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European Union

**Brussels, 24 September 2014
(OR. en)**

13118/14

CRS/CRP 36

SUMMARY RECORD

Subject: 2509th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 10 September 2014

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 - b) E-003192/2014 - Marita Ulvskog (S&D) and Åsa Westlund (S&D)
"Environmental benefits of longer lorries"
 - c) E-004215/2014 - Salvador Sedó i Alabart (PPE)
"Level of implementation of the EU guidelines on the promotion of compliance with international humanitarian law (mainstreaming of international humanitarian law in EU human rights policy)"
 - d) E-004759/2014 - Roberta Metsola (PPE)
"Fiscal Compact implementation"
 - e) P-004853/2014 - Syed Kamall (ECR)
"Inclusion of an individual on restrictive measures list"
 - f) E-005351/2014 - Gerben-Jan Gerbrandy (ALDE)
"Progress in implementation of EU biodiversity strategy"
 - g) E-005458/2014 - Roberta Metsola (PPE)
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II

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

doc. 12940/14 OJ/CRP1 30 + COR 1
12949/1/14 REV 1 OJ/CRP2 30

The above-mentioned agendas are approved with the following changes :

The following item is **added** :

(Coreper Part 2, under I)

60. EU Sanctions Mechanism to optimize consistency in the application and monitoring of EU restrictive measures

12977/14 PESC 913 RELEX 720 CONUN 139 COARM 135 FIN 610

The following items are **withdrawn** :

(Coreper Part 1, under I)

33. Commission Regulation (EU) No .../.. of XXX amending Commission Regulation (EU) No 965/2012 of 5 October 2012 laying down technical requirements and administrative procedures related to air operations pursuant to Regulation (EC) No 216/2008 of the European Parliament and of the Council Sterile flight crew compartment

– **Decision not to oppose adoption**

11811/14 AVIATION 144

+ ADD 1

11812/14 AVIATION 145

(Coreper Part 2, under I)

40. Judgment of the Court of 6 May 2014 in Case C-43/12

– **Annulment of Directive 2011/82/EU of the European Parliament and the Council of 25 October 2011 facilitating the cross border exchange of information on road safety related traffic offences**

11478/14 JUR 393 TRANS 351 DAPIX 96 ENFOPOL 205 CODEC 1554

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

AT made a statement on the following items:

- 23. Commission Decision of XXX amending Decision 2000/532/EC on the list of waste pursuant to Directive 2008/98/EC of the European Parliament and of the Council**
- **Decision not to oppose adoption**
 - 11889/14 ENV 673 ENT 162
 - + ADD 1
 - 12791/14 ENV 722 ENT 183
 - + ADD 1
- 24. Commission Regulation (EU) No .../. of XXX replacing Annex III to Directive 2008/98/EC of the European Parliament and of the Council on waste and repealing certain Directives**
- **Decision not to oppose adoption**
 - 11888/14 ENV 672 ENT 161
 - + ADD 1
 - 12795/14 ENV 723 ENT 184
 - + ADD 1

"Declaration on the amendment of Annex III to the Waste Framework Directive and on the Decision amending Decision 2000/532/EC on a list of waste

Austria holds the view that the hazardous properties of waste determine whether or not it should be classified as hazardous in the list of waste. Any different understanding would make mirror entries redundant.

Austria therefore considers that the Commission Decision amending Decision 2000/532/EC on a list of waste pursuant to Directive 2008/98/EC of the European Parliament and of the Council (hereinafter "Waste Framework Directive") is not consistent with Article 7 of Directive 2008/98/EC.

According to the Annex to the list of waste referred to in Article 7 of the Waste Framework Directive, a waste entry should be included in the harmonised list if that waste contains relevant hazardous substances causing it to display one or more of the hazardous properties HP 1 to HP 8 and/or HP 10 to HP 15 as listed in Annex III to the Waste Framework Directive.

These hazardous properties are significant not only for the definition of hazardous wastes and the assignment of mirror entries, but also for the control procedure for green-listed wastes pursuant to Regulation (EC) No 1013/2006 on shipments of waste and for establishing quality criteria determining when scrap metal ceases to be waste, pursuant to Regulation (EU) No 333/2011.

