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THE EUROPEAN UNION**

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12987/07

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SUMMARY RECORD

**Subject : 2197th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 19 and 21 September 2007**

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 - Approval by the Council of the Romanian and Bulgarian versions
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1. Adoption of the provisional agenda and items "I"

doc. 12950/07 OJ/CRP1 32

12986/07 OJ/CRP2 32

The above mentioned agenda is approved with the following changes :

The following item is **added** :

(Coreper Part 2, under I)

48. Report on the implementation of the obligations under the Convention on Nuclear Safety - 4th Review Meeting of the Contracting Parties

13005/07 ATO 118 + ADD 1

The following item on the agenda of CRP2, under part I, was **transferred**, under part II :

41. Proposal for a Council Decision denouncing on behalf of the Community Protocol 3 on ACP sugar appearing in the ACP-EEC Convention of Lomé signed on 28 February 1975 and the corresponding declarations annexed to that Convention, contained in Protocol 3 attached to Annex V to the ACP-EC Partnership Agreement signed in Cotonou on 23 June 2000, with respect to Barbados, Belize, the Republic of Congo, the Republic of Côte d'Ivoire, the Republic of the Fiji Islands, the Republic of Guyana, Jamaica, the Republic of Kenya, the Republic of Madagascar, the Republic of Malawi, the Republic of Mauritius, the Republic of Mozambique, the Federation of Saint Kitts and Nevis, the Republic of Suriname, the Kingdom of Swaziland, the United Republic of Tanzania, the Republic of Trinidad and Tobago, the Republic of Uganda, the Republic of Zambia and the Republic of Zimbabwe

12963/07 ACP 159 FIN 411 AGRI 280 WTO 181

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

A statement was made by the Danish delegation on the following item :

4. Proposal for a Council Regulation derogating from Regulation (EC) N° 1782/2003 establishing common rules for direct support schemes under the common agricultural policy and establishing certain support schemes for farmers, as regards set aside for year 2008

- **Consultation of the European Parliament**
- **Request for the European Parliament to apply the urgent procedure**
12936/07 PE 269 AGRI 276 AGRISTR 14
12898/07 AGRI 274 AGRISTR 13

"It is important to Denmark that the Commission should commit itself to proposing - as soon as possible - appropriate measures to ensure that the environmental advantages stemming from set - aside would be retained in another manner."

Another statement was made by the Slovak delegation on the following item :

14. Proposal for a Regulation of the European Parliament and of the Council on rail passengers' rights and obligations (Third railway package) (Third reading)

- **Adoption of the legislative act**
PE-CONS 3637/07 TRANS 239 CODEC 764
12516/07 CODEC 890 TRANS 263

"The Slovak Republic is aware of the difficulties with the implementation of the above proposal, nevertheless it accepts the Regulation on the passengers' rights as a matter of a political will.

However, the Slovak Republic would like to point out a very broad definition of the persons with reduced mobility in Article 3 paragraph 15 of the draft Regulation which may cause difficulties when implementing this Regulation. There is a reference in several articles of the Regulation to technical specification of interoperability (TSI) which should define precisely the persons with reduced mobility. TSI are specified under comitology procedure by the Commission assisted by the Committee for Interoperability. In our opinion, TSI for persons with reduced mobility, as they drafted under comitology procedure at the moment, are not drafted consistently with the definition in the Regulation.

Therefore, the Slovak Republic invites the Commission to remove this inconsistency in order to ensure a proper implementation of the Regulation."

Coreper Part 1

II

15. Preparation of the Council meeting (Transport, Telecommunications and Energy) on 1 and 2 October 2007

1. Proposal for a Directive of the European Parliament and of the Council on the interoperability of the Community rail system

- General approach

[Public deliberation, pursuant to Article 8(1)(c) CRP]

17038/06 TRANS 348 CODEC 1598

12822/07 TRANS 271 CODEC 928

The Committee examined the text on the Interoperability Directive as reflected in document 12822/07 and agreed, with remaining parliamentary reserves of FR and UK, to submit this text to the TTE Council of 1-2 October 2007 with a view to the adoption of a general approach.

2. Proposal for a Directive of the European Parliament and of the Council amending Directive 2004/49/EC on safety of the Community's railways

- General approach

[Public deliberation, pursuant to Article 8(1)(c) CRP]

17039/06 TRANS 349 CODEC 1599

12824/07 TRANS 272 CODEC 929

The Committee examined the text on the Safety Directive as reflected in document 12824/07 and agreed, with remaining parliamentary reserves of FR and UK, to submit this text to the TTE Council of 1-2 October 2007 with a view to the adoption of a general approach.

3. Proposal for a Directive of the European Parliament and of the Council on road infrastructure safety management

- General approach

[Public deliberation, pursuant to Article 8(1)(c) CRP]

13874/06 TRANS 260 CODEC 1095

12791/07 TRANS 270 CODEC 925

The Committee examined the text of the Presidency compromise proposal and agreed to submit the outstanding issues to the Council with a view to reaching a general approach.

