (CECAF).</p>			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Statements by the Council and the Commission			
<i>12. Joint Council and Commission Statement on a kW-days scheme</i>			
The Council and the Commission agree that a kW-days approach would be better adapted to the management of fishing effort in the areas covered by the multi-annual regimes for cod, flatfish and southern hake. They endeavour to discuss during 2008 such an approach on the basis of the ideas advanced by the Commission in the context of the preparation of the 2008 TAC and Quota package. They shall aim at the implementation of such an approach in 2009.			
<i>13. Joint Council and Commission Statement on cod avoidance plans</i>			
The Council and the Commission shall examine, with the help of the STECF, the effectiveness of the plans referred to in points 8.5 and 12 of Annex IIA and will consider the results of this examination during the revision of the cod recovery plan to be carried out in 2008.			
<i>14. Joint Commission and Council Statement on the renewal of the management arrangements concerning herring North Sea origin</i>			
The Commission and the Council, taking note of the need to agree a new long-term management plan with Norway concerning herring of North Sea origin, considers that such a new plan should allow for the best possible utilization of catches of this stock for human consumption purposes.			
Statements by the Council			
<i>15. concerning the mesh size in the gillnet fisheries targeting hake</i>			
On the basis of the relevant scientific information, the Commission is invited in 2008 to examine the appropriate minimum mesh size for the deep sea gillnet fisheries targeting hake.			
<i>16. regarding spurdog</i>			
Bearing in mind the state of spurdog stock, during 2008 the Council wishes to improve the knowledge on how to avoid catches by bottom trawlers of large aggregations of mature females of spurdog.			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Statements by Delegations			
<p><i>1. Statement by the Spanish Delegation</i> The Spanish delegation considers that the maximum number of Spanish vessels which may fish for swordfish south of 20°S in the WCPFC Convention area should be 15, not 14, in the light of fishing carried out during the reference period set in conservation and management measure 2006/03. The Spanish delegation would ask the Commission to take the necessary steps, at the next annual meeting of that regional fisheries organisation, in order for the next Regulation on TACs and quotas, for 2008, to allow 15 Spanish vessels to fish for swordfish in that area.</p>			
<p><i>2. Joint Statement by the United Kingdom and Ireland on the Hague Preference</i> The United Kingdom and Ireland consider that the Hague Preference constitutes an integral part of relative stability, reflecting the need to safeguard the special needs of regions where local populations are especially dependent on fisheries and related industries. This is specifically recognised in Community fisheries policy and was set down in Council Regulation 170/83 and Council Regulation 3760/92. It has again been restated in Council Regulation 2371/2002.</p>			
<p><i>3. Statement from the United Kingdom on anglerfish flexibility</i> The United Kingdom confirms its intention to explore in the course of 2008 the possibility of allowing 5 % of area IV anglerfish quotas to be fished in Area VI. It will seek to reach agreement with relevant Member States before submitting any such plans to the Commission with a view to securing an in-year amendment to the TAC and quota regulation.</p>			
<p><i>4. Joint Statement by France and the United Kingdom on North Sea whiting discards</i> The United Kingdom and France confirm their intention to conduct trials during 2008 to give effect to the provisions set out in point 10 of Annex III of this Regulation.</p>			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>5. <i>Statement by Denmark and Sweden on sandeel</i> In order to secure a sustainable and comprehensive management of sandeel Denmark and Sweden request the Commission to put forward a proposal on an allocation of the unallocated quota for adoption in the Council before the exploratory fishery starts April 1 2008.