



**COUNCIL OF
THE EUROPEAN UNION**

Brussels, 25 September 2009

13106/09

CRS/CRP 32

SUMMARY RECORD

**Subject : 2286th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 9 and 10 September 2009**

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 - (b) n° E-3702/09 put by Alain Lipietz, Caroline Lucas and Raül Romeva i Rueda
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 - (c) n° E-3724/09 put by Emine Bozkurt
""Green Funds" (Islamic investment funds, holding companies, corporations and small-scale companies based in Turkey)"
 - (d) n° P-3771/09 put by Inese Vaidere
""Commission to counter attempts to falsify history to the detriment of Russia's interests" established in the Russian Federation by decree of President Medvedev"
 - (e) n° E-3832/09 put by Mario Mauro
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- (a) 2916th meeting (Employment, Social Policy, Health and Consumer Affairs), held in Brussels on 16 and 17 December 2008
 - (b) 2928th meeting (Environment), held in Brussels on 2 March 2009
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 - (d) 2935th meeting (Transport, Telecommunications and Energy), held in Brussels on 30/31 March 2009

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

doc. 12967/09 OJ/CRP1 30

13038/09 OJ/CRP2 30 COMIX 644

The above mentioned agenda is approved with the following changes :

The following items are **added** :

(Coreper Part 2, under I)

33. Draft Council conclusions on Sudan

13064/09 PESC 1119 COAFR 276 ACP 195

34. Approval of Council Joint Action on the European Union mission to provide advice and assistance for security sector reform in the Democratic Republic of the Congo (EUSEC RD Congo)

13030/09 COSDP 800 PESC 1114 COAFR 274 EUSEC-RDC 19

12604/09 COSDP 751 PESC 1047 COAFR 264 EUSEC-RDC 17

35. Proposal for a Council Framework Decision on the right to interpretation and to translation in criminal proceedings

- **Consultation of the European Parliament**

13069/09 DROIPEN 90 COPEN 161

36. Proposal for Draft Council conclusions on Honduras

13080/09 PESC 1122 AMLAT 25 COHOM 195

The following item is **withdrawn** :

(Coreper Part 2, under I)

11. Council Decision on the conclusion on behalf of the European Union of the Agreement on extradition between the European Union and the United States of America and the Agreement on mutual legal assistance between the European Union and United States of America

7746/09 COPEN 55 USA 16

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

II

8. Preparation of the Council meeting "Competitiveness" (Internal Market, Industry and Research) on 24 and 25 September 2009

1. Setting of the provisional agenda

The Committee agreed on the provisional agenda of the Council as set out in 13337/09
OJ CONS 48 COMPET 387 RECH 281.

2. State of play of the implementation of the Services Directives

- Information from the Commission

- Exchange of views

12930/09 COMPET 361 SOC 488 JUSTCIV 187 MI 314

The Committee takes note of the questions prepared by the Presidency to guide the exchange of views of Ministers.

9. Proposal for a Council Decision on the conclusion by the European Community of the Agreement on the Accession of the European Community to the Convention concerning International Carriage by Rail (COTIF) of 9 May 1980, as amended by the Vilnius Protocol of 3 June 1999

- Examination of the Declaration by the Presidency on behalf of the European Community at the 9th General Assembly of OTIF on the issue of the draft accession agreement

12802/09 TRANS 313

12834/09 TRANS 315

The Committee approved the text of the draft Declaration and tasked the Presidency to present the Declaration on behalf of the European Community at the 9th General Assembly of OTIF on 9/10 September 2009.

10. Amended proposal for a Regulation of the European Parliament and of the Council on labelling of tyres with respect to fuel efficiency and other essential parameters (First reading)

- Preparation for the informal trialogue

12636/2/09 ENER 273 ENV 523 TRANS 305 CONSOM 162 CODEC 1035 REV 2

Subject to clarifications i.a. on the nature of incentives, advertisement, low-noise tyres and market surveillance the Committee agreed that the Presidency could use the text set out in 12636/2/09 REV 2 as a basis for negotiations with the European Parliament on the occasion of the informal trialogue on 16 September.

Coreper Part 2

II

26. Preparation of the Council meeting (Justice and Home Affairs) on 21 September 2009 = Other items in connection with the Council meeting

The Presidency reported on arrangements for the Council. It announced the removal from the Council agenda of the item concerning the Commission's Fifth Report on certain third countries' maintenance of visa requirements as the report would not now be available in advance of Council.