- 4. Establishment of a European Union Long Range Identification and Tracking (LRIT) Data Centre**
- **Adoption of Council Resolution**
12883/07 MAR 64 ENV 464 ECOFIN 351

The Committee examined the draft Resolution, agreed on some modifications and invited the TTE Council to adopt the Resolution at its session on 1-2 October 2007. DE entered a scrutiny reservation.

- 5. Proposal for a Directive of the European Parliament and of the Council amending Directive 97/67/EC concerning the full accomplishment of the internal market of Community postal services**
- **Political agreement**
[Public deliberation, pursuant to Article 8(1)(c) CRP]
14357/06 POSTES 1 MI 180 COMPET 282 CONSOM 95 SOC 479
CODEC 1163
12864/07 POSTES 5 MI 209 COMPET 242 CONSOM 102 SOC 317
CODEC 932

The Committee examined the Presidency compromise proposal and decided to submit the outstanding questions to the 1-2 October 2007 TTE Council for the adoption of the Political agreement on the proposal at First Reading.

- 6. European Satellite Radio-Navigation Programmes**
- (a) **EGNOS**
 - (b) **Galileo**
 - **Presentation by the Commission and exchange of views**

During a restricted session, followed by an open one, the Committee examined a set of Council conclusions on Galileo presented by the Presidency.

As a résumé of the discussion the Presidency indicated that it would reflect on how to proceed during the TTE Council as regards the Council conclusions on Galileo.

7. External relations

ICAO: results of 36th Assembly (Montreal, 18-28 September 2007)

- Information from the Presidency and the Commission

The Committee took note of :

- the information provided by the Commission on the state of play of the ongoing discussions during the 36th session of the ICAO General Assembly (Montreal, 18-28 September 2007);
- the Commission's commitment to further report on this issue to the Ministers at the TTE Council on 1-2 October 2007.

16. Proposal for a Regulation of the European Parliament and of the Council on common rules in the field of civil aviation security

- **Preparation for the next trilogue**
12768/07 CODEC 923 AVIATION 148

Le Comité examine, sur base du document 12768/07, des propositions de compromis de la Présidence en vue du Trilogue du 25.9.2007.

17. Interinstitutional declaration designating 2009 a European Year of Creativity and Innovation

- **Information from the Presidency on procedural aspects**
12517/07 EDUC 130 CULT 42

Le Comité marque son appui pour l'initiative de l'année 2009 comme Année européenne de la créativité et de l'innovation de même que pour le concept d'une procédure allégée pour proclamer cette Année. Il autorise la Présidence à participer au groupe de rédaction envisagé.

18. Preparation of the Council meeting "Competitiveness" (Internal Market, Industry and Research) on 28 September 2007

1. Competitiveness / Integrated Approach

- (a) Communication from the Commission on the Mid-Term Review of the Industrial Policy**
 - **Presentation by the Commission**
- (b) Communication from the Commission on E-skills for the 21st Century, fostering Competitiveness, Growth and Jobs (E-skills strategy)**
 - **Presentation by the Commission**
- (c) Mid-term Review of the SME's policy**
 - **State of play**
 - **Policy debate**
 - 11686/07 COMPET 217 IND 70 MI 181 ECO 103
 - 12724/07 COMPET 237 IND 77 MI 205

The Committee approved the Presidency questions for the policy debate as set out in 12724/07.

2. Proposal for a Council Regulation setting up the Innovative Medicines Initiative Joint Undertaking (IMI)

- **State of play**
- **Exchange of views**
 - 9686/07 RECH 142 COMPET 149 + REV 1 (pl)
 - 12727/07 RECH 225

3. Proposal for a Council Regulation on the establishment of the "ARTEMIS Joint Undertaking" to implement a Joint Technology Initiative in Embedded Computing Systems

- **State of play**
- **Exchange of views**
 - 9685/07 RECH 141 COMPET 148
 - 12729/07 RECH 227

4. Proposal for a Council Regulation - Setting up The Clean Sky Joint Undertaking

- **State of play**
- **Exchange of views**
 - 10148/07 RECH 167 COMPET 178
 - 12731/07 RECH 229

5. Proposal for a Council Regulation - Setting up the "ENIAC Joint Undertaking"

- **State of play**
- **Exchange of views**
10149/07 RECH 168 COMPET 179
12733/07 RECH 231

The Committee agreed the terms of reference for discussion of sub-items 2,3,4 and 5 at the Council as set out in 12727/1/07 RECH 225 COMPET 252 REV 1 with a view to obtaining ministerial guidance to the further examination of proposals.

6. Proposal for a Decision of the European Parliament and of the Council on the participation by the Community in a research and development programme aimed at enhancing the quality of life of older people through the use of new Information and Communication Technologies (ICT), undertaken by several Member States (Ambient Assisted Living)

- **State of play**
- **Exchange of views**
[Public deliberation, pursuant to article 8(1)(c) CRP]
10959/07 RECH 193 COMPET 200 TELECOM 89 SOC 257 MI 164
12735/07 RECH 233 CODEC 918

The Committee agreed to the terms of reference for discussion at the Council as set out in 12735/07, with a view to obtaining Ministerial guidance to the further examination of the proposal, in the context of the co-decision procedure.