</p> <p>6. <i>Statement by Belgium, Denmark, Germany and the Netherlands concerning the Hague Preferences</i> Belgium, Denmark, Germany and the Netherlands are of the opinion that the scales for the allocation of quotas for Member States were finally agreed upon in 1983. These scales constitute the basis of relative stability, which is a principle established by the Basic Regulation governing the Common Fisheries Policy. It is our opinion that Hague preferences are contrary to the principle of relative stability.</p> <p>7. <i>Statement by Poland on the fishing quota for Atlanto-Scandinavian herring (ICES zones I i II)</i> Poland considers that the quota of Atlanto-Scandinavian herring allocated by the European Commission does not reflect Poland's historical fisheries in the NEAFC regulatory area. While the former agreement of coastal states was still in force (1996–2002), Poland's average share accounted for approximately 0,17 % of the general NEAFC quota. Within the framework of accession negotiations, and in the light of the absence of any agreement on the part of coastal states, Poland was allocated a temporary share in the EU's TAC. Despite the fact that a new agreement was reached by coastal states in 2007, Poland's traditional share remained at an unjustifiably reduced level of 0,11 % of the TAC established by the NEAFC. This does not correspond to Poland's historical rights and necessitates urgent correction. In view of the above, Poland calls upon the European Commission to take all measures necessary within the framework of the NEAFC to secure Poland's fishing rights.</p>			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Statements made by the French delegation			
<i>1. Implementation of Danish preferences</i>			
<p>France considers that the application of the "Danish preferences" mechanism harms fishermen from the other Member States. This mechanism to compensate for reductions in fishing opportunities for mackerel for Denmark has led to a disproportionate reduction for French fishermen, in a context where the resource is becoming rarer and is shrinking. France is opposed to the application of the Danish preferences, which runs counter to the principle of relative stability, as does this Presidency compromise.</p>			
<i>2. Implementation of the Hague Preferences</i>			
<p>France is of the opinion that the scales for the allocation of quotas for Member States were finally agreed upon in 1983. These scales constitute the basis of relative stability, which is a principle established by the Basic Regulation governing the Common Fisheries Policy. It is our opinion that Hague Preferences are contrary to the principle of relative stability.</p> <p>In a context where the resource is becoming rarer and is shrinking, the Hague Preferences lead to unreasonable additional allocations to the detriment of the other Member States. France is opposed to the application of the Hague Preferences, which runs counter to the principle of relative stability, as does this Presidency compromise.</p>			
<i>3. Absence of a full allocation for haddock and whiting</i>			
<p>France considers that the existence of a quota for industrial fishing, not divided between the Member States, alongside the allocation of TACs between the Member States, is contrary to the principle of relative stability and creates an unfair situation between the different Member States, without sufficient justification. France is opposed to this exemption for industrial fishing, which runs counter to the principle of relative stability, as does this Presidency compromise.</p>			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>Corrigendum to Council Regulation (EC) No 40/2008 of 16 January 2008 fixing for 2008 the fishing opportunities and associated conditions for certain fish stocks and groups of fish stocks, applicable in Community waters and, for Community vessels, in waters where catch limitations are required</p> <p>2843rd meeting of the Council of the European Union (AGRICULTURE and FISHERIES) held in Brussels on 21 January 2008</p>	8662/08	Qualified majority	All Member States in favour
<p>Council Decision adapting Annex VIII to the Act of Accession of Bulgaria and Romania</p>	16360/07	Unanimous	All Member States in favour
<p>Council Regulation (EC) No 78/2008 of 21 January 2008 on the measures to be undertaken by the Commission in 2008-2013 making use of the remote-sensing applications developed within the framework of the common agricultural policy</p>	13080/07 + REV 1 (da)	Qualified majority	All Member States in favour

