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THE EUROPEAN UNION**

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13301/09

CRS/CRP 33

SUMMARY RECORD

**Subject : 2287th meeting of the PERMANENT REPRESENTATIVES COMMITTEE
held in Brussels on 16 and 18 September 2009**

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

doc. 13264/09 OJ/CRP1 31

13295/09 OJ/CRP2 31

The above mentioned agenda is approved with the following changes :

The following items are **withdrawn** :

(Coreper Part 1, under I)

6. Draft Commission Decision of [...] on the adoption of basic parameters for registers of train driving licences and complementary certificates provided for Directive 2007/59/EC

- Decision not to oppose the adoption

11925/09 TRANS 281

12934/09 TRANS 318

10. Proposal for a Council Decision on the signing and provisional application of a Protocol amending the Euro-Mediterranean Aviation Agreement between the European Community and its Member States, of the one part, and the Kingdom of Morocco, of the other part, to take account of the accession to the European Union of the Republic of Bulgaria and Romania

- Adoption

12071/09 AVIATION 104 RELEX 668 MA 3

12995/09 AVIATION 127 RELEX 767 MA 5

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

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

1. "Making the Internal Market work better"

- (a) Commission Recommendation on measures to improve the functioning of the Single Market
- (b) Internal Market Information System (IMI)
- (c) Internal Market Scoreboard
- (d) Contact points (Services Directive and the Regulation of Mutual Recognition)
 - Adoption of Council conclusions
13023/09 COMPET 370 MI 323 SOC 498 CONSOM 169

The Committee examined the draft conclusions and agreed to forward the draft including the issues that remained open to the Council.

2. Proposal for a Directive of the European Parliament and of the Council amending Council Directive 78/660/EEC on the annual accounts of certain types of companies as regards micro-entities

- Policy debate
(Public deliberation pursuant to Art. 8 (1) CRP)
7229/1/09 DRS 18 COMPET 125 ECOFIN 176 CODEC 298 REV 1
13112/09 DRS 58 COMPET 378 ECOFIN 560 CODEC 1071

The Committee took note of the question as set out in 13112/09, prepared by the Presidency in view of the policy debate to be held at the Competitiveness Council on 24-25 September 2009.

3. Reviewing Community innovation policy in a changing world

- Information from the Commission
- Policy debate
12905/09 COMPET 360 RECH 257 EDUC 126 ECOFIN 548 SOC 486 ENV 542
ENER 278 TELECOM 175 MI 312 IND 98 MAP 8
13079/09 COMPET 376 RECH 272 EDUC 134 ECOFIN 559 SOC 506 ENV 559
ENER 291 TELECOM 183 MI 327 IND 110 MAP 15

The Committee took note of the question for the policy debate as set out in 13079/09.

4. The development of the European Research Area and policy issues concerning research based innovation

- Policy debate

9374/09 RECH 129 COMPET 246

12905/09 COMPET 360 RECH 257 EDUC 126 ECOFIN 548 SOC 486

ENV 542 ENER 278 TELECOM 175 MI 312 IND 98 MAP 8

13047/09 RECH 268 COMPET 372

The Committee agreed to forward the questions as set out in 13047/09 RECH 268 COMPET 372 for the Council debate.

15. 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)

- Presidency briefing on the outcome of the informal trialogue

The Presidency informed the Committee on the proceedings of the 1st informal trialogue, which resulted in a large degree of agreement between the European Parliament and the Council, subject to fine tuning of the drafting and refinement of the low-noise mark. The next trialogue will take place on 1st October.

On this occasion the Commission recalled its reservation on art. 4(1).

16. Climate change - Preparation of the Copenhagen Conference (This item will be discussed in restricted session)

- Key issues

13273/09 ENV 570 ONU 73 DEVGEN 234 ECOFIN 565 FORETS 86

The Committee addressed a number of questions, submitted by the Presidency (doc.13273/09) with a view to arrive to common understanding on first two key issues in view of preparations of the Council conclusions.

Coreper Part 2

II

31. Follow-up to the Council meeting (General Affairs and External Relations) on 14/15 September 2009

Le Comité est informé du suivi que la présidence entend donner à la session du Conseil.

32. Follow-up to the EU-South Africa Summit (Cape Town, 11 September 2009)

The Presidency informed of the main outcomes of the South Africa (SA) - EU Summit, which took place in Kleinmond, SA, on 11.09.09. The Summit was preceded by a ministerial troïka meeting. The discussions focused on bilateral relations, as well as on regional and international issues of common concern, such as the global economic situation, climate change, and the current political situation in African countries, such as Zimbabwe, Madagascar, Sudan and Somalia. The Council Secretariat underscored the fact that SA President Zuma would tend to be less active than his predecessor on the international stage, focusing more on domestic matters.