With regard to lunch, the Presidency announced its intention to invite the United Nations High Commissioner on Refugees, Mr. António Guterres to lunch for an exchange of views on asylum issues and the intention to also enable Ministers to discuss certain visa reciprocity issues.

With regard to the Communication from the Commission on guidance for the better transposition and application of Directive 2004/38/EC, DK indicated its intention to table draft Council Conclusions, which the Presidency indicated would be considered in the first instance by JHA Counsellors before being dealt with by the Committee. DE confirmed its request for a debate on asylum by reference to the second phase of the common European asylum system.

27. Electronic System for Travel Authorisation/Travel Promotion Act

The Commission briefed the Committee on recent developments regarding draft US legislation on the introduction of a fee for obtaining a travel authorisation under the Electronic System for Travel Authorisation.

The US Senate had on 8 September 2009 voted in favour of the bill and proceedings were ongoing in the House of Representatives.

It was concluded that the Commission and the Presidency in collaboration with delegations would continue to express concerns in Washington DC and in relevant meetings with the US, having in mind also the upcoming EU-US Summit. The Committee would be further consulted if needed.

28. Debriefing of the Gymnich meeting on the 4/5 September 2009

Presidency informed delegations of the key issues discussed at the Gymnich meeting, namely, the Middle East, Iran and Afghanistan.

29. Preparation of the Council meeting (General Affairs and External Relations) on 14/15 September 2009

A. General Affairs

- a) Presentation of the draft annotated agenda for the European Council meeting 29/30 October 2009**
12942/09 POLGEN 121

The Presidency presented the Draft Annotated Agenda of the October European Council.

= **Security of energy supply**
13068/09 POLGEN 123 ENER 290 ENV 558 RELEX 774 ECOFIN 558

As a follow-up to the June European Council conclusions on energy security, the Committee had an exchange of views on the basis of a stocktaking report from the Presidency.

b) Enlargement

The item has been withdrawn from the GAERC agenda. The Committee notes that the Presidency will continue its efforts for a solution and report back at the end of September.

c) 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) Afghanistan

The Committee had a brief exchange on Afghanistan, following the discussion at Gymnich and looking forward towards the discussion at the upcoming GAERC.

b) Iran

The Presidency outlined the issues for the informal dinner discussion on Iran.

c) Southern Caucasus

13095/09 COEST 318 NIS 90

The Committee had a first exchange of views on the Presidency's orientation note on South Caucasus (doc. 13095/09) in view of the General Affairs and External Relations Council on 14-15 September.

d) Other items in connection with the Council meeting

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

- 30. Council Decision on the signing, on behalf of the European Community, and provisional application of certain provisions of the Euro-Mediterranean Agreement establishing an association between the European Community and its Member States, on the one part, and the Syrian Arab Republic, on the other part**
9921/09 SY 1 MED 20

The Presidency announced that more time was necessary to reach a consensus on this item. Discussion was deferred until later on, the purpose remaining to find a solution so that the agreement can be signed once all the linguistic versions are available, which would be the case in October. The Presidency will keep delegations informed.

31. EU-US Summit

= **Orientation debate**

13008/09 USA 65 PESC 1112 RELEX 769 ECOFIN 556 TRANS 325
ENV 556 ENER 287 DEVGEN 226 JAI 561 SAN 222 POLGEN 122
RESTREINT UE

The Committee held a first discussion as part of the preparations for the EU-US summit to take place in early November 2009 in Washington DC.

32. Possible refusal by the European Parliament to grant the discharge for implementation for the Council's 2007 budget (restricted session - 1+1)

12824/09 FIN 305
+ COR 1 (en) + ADD 1 + ADD 1 COR 1 (en)
+ ADD 2 + ADD 2 COR 1 (en)
12825/09 FIN 306

The Presidency presented a proposal on the approach to follow in the European Parliament as regards the possible refusal to grant the discharge for implementation of the Council's 2007 budget. In the light of the discussion by the Committee the Presidency will contact the Chair of the Committee on Budgetary control to arrange a meeting as soon as possible, along with the Deputy Secretary General and the discharge rapporteur. The Presidency will also raise this matter with the leaders of the political groups in the European Parliament.

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