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Common Position (EC) No 2/2008 of January 2008 adopted by the Council with a view to the adoption of a Regulation of the European Parliament and of the Council establishing the European Institute of Innovation and Technology	15647/1/07 REV 1 + REV 2 (fr) + REV 3 (cz) + REV 4 (es) + REV 6 (hu) + REV 7 (it) + REV 8 (lv) + REV 9 (lt) + REV 10 (mt) + REV 11 (pt) + REV 12 (sk) + REV 13 (bu)	Qualified majority	All Member States in favour

Statement by the Commission

The Commission will inform the Council and the EP about the nomination of the members of the Identification Committee and its mandate.
The Commission will inform the Council and the EP about the selection criteria that the Identification Committee will use for the selection of the first members of the Board, following an open consultation process.
The Commission will without any delay inform the EP and the Council about the outcome of the selection process carried out by the Identification Committee for appointing the first members of the Governing Board and by the Governing Board for appointing subsequent members.
The Commission will grant the EP and the Council a period of one month to take cognisance of the outcome of the selection process. Following this, the Commission will then appoint the members of the Governing Board.
The Commission will inform the Council and the EP about the Chairperson elected by the Governing Board. An exchange of views with the Chairperson may take place following his/her election before he/she takes office.

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>Regulation (EC) No 176/2008 of the European Parliament and of the Council of 20 February 2008 amending Regulation (EC) No 1059/2003 on the establishment of a common classification of territorial units for statistics (NUTS) by reason of the accession of Bulgaria and Romania to the European Union</p>	<p>PE-CONS 3645/1/07 REV 1</p>	<p>Qualified majority</p>	<p>All Member States in favour</p>
<p>Regulation (EC) No 177/2008 of the European Parliament and of the Council of 20 February 2008 establishing a common framework for business registers for statistical purposes and repealing Council Regulation (EEC) No 2186/93</p>	<p>PE-CONS 3665/2/07 REV 2</p>	<p>Qualified majority</p>	<p>All Member States in favour</p>
<p>2844th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Brussels on 22 January 2008</p>			
<p>2008/84/EC: Council Decision of 22 January 2008 authorising the Federal Republic of Germany and the Republic of Poland to apply measures derogating from Article 5 of Council Directive 2006/112/EC on the common system of value added tax</p>	<p>16447/07 + REV 1 (de)</p>	<p>Unanimous</p>	<p>All Member States in favour</p>

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>2845th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Brussels on 28 January 2008</p> <p>Council Regulation (EC) No 75/2008 of 28 January 2008 amending Regulation (EC) No 1207/2001 on procedures to facilitate the issue or the making out in the Community of proofs of origin and the issue of certain approved exporter authorisations under the provisions governing preferential trade between the European Community and certain countries</p> <p>Adoption of legislative acts following the European Parliament's second reading under the co-decision procedure (Brussels, 30 to 31 January 2008)</p> <p>Directive 2008/6/EC of the European Parliament and of the Council of 20 February 2008 amending Directive 97/67/EC with regard to the full accomplishment of the internal market of Community postal services</p>	<p>16558/07 + REV 1 (de) + REV 2 (fi) + REV 3 (sk)</p> <p>PE-CONS 3605/08</p>	<p>Qualified majority</p> <p>(Not applicable)</p>	<p>All Member States in favour</p> <p>(Not applicable)</p>

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
Written procedure completed on 30 January 2008			
Regulation (EC) No 216/2008 of the European Parliament and of the Council of 20 February 2008 on common rules in the field of civil aviation and establishing a European Aviation Safety Agency, and repealing Council Directive 91/670/EEC, Regulation (EC) No 1592/2002 and Directive 2004/36/EC	PE-CONS 3697/10/07 REV 10	Qualified majority	All Member States in favour
Statements by the Commission			
<i>Article 64</i>			
As regards Article 64, the Commission states that, when amending Commission Regulation (EC) 593/2007 of 31 May 2007 on the fees and charges levied by the European Aviation Safety Agency, the Commission will pay due attention to the specific situation of SMEs, and in particular to the impact that the level of fees and charges may have on their economic viability, while continuing to ensure both compliance with the principle of non-discrimination, and that the revenue from the certification activity of the Agency remains sufficient to cover the full cost of the services delivered.			
<i>Article 3(j)(i), fourth indent</i>			
As regards the definition of complex motor-powered aircraft the Commission will assess the economic impact on markets of the inclusion of aeroplanes equipped with turbojet engines or more than one turboprop engine in such a definition and will request the European Aviation Safety Agency to monitor their safety performance.			
<i>Annex II, point (e) (ultra-light aircraft)</i>			
The Commission will request the European Aviation Safety Agency to conduct formal consultations of all stakeholders and to submit a reasoned opinion for a change to Annex II, point (e), aimed at including in it ultra-light aircraft of less than 600 kg, if necessary.			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>Unilateral Statement by the Commission</p> <p><i>Article 10(3), Article 24(2) and Article 55(1) "Inspections by EASA"</i></p> <p>1. The Commission confirms that the wording of Articles 10(3), 24(2) and 55(1) does not change the current role of Member States both as regards their primary oversight role over undertakings under their responsibility, and as regards ramp inspections including decisions on grounding of aircraft.</p> <p>2. These provisions simply add the possibility for the Agency to carry out inspections of aircraft for the purpose of:</p> <ul style="list-style-type: none"> a) certification procedures carried out by the Agency within the context of tasks assigned to it by this Regulation; b) standardisation inspections as provided for in Article 24(1); c) inspections of any undertaking to check compliance with relevant Community law in potentially unsafe situations, in cooperation with the Member States. <p>3. Article 10 explicitly limits the possibility to ground aircraft to Member States only. Under no circumstance can the Agency ground an aircraft. Where a safety deficiency is found, the Agency's role is to inform the Member States concerned and the Commission thereof.</p> <p>The Agency's power to act is limited to the withdrawal/suspension of certificates/authorisations it has issued.</p> <p>Unilateral Statement by the Commission</p> <p><i>Article 7(7) "Leisure Pilot Licence"</i></p> <p>The Commission confirms that, when drawing up implementing rules for Article 7 relating to leisure pilot licences, priority will as always be given to safety. In particular, the implementing rules will limit the privileges associated with these licences depending on the level of training of the pilots concerned. Besides, recital 9 and Article 7(6)(c) make this necessity an obligation.</p>			