Coreper Part 2

II

41. **Proposal for a Council Decision denouncing on behalf of the Community Protocol 3 on ACP sugar appearing in the ACP-EEC Convention of Lomé signed on 28 February 1975 and the corresponding declarations annexed to that Convention, contained in Protocol 3 attached to Annex V to the ACP-EC Partnership Agreement signed in Cotonou on 23 June 2000, with respect to Barbados, Belize, the Republic of Congo, the Republic of Côte d'Ivoire, the Republic of the Fiji Islands, the Republic of Guyana, Jamaica, the Republic of Kenya, the Republic of Madagascar, the Republic of Malawi, the Republic of Mauritius, the Republic of Mozambique, the Federation of Saint Kitts and Nevis, the Republic of Suriname, the Kingdom of Swaziland, the United Republic of Tanzania, the Republic of Trinidad and Tobago, the Republic of Uganda, the Republic of Zambia and the Republic of Zimbabwe**
12963/07 ACP 159 FIN 411 AGRI 280 WTO 181

The Chairman noted a very large qualified majority in favour of the adoption of the proposal. The Chairman, however, noted that FR, supported by DE, IT and PL, expressed the wish to further discuss the issue in the Agriculture and Fisheries Council. Moreover the Chairman noted the agreement of the Committee to the Commission's technical amendment to Article 2 concerning the notification procedure.

The Chairman concluded that while the item will be submitted to the Council for adoption as an "A" Item in accordance with the deadlines established in the Council rules of procedure, the Agriculture and Fisheries Council on 26-27 September 2007 could be invited to discuss the issue.

42. **Follow up to the Council meeting (Justice and Home Affairs), on 18 September 2007**

One delegate asked about the nomination of the Counter Terrorism Coordinator. The Presidency informed that the SG/HR, after having been informed by the President of the JHA Council of the results of the consultations among Ministers, will announce very soon the nomination of the CT Coordinator.

Two delegates asked about the follow up of the discussions on the European day against the Death Penalty. The Presidency informed the Committee that the discussion was finished without agreement at the Ministers lunch, but that the foreseen event in Lisbon was going to take place. It was stressed the need to separate the issue of the "European Day" with the EU position against the death penalty.

43. Presentation of the agenda for the Council meeting (Economic and Financial Affairs), on 9 October 2007

The Committee agreed the provisional agenda for this Council meeting.

44. EU Strategy on Aid for Trade

- **"Enhancing EU support for trade related needs in developing countries"**
12990/07 DEVGEN 161 RELEX 658 WTO 183

The Committee discussed and approved with some amendments the draft EU Strategy on Aid for Trade (doc. 12990/07), and agreed to submit it to the Council for adoption (October GAERC) together with an explanatory note on the financial breakdown of the EU trade-related assistance. UK and IT entered scrutiny reservations.

45. Policy Coherence for Development

- **Information by the Presidency on the Process of consultation to Council working parties**

The Presidency informed the Committee about the intended follow-up for the EU Report on Policy Coherence for Development (doc. 13135/07 + ADD 1) and requested delegations' support to carry out the process. The objective is to submit draft Council Conclusions for adoption at the November GAERC, to be prepared by the Development Cooperation WP on the basis of contributions from the relevant Council working parties and committees in charge of the 12 PCD areas.

46. Comitology - 26 basic acts to be adapted as a matter of urgency to Council Decision 1999/468/EC of 28 June 1999 laying down the procedures for the exercise of implementing powers, as amended by Council Decision 2006/512/EC of 17 July 2006

- **Progress of work concerning the 26 acts to be adapted as a matter of urgency**
= **Information item**

The Presidency informed the Committee of the progress of work concerning the 26 acts to be adapted as a matter of urgency in accordance with the Joint Statement concerning Council Decision 2006/512/EC (OJ C 255, 21.10.2006).

47. Emergency and crisis coordination arrangements

- **CCA Exercise (CCAEX07) Hotwash Evaluation Report**
12969/07 CAB 29 PROCIV 145 JAI 457 PESC 1058

The Committee heard a presentation of the hotwash evaluation for the second CCA exercise.

A draft evaluation report will be discussed by Member States on 5 October 2007, and the final version of the report will be presented to the Committee on 7 November 2007.

- **Any other business**

- **Debriefing on the EU - Ukraine Summit (Kiev, 14 September 2007)**

The Committee heard a debrief by the Presidency of the outcome of the eleventh EU-Ukraine Summit which was held in Kiev, Ukraine on 14 September 2007. The Summit was considered successful. Since it took place just two weeks before the early parliamentary elections (30 September), messages agreed before the Summit had been passed on in support of the stabilisation of its political system, including a constitutional reform, and the continuation of democratic reforms.