33. EU-India Summit (New Delhi, 6 November 2009)

- Orientation debate

13177/09 COASI 149 PESC 1142 RELEX 786 POLGEN 125 ECOFIN 563
COMER 148 ENER 294 ENV 565 COTER 86 CONOP 59 TRANS 329 JAI 577

The Committee had a discussion on preparations for the 10th EU-India Summit and endorsed the priorities presented in document 13177/09.

34. EU-USA Energy Council

The Committee endorsed the draft concept paper presented by the Presidency and the Commission, as amended by Austria, which will be annexed to the reply letter to Ambassador Morningstar.

35. Preparation of the Council meeting (Justice and Home Affairs) on 21 September 2009

- a) **Communication from the Commission to the European Parliament and the Council on guidance for better transposition and application of Directive 2004/38/EC on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States**
11815/09 MI 270 JAI 459 SOC 431
13268/09 JAI 586 MI 334 SOC 519

The Committee confirmed consensus on the draft Conclusions as set out in 13268/09 JAI 586 MI 334 SOC 519 and submitted them to the Council for adoption.

- b) **Proposal for a Council Directive on a single application procedure for a single permit for third-country nationals to reside and work in the territory of a member state and on a common set of rights for third-country workers legally residing in a member state**

The Presidency indicated it would withdraw the item from the Council agenda as the Presidency compromise proposal did not command sufficient support.

c) Other items in connection with the Council meeting

- Establishment of a joint EU Resettlement Programme

- a) Communication from the Commission to the European Parliament and the Council on the establishment of a Joint EU Resettlement Programme
12986/09 ASILE 61 + ADD 1 + ADD 2
- b) Proposal for a Decision of the European Parliament and of the Council amending Decision No 573/2007/EC establishing the European Refugee Fund for the period 2008 to 2013 as part of the General programme "Solidarity and Management of Migration Flows" and repealing Council Decision 2004/904/EC (LA)
= Presentation by the Commission and first exchange of views (public deliberation pursuant to Article 8(1)(a))
12985/09 ASILE 60 CADREFIN 45 CODEC 1062

- Follow-up to the European Council Conclusions on 18/19 June 2009

- a) Oral report by the Commission
- b) The role and development of Frontex operations, notably in the Mediterranean region (at the request of FR)

- Certain issues on Asylum in the European Union (at the request of the DE delegation)

The Committee confirmed the inclusion of these items in the Council's agenda.

- **Guantanamo**

The HU Permanent Representative informed the Committee, the the HU Government has decided to accept one former Guantanamo prisoner.

The individual will be selected in negotiations between the Hungarian and American administrations.

36. = **Proposal for a Regulation of the European Parliament and of the Council establishing a European Asylum Support Office (EASO)**
13318/09 JUR 364 ASILE 65
- = **Proposal for a Decision of the European Parliament and of the Council amending Decision N° 573/2007/EC establishing the European Refugee Fund for the period 2008/2013 be removing funding for certain Community actions and altering the limit for funding such actions**
- **Preparation for informal dialogue**
13060/09 ASILE 64 CODEC 1070

With a view to exploring the possibility of a pre-negotiated Common Position, the Committee considered a basis for discussion with the European Parliament consisting of the draft Regulation establishing a European Asylum Support Office (EASO) and the draft amending Decision concerning the European Refugee Fund (ERF).

37. **Visa Waiver Agreement with Brazil**
13300/09 VISA 295 AMLAT 86 RESTREINT UE

The Committee discussed this subject on the basis of 13300/09 VISA 295 AMLAT 86 RESTREINT UE. It was agreed to continue discussions at a later meeting to prepare negotiations on the matter to be undertaken by the Commission with Brazil in advance of the EU-Brazil Summit on 6 October 2009.

- **Any other business**
- (a) **Informal ministerial meeting of Agriculture (Växjö, 13-15 September 2009)**
- **Information from the Presidency**

The Committee was informed by the Presidency on the informal meeting of the Ministers for Agriculture held in Växjö, from 13 to 15 September, less than two months before the Climate Conference in Copenhagen, dedicated to agriculture-related aspects of climate change.

- The Chair explained that the discussion was structured by a Presidency questionnaire (doc. 12142/09) containing three questions.
- The Chair provided the Committee with a very succinct summary of the answers given to these questions.

(b) Developments of climate related international negotiations and discussions
- Information from the Presidency

The Presidency informed the Committee about the latest developments in climate related international negotiations and the outcomes of relevant international meetings.

(c) Agreement concerning OPEL (request by the UK delegation)

The UK delegation draws the Committee's attention to the recent agreement reached on GM Europe-OPEL which, according to this delegation, raises a number of questions concerning its compatibility with EU competition rules. In this context it welcomes the announcement made by the Commission to examine these questions.

The BE, PL and ES delegations rallied themselves to the UK delegation. The Commission confirms the assurances given in this regard by President Barroso and Commissioner Kroes.

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