**INFORMATION ON THE ADOPTION OF LEGISLATIVE ACTS
JANUARY 2008**

TITLE OF LEGISLATIVE ACT	TEXTS ADOPTED	VOTING RULE	VOTES
<p>Joint statement by the Council and the Commission</p> <p><i>Re Article 70 "Entry into force"</i> The Council and the Commission agree that they will endeavour to have the implementing rules referred to in Article 70 developed and adopted as soon as possible, and as far in advance of the deadline set out in that Article as is feasible, given the technical complexity of such implementing rules.</p> <p>Statement by the Czech Republic</p> <p>The Czech Republic welcomes the Commission statement concerning Annex II to Regulation (EC) No 1592/2002 and is ready to take part in the forthcoming consultations of all stakeholders in order to minimise barriers which stand in the way of the European general aviation industry with regard to its successful access to the world manufacturing market. Minimisation of such barriers should also contribute to the attainment of the Lisbon objectives.</p> <p>Statement by the United Kingdom, Netherlands and Ireland</p> <p>The UK, Netherlands and Ireland state that the implementing measures regarding the cabin crew attestation should be evidence-based and proportionate. Requirements that go beyond the attestation of initial training set out in Annex III, Subpart O, of Regulation No 1899/2006 should be informed by a rigorous impact assessment carried out by the European Aviation Safety Agency to avoid imposing unnecessary costs on industry.</p>			

INFORMATION ON THE ADOPTION OF OTHER ACTS JANUARY 2008	
OTHER ACTS	Votes/Statements made public
<p>Written procedure completed on 14 January 2008</p> <p>Council Regulation (EC) No 435/2008 of 19 May 2008 amending Regulation (EC) No 1371/2005 imposing a definitive anti-dumping duty on imports of grain oriented flat-rolled products of silicon-electrical steel originating in the United States of America and Russia and repealing the anti-dumping duties imposed by Regulation (EC) No 1371/2005 on imports of grain-oriented flat-rolled products of silicon-electrical steel origination in Russia 16690/07 + REV 1 (lt)</p> <p>2843rd meeting of the Council of the European Union (AGRICULTURE and FISHERIES) held in Brussels on 21 January 2008</p> <p>Council Decision of approving the conclusion, by the Commission, of the Agreement between the European Atomic Energy Community and the Government of the People's Republic of China for R&D Cooperation in the Peaceful Uses of Nuclear Energy 14423/07 + REV 1 (mt) + REV 2 (lv)</p> <p>Council Conclusions on Special Report No 4/2007 on physical and substitution checks on export refund consignments together with the Commission's replies 16301/07</p>	

**INFORMATION ON THE ADOPTION OF OTHER ACTS
JANUARY 2008**

OTHER ACTS	Votes/Statements made public
<p>Council Regulation (EC) No 55/2008 of 21 January 2008 introducing autonomous trade preferences for the Republic of Moldova and amending Regulation (EC) No 980/2005 and Commission Decision 2005/924/EC 16692/07 + COR 1 (pl) + COR 2 (sk)</p>	
<p>Council Regulation (EC) No 63/2008 of 21 January imposing a definitive anti-dumping duty and collecting definitively the provisional duty imposed on imports of dihydromyrcenol originating in India 16791/07</p>	
<p>Council Regulation (EC) No 83/2008 of 21 January 2008 repealing the antidumping duty on imports of ferro molybdenum originating in the People's Republic of China and terminating the proceeding in respect of such imports, following review pursuant to Article 11(3) of Regulation (EC) No 384/96 16794/07</p>	
<p>2008/76/EC: Council Decision of 21 January 2008 regarding the position to be taken by the Community within the International Cocoa Council on the extension of the International Cocoa Agreement, 2001 5012/08 + REV 2 (ro)</p>	

