



**COUNCIL OF
THE EUROPEAN UNION**

**Brussels, 17 October 2001 (19.10)
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TRANSPARENCY

Subject: MONTHLY SUMMARY OF COUNCIL ACTS
SEPTEMBER 2001

This document contains:

- in **Annex I**, a summary of definitive legislative acts adopted by the Council in September 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 acts ¹ adopted by the Council in September 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.

SEPTEMBER 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
Written procedure completed on 7 September 2001				
Directive of the European Parliament and of the Council on the promotion of electricity produced from renewable energy sources in the internal electricity market	PE-CONS 3648/01	113/01, 114/01, 115/01, 116/01	Qualified majority	
2370th Council (Justice, Home Affairs and Civil Protection) on 27 September 2001				
Council Decision authorising Denmark, in accordance with the procedure provided for in Article 8(4) of Directive 92/81/EEC, to apply a differentiated rate of excise duty to petrol distributed by petrol stations meeting certain standards of equipment and operation	11063/01 + COR 1 (en)		Unanimity	
2371st Council (Internal Market, Consumers and Tourism) on 27 September 2001				
Directive of the European Parliament and of the Council on the Community code relating to veterinary medicinal products	PE-CONS 3642/01 + COR (de)		Qualified majority	

SEPTEMBER 2001				
DEFINITIVE LEGISLATIVE ACTS	TEXTS ADOPTED	STATEMENTS	VOTES/EXPLANATIONS OF VOTE AND VOTING RULE	
Directive of the European Parliament and of the Council on the Community code relating to medicinal products for human use	PE-CONS 3643/01 + REV 1 (de) + REV 1 COR 1 (de) + COR 2 (sv) + COR 3 (sv)	117/01	Qualified majority	
Directive of the European Parliament and of the Council on national emission ceilings for certain atmospheric pollutants	PE-CONS 3641/01 + COR 1 + REV 1 (fi) + REV 2 (el)	118/01, 119/01	F and I: Abstention Qualified majority	
Directive of the European Parliament and of the Council on the limitation of emissions of certain pollutants into the air from large combustion plants	PE-CONS 3640/01 + COR 1 (fr,it,sv) + REV 1 (fi) + REV 2 (el)	120/01	Qualified majority	
Council Regulation laying down control measures applicable to fishing for certain stocks of highly migratory fish	10468/01		Qualified majority	
Directive of the European Parliament and of the Council on general product safety	PE-CONS 3644/01 + COR 1 (en)		Qualified majority	

STATEMENT 113/01

Statement by the United Kingdom on mandatory targets (Article 3(4) of the Directive)

"The United Kingdom states that the inclusion of these provisions in this directive does not imply the consent of UK to the principle of mandatory targets, or that it will agree to any proposal from the Commission that may be submitted under the terms of Article 3(4)."

"Luxembourg stated that it joins the declaration made by the United Kingdom on mandatory targets (Article 3(4) of the Directive)."

STATEMENT 114/01

Statement by Finland on mandatory targets (Article 3(4) of the Directive)

"Finland states that the inclusion of provisions on possible mandatory targets in this Directive does not imply the consent of Finland to the principle of mandatory targets. In case the Commission would submit any proposal under Article 3(4) of this Directive, the fact that mandatory targets could affect significantly the choice between different energy sources and the general structure of energy supply must be reflected in the legal basis of such a proposal."

DECLARATION 115/01

Statement by Portugal on mandatory targets (Article 3(4) of the Directive)

"Portugal states that the inclusion of provisions on possible mandatory targets in this Directive does not imply the consent of Portugal to the principle of mandatory targets.

In case the Commission would submit any proposal under the terms of Article 3(4), adjusting mechanisms of the target values based on the verified weather conditions (e.g. annual pluviometry and wind strength conditions) must be reflected on the legal basis of such a proposal."

STATEMENT 116/01

Statement by the United Kingdom on priority access (Article 7(1) of the Directive)

"The United Kingdom states that the final sentence of Article 7(1) is to be interpreted widely, and "the operation of the national electricity system" includes national systems for trade in electricity."

STATEMENT 117/01

Commission statement

"The Commission states that specific attention will be paid to the analysis of the pharmacovigilance provisions applicable to homeopathic medicinal products in the framework of the future discussions in the European Parliament and the Council concerning the proposals for modification of the directives establishing the Community codes relating to medicinal products for human use and for veterinary use.

In this respect, the Commission underlines that the codified texts do not modify the existing legislation which is subject of the codification, and therefore do not require any modification of national provisions transposing that legislation."