Austria considers it imperative to adapt the list of waste both to the newly-defined hazardous properties and to the state of the art. For instance, based on the newly-defined hazardous property HP 15, the hazardous entries for batteries 16 06 07* and 16 06 08* should be added to the list.

Furthermore, Austria feels that it is vital that in the case of waste concrete and fly ash from the incineration of environmentally unproblematic treated wood, the carbonation process should be taken into account when defining hazardous property HP 4.

In addition, Austria takes a very critical view of the European Commission's decision at the meeting of the Technical Committee on the Waste Framework Directive on 5 June 2014 to hold one single vote on the Regulation replacing Annex III to the Waste Framework Directive and the Decision amending Decision 2000/532/EC, rather than allowing the Member States to exercise their right to vote separately on these two pieces of legislation."

Coreper Part 1

II

37. Preparation for the Council meeting "Competitiveness" (Internal Market, Industry, Research and Space) on 25 and 26 September 2014

1. Europe 2020 strategy: Mid-term review (*Non legislative activity*)

– Policy debate

12797/14 IND 228 MI 616 COMPET 491

The Committee took note of the discussion paper as set out in 12797/14 and decided to put it forward to the Council.

2. Europe 2020 strategy: Mid-term review and Communication from the Commission on "Research and Innovation as sources of renewed growth" (*Non legislative activity*)

– Policy debate

10897/14 RECH 300 COMPET 412 ECO 68 IND 185 MI 494 FISC 98 RC 13

+ ADD 1

+ REV 1 (es)

12778/14 RECH 353 COMPET 489 ECO 103 IND 227 MI 613 FISC 120 RC 19

The Committee took note of the discussion paper as set out in 12778/14 and decided to put it forward to the Council.

Coreper Part 2

II

56. Presentation of the agenda of the Council meeting (General Affairs) on 29 September 2014

The Committee took note of the agenda of the September General Affairs Council which will include the following items:

- preparations of the October EC (annotated draft agenda);
- Council conclusions on the EU strategy for the Adriatic and Ionian Region;
- Council conclusions on the Governance of the macro-regional Strategies;
- follow-up to the June EC Strategic guidelines - Chapter on growth;
- AOB - first meeting of the FoP on Improving the Functioning of the EU.

57. Relations with the European Parliament (September 2014) 12630/14 PE 317 INST 388 POLGEN 122 CODEC 1735

Delegations took note of the latest developments in relation with the European Parliament.

58. Additional participatory rights of the EU in UNHCR 12765/14 ASILE 21 COHOM 125

The Committee examined the Presidency Note on the draft EU position on additional participatory rights of the EU in UNHCR, as set out in 12765/14, and endorsed the suggested approach with some changes. The Council will be invited to adopt the text as amended by the Committee at its next meeting.

59. Ukraine (restricted session)

The Committee reviewed a number of issues related to the situation in Ukraine, notably:

- the establishment of a EU Sanctions Mechanism to optimise consistency in the application and monitoring of EU restrictive measures (agreed as a "I" item - item 60);
- the possible listing under restrictive measures of separatists as terrorist groups (the Committee agreed to revert to this issue following discussion by the Political and Security Committee);

- the possible listing under restrictive measures of journalists and media operators, as well as the possible inclusion of family members in asset freeze listings in order to avoid circumvention, and the possible extension of the legal base for restrictive measures to list so-called "cronies" of the Russian leadership (the Committee noted that no specific decision on these issues was required for the moment);
- the question of a ban on investment in Crimea;
- the state-of-play on measures adopted by the Russian Federation in retaliation to the signature of the Association Agreements/DCFTAs with Ukraine, Georgia and the Republic of Moldova, as well as on the suspension of EIB and ERBD programmes with Russia;
- the question of possible measures to "boycott" sports events. In this regard, the Lithuanian delegation recalled its concern with regard to the decision of the Russian Football Federation to admit Crimean football teams. It was agreed that this matter would be addressed by the Working Party on Eastern Europe and Central Asia (COEST).

The Committee also met in a restricted session to discuss the follow-up to the further EU restrictive measures against Russia, which were adopted by the Council on 8 September 2014.

– **Any other business**

EE informed delegations of the events concerning the abduction of an Estonian police officer on Estonian territory near the EE-Russian border.