**INFORMATION ON THE ADOPTION OF OTHER ACTS
JANUARY 2008**

OTHER ACTS	Votes/Statements made public
<p>2008/75/EC: Council Decision of 21 January 2008 regarding the position to be taken by the Community within the International Coffee Council on the designation of the Depository of the International Coffee Agreement 2007 5238/08 + COR 1</p> <p>2844th meeting of the Council of the European Union (ECONOMIC and FINANCIAL AFFAIRS), held in Brussels on 22 January 2008</p> <p>Council (Ecofin) conclusions on the Single Market Review: A single market for 21st century Europe 5184/2/08 REV 2 + COR 1 (de)</p> <p>Council Conclusions on Single Euro Payments Area 5195/08</p> <p>2845th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Brussels on 28 January 2008</p> <p>Council regulation (EC) No 79/2007 of 28 January 2008 repealing Regulation (EC) No 152/2002 concerning the export of certain ECSC and EC steel products from the former Yugoslav Republic of Macedonia to the European Community (double-checking system) 14070/2/07 REV 2</p>	

**INFORMATION ON THE ADOPTION OF OTHER ACTS
JANUARY 2008**

OTHER ACTS	Votes/Statements made public
<p>Council Decision of 28 January on the conclusion on behalf of the European Union of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen Acquis 16591/07</p> <p>2008/146/EC: Council Decision of 28 January 2008 on the conclusion, on behalf of the European Community, of the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis 16592/07</p> <p>2008/147/EC: Council Decision of 28 January 2008 on the conclusion on behalf of the European Community of the Agreement between the European Community and the Swiss Confederation concerning the criteria and mechanisms for establishing the State responsible for examining a request for asylum lodged in a Member State or in Switzerland 16590/07</p> <p>Council Common Position 2008/81/CFSP of 28 January 2008 amending Common Position 98/409/CFSP concerning Sierra Leone 5191/08</p>	

**INFORMATION ON THE ADOPTION OF OTHER ACTS
JANUARY 2008**

OTHER ACTS	Votes/Statements made public
<p>2008/202/EC: Council Decision of 28 January 2008 concerning the conclusion of the Agreement between the European Community and the Government of Japan on cooperation and mutual administrative assistance in customs matters 9424/07 + REV 2 (nl, cz) + REV 4 (en, de, it, da, el, pt, fi, sv, et, lv, hu, pl, sk, bg, ro) + REV 5 (es) + REV 5 COR 1 (es) + REV 6 (sl) + REV 7 (ro) + REV 8 (sl)</p> <p>2008/143/EC: Council Decision of 28 January 2008 concerning the conclusion of the Agreement on maritime transport between the European Community and its Member States, of the one part, and the Government of the People's Republic of China, of the other part 15882/1/07 REV 1</p> <p>2008/144/EC: Council Decision of 28 January 2008 concerning the conclusion of the Protocol amending the Agreement on maritime transport between the European Community and its Member States, on the one hand, and the People's Republic of China, on the other hand, 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 5125/08</p> <p>Council Conclusions on UNFF7 Follow-up 5553/08</p>	

**INFORMATION ON THE ADOPTION OF OTHER ACTS
JANUARY 2008**

OTHER ACTS	Votes/Statements made public
<p>Council Decision 2008/266/CFSP of 28 January 2008 concerning the conclusion of the Agreement between the European Union and the Republic of Chad on the status of the European Union-led forces in the Republic of Chad 5385/08</p> <p>Council Decision 2008/178/CFSP of 28 January 2008 concerning the conclusion of the Agreement between the European Union and the Republic of Cameroon on the status of the European Union-led forces in transit within the territory of the Republic of Cameroon 5474/08 + COR 1 (fr)</p> <p>Council Decision 2008/101/CFSP of 28 January 2008 on the launching of the European Union military operation in the Republic of Chad and in the Central African Republic (Operation EUFOR Tchad/RCA) 15880/07 + COR 1</p> <p>Written procedure completed on 31 January 2008</p> <p>Council Decision of establishing the Community position within the General Council of the World Trade Organization on the accession of the Republic of Ukraine to the World Trade Organization 5631/08 + REV 1 (lv)</p>	

**INFORMATION ON THE ADOPTION OF OTHER ACTS
JANUARY 2008**

OTHER ACTS	Votes/Statements made public
<p>2846th meeting of the Council of the European Union (GENERAL AFFAIRS and EXTERNAL RELATIONS), held in Brussels on 28 January 2008</p> <p>Council Conclusions on the Middle East Peace Process 5607/1/08 REV 1</p> <p>Council Conclusions on Lebanon 5610/1/08 REV 1</p> <p>Council Conclusions on Kenya 5570/1/08 REV 1</p> <p>Council Conclusions on Sudan/Chad-CAR 5568/1/08 REV 1</p> <p>Council Conclusions on the Western Balkans 5511/3/08 REV 3 + REV 3 COR1</p>	