STATEMENT 118/01

Statement by the German delegation

"The German Government takes the view that, for Germany, lower emission ceilings than those set in the Council common position can be achieved at a reasonable cost, in the context of the Directive's development after 2010, only if the necessary support is provided by way of common, coordinated policies and measures within the EU."

STATEMENT 119/01

Statement by the French delegation

"The French delegation has played its part in enabling the Council to reach its common position on the Directive on national emission ceilings by making the greatest effort among the Member States to reduce emissions from the viewpoint of the UNECE's Gothenburg Protocol.

This common position on national emission ceilings moved away from the Commission's initial proposal, in particular on account of the widely recognised uncertainty of its scientific and economic foundations.

Consequently, the French delegation cannot agree that this proposal should be included, even in indicative, aggregate or partial form, or that it should somehow serve as a reference for the revision of the Directive.

The conciliation procedure regarding the adoption of this Directive laying down national emission ceilings made it possible to reach agreement at the same time on the revision of the Directive concerning large combustion plants by adopting, in particular, harmonised measures to reduce emissions from existing plants, as desired by the European Parliament.

In general, at the discussion on national ceilings, France had underlined the need for harmonised measures to reduce the principal sources of air pollution.

In consequence, although the positions of the Parliament and the Council have converged, France chooses to abstain with regard to the outcome of the conciliation committee concerning the Directive on national emission ceilings."

STATEMENT 120/01

Statement by the Italian delegation

"While able, in a constructive spirit of cooperation, to support the agreement reached in the *Conciliation Committee* on the proposal for amendment of Directive 88/609/EEC on the limitation of emissions of certain pollutants into the air from large combustion plants, Italy has doubts as to whether the exceptions allowed for the use of solid fuels are consistent with the European Union's general environmental policy and with its strategy for tackling climate change and for achieving CO₂ reduction targets."

SEPTEMBER 2001	
OTHER ACTS	Votes made public
Written procedure completed on 12 September 2001 Council Regulation imposing a definitive anti-dumping duty on imports of gas-fuelled, non-refillable pocket flint lighters originating in the People's Republic of China and consigned from or originating in Taiwan and on imports of certain refillable pocket flint lighters originating in the People's Republic of China and consigned from or originating in Taiwan 11436/01 Written procedure completed on 17 September 2001 Common position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council on access to, and interconnection of, electronic communications networks and associated facilities (Access Directive) 10418/01 + ADD 1 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 authorisation of electronic communications networks and services (Authorisation Directive) 10419/01 + ADD 1 Common position adopted by the Council on 17 September 2001 with a view to the adoption of Directive of the European Parliament and of the Council on universal service and users' rights relating to electronic communications networks and services (Universal Service Directive) 10421/1/01 REV 1 + ADD 1 Common Position adopted by the Council with a view to the adoption of a Directive of the European Parliament and of the Council on a common regulatory framework for electronic communications networks and services (Framework Directive) 10420/01 + ADD 1 Common Position adopted by the Council with a view to the adoption of a Regulation of the European Parliament and of the Council laying down the general principles and requirements of food law, establishing the European Food Authority and laying down procedures in matters of food safety 10880/01 + ADD 1	

SEPTEMBER 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 on undesirable substances in animal feed 10593/01 + COR 1 + ADD 1 Written procedure completed on 12 September 2001 Proposal for a Council Decision on the signing and conclusion on behalf of the European Community of the International Coffee Agreement 2001 11953/01 2370th Council (Justice, Home Affairs and Civil Protection) on 27 September 2001 Council Regulation (EC) No /2001 amending Regulation (EC) No 194/1999 imposing definitive anti-dumping duties on imports of hardboard originating in Bulgaria, Estonia, Latvia, Lithuania, Poland and Russia and definitively collecting the provisional duties imposed 11538/01 Council Regulation terminating the anti-dumping review concerning the definitive anti-dumping measures imposed on imports of television camera systems originating in Japan by Council Regulation (EC) No 2042/2000 11748/01 Council Decision concerning the conclusion of the Agreement on Mutual Recognition between the European Community and Japan 10329/01 + COR 1 (sv), 6260/2/01 REV 2 Draft Resolution on the contribution of civil society in finding missing or sexually exploited children 9004/3/01 REV 3 + COR 1 (fr)	

SEPTEMBER 2001	
OTHER ACTS	Votes made public
2371st Council (Internal Market, Consumers and Tourism) on 27 September 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 96/53/EC laying down for certain road vehicles circulating within the Community the maximum authorised dimensions in national and international traffic and the maximum authorised weights in international traffic 9068/01+ ADD 1 Common position adopted by the Council with a view to the adoption of a Decision of the European Parliament and of the Council laying down the Sixth Community Environment Action Programme 11076/01 + COR 1 (nl) + ADD 1	DK against
